

PROJECT REPORT

TO: PLANNING COMMISSION
FROM: PLANNING & DEVELOPMENT SERVICES

AGENDA DATE: October 25, 2023
AGENDA TIME: 9:00AM / No. 4

PROJECT TYPE: Lily & Christian Grill (Residential Water Well)
Time Extension #23-0011 for CUP #04-0014 SUPERVISOR DIST # 2
LOCATION: 985 East US Highway 98 APN: 033-540-006-000

Ocotillo, CA 92259 PARCEL SIZE: 10.40 acres
Ocotillo/Nomirage
GENERAL PLAN (existing) Community Area Plan GENERAL PLAN (proposed) N/A

ZONE (existing) R-1-L-40 (Low Density Residential, 40-Acre Minimum) ZONE (proposed) N/A

GENERAL PLAN FINDINGS CONSISTENT INCONSISTENT MAY BE/FINDINGS

PLANNING COMMISSION DECISION: HEARING DATE: 10-25-2023
 APPROVED DENIED OTHER

PLANNING DIRECTORS DECISION: HEARING DATE: _____
 APPROVED DENIED OTHER

ENVIROMENTAL EVALUATION COMMITTEE DECISION: HEARING DATE: _____
INITIAL STUDY: _____
 NEGATIVE DECLARATION MITIGATED NEG. DECLARATION EIR

DEPARTMENTAL REPORTS / APPROVALS:

PUBLIC WORKS	<input checked="" type="checkbox"/>	NONE	<input type="checkbox"/>	ATTACHED
AG	<input type="checkbox"/>	NONE	<input checked="" type="checkbox"/>	ATTACHED
APCD	<input type="checkbox"/>	NONE	<input checked="" type="checkbox"/>	ATTACHED
E.H.S.	<input checked="" type="checkbox"/>	NONE	<input type="checkbox"/>	ATTACHED
FIRE / OES	<input checked="" type="checkbox"/>	NONE	<input type="checkbox"/>	ATTACHED
SHERIFF	<input checked="" type="checkbox"/>	NONE	<input type="checkbox"/>	ATTACHED
OTHER				

REQUESTED ACTION:

IT IS RECOMMENDED THAT YOU CONDUCT A PUBLIC HEARING AND HEAR ALL THE OPPONENTS AND PROPONENTS OF THE PROPOSED PROJECT. STAFF WOULD THEN RECOMMEND THAT THE PLANNING COMMISSION APPROVE TIME EXTENSION #23-0011 FOR CONDITIONAL USE PERMIT #04-0014 BY TAKING THE FOLLOWING ACTIONS:

1. FIND THAT THE PROJECT IS CATEGORICALLY EXCEPT FROM CEQA UNDER GOVERNMENT CODE SECTION 15301 AND THAT NO FURTHER ENVIRONMENTAL DOCUMENTATION IS NECESSARY; AND,
2. FIND THAT TIME EXTENSION #23-0011 FOR CONDITIONAL USE PERMIT #04-0014 IS CONSISTENT WITH APPLICABLE ZONING AND BUILDING ORDINANCES; AND,
3. APPROVE TIME EXTENSION #23-0011 FOR CONDITIONAL USE PERMIT #04-0014 FOR A NEW 15-YEAR TERM, SUBJECT TO THE EXISTING CONDITIONS.

STAFF REPORT
Planning Commission Meeting
October 25, 2023

Project Name: **Time Extension (EXT) #23-0011 for CUP #04-0014**
(Residential Water Well)

Applicant: **Lily & Christian Grill**
985 East US Highway 98
Ocotillo, CA 92259

Project Location:

The existing residential water well is located at 985 East US Highway 98, Ocotillo, CA, property further identified as Lot 15 of Tract 776, Townsite 17 South, Range 10 East, of the San Bernardino Base and Meridian (S.B.B.M.) with Assessor's Parcel Number 033-540-006-000 and located approximately (5) five miles southeast of the unincorporated townsite of Ocotillo of the County of Imperial, State of California.

Project Summary:

The applicants, Lily & Christian Grill, have submitted a time extension request for a new (15) fifteen-year term for previously approved Conditional Use Permit (CUP) #04-0014 for the existing Residential Water Well on the property with an allowed annual extraction of (1) one acre-foot of water for residential purposes.

Upon approval of the new (15) fifteen-year term, CUP #04-0014 will be subject to three (3) year time extensions, starting July 1, 2019, and subsequently every three (3) years until July 1, 2034, when a new (15) fifteen-year term will be required. After a thorough review of the project file, compliance report, and photos from a compliance inspection performed on October 9, 2023, it can be determined that CUP #04-0014 complies with the CUP's conditions of approval and applicable County Land Use regulations.

Project Background:

- CUP #04-0014 was approved by the Imperial County Planning Commission on June 6, 2004 for a (15) fifteen-year term;
- CUP #04-0014 was recorded on July 1, 2004;
- On August 3, 2023, ICPDS received from Lily and Christian Grill a time extension request and a compliance report for a new (15) fifteen-year term for Conditional Use Permit (CUP #04-0014). Applicants stated that a new water meter will be installed prior to project completion.
- On October 9, 2023, a compliance inspection was performed. Property in good conditions and well maintained.

Land Use Analysis:

Per Imperial County’s General Plan, the land use designation for this project is “Ocotillo Nomirage Community Area Plan” and zoned as R-1-L-40 (Low Density Residential, 40-Acre Minimum) per Zoning Map #70 of the Imperial County Title 9 Land Use Ordinance. Pursuant to the Ocotillo/Nomirage Community Area Plan, Section D-Water/Sewer, the entire planning area is dependent on groundwater. Additionally, an acre-foot of water supplies a family of five per year. Per County’s Land Use Ordinance (Title 9), Division 12-Water Well Regulations, water wells are allowed with an approved Conditional Use Permit (CUP) in an R-1 (Low Density Residential) zone. The proposed project is consistent with the County’s General Plan, County’s Land Use Ordinances (Title 9) and with the Ocotillo/Nomirage Community Area Plan.

Surrounding Land Uses, Zoning and General Plan Designations:

DIRECTION	CURRENT LAND	ZONING	GENERAL PLAN
Project Site	Residential/Water Well	R-1-L-40 (Low Density Residential, Lot 40-Acre Minimum)	Community Area
North	Residential	R-1-L-40 (Low Density Residential, Lot 40-Acre Minimum)	Community Area
South	Vacant/Open Desert Space	S-2 (Open Space/Preservation) on BLM Lands	Community Area
East	Vacant/Open Desert Space/Telecommunication Tower	S-2 (Open Space/Preservation) on BLM Lands	Community Area
West	Vacant/Residential	R-1-L-40 (Low Density Residential, Lot 40-Acre Minimum)	Community Area

Environmental Determination:

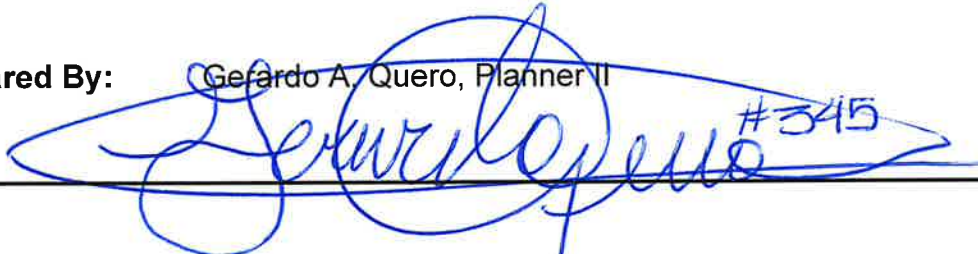
Time Extension #23-0011 is categorically except from CEQA pursuant to Section 15301 of the CEQA Guidelines (Class 1 – Existing Facility).

Staff Recommendation:

Staff recommends that the Planning Commission conducts a public hearing and hear all the opponents and proponents of the proposed project, and then take the following actions:

1. Find that the project is categorically except from CEQA under Government Code Section 15301 and that no further environmental documentation is necessary; and,
2. Find that Time Extension #23-0011 for Conditional Use Permit #04-0014 is consistent with applicable zoning and building ordinances; and
3. Approve Time Extension #23-0011 for Conditional Use Permit #04-0014 for a new 15-year term, subject to the existing conditions.

