South Central Coast District Office 89 South California Street, Suite 200 Ventura, California 93001-2801 (805) 585-1800 FAX (805) 641-1732



W19

SOUTH CENTRAL COAST DISTRICT DEPUTY DIRECTOR'S REPORT

For the
May Meeting of the California Coastal Commission

MEMORANDUM

Date: May 12, 2014

TO:

Commissioners and Interested Parties

FROM:

John (Jack) Ainsworth, South Central Coast District Senior Deputy Director

SUBJECT: Deputy Director's Report

Following is a listing for the waivers, emergency permits, immaterial amendments and extensions issued by the South Central Coast District Office for the May 2014 Coastal Commission hearing. Copies of the applicable items are attached for your review. Each item includes a listing of the applicants involved, a description of the proposed development, and a project location.

Pursuant to the Commission's direction and adopted procedures, appropriate notice materials were sent to all applicants for posting at the project site. Additionally, these items have been posted at the District office and are available for public review and comment.

This report may also contain additional correspondence and/or any additional staff memorandum concerning the items to be heard on today's agenda for the South Central Coast District.

DETAIL OF ATTACHED MATERIALS

REPORT OF REGULAR WAIVERS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 13250(c) and/or Section 13253(c) of the California Code of Regulations.

Applicant	Project Description	Project Location
4-14-0636-W Attn: Robert Markus	Addition of a retaining wall, swimming pool, spa, rock waterfall, gazebo, fireplace and patio, with 140 cu. ads. of grading (81 cu. ads. cut and 59 cu. ads. fill). The pool will be approximately 825-s (20-ft- x 40-ft) with an integrated spa of 49-s (7-ft x 7-ft), and a concrete pool equipment pad of 32-s (8-ft x 4-ft). The spa and natural gas fireplace will be constructed atop a 10-ft high retaining wall supporting a terrace on an east-facing slope. A rock waterfall will link the spa and pool. The excess cut material will be disposed of off-site at the LACSD Calabooses Landfill. The pool and spa shall incorporate a low- or no-chlorine water purification system, and pool water shall be prevented from discharge into storm drains, natural drainage's, and septic systems. Construction activities shall comply with all provisions of the Erosion Control and Construction Best Management Practices Plan per the permit application.	1837 Manzanita Park Avenue, Malibu, CA 06037-4441001026
4-14-0725-W Krause Residence	Installation of a roof-mounted Photovoltaic Solar System. The combined array consists of 34-panels totaling 600-sf. All 34-panels will be installed on the home's south-facing roof gable. The panels will be flush mounted above the existing roof and the total height of the solar panels will not exceed 2-ft above the sloped roof. Neither grading nor vegetation removal will occur as part of the project.	832 Wonder View, Calabasas, CA 91302 06037-4456039001

REPORT OF DE MINIMIS WAIVERS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 30624.7 of the California Coastal Act of 1976.

Applicant	Project Description	Project Location
4-14-0455-W Solar Universe, Attn: Warren Gerstner	Installation of a ground-mounted photovoltaic solar system. The array consists of 36-panels totaling 627-sf, on west-facing slope, 19-ft downslope from the toe of the engineered berm of the building pad for an existing home constructed in 1993 pursuant to CCC permit #5-88-1030. The solar panels are Hanwha HSL 60 Poly UL panels, with a 250-W nominal power capacity, for a total 9.0-kW DC system. No grading will occur as part of the project and the total height of the solar panels will not exceed 6-ft above the rounded slope face.	101 Loma Metisse Road, Malibu, CA 90265 06037-4453025058

REPORT OF EXTENSION - IMMATERIAL

Applicant	Project Description	Project Location
4-04-103-E5 Attn: Mohammad Bahmani	TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a 7,129 sq. ft., two-story single family residence with an attached 911 sq. ft., three-car, below grade garage, swimming pool/spa, 375 ft. long driveway, retaining walls, for driveway and structure, septic system, landscaping, and 2,650 cu. yds. of grading (1,800 cu. yds. of cut and 850 cu. yds. of fill).	2520 - Marby Drive, Malibu 06037-4461006023
4-06-071-E6 Attn: Ed & Barbara Farmer	TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story, 29 ft. high, 5,018 sq. ft. single family residence with attached three-car garage, swimming pool, 626 sq. ft. pool house, driveway, turnaround, retaining wall, septic system, and approximately 10,230 cu. yds. of grading (312 cu. yds. cut, 9,918 cu. yds. fill).	1747 - Decker Road, Malibu 06037-4472011004
4-06-094-E6 Attn: Richard Barrett	TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a three story, 32 foot high, 4,886 sq. ft. single family residence with attached 504 sq. ft. garage, pool, septic system, water well, retaining walls, driveway, turnaround, vineyards, and approximately 1,740 cu. yds. of grading (1,630 cu. yds cut and 110 cu. yds. fill. The applicant also proposed to abandon an unpermitted trail leading from the residence to the west side of the property.	33800 - Mulholland HWY, Malibu 06037-4472006038

