

PC 4-22-21  
Item # 2  
Julie Saylor <julie.saylor@edcgov.us>  
3 pages



**Re: [cannabisinfo] Aaron Mount, Re Meyers**

1 message

**Aaron Mount** <aaron.mount@edcgov.us>

Mon, Mar 22, 2021 at 3:58 PM

To: Joseph King <jkingtahoe@icloud.com>, Christopher Perry <christopher.perry@edcgov.us>, Julie Saylor <julie.saylor@edcgov.us>

Cc: Cannabisinfo <cannabisinfo@edcgov.us>

Mr. King,

Your public comment was received for the appeals of the Meyers Commercial Cannabis Retail Selection Scoring that is on the agenda for the Planning Commission's April 22, 2021 Meeting. Your public comment will be forwarded to the Planning Commission for their review. Thank you.

**Aaron Mount**  
Senior Planner

**County of El Dorado**  
Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5345 / FAX (530) 642-0508  
aaron.mount@edcgov.us

On Thu, Mar 18, 2021 at 12:28 PM 'Joseph King' via AD-cannabisinfo-m <cannabisinfo@edcgov.us> wrote:  
Hi Aaron

I took this picture at 9:40am today, as you can see the gym has 7 cars outside it and is thriving. Earlier in the morning the Barton people work out there before work. The gym has been served eviction notice for April 8 despite being current in rent. Brendan Ferry and this disastrous drawn out corrupt process has played his part in driving a local business to the wall.

Anyway, I was encouraged by our conversation yesterday and am following on from our discussion regarding the current appeal regarding denying the commercial Cannabis license to the Gym location that's before you.

1. Following our conversation I had conversations with gym members, general Meyers residents, hospital workers, local sports personalities and a new resident that had been canvassing locally for a future challenge to McClintock's seat.  
2. There is a ground swell of support for the creation of a new Meyers committee to replace the discredited and corrupt Meyers advisory committee and your liaison Brendan Ferry.

3. The purpose of "Progress Meyers" will be to initially block the opening of a cannabis store where the local gym is now and to bring into public view the process whereby the application process was corrupted and by whom.

4. The wider purpose is to work for the general good of a youthful sport loving Meyers community and not just the narrow goals of some commercial property owners and their courier Brendan Ferry, that has been masquerading as representing our residents.

4. If we are late in saving the gym we propose to raise funds privately to build a Meyers Community building that will lease the space for a new gym independent of the county.

5. Meyers has a lot of wealthy residents including a founder of "Nextdoor" and people who can run our fundraising and more importantly " Communications and public information wing.

6. We will be formally incorporating as soon as we can agree a preamble and will be going to the County once we have collected signatures to show that we are a grass roots local movement with the authority to represent the residents.

Following our discussions yesterday, I am following up on the decision not to refuse the Embarc license application once they did not comply with the original background check process. We are not familiar or up to speed on other points of the process but this alone is sufficient grounds to not grant the license.

I have had discussions with Brendan Ferry privately but after his stonewalling and questionable answers lately I do not think he has the strength of character to act on behalf of Meyers residents. I am disappointed by his lack of transparency and this reflects badly on the county as he is your emissary. As such we will have discussions here about how to take direct action with the County as the current set up has totally failed

It's ironic that the result of Brendan's actions and the self interested bodies on MAC is for a local thriving gym to be evicted and in its place in the most prominent place on the high street is a corporate cannabis commercial retail outlet.

3/22/2021

Edcgov.us Mail - Re: [cannabisinfo] Aaron Mount, Re Meyers

It's a farcical and devious corrupt proposal and the fight against it is only just starting.

4. I will not be on the new "Progress Meyers" board but my son will serve as he is a 23 year old Berkeley graduate with great connections thru school and sport with a population segment we want to involve. Many of the younger age group can now still live and work from home in Meyers and help push change where as before most of the graduates had to move off the hill to live and work. That generation are very conscious of corruption and willing to fight against people like Brendan Ferry who claim to act in our interest but who fold and bend to special interests and betray the residents. I am hopeful that once this abomination of a decision is defeated we will be in better shape going forward with a more youthful group and the MAC will be defunct and it's shameless members shunted to the sidelines

Finally Aaron, I am placing my faith in you and colleagues enforcing the playing by the rules and hope that you will be truthful and honest on dealing with us.

" hard against hard, makes a good wall, hard against soft, no wall at all"

We will be hard and fair with you but do not want a repeat of the shenanigans that has been overseen by Brendan Ferry.

Thank you

Joe King

Permanent Meyers resident since 2013, 8 years this July.