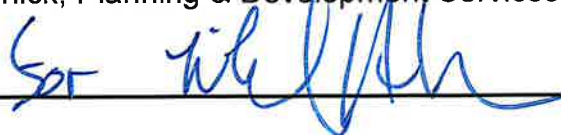
Prepared By: Gerardo A. Quero, Planner II



Reviewed By: Michael Abraham, AICP, ICPDS Assistant Director



Approved By: Jim Minnick, Planning & Development Services Director

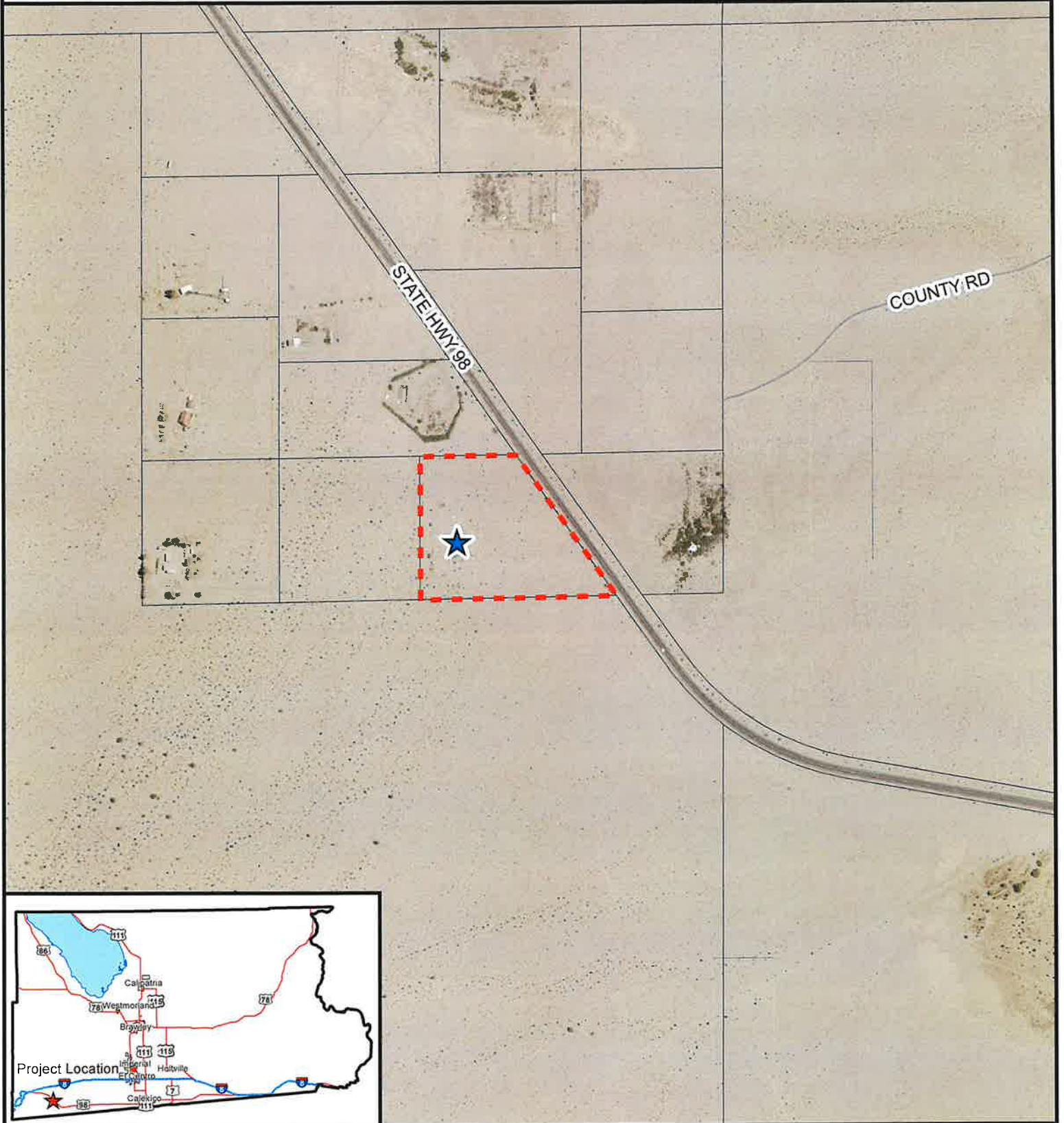


Attachments:

- A. Vicinity Map
- B. Site Plan
- C. Planning Commission Resolutions
- D. Previously Approved Conditional Use Permit CUP#04-0014
- E. Time Extension Request Documentation
- F. Comment Letters

ATTACHMENT "A" – VICINITY MAP

PROJECT LOCATION MAP



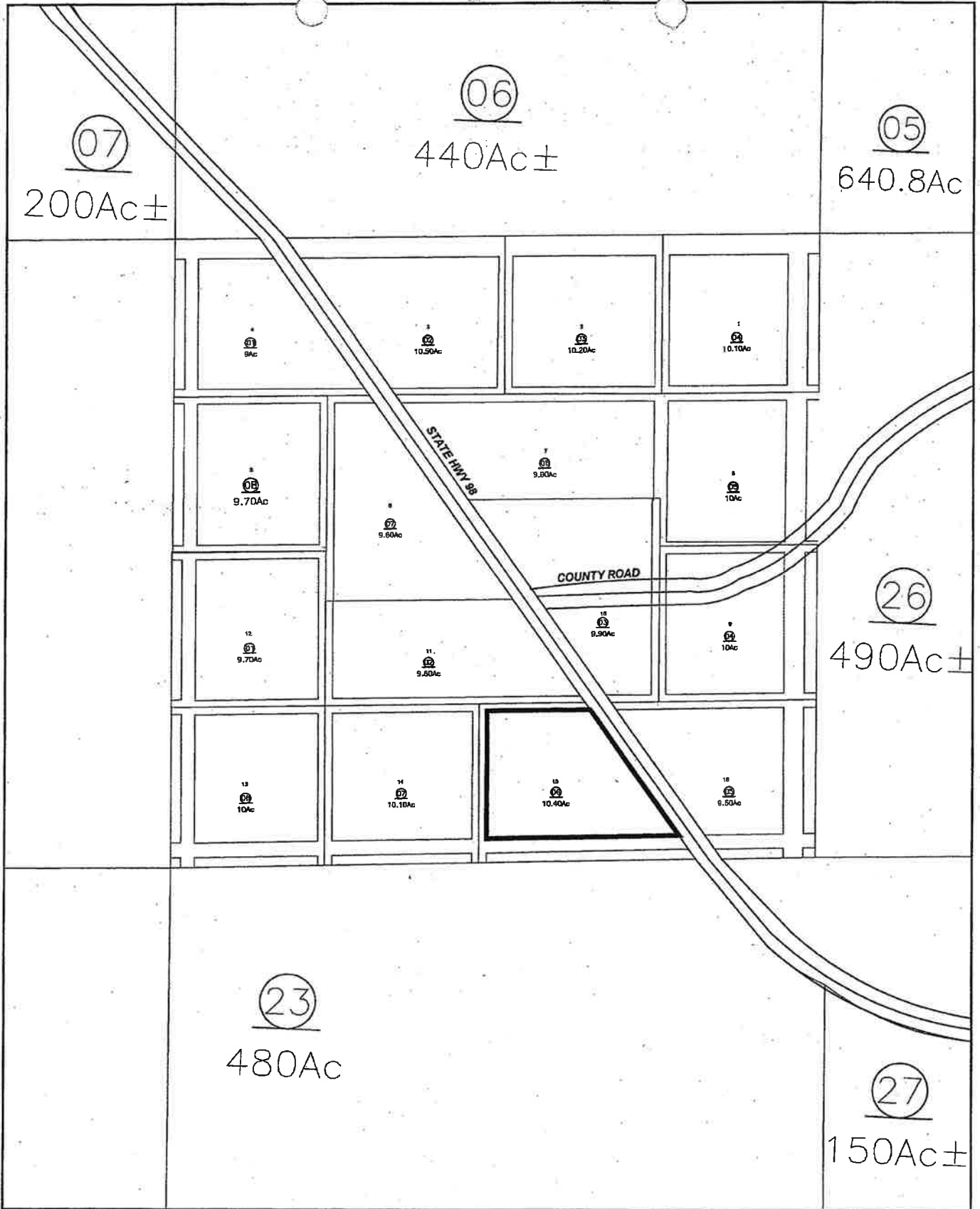
**LILY & CHRISTIAN GRILL
(RESIDENTIAL WATER WELL)
EXT #23-0011 FOR CUP #04-0014
APN 033-540-006-000**