SOUTH CENTRAL COAST DISTRICT DEPUTY DIRECTOR'S REPORT CONTINUED

4-11-069-E1

Santa Barbara County Flood Control, Attn: Seth Shank TIME EXTENSION ON A PREVIOUSLY APPROVED CDP to implement an annual sediment removal and flood carrying capacity improvement Program for portions of Goleta Slough for a period of five years. The program will involve the removal of sediment (using a combination of hydraulic dredging and/or dragline desilting/excavation methods) from the lower reach of Atascadero Creek, San Jose Creek, San Pedro Creek, and the main channel of Goleta Slough on an as-needed basis (removal of between 20,000 cu. yds. and 200,000 cu. yds. of sedimant/year). Excavated sediment from dragline desilting/excavation will be temporarily stockpiled approximately 30 to 100 ft. in distance from the top of the creek bank. All suitable excavated sediment will be placed in the surfzone at Goleta Beach County Park. The program also includes breaching the mouth of Goleta Slough approximately 1 - 3 times/year.

0 - 0 Goleta Beach County Park, Goleta 06083-071-190-017, 06083-071-190-028, 06083-071-190-030, 06083-071-200-003, 06083-071-200-008, 06083-071-200-011, 06083-071-200-017, 06083-071-200-022, 06083-071-200-023, 06083-071-210-001, 06083-073-450-003

REPORT OF EMERGENCY PERMITS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 13142 of the California Code of Regulations because the development is necessary to protect life and public property, or to maintain public services.

Applicant	Project Description	Project Location
G-4-14-0014 Los Angeles County Public Works	Remediation of a rockslide and removal of a remnant rock overhang involving removal of approximately 400-500 cu. yds. of rock and soil material with the use of an excavator. All excavated material will be disposed of on stored at locations outside of the Coastal Zone.	Hillside area located approximately 400 feet west of mile marker 4.63 on Piuma Road, CA 06037-4453002071
G-4-14-0010 City of Port Hueneme, Attn: Greg Brown	Placement of an additional 600 linear feet of rock revetment, consisting of approximately 13,000 tons of 1-6 ton stone, on the sandy beach located between Stations 5.0 - 11.0, located immediately downcoast of the 500 linear ft. rock revetment (placed pursuant to Emergency Permits No. G-4-13-206 and g-4-13-0208) and located immediately seaward of an existing public pathway which has been undermined and damaged by wave and tidal action. An as-built, approximately 400 linear foot portion of an existing rock revetment, located approximately 15.30 feet seaward of the proposed revetment, will be removed in its entirety.	Hueneme Beach Park, Port Hueneme, CA 06111-206010023, 06111-20610030
G-4-14-0013 California State Parks	Placement of approximately 230 linear feet of rock revetment, consisting of approximately 1,500 tons of 2-4 ton stone, on the sandy beach located immediately seaward of an existing access road which has been undermined and damaged by wave and tidal action.	Emma Wood State Beach, Ventura, CA 06111-0600320145

SOUTH CENTRAL COAST AREA 89 SOUTH CALIFORNIA ST., SUITE 200 VENTURA, CA 93001 (805) 585-1800



NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER

Date:

12 May 2014

To:

All Interested Parties

Subject:

Waiver of Coastal Development Permit Requirement

Waiver No.: 4-14-0636-W

Based on project plans and information submitted by the applicant regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Section 13250(c) of the Administrative Regulations (Title 14, Division 5.5).