---

Please confirm Aaron that you acknowledge and have read this email

Thank you

Joe king



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Item # 2

Julie Saylor <julie.saylor@edcgov.us>



**Re: [cannabisinfo] Meyers**

1 message

**Aaron Mount** <aaron.mount@edcgov.us>

Mon, Mar 22, 2021 at 3:57 PM

To: Joseph King <jkingtahoe@icloud.com>, Christopher Perry <christopher.perry@edcgov.us>, Julie Saylor <julie.saylor@edcgov.us>

Cc: Cannabisinfo <cannabisinfo@edcgov.us>

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Senior Planner

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2850 Fairlane Court  
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(530) 621-5345 / FAX (530) 642-0508  
aaron.mount@edcgov.us

On Fri, Mar 19, 2021 at 8:10 AM 'Joseph King' via AD-cannabisinfo-m <cannabisinfo@edcgov.us> wrote:

Yesterday evening I spoke with Tony Davies who has a daughter attending the Meyers Magnet school. He told me that a colleague of his who is a ski teacher at Tahoe Sierra has a part time side job at the Meyers gym where he teaches Pilates. He's a guy that lives month to month with low income and the closing of the gym has cut off one of his life lines of making a living up her.

To you in the planning office your focus is on "Process" and the small picture, you are in danger of losing sight of the bigger picture. The county plan encourages small businesses and yet the result of your "process" is in danger of closing a viable business that supports good employment and promotes all the good things about living up here.

Also my wife spoke to Joel Demerall the Magnet school Principal yesterday on a different mater regarding an easement at the back of the school and he told her despondently that the gym was now going to be a "pot shop" and that the Magnet school would no longer have the use of it. As Brendan knows, Joel is a really nice guy and highly intelligently but is not the type to come forward and fight for what is right.

Well he should not have too.

Your planning division and decisions have totally got it wrong so far by closing a gym, destroying employment for people to barely exist month to month.

You have a chance to fix this and I am hoping you will work together to unravel this mess before it's too late.

Churchill once said of the Americans something along the lines of "The Americans will try everything else first but end they will come around and do the right thing"

This reminds me of your planning office. The gym is under orders to vacate on April which shows a total disrespect for the appeals process. Embarc clearly believe the license is in the bag and they are home and dry.

I know it's not easy for you but for your own benefit as moral beings, you all need to fix this and do the right thing and have pride in yourselves

Thank you and I appreciate being able to participate in this process and the transparency that is now being shown by your Department.

Joe King.

Sent from my iPad



PC 4-22-21

Julie Saylor &lt;julie.saylor@edcgov.us&gt;

Item # 2

2 pages

**Re: [cannabisinfo] Saving the Meyers Gym!**

1 message

Aaron Mount &lt;aaron.mount@edcgov.us&gt;

Mon, Mar 22, 2021 at 3:56 PM

To: Joseph King &lt;jkingtahoe@icloud.com&gt;, Christopher Perry &lt;christopher.perry@edcgov.us&gt;, Julie Saylor &lt;julie.saylor@edcgov.us&gt;

Cc: Alison Steinmetz &lt;Allilola1@gmail.com&gt;, Sue Novasel &lt;bosfive@edcgov.us&gt;, Cannabisinfo &lt;cannabisinfo@edcgov.us&gt;

Mr. King,

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**Aaron Mount**  
Senior Planner

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2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5345 / FAX (530) 642-0508  
aaron.mount@edcgov.us

On Mon, Mar 22, 2021 at 12:28 PM 'Joseph King' via AD-cannabisinfo-m <cannabisinfo@edcgov.us> wrote:

Hi Brendan, Aaron, Alison, Sue

Regarding the appeals process on the application from Embarc to close the gym and replace it with a retail commercial cannabis operation.

The gym has been served a notice to vacate by April 8 2021 or face certain financial automatic fines that will accumulate on a daily basis should they not comply. No \$ amount have been quoted but this imposes fear and anxiety on the operators of the gym courtesy of these financial bully tactics. There are no rent arrears and we believe that the gym operators should be secure in their place of business.

Aaron mentioned to me that this is a civil law situation and not a matter of consideration by the planning Dept. Normal practice would be for applicants to undertake no actions considered applicable to the application, before the planning officials can adjudge the appeal or have such violations count unfavorably against their application. As such you, the planners should at least send a letter to Embarc warning them that preemptively destroying a local business as a means to removing an obstacle to them acquiring a license is considered a violation.

In addition the Planning Department has a duty of care to the gym owners and our community in general, and should commit to reaching a speedy conclusion on the appeals process, before April 8th at the latest. The whole license process has blown thru all previous deadlines / commitments so you must remedy this negligence by coming to a speedy resolution here. Failure to do this and to continue with a delayed process appears to the public to favor Embarc by destroying the gym thru a laborious, flawed, drawn-out and artificially created and erroneously scored process.