 Project Location

 Existing Residential Water Well



ATTACHMENT “B” – SITE PLAN



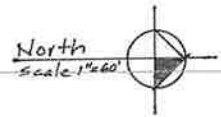
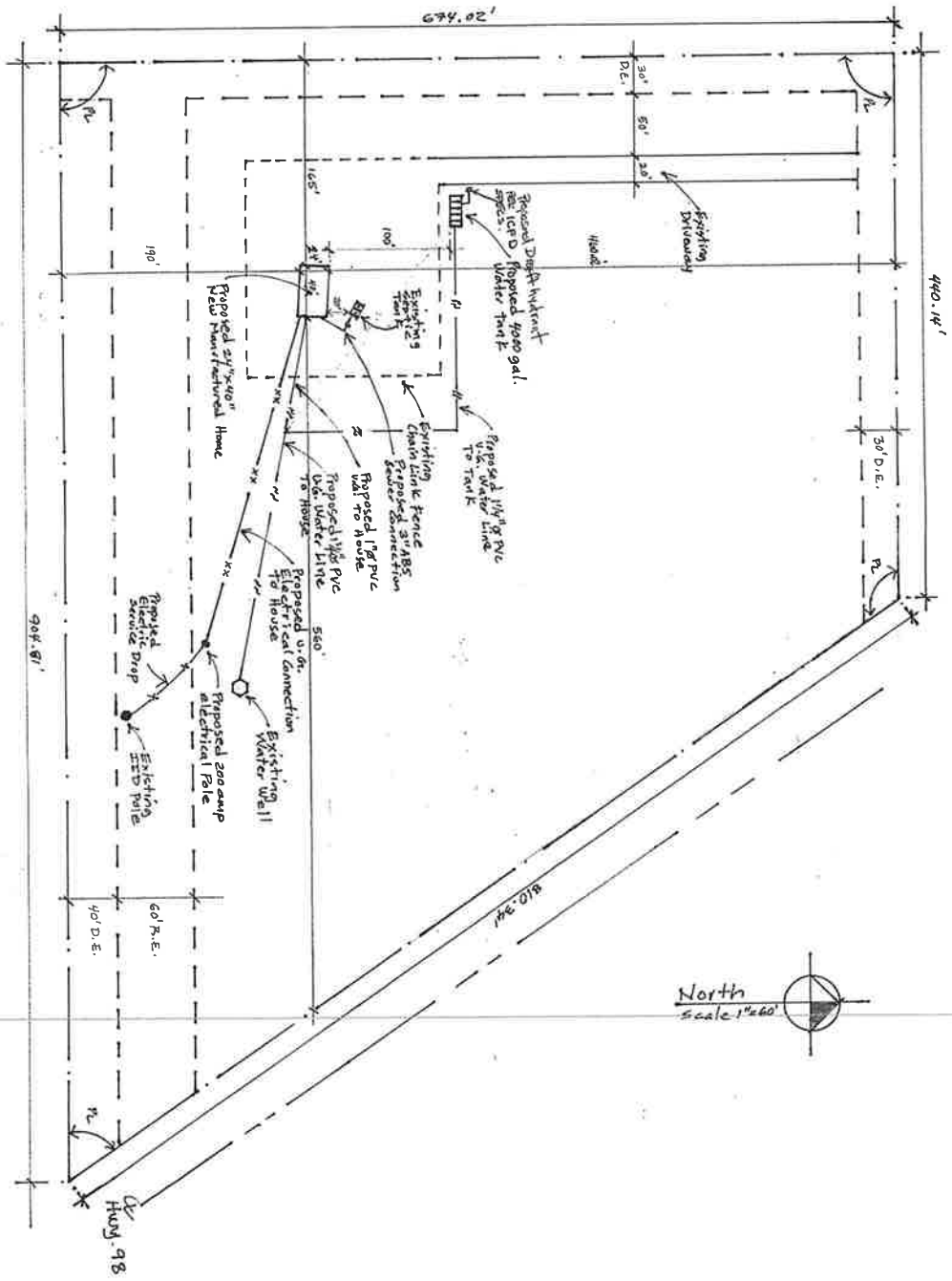
CUP #04-0014

**MAX & LA DONNE HANCOCK
DRILL NEW WATER WELL**
A.P.N. 033-540-06-01



Site Plan

Scale 1" = 60'



OWNER: LUY AND CHRISTAL B. GILL	
ADDRESS: 985 HWY 98 OCOTILLO, CA.	
APN: 055-340-00-01	
SCALE: 1" = 60'	DATE: APPROXIMATE
DESIGNED BY: HH	DRAWN BY: HH
REVIEWED BY: AIA	
DRAWING NUMBER	

**ATTACHMENT “C” – PLANNING
COMMISSION RESOLUTIONS**

RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE COUNTY OF IMPERIAL, CALIFORNIA, APPROVING “TIME EXTENSION #23-0011” FOR A NEW (15-YEAR) TERM UNDER “CONDITIONAL USE PERMIT #04-0014” FOR LILY & CHRISTIAN GRILL.

WHEREAS, Lily & Christian Grill have submitted Time Extension #23-0011 requesting a new 15-year term for an existing Residential Water Well; and,

WHEREAS, this Residential Water Well was previously approved under Conditional Use Permit #04-0014; and,

WHEREAS, the project is categorically exempt in accordance with section 15301 of the requirements of the California Environmental Quality Act, the State Guidelines, and the County's “Rules and Regulations to Implement CEQA as Amended”; and,

WHEREAS, the Planning Commission of the County of Imperial has been delegated with the responsibility of CEQA determinations, and adoptions and certifications of CEQA documents; and,

WHEREAS, public notice of said request has been given, and the Planning Commission has considered evidence presented by the Imperial County Planning & Development Services Department and other interested parties at a public hearing held with respect to this item on October 25, 2023; and,

NOW, THEREFORE, the Planning Commission of the County of Imperial **DOES HEREBY RESOLVE** as follows:

SECTION 1. The Planning Commission has considered the proposed Time Extension #23-0011 request for Conditional Use Permit #04-0014 prior to approval. The Planning Commission finds and determines that the Time Extension for Conditional Use Permit #04-0014 is adequate and prepared in accordance with the requirements of the Imperial County General Plan, Land Use Ordinance and the California Environmental Quality Act (CEQA), which analyses environmental effects, based upon the following findings and determinations.

SECTION 2. That in accordance with State Planning and Zoning law and the County of Imperial regulations, the following findings for approving Time Extension #23-0011 have been made as follows:

A. The proposed use is consistent with the goals and policies of the adopted County General Plan.

The General Plan designates the subject site as “Ocotillo/Nomirage Community Area Plan”. This site is zoned R-1-L-40 (Low Density Residential, Lot 40-Acre Minimum) per Zoning Map #70 of the Imperial County Title 9 Land Use Ordinance. The Time Extension request is found consistent with

the approved Conditional Use Permit #04-0014 and with the goals and policies of the General Plan and the Ocotillo/Nomirage Community Area Plan.

B. The proposed use is consistent with the purpose of the zone or sub-zone within which the use will be used.

The Project is consistent with the purpose of the zone it is located within. The existing use is a compatible use through an approved Conditional Use Permit pursuant to Title 9, Division 2, Section 90203.01 "Conditional Use Permit" which authorizes a domestic water well (less than 1.5-acre feet/year), upon and for the use by a single parcel, and for domestic use only through a Conditional Use Permit when approved by the County. Additionally, Division 21 of the Imperial County Land Use Ordinance regulates water wells. The proposed use is considered compatible with a Conditional Use Permit pursuant to the Water Well Regulation (Land Use Ordinance, Section 92102.00).

C. The proposed use is listed as a use within the zone or sub-zone or is found to be similar to a listed or similar conditional use according to the procedures of Section 90203.00.

The existing Residential Water Well is consistent with the definition of Land Use Ordinance, Section 92102.00, with an approved Conditional Use Permit.

D. The proposed use meets the minimum requirements of this Title applicable to the use and complies with all applicable laws, ordinances and regulations of the County of Imperial and the State of California.

The existing Residential Water Well complies with the minimum requirements of this Title and with the applicable laws by obtaining a CUP pursuant to Title 9, Division 2, Section 90203.01 "Conditional Use Permit" which authorizes a domestic water well (less than 1.5-acre feet/year), upon and for the use by a single parcel, and for domestic use only through a Conditional Use Permit when approved by the County. The existing Conditions of Approval will further ensure that the project complies with all applicable regulations of the County of Imperial and the State of California. Additionally, pursuant to CUP #04-0014, General Condition 8 (Time Limit), a CUP shall be limited to a maximum of three (3) years from the date of recordation. The CUP may be extended for successive three (3) years by the Planning Director upon finding that the project is in full and complete compliance with all conditions of the CUP and any applicable land use regulations. No CUP shall be extended for more than four consecutive periods. If an extension is necessary beyond fifteen (15) years, the Permittee shall file a written request with the Planning Director for a hearing before the Planning Commission. An extension may not be granted if the project is in violation of any one or all of the conditions or if there is a history of non-compliance with the project conditions. Therefore, the existing Conditional Use Permit (CUP #04-0014) meets the minimum requirements of the Land Use Ordinance of Imperial County.