Applicant:

Robert Markus & Edina Somlai

Agent:

Lucas Goettsche – LG Design Studio

Location:

1837 Manzanita Park Avenue,

Santa Monica Mountains,

Los Angeles County [APN: 4453-022-001]

Description:

Addition of a retaining wall, swimming pool, spa, rock waterfall, gazebo, fireplace, and patio, with 140 cu. yds. of grading (81 cu. yds. cut and 59 cu. yds. fill). The pool will be approximately 825-sf (20-ft x 40-ft) with an integrated spa of 49-sf (7-ft x 7-ft), and a concrete pool equipment pad of 32-sf (8-ft x 4-ft). The spa and natural gas fireplace will be constructed atop a 10-ft high retaining wall supporting a terrace on an east-facing slope. A rock waterfall will link the spa and pool. The excess cut material will be disposed of off-site at the LACSD Calabasas Landfill. The pool and spa shall incorporate a low- or no-chlorine water purification system, and pool water shall be prevented from discharge into storm drains, natural drainages, and septic systems. Construction activities shall comply with all provisions of the Erosion Control and Construction Best Management Practices Plan per the permit application.

Rationale:

The proposed project is relatively minor in nature. The existing single-family residence was constructed in 1972 prior to the effective date of the Coastal Act. The proposed wall, pool, spa, waterfall, gazebo, fireplace, and patio will be located in close proximity to the residence and will not require any removal or trimming of environmentally sensitive habitat area. The project will not be visible from any parkland or public trail. Thus, the proposed project will not result in any adverse impacts to coastal resources. Therefore, the proposed project is consistent with all applicable Chapter Three policies of the Coastal Act.

4-14-0636-W (Markus & Somlai)

Important: This waiver is not valid until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of May 14-16, 2014. If three or more Commissioners object to this waiver, a coastal permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,

CHARLES LESTER Executive Director

W

By: N.D

N.D. Doberneck

Title: Coastal Program Analyst

SOUTH CENTRAL COAST AREA 89 SOUTH CALIFORNIA ST., SUITE 200 VENTURA, CA 93001 (805) 585-1800



NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER

Date:

12 May 2014

To:

All Interested Parties

Subject:

Waiver of Coastal Development Permit Requirement

Waiver No.: 4-14-0725-W

Based on project plans and information submitted by the applicant regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Section 13250(c) of the Administrative Regulations (Title 14, Division 5.5).

Applicant:

Daniel & Kate Krause - Property Owners

Agent:

Gary Poulin - Solar Watt Solution

Location:

832 Wonder View Drive,

Santa Monica Mountains, Los Angeles County

[APN: 4456-039-001]

Description:

Installation of a roof-mounted Photovoltaic Solar System. The combined array consists of 34-panels totaling 600-sf. All 34-panels will be installed on the home's south-facing roof gable. The panels will be flush mounted above the existing roof and the total height of the solar panels will not exceed 2-ft above the sloped roof. Neither grading nor vegetation removal will occur as part of the project.

Rationale:

The proposed project is relatively minor in nature. The existing single-family residence was constructed in 1994, pursuant to Coastal Development Permit No. 4-92-065. The residence with the roof-mounted solar panel array will be lower than the 35-foot height limit that has been applied by the Commission for projects in the Santa Monica Mountains. The project will not require any removal or trimming of trees or environmentally sensitive habitat area. Thus, the proposed project will not result in any potential adverse impacts to coastal resources. Therefore, the proposed project is consistent with all applicable Chapter Three policies of the Coastal Act.

Important: This waiver is not valid unless the project site has been posted <u>and</u> until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of May 14-16, 2014. If three Commissioners object to this waiver, a coastal permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,

CHARLES LESTER
Executive Director

By: N.D. Doberneck

Title: Coastal Program Analyst

SOUTH CENTRAL COAST AREA 89 SOUTH CALIFORNIA ST., SUITE 200 VENTURA, CA 93001 (805) 585-1800



NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER - DE-MINIMIS

Date:

18 April 2014

To:

All Interested Parties

Subject:

Waiver of Coastal Development Permit Requirement

Waiver No.: 4-14-0455-W

Based on project plans and information submitted by the applicant regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13238 of the California Code of Regulations.

Applicant:

Robert Kagon

Agent:

Troy Ashton – Solar Universe

Location:

101 Loma Metisse Road, Santa Monica Mountains

Los Angeles County [APN: 4453-025-058]

Description:

Installation of a ground-mounted photovoltaic solar system. The array consists of 36-panels totaling 627-sf, on a west-facing slope, 19-ft downslope from the toe of the engineered berm of the building pad for an existing home constructed in 1993 pursuant to CCC permit #5-88-1030. The solar panels are Hanwha HSL 60 Poly UL panels, with a 250-W nominal power capacity, for a total 9.0-kW DC system. No grading will occur as part of the project and the total height

of the solar panels will not exceed 6-ft above the rounded slope face.