On Sat morning in a conversation Alison Steinmetz, (see email list above) we discussed current developments. Alison and family are neighbors of Sue Novasel's and mine and are fitness orientated in a way typical of Meyers residents. Alison is a gym member, a Medical practitioner with Barton, with kids having passed thru the Magnet school. Her Toyota is regularly parked outside the gym at some ungodly hour as she gets her exercise in before work. In our conversation she asked me " how can this happen?" and "why is it happening?" in relation to the proposed closing of the gym. The entire community has the same response as I do; on what planet does a planning department think it will succeed in taking away a gym from residents like this and replace it with a cannabis store? It is an abomination of a proposal, a totally unnecessary one, and we obviously will do all that's possible to see it that never comes to pass. This is not an issue like VHRs where some people are against and some are for and a consensus can be reached. The entire community except maybe a handful of interested parties is against the Embarc proposal and if the County and the Supervisors were on our side they would seek to buy the building that houses the gym and lease it out to the gym owners / instructors etc and remove the malign influence of Greg Daum and Embarc from our midst. I realize that's not realistic now but it emphasizes the toxic influence El Dorado is having on Meyers right now.

The Meyers Advisory committee is not eligible to speak on our behalf any longer until it has removed Greg Daum for

3/22/2021

Edcgov.us Mail - Re: [cannabisinfo] Saving the Meyers Gym!

not disclosing his plans and continuing to vote on matters from which he stood to gain financially. So far the committee has been unable to self-police and censure him, and the silence has been telling and an indictment of the process. Also Sue and the supervisors have advertised a vacant position on the Meyers Advisory Committee.

It's our view that no new appointments should be considered until some house keeping has been done and some trust earned back. We will not accept the parachuting in of a stooge, ally, proxy vote. Should we get to a place where MAC has redeemed itself, then a gym member, a Meyers resident, and non-Meyers commercial property owner should be at the top of the list for any such appointment.

In an encouraging conversation with Brendan & Aaron, I agreed to take their word that the appeals process can play its properly instituted role in bringing about a satisfactory conclusion to this chapter in the history of Meyers.

As seen in the disclosed pack of applications released to the public, luckily, by accident, Embarc did not properly comply with the background check part of the process. The penalty for this is automatic expulsion from the license process. The rules are clear and the violations thankfully are also in the public domain. Fortunately their actual elimination from the entire process (which is the only correct penalty for them) would prevent an endless series of challenges whereby Embarc might try to challenge some of the other scoring criteria which are very subjective and would need the views of endless experts.

We are all familiar with the importance of honesty and the consequences of not properly adhering to the background check process. I have been thru it for 3 different school teams and AYSO teams also and it's very clear how to comply, certainly to an entity with the resources of Embarc. The only truthful applicant for the cannabis license disclosed a cannabis offense, committed when he was 19 years of age in New Jersey, (something that is no longer to be considered under the California rules) and he was scored 1 out of 5 while the 2 violators scored a perfect 5. It's beyond incredulous and is something that will get further attention if it's not remedied during this appeals process.

There is also the issue of the school bus stop across from the the Gym, which is also highlighted in the appeal.

I refrained from sending this email on Saturday as I think we all needed a break from this outrage and that cooler heads and better judgement will remedy the situation.

We will wait for the appeal process to be concluded while preserving the Meyers gym, and to remedy this injurious action against the people of Meyers and hope that there is the strength of character needed to do this before we have an inflamed situation in the community here which will be open revolt.

Also no further MAC meetings should be scheduled at the same date and time as SLT city meetings. Reporters need to be able to attend both meetings.

A reporter brought this to my attention regarding the last MAC meeting.

Thank you  
Joe King

Sent from my iPad



PC 4-22-21

Julie Saylor <julie.saylor@edcgov.us>

Item # 2

2 pages

**Re: New Embarc Pot Shop in Meyers**

1 message

Mon, Mar 22, 2021 at 3:34 PM

**Aaron Mount** <aaron.mount@edcgov.us>

To: Tiffany Schmid <tiffany.schmid@edcgov.us>

Cc: Mark Remelman <mremelman.home@gmail.com>, Amanda Ross <amanda.ross@edcgov.us>, The BOSFIVE <bosfive@edcgov.us>, Julie Saylor <julie.saylor@edcgov.us>, Christopher Perry <christopher.perry@edcgov.us>, Brendan Ferry <brendan.ferry@edcgov.us>

Mr. Remelman,

Your public comment was received for the appeals of the Meyers Commercial Cannabis Retail Selection Scoring that is on the agenda for the Planning Commission's April 22, 2021 Meeting. Your public comment will be forwarded to the Planning Commission for their review. Thank you.

**Aaron Mount**  
Senior Planner

**County of El Dorado**  
Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5345 / FAX (530) 642-0508  
aaron.mount@edcgov.us

On Mon, Mar 22, 2021 at 2:10 PM Tiffany Schmid <tiffany.schmid@edcgov.us> wrote:  
Good afternoon Mr. Remelman,

I have forwarded your email to Planning staff for a response.