E. The proposed use will not be detrimental to the health, safety, and welfare of the public or to the property and residents in the vicinity.

The existing Residential Water Well may utilize up to one (1) acre-foot of water per year as established on Specific Condition S-1 from previously approved Conditional Use Permit (CUP #04-0014). This use will not be detrimental to the health, safety, and welfare of the public or to the property and residents in the vicinity.

F. The proposed use does not violate any other law or ordinance.

The project consists on the request of a new fifteen (15) year term for the existing Conditional Use Permit (CUP #04-0014) which is currently subjected to Federal, State, and Local regulations and will not violate any laws or ordinances.

G. The proposed use is not granting a special privilege.

The existing Residential Water Well is a permitted use subject to approval of Conditional Use Permit #04-0014 under the Land Use Ordinance, Division 2, Section 90203.01 "Conditional Use Permit" which authorizes a domestic water well (less than 1.5-acre feet/year), upon and for the use by a single parcel, and for domestic use only through a Conditional Use Permit when approved by the County. The existing Conditions of Approval will further ensure that the project complies with all applicable regulations of the County of Imperial and the State of California. Additionally, pursuant to CUP #04-0014, General Condition 8 (Time Limit), a CUP shall be limited to a maximum of three (3) years from the date of recordation. The CUP may be extended for successive three (3) yeas by the Planning Director upon finding that the project is in full and complete compliance with all conditions of the CUP and any applicable lad use regulations. No CUP shall be extended for more than four consecutive periods. If an extension is necessary beyond fifteen (15) years, the Permittee shall file a written request with the Planning Director for a hearing before the Planning Commission. An extension may not be granted if the project is in violation of any one or all of the conditions or if there is a history of non-compliance with the project conditions. Therefore, the existing Conditional Use Permit (CUP #04-0014) meets the minimum requirements of the Land Use Ordinance of Imperial County. Therefore, the existing Conditional Use Permit (CUP #04-0014) will not grant a special privilege.

NOW, THEREFORE, based on the above findings, the Imperial County Planning Commission **DOES HEREBY APPROVE** Time Extension #23-0011 for a new 15-year term under Conditional Use Permit #04-0014, subject to the existing Conditions of Approval.

Rudy Schaffner, Chairperson
Imperial County Planning Commission

I hereby certify that the preceding resolution was taken by the Planning Commission at a meeting conducted on October 25, 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Jim Minnick, Director of Planning & Development Services
Secretary to the Planning Commission

**ATTACHMENT "D" – PREVIOUSLY
APPROVED CUP#04-0014**

RECORDING REQUESTED BY AND

When Recorded Return To:

Imperial County Planning/Building Department
939 Main Street
El Centro, California 92243

HOLD

RECORDED
OFFICIAL RECORDS
IMPERIAL COUNTY, CA
BOOK 2320 PAGE 1067
2004 JUL 1 PM 2 02
DOLORES PROVENCIO
COUNTY RECORDER

TL\$	30.
RG	11
RF	9
MC	1
IX	1
TF	8
NL	
PY	
PR	

**AGREEMENT FOR CONDITIONAL USE PERMIT #04-0014
FOR A WATER WELL
(Max and LA Donne Hancock)**

This Agreement is made and entered into on 6-9-2004 by and between Max & LA Donne Hancock, owner(s) of parcel, hereinafter referred to as Permittee, and the COUNTY OF IMPERIAL, a political subdivision of the State of California, (hereinafter referred to as "COUNTY").

RECITALS

WHEREAS, Permittee is the owner, lessee or successor in interest in certain land in Imperial County identified as the 10.40 acre parcel, located at 985 E Hwy 98, Ocotillo, identified as Portions of Section 11 Lot 15, Tract 776, Township 17 South, Range 10 East, SBB&M. It is further identified as Assessor's Parcel Number 033-540-06-01; and

WHEREAS, Max and La Donne Hancock, and/or any subsequent owner(s) would be required to and intend to fully comply with all of the terms and conditions of the project as specified in this Conditional Use Permit.

WHEREAS, County, after a noticed public hearing, agreed to issue Conditional Use Permit #04-0014 to Permittee, and/or his or her successor in interest subject to the following conditions:

The remainder of this page is intentionally left blank

GENERAL CONDITIONS:**G-1 ACQUISITION OF PERMITS/LICENSES AND COMPLIANCE WITH GENERAL LAWS:**

The Permittee shall obtain, comply with, and maintain all applicable County, State, and Federal permits, licenses, and/or approvals, including, but not limited to those required by Imperial County Planning/Building Department, Air Pollution Control District (APCD), County Division of Environmental Health Services (EHS), and Public Works Department. Additionally, Permittee agrees to comply with all applicable laws, ordinances, and/or regulations promulgated by County, State, and Federal jurisdictions whether specified herein or not. Furthermore, Permittee shall submit a copy of such additional permit(s)/license(s) to the Planning/Building Department within thirty (30) days of receipt, including amendments or alterations thereto.

G-2 RECORDATION: This permit shall not be effective until it is recorded at the Imperial County Records Office, and payment of the recordation fee shall be the responsibility of the Permittee. If the Permittee fails to pay the recordation fee within six (6) months of the approval date, this permit shall be deemed null and void.

G-3 INDEMNIFICATION: Permittee shall defend, indemnify and hold harmless County and its agents, including consultants, officers and employees from any claim, action or proceeding against the County or its agents, including consultants, officers or employees to attack, set aside, void, or annul the approval of this application or adoption of the environmental documents which accompanies it. This indemnification obligation shall include, but not be limited to, damages, costs, expenses, attorneys fees, or expert witness costs that may be asserted by any person or entity, including the Permittee arising out of or in connection with the approval of this application, including any claim for private attorney general fees claimed by or awarded to any party from the County.

G-4 RIGHT OF ENTRY: The County reserves the right to enter the premises to make the appropriate inspection(s) and to determine if the condition(s) of this permit are complied with and access to authorized enforcement agency personnel shall not be denied.

G-5 PROVISION TO RUN WITH THE LAND/PROJECT:

The provisions of this permit are to run with the land/project and shall bind the current and future owner(s) successor(s) of interest, assignee(s) and/or transferor(s) of said project. Permittee shall not without prior notification to the Planning/Building Department assign, sell, or transfer, or grant control of project or any right or privilege therein. The Permittee shall provide a minimum of 60 days written notice prior to such proposed transfer becoming effective. In the event that the new owner or assignee or transferor has a history of non-compliance with environmental laws or is not of substantial equivalent or superior financial capability and/or responsibility or is not willing to or has not agreed to in writing to abide by the terms or conditions of this permit, the Planning/Building Department shall bring this matter to the Planning Commission for either revocation or modification to the permit.

G-6 CONDITION PRIORITY:

This project shall be constructed/operated as described in the Conditional Use Permit application, site plan, support documentation, the Environmental Assessment, the project

description, and as specified in these conditions. Where a conflict occurs, the Conditional Use Permit conditions shall govern and take precedence.

G-7 INVALID CONDITIONS/SEVERABILITY:

Should any condition(s) of this permit be determined by a Court or other agency with property jurisdiction to be invalid for any reason, such determination shall not invalidate the remaining provision(s) of this permit.

G-8 TIME LIMIT:

Unless otherwise specified within the project's specific conditions this permit/project shall be limited to a maximum of (3) three years from the recordation of the CUP. The CUP may be extended for successive (3) three year period by the Planning Director upon a finding by the Planning/Building Department that the project is in compliance with all conditions of the CUP as stated herein and any applicable Land Use regulation of the County of Imperial. Unless otherwise specified herein, no Conditional Use Permit(s) shall be extended for more than (4) four consecutive periods by the Planning/Building Department. If an extension is necessary or is requested beyond (15) fifteen years the Permittee shall file a written extension request with the Planning Director at least (60) sixty days prior to the expiration date of the Permit. Such an extension request shall include the appropriate extension fee. If the original approval was granted by the Planning Commission and/or the Board of Supervisors, such an extension shall only be considered by the Planning Commission and/or the Board of Supervisors, after a noticed Public Hearing. Nothing stated or implied within this permit shall constitute a guarantee that an extension shall be granted. An extension may not be granted if the project is in violation of any one or all of the conditions or if there is a history of non-compliance with the permit conditions.