Rationale:

The proposed project is relatively minor in nature. The proposed solar array will be erected on a rounded hillside below the existing home, 39-ft from the structure. The solar panel array will be located within the required fuel modification area and will not require any removal or trimming of environmentally sensitive habitat area, nor will trees be removed. The project will not result in impacts to public views. Thus, the proposed project will not result in any significant adverse impacts to coastal resources. Therefore, the proposed project is consistent with all applicable Chapter Three policies of the Coastal Act.

Important: This waiver is not valid unless the project site has been posted and until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of May 14-16, 2014. If three Commissioners object to this waiver, a coastal permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,

CHARLES LESTER **Executive Director**

N.D. Doberneck By:

Title: Coastal Program Analyst

South Central Coast District Office 89 South California Street, Suite 200 Ventura, California 93001-2801 PH (805) 585-1800 FAX (805) 641-1732



NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

May 2, 2014

Notice is hereby given that Mohammad Bahmani has applied for a one year extension of 4-04-103 granted by the California Coastal Commission on March 5, 2008

for: Construct a 7,129 sq. ft., two-story single family residence with an attached 911 sq. ft., three-car, below grade garage, swimming pool/spa, 375 ft. long driveway, retaining walls, for driveway and structure, septic system, landscaping, and 2,650 cu. yds. of grading (1,800 cu. yds. of cut and 850 cu. yds. of fill).

at: 2520 Marby Drive, Malibu (Los Angeles County)

Pursuant to Section 13169 of the Commission Regulations, the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive... and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,

CHARLES LESTER

Executive Director

Julie Reveles

Staff Services Analyst

South Central Coast District Office 89 South California Street, Suite 200 Ventura, California 93001-2801 PH (805) 585-1800 FAX (805) 641-1732



NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

May 2, 2014

Notice is hereby given that Ed & Barbara Farmer has applied for a one year extension of 4-06-071 granted by the California Coastal Commission on February 14, 2007

for: Construction of a two-story, 29 ft. high, 5,018 sq. ft. single family residence with attached three-car garage, swimming pool, 626 sq. ft. pool house, driveway, turnaround, retaining wall, septic system, and approximately 10,230 cu. yds. of grading (312 cu. yds. cut, 9,918 cu. yds. fill).

at: 1747 Decker Road, Malibu (Los Angeles County)

Pursuant to Section 13169 of the Commission Regulations, the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive... and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,

CHARLES LESTER

Executive Director

Julie Reveles

Staff Services Analyst

South Central Coast District Office 89 South California Street, Suite 200 Ventura, California 93001-2801 PH (805) 585-1800 FAX (805) 641-1732



NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

May 2, 2014

Notice is hereby given that Richard Barrett has applied for a one year extension of 4-06-094 granted by the California Coastal Commission on March 15, 2007

for: The applicant proposes to construct a three story, 32 foot high, 4,886 sq. ft. single family residence with attached 504 sq. ft. garage, pool, septic system, water well, retaining walls, driveway, turnaround, vinveyards, and approximately 1,740 cu. yds. of grading (1,630 cu. yds cut and 110 cu. yds. fill. The applicant also proposed to abandon an unpermitted trail leading from the residence to the west side of the property.

at: 33800 Mulholland Highway, Malibu (Los Angeles County)

Pursuant to Section 13169 of the Commission Regulations, the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive... and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,

CHARLES LESTER

Executive Director

Julie Reveles

Staff Services Analyst

South Central Coast District Office 89 South California Street, Suite 200 Ventura, California 93001-2801 PH (805) 585-1800 FAX (805) 641-1732



NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

May 2, 2014

Notice is hereby given that Santa Barbara County Flood Control has applied for a one year extension of 4-11-069 granted by the California Coastal Commission on May 9, 2012

for: Implement an annual sediment removal and flood carrying capacity improvement program for portions of Goleta Slough for a period of five years. The program will involve the removal of sediment (using a combination of hydraulic dredging and/or dragline desilting/excavation methods) from the lower reach of Atascadero Creek, San Jose Creek, San Pedro Creek, and the main channel of Goleta Slough on an as-needed basis (removal of between 20,000 cu. yds. and 200,000 cu. yds. of sedimant/year). Excavated sediment from dragline desilting/excavation will be temporarily stockpiled approximately 30 to 100 ft. in distance from the top of the creek bank. All suitable excavated sediment will be placed in the surfzone at Goleta Beach County Park. The program also includes breaching the mouth of Goleta Slough approximately 1 - 3 times/year.

at: Goleta Beach County Park (Southeast portion of Goleta Slough (including the lower reaches of Astacadero Creek, San Jose Creek and the main channel of Goleta Slough)), Goleta (Santa Barbara County).