Sincerely,

**Tiffany Schmid**  
Director, Planning and Building Department

**County of El Dorado**  
Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5132  
tiffany.schmid@edcgov.us



A Great Place to Live, Work & Play

----- Forwarded message -----

From: **Mark Remelman** <mremelman.home@gmail.com>  
Date: Mon, Mar 22, 2021 at 1:55 PM  
Subject: New Embarc Pot Shop in Meyers  
To: <tiffany.schmid@edcgov.us>, <amanda.ross@edcgov.us>  
Cc: The BOSFIVE <bosfive@edcgov.us>

3/22/2021

Edcgov.us Mail - Re: New Embarc Pot Shop in Meyers

I would like to know when the planning commission is going to have a public hearing on the displacement of an ongoing business in the town of Meyers for a pot shop. It should be noted that the location of the Embarc proposed site violates the EDC regulation on distance from a school bus stop. Also the owner of the property Greg Daum who is on the MAC did not recuse himself from the vote to change the zoning which affects his property. This is a clear conflict of interest.

I look forward to your reply, the community wants to be heard!

Best Regards,  
Mark Remelman  
510.673.1270 cell





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2 pages

## Re: [cannabisinfo] Saving the Meyers Gym!

1 message

**Aaron Mount** <aaron.mount@edcgov.us>

Mon, Mar 22, 2021 at 4:35 PM

To: Joseph King <jkingtahoe@icloud.com>, Christopher Perry <christopher.perry@edcgov.us>, Julie Saylor <julie.saylor@edcgov.us>

Cc: Alison Steinmetz <Allilola1@gmail.com>, Sue Novasel <bosfive@edcgov.us>, Cannabisinfo <cannabisinfo@edcgov.us>

Mr. King,

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Consistent with El Dorado County Zoning Ordinance Section 130.52.090.C, the 30-day time limitation for scheduling an appeal was extended by mutual consent of the appellants and the applicants.

**Aaron Mount**  
Senior Planner

**County of El Dorado**  
Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5345 / FAX (530) 642-0508  
aaron.mount@edcgov.us

On Mon, Mar 22, 2021 at 3:59 PM 'Joseph King' via AD-cannabisinfo-m <cannabisinfo@edcgov.us> wrote:

Hi Brendan, Aaron, Alison, Sue

It appears that there is a request from the planning permission Dept to extend the appeals deadline from April 8 2021 to April 22 2021.

Perhaps there is an incredibly valid reason for this but it looks like it would put the gym in an impossible situation and maybe have to move else where, into town etc or out of their established place.

Is there a valid reason why the appeals can not be adjudicated by April 8th 2021.

How complicated can this be if minds are focused on it.

I trust you will address this and hope that the remainder of the process is transparent and fair. If the gym is out by the time any delayed result is out, it's not going to make it better for MAC or the planning Dept. Actions have consequences and we wish to have

the right thing done, it should be a simple matter both optically and in reality.

Thank you

Joe

Hi Brendan, Aaron, Alison, Sue

Regarding the appeals process on the application from Embarc to close the gym and replace it with a retail commercial cannabis operation.

The gym has been served a notice to vacate by April 8 2021 or face certain financial automatic fines that will accumulate on a daily basis should they not comply. No \$ amount have been quoted but this imposes fear and anxiety on the operators of the gym courtesy of these financial bully tactics. There are no rent arrears and we believe that the gym operators should be secure in their place of business.

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Thank you  
Joe King

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Julie Saylor <julie.saylor@edcgov.us>  
2 pages

## Re: [cannabisinfo] Saving the Meyers Gym!

1 message

Joseph King <jkingtahoe@icloud.com>

Wed, Mar 24, 2021 at 10:11 AM

To: Julie Saylor <julie.saylor@edcgov.us>

Cc: Aaron Mount <aaron.mount@edcgov.us>, Christopher Perry <christopher.perry@edcgov.us>, Sue Novasel <bosfive@edcgov.us>, Cannabisinfo <cannabisinfo@edcgov.us>

Thanks to Allison Steinmetz we have been made aware of the latest corruption attempt by Embarc, a contractual offer to Dylan Thomas the gym owner trying to bribe him into signing a contract that commits him to write a letter of support endorsing the take over his place of business and it's replacement with a commercial cannabis business. He would also write about the ensuing benefits to our community.

Dylan has been honest enough to come forward with this.

We have to wonder who else has been promised things to support this venture.

There is no valid reason for them to win and this latest attempt to purchase favor exposes their methods for us all to see. This increases the need to MAC to remove Greg Daum and to make a statement condemning this dishonest PR attempt and publicly call for Embarc to be removed from the whole license process.

When the applications were handed in, Brendan Ferry. told me that he did not examine the background check submissions and I believe him. Who ever they were passed to provided Embarc with an illegal "do over" whither by accident or design. Luckily those original submissions are in the public domain.

The Sheriff is only allowed apply the rules, he cannot make them up or alter them to favor an applicant.