G-9 PERMIT/MONITORING-RELATED FEES:

The Permittee shall pay any and all amounts determined by the County Planning /Building Department to defray any and all cost(s) for the review of reports, field investigations, monitoring, and other activities directly related to the enforcement/monitoring for compliance of this Conditional Use Permit, County Ordinance or any other applicable law. All County Departments, directly involved in the monitoring/enforcement of this project may bill Permittee under this provision, however said billing shall only be through and with the approval of the Planning/Building Department.

G-10 DEFINITIONS:

In the event of a dispute the meaning(s) or the intent of any word(s), phrase(s) and/or conditions or sections herein shall be determined by the Planning Commission of the County of Imperial. Their determination shall be final unless an appeal is made to the Board of Supervisors within ten (10) days from the date of the Commission's decision.

G-11 REVOCATION:

Upon the determination by the Planning/Building Department that the project is or may not be in full compliance with any one or all of the conditions of this Conditional Use Permit, or upon the finding that the project is creating a nuisance as defined by law, the issue shall be brought immediately to the appropriate enforcement agency or to the Planning Commission for hearing to consider appropriate response including but not limited to the revocation of the CUP or to consider possible amendments to the CUP. The hearing shall be held upon due notice having been provided to the Permittee and to the public in accordance with established ordinance/policy.

G-12 HEALTH HAZARD:

If the County Health Officer determines that a significant health hazard exists to the public, the Health Officer may require appropriate measures and the Permittee shall implement such measures to mitigate the health hazard. If the hazard to the public is determined to be imminent, such measures may be imposed immediately and may include temporary suspension of operations; the measures imposed by the County Health Officer must be submitted to the Planning Commission for review and approval. Nothing shall prohibit Permittee from requesting a special Planning Commission meeting provided Permittee bears all costs.

PROJECT SPECIFIC CONDITIONS:

S-1 The Conditional Use Permit (CUP) allows the Permittee to draw a maximum of one (1) acre foot of groundwater per year for domestic purposes only. Exceeding the amount of water specified herein will result in the Planning/Building Department taking action to rescind the CUP for non-compliance.

S-2 Water from the well shall not be used, sold, given, exported, or transported off the site identified herein.

S-3 A flow meter shall be installed and sealed by a California State Licensed Water Well Drilling Contractor. Permittee shall submit an annual report to the Department of Public Works and the Planning/Building Department indicating the yearly amount of water extracted from the well. A photograph (dated and signed) of the flow meter, readings shall be included in the annual report. The report shall be received within thirty (30) days following the anniversary date of the issuance of the Conditional Use Permit. In the event of a flow meter failure, the Permittee shall be required to cease the water well operation and notify the Planning/Building Department. The Permittee may be allowed to temporarily substitute the flow meter for an alternative measuring device, at the approval of the Planning/Building Department. In this case two (2) separate reports shall be submitted as stipulated herein.

S-4 Any replacement water well shall be constructed by a California Licensed Driller in accordance with California Department of Water Resources Bulletin 74-81 and 74-90 (including any subsequent revisions), and with the Imperial County Water Well Ordinance, Section 92101.00, et seq.

Permittee shall submit copies of the "Report of Completion" (as required by California Water Code, Section 13751), by a California Licensed Driller on the construction of any water well replaced. Copies of this report shall be submitted to Environmental Health Services, Planning/Building Department, and Public Works within thirty (30) days of the construction or destruction of the well, this report shall include:

1. A description of the exact location of the well;
2. A detailed log of the well;
3. A description of the type and depth of casings;
4. Details of perforation;
5. The methods used for sealing off surface or contaminated waters
6. Methods for preventing contaminated waters from one aquifer to mix with another aquifer;
7. Name of person who constructed the well.

S-5 This permit does not authorize Permittee to "slant drill" under adjoining property.

S-6 Should the water well be "abandoned" at any time for more than 360 consecutive days, Permittee shall seal/cap the well according to standards set by the State and in a manner acceptable to the County Building Official. (Abandonment shall mean as follows:

ABANDONMENT: A well is deemed "abandoned" when it has not been used for one (1) year. An owner may have the well deemed "inactive" by filing a written notice with the Department stating his/her intentions to use the well under specific conditions and/or time frames. As evidence of his/her intentions, the conditions contained in Bulletin 74-81 (Sec. 21) shall be met. Any well that is open or whose services/operating equipment (e.g. pumps/motors/pipes, etc.) has been removed shall be deemed abandoned.

S-7 Permittee shall properly destroy and abandon the old well on the property. The well shall be destroyed according to State standards and in a manner acceptable to the County Building Official. A copy of the well driller's report by a California State Licensed Water Well Drilling Contractor shall be sent to the Department of Public Works and the Planning/Building Department within thirty days following the destruction of the water well.

S-8 Prior to utilizing the water well for domestic purposes, Permittee shall provide written evidence to the Planning/Building Department that the water meets California Safe Drinking Water Standards. This evidence must be provided by Environmental Health Services, Health Department, to the Planning/Building Department after all appropriate testing has been done by the Permittee.

S-9 Permittee shall construct the water well at the specific location shown on the site plan. If an alternate location on the property for the water well is desired, Permittee shall submit a revised site plan for review and approval by Environmental Health Services and the Planning/Building Department prior to construction of the water well.

S-10 The new water well shall be registered with the Department of Public Works to comply with the new Groundwater Ordinance. The Ordinance was enacted by the Board of Supervisors on August 6, 1996 for the purpose of preserving and managing groundwater resources in Imperial County. The applicant is requested to sign the form letter prior to any building permit being issued ¹

S-11 An encroachment permit shall be secured from the Department of Public Works for any and all new, altered, or unauthorized existing driveways to access the lot. ¹

¹ Department of Public Works Standard Conditions

NOW THEREFORE, County hereby issues Conditional Use Permit #04-0014 and Permittee hereby accepts such permit upon the terms and conditions set forth herein.

IN WITNESS THEREOF, the parties hereto have executed this Agreement the day and year first written.

Permittee

COUNTY OF IMPERIAL, a political
Subdivision of the STATE OF CALIFORNIA

By: Max R. Hancock
Max Hancock (Permittee)

By: Jurg Heuberger
Jurg Heuberger, AICP, Planning Director

Dated: 6-15-04

Dated: 6-24-04

BY: LA Donne Hancock
LA Donne Hancock (Permittee)

Date 6/15/04

STATE OF CALIFORNIA
COUNTY OF Imperial } S.S.

On June 15, 2004 before me,
Esther V. CASTRUITA a Notary Public in and for said
County _____ and State, _____ personally appeared
MAX R. Hancock, personally known to me (or
proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the
same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

WITNESS my hand and official seal

Signature *Esther V. Castriuta*



ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized document.

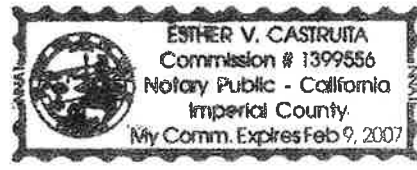
Title or Type of Document Agreement for Conditional Use Permit #04-0014
Number of Pages 6 Date of Document 6-15-04
Signer(s) Other Than Named Above Jury Hembergen & Len Donna Hancock

STATE OF CALIFORNIA
COUNTY OF Imperial } S.S.

On June 15, 2004 before me,
ESTHER V. CASTRUITA a Notary Public in and for said
County _____ and _____ State, _____ personally appeared
Lu Donna Hancock, personally known to me (or
proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the
same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

WITNESS my hand and official seal

Signature *Esther V. Castriuta*



ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized document.

Title or Type of Document Agreement for Conditional Use Permit # 04-0014
Number of Pages 6 Date of Document 6-15-04
Signer(s) Other Than Named Above Judy Heurbergen & Mary Hancock

GA/G: APN 033-540-06 CUP 04-0014 AG

STATE OF CALIFORNIA
COUNTY OF IMPERIAL } S.S.

On JUNE 24, 2004 before me,
PATRICIA A. VALENZUELA a Notary Public in and for said
County _____ and State, _____ personally appeared
JURG HEUBERGER, personally known to me (or
~~proved to me on the basis of satisfactory evidence~~) to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the
same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

WITNESS my hand and official seal

Signature Patricia Valenzuela

ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized document.