Pursuant to Section 13169 of the Commission Regulations, the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive... and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,

CHARLES LESTER

Executive Director

Julie Reveles

Coastal Program Analyst

SOUTH CENTRAL COAST AREA 89 SOUTH CALIFORNIA ST., SUITE 200 VENTURA, CA 93001 (805) 585-1800



EMERGENCY PERMIT

April 28, 2014

Permit No.:

G-14-0014

Applicants:

Los Angeles County Department of Public Works

Agent:

Martin Reyes

Project Location:

Hillside area located approximately 400 feet west of mile marker 4.63 on Piuma

Road in the unincorporated Santa Monica Mountains area of Los Angeles

County.

Work Proposed:

Remediation of a rockslide and removal of a remnant rock overhang involving removal of approximately 400-500 cu. yds. of rock and soil material with the use of an excavator. All excavated material will be disposed of or stored at

locations outside of the Coastal Zone.

This letter constitutes approval of the emergency work you or your representative has requested to be done at the locations listed above. I understand from the information submitted that an unexpected occurrence in the form of small rockslide occurred upslope of a section of Piuma Road as a result of a rainfall event in February 2014, which requires immediate action to prevent or mitigate loss or damage to life, health, property or essential public services. 14 Cal. Code of Regs. Section 13009.

The Executive Director hereby finds that:

- (a) An emergency exists which requires action more quickly than permitted by the procedures for administrative or ordinary permits and the development can and will be completed within 30 days unless otherwise specified by the terms of the permit; and
- (b) Public comment on the proposed emergency action has been reviewed if time allows.

The work is hereby approved, subject to the conditions listed on the next page.

Very Truly Yours,

Charles Lester Executive Director

By: John Ainsworth

Title: Senior Deputy Director, South Central Coast District

Permit Application Number G-4-14-0014 Page 2

CONDITIONS OF APPROVAL:

- 1. The enclosed form must be signed by the <u>property owner</u> and returned to our office within fifteen (15) days.
- 2. Only that work specifically described above and for the specific property listed above, subject to the conditions set forth below, is authorized. Any additional work requires separate authorization from the Executive Director.
- 3. The work authorized by this permit must be completed within thirty (30) days of the date of this permit.
- 4. The work authorized by this emergency permit is for the <u>one-time implementation</u> of an emergency project to remove 400-500 cubic yards of rock and solid materials from a hillside adjacent to Piuma Road using mechanized equipment.
- 5. In exercising this permit the applicant agrees to indemnify and hold harmless the California Coastal Commission, and its agents and employees from any liabilities or claims for damage to public or private properties or from personal injury that may result to any party from the project authorized herein.
- 6. This permit does not obviate the need to obtain necessary authorizations and/or permits from other agencies.
- 7. This permit does not obviate the need to obtain necessary authorizations and/or permits from other local, state and federal agencies as applicable.
- 8. Construction materials, equipment, or debris shall not be stored where it will or could potentially cause a hazard for traffic on Piuma Road or other public accessways within the immediate area.
- 9. This permit does not obviate the need to obtain necessary authorizations and/or permits from other agencies.
- 10. Appropriate Best Management Practices and temporary erosion control measures shall be required on the project site prior to or concurrent with the initial grading/debris removal operations and maintained throughout the development process to minimize erosion and sediment from runoff waters during construction. The applicant shall install or construct temporary drains and swales, sand bag barriers and/or silt fencing.

If you have any questions about the provisions of this emergency permit, please call Melissa Ahrens at the Commission Area office.