Everyone in Meyers knows that the Chevron gas station ( under same ownership as the gym ) is where law enforcement ( sherifs Included ) hang out, often more than 4 of them together. Politically there is a closeness there too ( known to most everybody ) and in light of what we are seeing I have no qualms in saying that this adds further to the suspicions of locals. After this background check process is remedied I would like an explanation of who did not apply the rules and why. It's not ok for a Sheriff's office to go off on a solo run as we see this across the US where the County is left picking up the bill for subsequent law suits. A process must be seen to be fair, as well as being fair and the optics here are awful, but sunlight is the best disinfectant.

Hopefully the appeals process is strong enough to fulfill it's role.

Furthermore during the process an emissary of Embarc's reached out to the owners of another building involved in the application process. Those advances were rejected but once more we see an attempt at background dealing by Embarc. It's a shame that this process has been abused this far, but it's the end result that counts and no irreversible damage has been done yet.

Everyone needs to stand strong do the right thing on this.

I should not be shocked by this but I still am. It's incredulous to anyone I speak with here in the community.

Thank you

Joe King

On Tue, Mar 23, 2021 at 1:04 PM Allison Herman Steinmetz <allilola1@gmail.com> wrote:

Hi Joe,

I just have a few comments. I have not been involved in this at all. I am writing as a very concerned resident of Myers. I sent an email to Sue Novasel many months ago about my thoughts on the gym. Obviously I would like to see a facility that bettors the health of our community. I do understand that any landlord has the right to rent to whomever they like.

Here are my big concerns about our community. This process has not been fair or transparent. It appears a bit corrupt to have the landlord and partial profit sharing person not recusing himself. It also sounds corrupt having a person involved in a nonprofit who benefits from receiving charity money from Embarc. I really hope none of this is true and it is all rumors.

Now for what I find the most disturbing. Dylan Thomas was given a "contract" to sign. This was to have him write a letter to say that the Meyer's community would benefit from Embarc and in return receive a 1% profit from the business. He obviously did not sign it. I am not a contract lawyer but from a naive person's perspective this sounds like a bribe. Embarc has shown that it will go to great lengths for it's profits. Including making false statements about people. I really hope that our leadership looks at this for what it is. It is a corporate backed business that has no interest in our community. I hope that our leadership acts in a morale and ethical way. At this point it sounds a bit embarrassing.

3/24/2021

Edcgov.us Mail - Re: [cannabisinfo] Saving the Meyers Gym!

Thank you for your time. Again I am writing as a concerned resident. There is no need for you to respond to me. I have absolutely no say in this matter. I just wanted to give my opinion.

Thank you,  
Allison Steinmetz, M.D., M.P.H.

Sent from my iPhone

> On Mar 22, 2021, at 4:35 PM, Aaron Mount <aaron.mount@edcgov.us> wrote:  
>

WARNING: This email and any attachments may contain private, confidential, and privileged material for the sole use of the intended recipient. Any unauthorized review, copying, or distribution of this email (or any attachments) by other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender immediately and permanently delete the original and any copies of this email and any attachments.

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Julie Saylor <julie.saylor@edcgov.us>



**Fwd: [cannabisinfo] Saving the Meyers Gym!**

1 message

**Aaron Mount** <aaron.mount@edcgov.us>

Mon, Mar 29, 2021 at 8:40 AM

To: Julie Saylor <julie.saylor@edcgov.us>, Christopher Perry <christopher.perry@edcgov.us>, Brendan Ferry <brendan.ferry@edcgov.us>, Breann Moebius <breann.moebius@edcgov.us>

Comment received for the Meyer's Scoring appeal.

**Aaron Mount**  
Senior Planner

**County of El Dorado**  
Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5345 / FAX (530) 642-0508  
aaron.mount@edcgov.us

----- Forwarded message -----

From: **Joseph King** <jkingtahoe@icloud.com>  
Date: Mon, Mar 29, 2021 at 7:52 AM  
Subject: Re: [cannabisinfo] Saving the Meyers Gym!  
To: Aaron Mount <aaron.mount@edcgov.us>

Regarding the Meyers Gym

As we approach April 8 and the possible involuntary eviction of the Meyers Gym, there is a lot of anger in the community about this and the County's role in it.

1. The Co was charged with coming up with a scoring system and implementing it.
2. The Co devised and implemented this system themselves.
3. As a result of this process, the Co has managed to come up with a result thus far that the residents here in Meyers do not want and are appalled by.
4. The closing of the gym will make the position of you planners worse, not better, and don't be deluded in thinking that this will in some way get you planners " off the hook.
5. You have 3 weeks to reverse this shocking mistake.
6. Failure to reverse the Gym decision will mean that those involved in implementing it can not hope to continue to be involved in any business to do with Meyers. We will campaign and pressure the Co on this.