Title or Type of Document Conditional Use Permit
Number of Pages 9 Date of Document 6-9-04
Signer(s) Other Than Named Above _____

Dated _____



APPLICATION-CONDITIONAL USE PERMIT

APPLICANT MUST COMPLETE ALL NUMBERED (black) SPACES - please type or print -

PROPERTY OWNERS NAME 1. MAX & LADONNE HANCOCK			PHONE 760-791-3529 760-554-2648
MAILING ADDRESS 2. P.O. Box 477	CITY Ocotillo	STATE CA	ZIP CODE 92259
APPLICANTS NAME (if not property owner) 3. SAME			PHONE
APPLICANTS MAILING ADDRESS 4. PO Box 477	CITY Ocotillo	STATE CA	ZIP CODE 92259
ENGINEERS NAME 5. Welch & Howel DRILLING CORP	CA. LIC. NO. 492379	PHONE 760-353-5440	
MAILING ADDRESS 6. P.O. Box 1851 DOG WOOD RD	CITY EL CENTRO	STATE CA	ZIP CODE 92244

PROPERTY (site) ADDRESS 7. 985 E. Hwy 98, Ocotillo, CA.	
ASSESSORS PARCEL NO. 8. 033-540-06-01	SIZE OF PARCEL (in acres or sq. ft.) 10.40 ACRES
LEGAL DESCRIPTION (use separate sheet if necessary) N. LINE 440.14 FT - S. LINE 904.01 FT. E. LINE 810.34 FT	
9. WEST LINE 674.01 FT.	

PLEASE PROVIDE CLEAR & CONCISE INFORMATION

DESCRIBE PROPOSED PROJECT (specific use of property) 10. DRILL NEW WELL - DOMESTIC USE ONLY. MOSTLY - OPEN DESERT INSTALL New PVC 1 inch sch 40 slip JOINTS PIPE TO HOME 262" ABAND OLD WELL PLUG WITH CEMENT ACCORDING TO STATE LAW
DESCRIBE CURRENT USE OF PROPERTY 11. DOMESTIC LIVING ONLY - NO AGRICULTURE OR COMMERCIAL USE
DESCRIBE PROPOSED SEWER SYSTEM 12. HAS EXISTING SEWER SYSTEM - SEPTIC TANK & LEACH LINES
DESCRIBE PROPOSED WATER SYSTEM 13. EXISTING WATER LINE FROM WELL TO MOBILE HOME & TO STORAGE TANKS
DESCRIBE PROPOSED FIRE PROTECTION SYSTEM 14. Ocotillo FIRE DEPT. ALSO STORAGE WATER & GARDEN HOSE PLUS - WELL PRESURE
IS THE PROPOSED USE A BUSINESS? <input type="checkbox"/> YES, how many employees will be at this site? 15. NO (DOMESTIC - ONLY) (NO BUSINESS)

16. I/WE HEREBY CERTIFY THAT THE ABOVE AND ANY ATTACHED INFORMATION IS TRUE AND CORRECT.

REQUIRED SUPPORT DOCUMENTS:

DETAILED SITE PLAN (see back side)

ENVIRONMENTAL INFORMATION FORM

FEE _____

OTHER **PHOTOS**

Max R. Hancock 4-21-04
PROPERTY OWNERS SIGNATURE DATE

Ladonne B Hancock 4-21-04
APPLICANTS SIGNATURE DATE

APPLICATION RECEIVED BY <i>[Signature]</i>	DATE 4/22/04	REVIEW AND/OR APPROVAL BY OTHER DEPT. a required <input type="checkbox"/> P.W. <input type="checkbox"/> E.H.S. <input type="checkbox"/> A.P.C.D. <input type="checkbox"/> O.E.S.	
APPLICATION DEEMED COMPLETE BY	DATE		
APPLICATION REJECTED BY	DATE		
TENTATIVE HEARING BY	DATE		
FINAL ACTION	APPROVED	DENIED	DATE

FEE

\$1125⁰⁰

**ATTACHMENT “E” – TIME EXTENSION
REQUEST DOCUMENTATION**

8/3/23

Christian B Grill

Lily L Grill

29445 MANZANITA DR

CAMPO CA 91906

RECEIVED

AUG 03 2023

IMPERIAL COUNTY
PLANNING & DEVELOPMENT SERVICES

Imperial County Planning & Development
Services Dept.

Attn: Jim Minnick / Gerardo Queno
801 main stn EL centro ca.

Dear Imperial county Planning Commission
Please Allow this Letter to serve as a
formal Request for a new 15 year
term on CUP # 04-0014 for a water
well. we promise to comply with
Each general and specific conditions
Listed on the Cup; I will Request
time Extensions in a timely matter.
And install a new water meter

Christian B Grill
Lily L Grill

ORIGINAL

Compliance Report

200411020529 BOOK 2320 PAGE 1067

RECORDING REQUESTED BY AND

RECEIVED

RECORDED

When Recorded Return To:

OFFICIAL RECORDS
IMPERIAL COUNTY, CA

AUG 03 2023

BOOK 2320 PAGE 1067

Imperial County Planning/Building Department
939 Main Street
El Centro, California 92243

IMPERIAL COUNTY
PLANNING & DEVELOPMENT SERVICES

2003 JUL 1 PM 2 02

DOLORES PROVENCIO
COUNTY RECORDER

HOLD

TL\$	30
RG	11
RF	9
MC	1
IX	1
TF	8
NL	
PY	
PR	

**AGREEMENT FOR CONDITIONAL USE PERMIT #04-0014
FOR A WATER WELL
(Max and LA Donne Hancock)**

This Agreement is made and entered into on 6-9-2004 by and between Max & LA Donne Hancock, owner(s) of parcel, hereinafter referred to as Permittee, and the COUNTY OF IMPERIAL, a political subdivision of the State of California, (hereinafter referred to as "COUNTY").

RECITALS

WHEREAS, Permittee is the owner, lessee or successor in interest in certain land in Imperial County identified as the 10.40 acre parcel, located at 985 E Hwy 98, Ocotillo, identified as Portions of Section 11 Lot 15, Tract 776, Township 17 South, Range 10 East, SBB&M. It is further identified as Assessor's Parcel Number 033-540-06-01; and

WHEREAS, Max and La Donne Hancock, and/or any subsequent owner(s) would be required to and intend to fully comply with all of the terms and conditions of the project as specified in this Conditional Use Permit.

WHEREAS, County, after a noticed public hearing, agreed to issue Conditional Use Permit #04-0014 to Permittee, and/or his or her successor in interest subject to the following conditions:

The remainder of this page is intentionally left blank

GENERAL CONDITIONS:

G-1 ACQUISITION OF PERMITS/LICENSES AND COMPLIANCE WITH GENERAL LAWS:

The Permittee shall obtain, comply with, and maintain all applicable County, State, and Federal permits, licenses, and/or approvals, including, but not limited to those required by Imperial County Planning/Building Department, Air Pollution Control District (APCD), County Division of Environmental Health Services (EHS), and Public Works Department. Additionally, Permittee agrees to comply with all applicable laws, ordinances, and/or regulations promulgated by County, State, and Federal jurisdictions whether specified herein or not. Furthermore, Permittee shall submit a copy of such additional permit(s)/license(s) to the Planning/Building Department within thirty (30) days of receipt, including amendments or alterations thereto.

CG.
LG

G-2 RECORDATION: This permit shall not be effective until it is recorded at the Imperial County Recorders Office, and payment of the recordation fee shall be the responsibility of the Permittee. If the Permittee fails to pay the recordation fee within six (6) months of the approval date, this permit shall be deemed null and void.

CG.
LG

G-3 INDEMNIFICATION: Permittee shall defend, indemnify and hold harmless County and its agents, including consultants, officers and employees from any claim, action or proceeding against the County or its agents, including consultants, officers or employees to attack, set aside, void, or annul the approval of this application or adoption of the environmental documents which accompanies it. This indemnification obligation shall include, but not be limited to, damages, costs, expenses, attorneys fees, or expert witness costs that may be asserted by any person or entity, including the Permittee arising out of or in connection with the approval of this application, including any claim for private attorney general fees claimed by or awarded to any party from the County.

CG -
LG

G-4 RIGHT OF ENTRY: The County reserves the right to enter the premises to make the appropriate inspection(s) and to determine if the condition(s) of this permit are complied with and access to authorized enforcement agency personnel shall not be denied.

CG.
LG

G-5 PROVISION TO RUN WITH THE LAND/PROJECT:

The provisions of this permit are to run with the land/project and shall bind the current and future owner(s) successor(s) of interest, assignee(s) and/or transferor(s) of said project. Permittee shall not without prior notification to the Planning/Building Department assign, sell, or transfer, or grant control of project or any right or privilege therein. The Permittee shall provide a minimum of 60 days written notice prior to such proposed transfer becoming effective. In the event that the new owner or assignee or transferor has a history of non-compliance with environmental laws or is not of substantial equivalent or superior financial capability and/or responsibility or is not willing to or has not agreed to in writing to abide by the terms or conditions of this permit, the Planning/Building Department shall bring this matter to the Planning Commission for either revocation or modification to the permit.