Enclosures: 1) Acceptance Form;

cc: Local Planning Department

SOUTH CENTRAL COAST AREA 89 SOUTH CALIFORNIA ST., SUITE 200 VENTURA, CA 93001 (805) 585-1800



EMERGENCY PERMIT

April 28, 2014

Permit No.:

G-4-14-0010

Applicant:

City of Port Hueneme

Agents:

Russ Boudreau and Kim Garvey, Moffatt & Nichol

Project Location:

Hueneme Beach Park, City of Port Hueneme, Ventura County

Work Proposed:

Placement of an additional 600 linear feet of rock revetment, consisting of approximately 13,000 tons of 1-6 ton stone, on the

sandy beach located between Stations 5.0 – 11.0, located

immediately downcoast of the 500 linear ft. rock revetment (placed pursuant to Emergency Permits No. G-4-13-0206 and G-4-13-0208) and located immediately seaward of an existing public pathway which has been undermined and damaged by wave and tidal action. An as-built, approximately 400 linear foot portion of an existing rock revetment, located approximately 15-30 feet seaward of the proposed revetment, will be removed in its entirety.

This letter constitutes approval of the emergency work you or your representative has requested to be done at the location listed above. I understand from the submitted information that an unexpected occurrence in the form of shoreline erosion has partially undermined and damaged a portion of the public pathway, and continued erosion would undermine the adjacent public roadway located at Hueneme Beach Park. These occurrences require immediate action to prevent or mitigate loss or damage to life, health, property or essential public services. 14 Cal. Admin. Code Section 13009. The Executive Director hereby finds that:

- (a) An emergency exists which requires action more quickly than permitted by the procedures for administrative or ordinary permits and the development can and will be completed within 90 days unless otherwise specified by the terms of the permit; and
- (b) Public comment on the proposed emergency action has been reviewed if time allows.

The work is hereby approved, subject to the conditions listed on the next page.

Sincerely,

Charles Lester Executive Director

By: John Ainsworth

Title: Senior Deputy Director

Permit Application Number G-4-14-0010 Page 2

CONDITIONS OF APPROVAL:

1 1

- 1. The enclosed form must be signed by the applicant and returned to our office within fifteen (15) day's.
- 2. Only that work specifically described above and for the specific property listed above, subject to the conditions set forth below, is authorized. Any additional work requires separate authorization from the Executive Director.
- 3. The work authorized by this permit must be completed within ninety (90) days of the date of this permit and shall take place in a manner to minimize any potential damages to any resources, including intertidal species, and to minimize impacts to public access.
- 4. The work authorized by this emergency permit is temporary, unless permanent retention of the development is authorized through the issuance of a regular Coastal Development Permit from the California Coastal Commission. Within sixty (60) days of completion of the development, the permittee shall submit a complete application for a regular coastal development permit to have the emergency work be considered permanent. The Executive Director may grant additional time for good cause.
- 5. In exercising this permit the applicant agrees to indemnify and hold harmless the California Coastal Commission, and its agents and employees from any liabilities or claims for damage to public or private properties or from personal injury that may result to any party from the project authorized herein.
- 6. This permit does not obviate the need to obtain necessary authorizations and/or permits from other local, state and federal agencies including, but not limited to the California Department of Fish and Wildlife, U.S. Fish and Wildlife Service, Army Corp of Engineers, Regional Water Quality Control Board, and the State Lands Commission, as applicable.
- 7. Construction materials, equipment, or debris shall not be stored where it will be or could potentially be subject to wave erosion and dispersion.

IMPORTANT

The emergency work is considered to be temporary work done in an emergency situation. If the applicant wishes to have the emergency work become a permanent development, a coastal permit must be obtained. A regular permit would be subject to all of the provisions of the California Coastal Act and may be conditioned accordingly. These conditions may include provisions for public access and/or a requirement that the applicant assume all liability for damages incurred from storm waves.

If you have any questions about the provisions of this emergency permit, please call Jacqueline Blaugrund at the Commission Area office.

Enclosure: 1) Acceptance Form

SOUTH CENTRAL COAST AREA 89 SOUTH CALIFORNIA ST., SUITE 200 VENTURA, CA 95001 (805) 585-1800



EMERGENCY PERMIT

April 28, 2014

Permit No.:

G-4-14-0013

Applicant:

California State Parks

Project Location:

Emma Wood State Beach, Ventura County

Work Proposed:

Placement of approximately 230 linear feet of rock revetment, consisting of approximately 1,500 tons of 2-4 ton stone, on the sandy beach located immediately seaward of an existing access road which has been undermined and damaged by wave and tidal

action.