Thx  
Joe King

Sent from my iPad

On Mar 22, 2021, at 4:52 PM, Joseph King <jkingtahoe@icloud.com> wrote:

Hi Aaron  
I accept that you have a new timetable in place and in light of the many months that have passed I guess we can live with this one. Do your best and hopefully we move on to a better future.  
Thanks for update  
Joe King

Sent from my iPhone

On Mar 22, 2021, at 4:35 PM, Aaron Mount <aaron.mount@edcgov.us> wrote:

Mr. King,

Your public comment was received for the appeals of the Meyers Commercial Cannabis Retail Selection Scoring that is on the agenda for the Planning Commission's April 22, 2021 Meeting. Your public comment will be forwarded to the Planning Commission for their review. Thank you.

Consistent with El Dorado County Zoning Ordinance Section 130.52.090.C, the 30-day time limitation for scheduling an appeal was extended by mutual consent of the appellants and the applicants.

**Aaron Mount**  
Senior Planner

**County of El Dorado**  
Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5345 / FAX (530) 642-0508  
aaron.mount@edcgov.us

On Mon, Mar 22, 2021 at 3:59 PM 'Joseph King' via AD-cannabisinfo-m <cannabisinfo@edcgov.us> wrote:

Hi Brendan, Aaron, Alison, Sue

It appears that there is a request from the planning permission Dept to extend the appeals deadline from April 8 2021 to April 22 2021.

Perhaps there is an incredibly valid reason for this but it looks like it would put the gym in an impossible situation and maybe have to move else where, into town etc or out of their established place.

Is there a valid reason why the appeals can not be adjudicated by April 8th 2021.

How complicated can this be if minds are focused on it.

I trust you will address this and hope that the remainder of the process is transparent and fair. If the gym is out by the time any delayed result is out, it's not going to make it better for MAC or the planning Dept. Actions have consequences and we wish to have the right thing done, it should be a simple matter both optically and in reality.

Thank you

Joe

Hi Brendan, Aaron, Alison, Sue

Regarding the appeals process on the application from Embarc to close the gym and replace it with a retail commercial cannabis operation.

The gym has been served a notice to vacate by April 8 2021 or face certain financial automatic fines that will accumulate on a daily basis should they not comply. No \$ amount have been quoted but this imposes fear and anxiety on the operators of the gym courtesy of these financial bully tactics. There are no rent arrears and we believe that the gym operators should be secure in their place of business.

Aaron mentioned to me that this is a civil law situation and not a matter of consideration by the planning Dept. Normal practice would be for applicants to undertake no actions considered applicable to the application, before the planning officials can adjudge the appeal or have such violations count unfavorably against their application. As such you, the planners should at least send a letter to Embarc warning them that preemptively destroying a local business as a means to removing an obstacle to them acquiring a license is considered a violation.

In addition the Planning Department has a duty of care to the gym owners and our community in general, and should commit to reaching a speedy conclusion on the appeals process, before April 8th at the latest. The whole license process has blown thru all previous deadlines / commitments so you must remedy this negligence by coming to a speedy resolution here. Failure to do this and to continue with a delayed process appears

to the public to favor Embarc by destroying the gym thru a laborious, flawed, drawn-out and artificially created and erroneously scored process.

On Sat morning in a conversation Alison Steinmetz, (see email list above) we discussed current developments. Alison and family are neighbors of Sue Novasel's and mine and are fitness orientated in a way typical of Meyers residents. Alison is a gym member, a Medical practitioner with Barton, with kids having passed thru the Magnet school. Her Toyota is regularly parked outside the gym at some ungodly hour as she gets her exercise in before work. In our conversation she asked me "how can this happen?" and "why is it happening?" in relation to the proposed closing of the gym. The entire community has the same response as I do; on what planet does a planning department think it will succeed in taking away a gym from residents like this and replace it with a cannabis store? It is an abomination of a proposal, a totally unnecessary one, and we obviously will do all that's possible to see it that never comes to pass. This is not an issue like VHRs where some people are against and some are for and a consensus can be reached. The entire community except maybe a handful of interested parties is against the Embarc proposal and if the County and the Supervisors were on our side they would seek to buy the building that houses the gym and lease it out to the gym owners / instructors etc and remove the malign influence of Greg Daum and Embarc from our midst. I realize that's not realistic now but it emphasizes the toxic influence El Dorado is having on Meyers right now.

The Meyers Advisory committee is not eligible to speak on our behalf any longer until it has removed Greg Daum for not disclosing his plans and continuing to vote on matters from which he stood to gain financially. So far the committee has been unable to self-police and censure him, and the silence has been telling and an indictment of the process. Also Sue and the supervisors have advertised a vacant position on the Meyers Advisory Committee. It's our view that no new appointments should be considered until some house keeping has been done and some trust earned back. We will not accept the parachuting in of a stooge, ally, proxy vote. Should we get to a place where MAC has redeemed itself, then a gym member, a Meyers resident, and non-Meyers commercial property owner should be at the top of the list for any such appointment.

In an encouraging conversation with Brendan & Aaron, I agreed to take their word that the appeals process can play its properly instituted role in bringing about a satisfactory conclusion to this chapter in the history of Meyers.