CG.
LG

G-6 CONDITION PRIORITY:

This project shall be constructed/operated as described in the Conditional Use Permit application, site plan, support documentation, the Environmental Assessment, the project

CG
LG

description, and as specified in these conditions. Where a conflict occurs, the Conditional Use Permit conditions shall govern and take precedence.

G-7 INVALID CONDITIONS/SEVERABILITY:

CG Should any condition(s) of this permit be determined by a Court or other agency with property jurisdiction to be invalid for any reason, such determination shall not invalidate the remaining provision(s) of this permit.

LG **G-8 TIME LIMIT:**

CG Unless otherwise specified within the project's specific conditions this permit/project shall be limited to a maximum of (3) three years from the recordation of the CUP. The CUP may be extended for successive (3) three year period by the Planning Director upon a finding by the Planning/Building Department that the project is in compliance with all conditions of the CUP as stated herein and any applicable Land Use regulation of the County of Imperial. Unless otherwise specified herein, no Conditional Use Permit(s) shall be extended for more than (4) four consecutive periods by the Planning/Building Department. If an extension is necessary or is requested beyond (15) fifteen years the Permittee shall file a written extension request with the Planning Director at least (60) sixty days prior to the expiration date of the Permit. Such an extension request shall include the appropriate extension fee. If the original approval was granted by the Planning Commission and/or the Board of Supervisors, such an extension shall only be considered by the Planning Commission and/or the Board of Supervisors, after a noticed Public Hearing. Nothing stated or implied within this permit shall constitute a guarantee that an extension shall be granted. An extension may not be granted if the project is in violation of any one or all of the conditions or if there is a history of non-compliance with the permit conditions.

G-9 PERMIT/MONITORING-RELATED FEES:

CG The Permittee shall pay any and all amounts determined by the County Planning /Building Department to defray any and all cost(s) for the review of reports, field investigations, monitoring, and other activities directly related to the enforcement/monitoring for compliance of this Conditional Use Permit, County Ordinance or any other applicable law. All County Departments, directly involved in the monitoring/enforcement of this project may bill Permittee under this provision, however said billing shall only be through and with the approval of the Planning/Building Department.

CG **G-10 DEFINITIONS:**

CG In the event of a dispute the meaning(s) or the intent of any word(s), phrase(s) and/or conditions or sections herein shall be determined by the Planning Commission of the County of Imperial. Their determination shall be final unless an appeal is made to the Board of Supervisors within ten (10) days from the date of the Commission's decision.

G-11 REVOCATION:

CG
LG Upon the determination by the Planning/Building Department that the project is or may not be in full compliance with any one or all of the conditions of this Conditional Use Permit, or upon the finding that the project is creating a nuisance as defined by law, the issue shall be brought immediately to the appropriate enforcement agency or to the Planning Commission for hearing to consider appropriate response including but not limited to the revocation of the CUP or to consider possible amendments to the CUP. The hearing shall be held upon due notice having been provided to the Permittee and to the public in accordance with established ordinance/policy.

G-12 HEALTH HAZARD:

CG
LG If the County Health Officer determines that a significant health hazard exists to the public, the Health Officer may require appropriate measures and the Permittee shall implement such measures to mitigate the health hazard. If the hazard to the public is determined to be imminent, such measures may be imposed immediately and may include temporary suspension of operations; the measures imposed by the County Health Officer must be submitted to the Planning Commission for review and approval. Nothing shall prohibit Permittee from requesting a special Planning Commission meeting provided Permittee bears all costs.

PROJECT SPECIFIC CONDITIONS:

CG
LG S-1 The Conditional Use Permit (CUP) allows the Permittee to draw a maximum of one (1) acre foot of groundwater per year for domestic purposes only. Exceeding the amount of water specified herein will result in the Planning/Building Department taking action to rescind the CUP for non-compliance.

CG
LG S-2 Water from the well shall not be used, sold, given, exported, or transported off the site identified herein.

CG
LG S-3 A flow meter shall be installed and sealed by a California State Licensed Water Well Drilling Contractor. Permittee shall submit an annual report to the Department of Public Works and the Planning/Building Department indicating the yearly amount of water extracted from the well. A photograph (dated and signed) of the flow meter, readings shall be included in the annual report. The report shall be received within thirty (30) days following the anniversary date of the issuance of the Conditional Use Permit. In the event of a flow meter failure, the Permittee shall be required to cease the water well operation and notify the Planning/Building Department. The Permittee may be allowed to temporarily substitute the flow meter for an alternative measuring device, at the approval of the Planning/Building Department. In this case two (2) separate reports shall be submitted as stipulated herein.

CG
LG S-4 Any replacement water well shall be constructed by a California Licensed Driller in accordance with California Department of Water Resources Bulletin 74-81 and 74-90 (including any subsequent revisions), and with the Imperial County Water Well Ordinance, Section 92101.00, et seq.

Permittee shall submit copies of the "Report of Completion" (as required by California Water Code, Section 13751), by a California Licensed Driller on the construction of any water well replaced. Copies of this report shall be submitted to Environmental Health Services, Planning/Building Department, and Public Works within thirty (30) days of the construction or destruction of the well, this report shall include:

1. A description of the exact location of the well;
2. A detailed log of the well;
3. A description of the type and depth of casings;
4. Details of perforation;
5. The methods used for sealing off surface or contaminated waters
6. Methods for preventing contaminated waters from one aquifer to mix with another aquifer;
7. Name of person who constructed the well.

CG. S-5 This permit does not authorize Permittee to "slant drill" under adjoining property.
 LG

CG S-6 Should the water well be "abandoned" at any time for more than 360 consecutive days, Permittee shall seal/cap the well according to standards set by the State and in a manner acceptable to the County Building Official. (Abandonment shall mean as follows:
 LG

CG ABANDONMENT: A well is deemed "abandoned" when it has not been used for one (1) year. An owner may have the well deemed "inactive" by filling a written notice with the Department stating his/her intentions to use the well under specific conditions and/or time frames. As evidence of his/her intentions, the conditions contained in Bulletin 74-81 (Sec. 21) shall be met. Any well that is open or whose services/operating equipment (e.g. pumps/motors/pipes, etc.) has been removed shall be deemed abandoned.
 LG

CG S-7 Permittee shall properly destroy and abandon the old well on the property. The well shall be destroyed according to State standards and in a manner acceptable to the County Building Official. A copy of the well driller's report by a California State Licensed Water Well Drilling Contractor shall be sent to the Department of Public Works and the Planning/Building Department within thirty days following the destruction of the water well.
 LG

CG S-8 Prior to utilizing the water well for domestic purposes, Permittee shall provide written evidence to the Planning/Building Department that the water meets California Safe Drinking Water Standards. This evidence must be provided by Environmental Health Services, Health Department, to the Planning/Building Department after all appropriate testing has been done by the Permittee.
 LG

CG S-9 Permittee shall construct the water well at the specific location shown on the site plan. If an alternate location on the property for the water well is desired, Permittee shall submit a revised site plan for review and approval by Environmental Health Services and the Planning/Building Department prior to construction of the water well.
 LG

S-10 The new water well shall be registered with the Department of Public Works to comply with the new Groundwater Ordinance. The Ordinance was enacted by the Board of Supervisors on August 6, 1996 for the purpose of preserving and managing groundwater resources in Imperial County. The applicant is requested to sign the form letter prior to any building permit being issued 1

CG
LG
CG
LG

S-11 An encroachment permit shall be secured from the Department of Public Works for any and all new, altered, or unauthorized existing driveways to access the lot. 1

1 Department of Public Works Standard Conditions

NOW THEREFORE, County hereby issues Conditional Use Permit #04-0014 and Permittee hereby accepts such permit upon the terms and conditions set forth herein.

IN WITNESS THEREOF, the parties hereto have executed this Agreement the day and year first written.

Permittee

COUNTY OF IMPERIAL, a political
Subdivision of the STATE OF CALIFORNIA

By: Max R. Hancock
Max Hancock (Permittee)

By: Jurg Heuberger
Jurg Heuberger, AICP, Planning Director

Dated: 6-15-04

Dated: 6-24-04

BY: LA Donne Hancock
LA Donne Hancock (Permittee)

Date 6/15/04

Christine B Hill

8/3/23

L J L Hill

8/3/23

STATE OF CALIFORNIA
COUNTY OF Imperial } S.S.