This letter constitutes approval of the emergency work you or your representative has requested to be done at the location listed above. I understand from your information that an unexpected occurrence in the form of shoreline erosion has partially undermined a portion of the campground access road, and continued erosion would prohibit access to campsites located at Emma Wood State Beach. These occurrences require immediate action to prevent or mitigate loss or damage to life, health, property or essential public services. 14 Cal. Admin. Code Section 13009. The Executive Director hereby finds that:

- (a) An emergency exists which requires action more quickly than permitted by the procedures for administrative or ordinary permits and the development can and will be completed within 30 days unless otherwise specified by the terms of the permit; and
- (b) Public comment on the proposed emergency action has been reviewed if time allows.

The work is hereby approved, subject to the conditions listed on the next page.

Sincerely,

Charles Lester Executive Director

By: John Ainsworth

Title: Senior Deputy Director

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CONDITIONS OF APPROVAL:

- 1. The enclosed form must be signed by the applicant and returned to our office within fifteen (15) days.
- 2. Only that work specifically described above and for the specific property listed above, subject to the conditions set forth below, is authorized. Any additional work requires separate authorization from the Executive Director.
- 3. The work authorized by this permit must be completed within thirty (30) days of the date of this permit and shall take place in a manner to minimize any potential damages to any resources, including intertidal species, and to minimize impacts to public access.
- 4. The work authorized by this emergency permit is temporary, unless permanent retention of the development is authorized through the issuance of a regular Coastal Development Permit from the California Coastal Commission. Within sixty (60) days of completion of the development, the permittee shall submit a complete application for a regular coastal development permit to have the emergency work be considered permanent. The Executive Director may grant additional time for good cause.
- 5. In exercising this permit the applicant agrees to indemnify and hold harmless the California Coastal Commission, and its agents and employees from any liabilities or claims for damage to public or private properties or from personal injury that may result to any party from the project authorized herein.
- 6. This permit does not obviate the need to obtain necessary authorizations and/or permits from other local, state and federal agencies including, but not limited to the California Department of Fish and Wildlife, U.S. Fish and Wildlife Service, Army Corp of Engineers, Regional Water Quality Control Board, and the State Lands Commission, as applicable.
- 7. Construction materials, equipment, or debris shall not be stored where it will be or could potentially be subject to wave erosion and dispersion.
- 8. Within 60 days of completion of the development, or as extended by the Executive Director through correspondence, the applicant shall either remove all of the materials placed or installed in connection with the emergency project approved in this Permit or submit a follow-up Coastal Development Permit (CDP) that satisfies the requirements of Section 13053.5 of Title 14 of the California Code of Regulations. If the Executive Director determines that the follow-up CDP application is incomplete and requests additional information, the applicant shall submit this additional information within 90 days. If such a follow-up CDP for retention is withdrawn by the applicant or is denied by the Commission, or if the follow-up CDP application remains incomplete for a period of 120 days after the Executive Director issues notice that the application is incomplete, the emergency permitted development shall be removed within 60 days, subject to any regulatory approvals necessary for such removal.

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9. Failure to a) submit a follow-up CDP Application that satisfies the requirements of Section 13053.5 of Title 14 of the California Code of Regulations by the date specified in this Emergency Permit, or as extended through correspondence, or b) remove the emergency development (if required by this Emergency Permit) by the date specified in this Emergency Permit, will constitute a knowing and intentional violation of the Coastal Act¹ and may result in formal enforcement action by the Commission or the Executive Director. This formal action could include a recordation of a Notice of Violation on the applicant's property; the issuance of a Cease and Desist Order and/or a Restoration Order; and/or a civil lawsuit, which may result in the imposition of monetary penalties, including daily penalties of up to \$15,000 per violation per day, and other applicable penalties and other relief pursuant to Chapter 9 of the Coastal Act. Further, failure to follow all the terms and conditions of this Emergency Permit will constitute a knowing and intentional Coastal Act violation.

IMPORTANT

The emergency work is considered to be temporary work done in an emergency situation. If the applicant wishes to have the emergency work become a permanent development, a coastal permit must be obtained. A regular permit would be subject to all of the provisions of the California Coastal Act and may be conditioned accordingly. These conditions may include provisions for public access and/or a requirement that the applicant assume all liability for damages incurred from storm waves.

If you have any questions about the provisions of this emergency permit, please call Jacqueline Blaugrund at the Commission Area office.

- Enclosures: 1) Acceptance Form
 - 2) Regular Permit Application Form

¹ The Coastal Act is codified in sections 30000 to 30900 of the California Public Resources Code. All further section references are to that code, and thus, to the Coastal Act, unless otherwise indicated.