As seen in the disclosed pack of applications released to the public, luckily, by accident, Embarc did not properly comply with the background check part of the process. The penalty for this is automatic expulsion from the license process. The rules are clear and the violations thankfully are also in the public domain. Fortunately their actual elimination from the entire process (which is the only correct penalty for them) would prevent an endless series of challenges whereby Embarc might try to challenge some of the other scoring criteria which are very subjective and would need the views of endless experts.

We are all familiar with the importance of honesty and the consequences of not properly adhering to the background check process. I have been thru it for 3 different school teams and AYSO teams also and it's very clear how to comply, certainly to an entity with the resources of Embarc. The only truthful applicant for the cannabis license disclosed a cannabis offense, committed when he was 19 years of age in New Jersey, (something that is no longer to be considered under the California rules) and he was scored 1 out of 5 while the 2 violators scored a perfect 5. It's beyond incredulous and is something that will get further attention if it's not remedied during this appeals process.

There is also the issue of the school bus stop across from the the Gym, which is also highlighted in the appeal.

I refrained from sending this email on Saturday as I think we all needed a break from this outrage and that cooler heads and better judgement will remedy the situation.

We will wait for the appeal process to be concluded while preserving the Meyers gym, and to remedy this injurious action against the people of Meyers and hope that there is the strength of character needed to do this before we have an inflamed situation in the community here which will be open revolt.

Also no further MAC meetings should be scheduled at the same date and time as SLT city meetings. Reporters need to be able to attend both meetings.

A reporter brought this to my attention regarding the last MAC meeting.

Thank you  
Joe King

Sent from my iPad



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PC 4-22-21  
Item# 2  
Julie Saylor <julie.saylor@edcgov.us>  
2 pages

## Re: New Embarc Pot Shop in Meyers

1 message

**Mark Remelman** <mremelman.home@gmail.com>

Mon, Apr 5, 2021 at 8:22 AM

To: Aaron Mount <aaron.mount@edcgov.us>

Cc: Tiffany Schmid <tiffany.schmid@edcgov.us>, Amanda Ross <amanda.ross@edcgov.us>, The BOSFIVE <bosfive@edcgov.us>, Julie Saylor <julie.saylor@edcgov.us>, Christopher Perry <christopher.perry@edcgov.us>, Brendan Ferry <brendan.ferry@edcgov.us>

Aaron,

Thank you for your response. I would like to amend my original input with the following, more concise points / comments:

Proposed Embarc shop is 200ft from school bus stop (County Code requires 1,500ft from a school bus stop, County Ordinance 5111, page 3 section C, document # 19-1152 G)

The Building Owner (Greg Daum) was on the MAC (Meyers Advisory Committee) and did not recuse himself when voting to change the zoning (to allow pot shops) which affected his properties. This was a clear conflict of interest, both ethically & legally.

The Embarc & Tahoe Honey proposals both displace unique ongoing businesses in the Meyers business core, vs the Boldwyn proposal which will utilize a defunct business (wedding chapel) location. The Embarc proposal will displace the Altitude Gym which is a key Meyers community asset (and does not wish to close). The services the gym provides are far more valuable to the community than a pot shop. The Tahoe Honey proposal would displace Bob Dog Pizza, who also does not wish to close. The COVID-19 pandemic has forced so many businesses to fold, the last thing the county should be doing is encouraging landlords to close viable businesses. This should have been part of the scoring criteria.

The traffic flow & safety considerations were apparently not part of the scoring matrix but should have been. As presented the goal of a Pot shops in Meyers is to capture tourist business upon entering the Tahoe Basin. For the record there are already a number of pot shops for locals to use within 10 miles of Meyers. Traffic is already a serious problem in the Meyers area. The potential customers coming into the basin, trying to access the Embarc or the Tahoe Honey locations would have to make a left turn across Hwy 50 (which during snow season would be extremely dangerous due to snow berms and reduced visibility) then make another left turn across Hwy 50 traffic to try and reenter the traffic flow headed towards the stateline area. The Boldwyn proposal is the only one which does not create a traffic flow / circulation hazard.

Please acknowledge that this update will be included in the planning commission's cannabis operating permit appeals process.

Best Regards,  
Mark Remelman  
1530 Aztec Way, South Lake Tahoe, 96150  
510.673.1270 cell

On Mon, Mar 22, 2021 at 3:34 PM Aaron Mount <aaron.mount@edcgov.us> wrote:  
Mr. Remelman,

Your public comment was received for the appeals of the Meyers Commercial Cannabis Retail Selection Scoring that is on the agenda for the Planning Commission's April 22, 2021 Meeting. Your public comment will be forwarded to the Planning Commission for their review. Thank you.