On June 15, 2004 before me,
ESTHER V. CASTRUTA a Notary Public in and for said
County and State, personally appeared
MAX R. Hancock, personally known to me (or
proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the
same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

WITNESS my hand and official seal

Signature *Esther V. Castuta*



ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized document.

Title or Type of Document Agreement for Conditional Use Permit #04-0014

Number of Pages 6 Date of Document 6-15-04

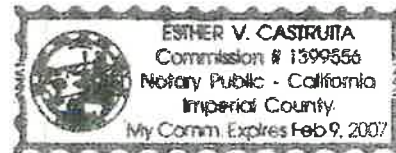
Signer(s) Other Than Named Above Jury Heubergers & Leanne Hancock

STATE OF CALIFORNIA
COUNTY OF Imperial } S.S.

On June 15, 2007 before me,
Esther V. Castruita a Notary Public in and for said
County Imperial and State, California personally appeared
Luanna Hancock, personally known to me (or
proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the
same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

WITNESS my hand and official seal

Signature Esther V. Castruita



ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized document.

Title or Type of Document Agreement for Conditional Use Permit # 04-2017
Number of Pages 6 Date of Document 6-15-07
Signer(s) Other Than Named Above Judy Heabergen & Amy Hancock

GA/G: APN 033-540-06 CUP 04-0014 AG

STATE OF CALIFORNIA
COUNTY OF IMPERIAL } S.S.

On JUNE 24, 2004 before me,
PATRICIA A. VALENZUELA a Notary Public in and for said
County and State, personally appeared
JURG HENBERGER, personally known to me (or
proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the
same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

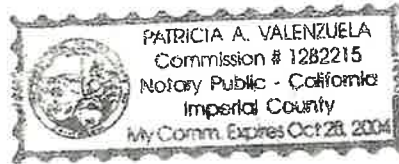
WITNESS my hand and official seal

Signature Patricia Valenzuela

ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized document.

Title or Type of Document Conditional Use Permit
Number of Pages 9 Date of Document 6-9-04
Signer(s) Other Than Named Above _____

Dated _____



ATTACHMENT “F” – COMMENT LETTERS



Imperial County Planning & Development Services Planning / Building

Jim Minnick
DIRECTOR

August 18, 2023
REQUEST FOR REVIEW
AND COMMENTS

The attached project and materials are being sent to you for your review and as an early notification that the following project is being requested and being processed by the County's Planning & Development Services Department. Please review the proposed project based on your agency/department area of interest, expertise, and/or jurisdiction.

- | To: County Agencies | State Agencies/Other | Cities/Other |
|--|--|--|
| <input checked="" type="checkbox"/> County Executive Office – Rosa Lopez | <input checked="" type="checkbox"/> IC Sheriff's Office – Robert Benavidez/Fred Miramontes/Ryan Kelley | <input checked="" type="checkbox"/> Campo Band Of Mission Indians - Marcus Cuero/Jonathan Mesa |
| <input checked="" type="checkbox"/> Public Works –John Gay / Carlos Yee | | <input checked="" type="checkbox"/> APCD – Monica Soucier/Belen Leon/Jesus Ramirez |
| <input checked="" type="checkbox"/> Coyote Valley Mutual Water Co. – Mike Peterson | <input checked="" type="checkbox"/> Board of Supervisors – Luis Plancarte - District #2 | <input checked="" type="checkbox"/> IC Fire/OES Office – Andrew Loper/ Sal Flores/Robert Malek |
| <input checked="" type="checkbox"/> Ocotillo Mutual Water Co. – Board of Directors | <input checked="" type="checkbox"/> Ag. Commissioner Antonio Venegas/Margo Sanchez/Jolene Dessert/ Ashley Jauregui | <input checked="" type="checkbox"/> EHS – Jeff Lamoure/Mario Salinas/ Alphonso Andrade/Jorge Perez/Vanessa R Ramirez |
| <input checked="" type="checkbox"/> Fort Yuma- Quechan Indian Tribe – Jordan D. Joaquin/ H. Jill McCormick | | |

From: Gerardo Quero, Planner I - (442) 265-1736 or gerardoquero@co.imperial.ca.us

Project ID: Time Extension EXT#23-0011 for CUP#04-0014

Project Location: 985 E HWY 98, Ocotillo, CA 92259 APN 033-540-006

Project Description: The applicants, Lily & Christian Grill, are requesting a time extension for a new (15) fifteen-year term for previously approved Conditional Use Permit (CUP) #04-0014 for an existing Residential Water Well with an allowed annual extraction of (1) one acre-foot of water for residential purposes at 985 East US Highway 98, Ocotillo, CA.

Applicants: Lily & Christian Grill

Comments due by: **August 28th 2023 at 5:00PM**

COMMENTS: *(attach a separate sheet if necessary)* (if no comments, please state below and mail, fax, or e-mail this sheet to Case Planner)
No Comments

Name: Antonio Venegas Signature:  Title: Ag. Biologist / Standards Specialist IV

Date: 08/18/2023 Telephone No.: 442-265-1500 E-mail: antoniovenegas@co.imperial.ca.us

GQATS:\AllUsers\APN\045\570\087\CUP22-0029\CUP22-0029 Request for Comments 08.01.23 .docx



Imperial County Planning & Development Services Planning / Building

Jim Minnick
DIRECTOR

IMPERIAL COUNTY
AIR POLLUTION CONTROL DISTRICT
RECEIVED VIA EMAIL
August 18, 2023

**August 18, 2023
REQUEST FOR REVIEW
AND COMMENTS**

The attached project and materials are being sent to you for your review and as an early notification that the following project is being requested and being processed by the County's Planning & Development Services Department. Please review the proposed project based on your agency/department area of interest, expertise, and/or jurisdiction.

- | | | |
|--|--|--|
| To: County Agencies | State Agencies/Other | Cities/Other |
| <input checked="" type="checkbox"/> County Executive Office – Rosa Lopez | <input checked="" type="checkbox"/> IC Sheriff's Office – Robert Benavidez/Fred Miramontes/Ryan Kelley | <input checked="" type="checkbox"/> Campo Band Of Mission Indians - Marcus Cuero/Jonathan Mesa |
| <input checked="" type="checkbox"/> Public Works –John Gay / Carlos Yee | | <input checked="" type="checkbox"/> APCD – Monica Soucier/Belen Leon/Jesus Ramirez |
| <input checked="" type="checkbox"/> Coyote Valley Mutual Water Co. – Mike Peterson | <input checked="" type="checkbox"/> Board of Supervisors – Luis Plancarte - District #2 | <input checked="" type="checkbox"/> IC Fire/OES Office – Andrew Loper/ Sal Flores/Robert Malek |
| <input checked="" type="checkbox"/> Ocotillo Mutual Water Co. – Board of Directors | <input checked="" type="checkbox"/> Ag. Commissioner Antonio Venegas/Margo Sanchez/Jolene Dessert/ Ashley Jauregui | <input checked="" type="checkbox"/> EHS – Jeff Lamoure/Mario Salinas/ Alphonso Andrade/Jorge Perez/Vanessa R Ramirez |
| <input checked="" type="checkbox"/> Fort Yuma- Quechan Indian Tribe – Jordan D. Joaquin/ H. Jill McCormick | | |

From: Gerardo Quero, Planner I - (442) 265-1736 or gerardoquero@co.imperial.ca.us
Project ID: Time Extension EXT#23-0011 for CUP#04-0014
Project Location: 985 E HWY 98, Ocotillo, CA 92259 APN 033-540-006
Project Description: The applicants, Lily & Christian Grill, are requesting a time extension for a new (15) fifteen-year term for previously approved Conditional Use Permit (CUP) #04-0014 for an existing Residential Water Well with an allowed annual extraction of (1) one acre-foot of water for residential purposes at 985 East LIS Highway 98, Ocotillo, CA.
Applicants: Lily & Christian Grill

RECEIVED
 By Imperial County Planning & Development Services at 10:48 am, Aug 29, 2023

Comments due by: August 28th 2023 at 5:00PM

COMMENTS: (attach a separate sheet if necessary) (if no comments, please state below and mail, fax, or e-mail this sheet to Case Planner)

No Comment

Name: Monica N. Soucier Signature:  Title: APC Division Manager
 Date: 08/29/2023 Telephone No.: (442) 265-1800 E-mail: monicasoucier@co.imperial.ca.us

GQAT\S:\AllUsers\APN0451570\087\CUP22-0029\CUP22-0029 Request for Comments 06.01.23 .docx