**Aaron Mount**  
Senior Planner

**County of El Dorado**  
Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667

4/5/2021

Edcgov.us Mail - Re: New Embarc Pot Shop in Meyers

(530) 621-5345 / FAX (530) 642-0508  
aaron.mount@edcgov.us

On Mon, Mar 22, 2021 at 2:10 PM Tiffany Schmid <tiffany.schmid@edcgov.us> wrote:  
Good afternoon Mr. Remelman,

I have forwarded your email to Planning staff for a response.

Sincerely,

**Tiffany Schmid**  
Director, Planning and Building Department

**County of El Dorado**  
Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667  
(530) 621-5132  
tiffany.schmid@edcgov.us



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From: **Mark Remelman** <mremelman.home@gmail.com>  
Date: Mon, Mar 22, 2021 at 1:55 PM  
Subject: New Embarc Pot Shop in Meyers  
To: <tiffany.schmid@edcgov.us>, <amanda.ross@edcgov.us>  
Cc: The BOSFIVE <bosfive@edcgov.us>

I would like to know when the planning commission is going to have a public hearing on the displacement of an ongoing business in the town of Meyers for a pot shop. It should be noted that the location of the Embarc proposed site violates the EDC regulation on distance from a school bus stop. Also the owner of the property Greg Daum who is on the MAC did not recuse himself from the vote to change the zoning which affects his property. This is a clear conflict of interest.

I look forward to your reply, the community wants to be heard!

Best Regards,  
Mark Remelman  
510.673.1270 cell

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PC 4-22-21  
 Item# 2  
 Julie Saylor <julie.saylor@edcgov.us>  
 2 pages

## Fwd: Meyers Gym

1 message

Aaron Mount <aaron.mount@edcgov.us>

Thu, Apr 8, 2021 at 8:21 AM

To: Julie Saylor <julie.saylor@edcgov.us>, Christopher Perry <christopher.perry@edcgov.us>, Brendan Ferry <brendan.ferry@edcgov.us>, Breann Moebius <breann.moebius@edcgov.us>

Julie

Comment on the Myers appeal schedule for the 4-22 PC.

**Aaron Mount**  
 Senior Planner

**County of El Dorado**  
 Planning and Building Department  
 2850 Fairlane Court  
 Placerville, CA 95667  
 (530) 621-5345 / FAX (530) 642-0508  
 aaron.mount@edcgov.us

----- Forwarded message -----

From: **Joseph King** <jkingtahoe@icloud.com>  
 Date: Thu, Apr 8, 2021 at 8:05 AM  
 Subject: Meyers Gym  
 To: Aaron Mount <aaron.mount@edcgov.us>

Hi Aaron,

I understand that the appeals process is underway for the commercial cannabis outlet in Meyers. From a local point of view, there is widespread speculation as to why and how Embarc scored the highest in the first stage of the process.

We notice that there have been 2 court interventions in the scoring of these type of licenses in California very recently. One involves an FBI investigation. It also involves the company HDL which has gotten involved in scoring competitions for Counties. HDL has a direct connection with Embarc and seems to have embedded itself in the scoring process which looks suspicious. Injunctions have been granted while greater scrutiny on the scoring is taking place.

We would like to know if HDL is in contact or has been involved with El Dorado on the Meyers license, if so, who facilitated them and recommended their use.

In reading about the other licenses I am greatly encouraged that the County is not necessarily the final arbiter here and we have another avenue to pursue should the farce with Embarc continue.

I have my own deep reservations about the scoring process here run by your office, in particular the background check part and the attempt to lay the blame solely on the Sheriff's office, and the pretense that no one else looked at the submissions. We know this to be false. Some one took the decision to deviate from the original rules to help Embarc, when it's apparent they should have been thrown out and not even scored zero.

All the despair about the gym could have been avoided. I hope that you correct what has been wrongly implemented by your organization and that when you all come before the community again you will do so in an open and transparent manner which has not been the case thus far.

Luckily we in the Community have access to the full un redacted versions of all 3 applications ( courtesy of yourselves )and we are waiting to see what transpires now in your reviews.

What is clear to me is that a lack of courage allied with a dishonesty in communications with the public, and a desire to hide behind your own processes has brought disrepute into this decision. This did not need to happen and it has tarnished your reputations but luckily in a way some kind of remedial action is still possible.

What I will say finally is that actions have consequences and that if the current decision stands I will do my best along with fellow community members to secure accountability from the county and for persons involved in the decisions involved.

The owners of the gym have suffered terrible financial and personal harm so I have zero sympathy for you and your colleagues now as you are left to fix a mess entirely of your own creation. Its fair and just that those who inflicted this on the community are held accountable.

4/8/2021

Edcgov.us Mail - Fwd: Meyers Gym

There are enough questionable actions here to warrant a much deeper investigation but it's preferable if it does not come to that. Your judgement so far has not encouraged us here so we are prepared for further action if the Embarc decision is not reversed. It's a travesty of the highest order and a disgrace to your office.

I found you to be a reasonable man in our telephone conversation. I hope you have the fortitude to correct this decision.  
Joe King

Sent from my iPad