

CALIFORNIA COASTAL COMMISSION

CENTRAL COAST DISTRICT OFFICE
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CENTRAL COAST DISTRICT DEPUTY DIRECTOR'S REPORT

For the

November 2015 Meeting of the California Coastal Commission

November 5, 2015

To: Commissioners and Interested Parties
From: Dan Carl, Central Coast District Deputy Director

Following is a listing for the waivers, emergency permits, immaterial amendments and extensions issued by the Central Coast District Office for the November 2015 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 Central Coast District.

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
<p>3-15-1360-W Santa Cruz Port District</p>	<p>The project will repair a void that is undermining an embankment area and destabilizing the adjacent access road and utilities. The project will repair a public safety hazard by filling the void and preventing further erosion.</p> <p>Construction will consist of excavation in the area of the void on Santa Cruz Harbor's east access road, beneath and east of the bridge supports to competent material; containing the excavated area with 10mil polyethylene liner to prevent the cementitious material from entering the water and prevent seawater intrusion into the excavated area; placement of #4 or #5 rebar placed at 16" each way within the excavated area, and pouring approximately 40 cubic yards of concrete into the void to form an approximately 5' x 31' block. Existing electrical conduit will be replaced above the concrete block. Approximately 50 cubic yards of backfill shall be replaced and compacted atop the embankment suitable for existing roadside / pedestrian use.</p>	<p>493 Lake Ave, on the west side of the Harbor, Santa Cruz (APN(s): 010-311-08)</p>

IMMATERIAL AMENDMENTS

The Executive Director has determined that there are no changes in circumstances affecting the conformity of the subject development with the California Coastal Act of 1976. No objections to this determination have been received at this office. Therefore, the Executive Director grants the requested Immaterial Amendment, subject to the same conditions, if any, approved by the Commission.

Applicant	Project Description	Project Location
<p>3-00-125-A8 California Department of Transportation (Caltrans)</p>	<p>Amendment would extend expiration date for CDP 3-00-125 for an additional five-year period (ending on December 31, 2020) and would slightly modify the reporting and operational terms of the CDP to recognize the new five-year term and related parameters (including allowing for future extensions if circumstances don't change, and allowing for minor adjustments to construction requirements if reasonable and necessary, and if such adjustments don't adversely impact coastal resources). Additionally, the proposed amendment would allow talus disposal in the expanded Location A disposal area (i.e., atop the 600-foot-long rock revetment that protects the Waddell Creek beach parking lot/vista point from wave erosion) for the life of this permit, thus eliminating the need for annual approval of the expanded Location A disposal area. The proposed CDP amendment allows disposal data to be reported every five years rather than annually. This data must be included in the subsequent permit extension request for the January 1, 2021 through December 31, 2025 time period.</p>	<p>From toe of Waddell Bluffs to the opposite side of Highway 1 (immediately south of the San Mateo County line at the Waddell Creek State Beach portion of Big Basin Redwoods State Park, Santa Cruz County.</p>

EXTENSIONS - IMMATERIAL

Applicant	Project Description	Project Location
A-3-SLO-07-041-E6 Brent Richissin	Extend CDP for the construction of a single-family residence to October 15, 2016.	2737 Austin Ct, Los Osos, San Luis Obisp County (APN(s): 074-482-037)

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NOTICE OF PROPOSED PERMIT WAIVER

Date: October 22, 2015
To: All Interested Parties
From: Susan Craig, Central Coast District Manager
Rainey Graeven, Coastal Planner
Subject: Coastal Development Permit (CDP) Waiver 3-15-1360-W
Applicant: Santa Cruz Port District

Proposed Development

The proposed project will repair a void that is undermining an embankment area adjacent to the Santa Cruz harbor. The void, a sinkhole, is currently destabilizing the adjacent access road and utilities. The project will repair a public safety hazard by filling the void and preventing further erosion.

Construction will consist of excavation in the area of the void on Santa Cruz Harbor's east access road, beneath and east of the Murray Street Bridge supports. The site will first be dewatered and then excavated until competent material is reached. The excavated area will then be contained with a 10 mil polyethylene liner to prevent cementitious material from entering the water, and to prevent seawater intrusion into the excavated area. If saltwater intrusion occurs as a result of tidal flow, the excavated area will be dewatered once more. Once the liner is in place, rebar will be appropriately placed and the area will be filled with cement. Lastly, the backfill on top of the embankment will be replaced and compacted, making the area suitable for roadside/pedestrian use once again.

The proposed project is located at 493 Lake Avenue on the west side of the Harbor in the City of Santa Cruz, in Santa Cruz County.

Executive Director's Waiver Determination

Pursuant to Title 14, Section 13250 of the California Code of Regulations, and based on project plans and information submitted by the Applicant regarding the proposed development, the Executive Director of the California Coastal Commission hereby waives the requirement for a CDP for the following reasons:

The Santa Cruz Harbor is an important public access amenity used by the public for boating, kayaking, educational touring, stand-up paddling, biking; fishing; and general ocean viewing. The proposed project involves filling a sinkhole beneath and east of the Murray Street Bridge in the Harbor. The sinkhole appears to stem from scour at normal tides as well as from tidal surge under the bridge. The contractor will place a barrier at the limit of the work to prevent seawater intrusion and to effectively dewater the work zone. The proposed work will be done at low tide to avoid contact with the intertidal area and harbor waters, and the project will involve marine protection measures, such as use of materials that are non-reactive and non-soluble with seawater. Other Best Management Practices (BMPs) will be employed throughout the project to protect water quality. These BMPs include: Water Quality BMPs, BMPs for Concrete (near water), Concrete and Earthwork Standards, as well as standard Observing and Testing procedures.

NOTICE OF PROPOSED PERMIT WAIVER
CDP Waiver 3-15-1360-W (Santa Cruz Port District Sinkhole Repair)
Page 2

Water Quality BMPs include, but are not limited to: 1) The placement of a 6' tall berm of clean, biodegradable, natural burlap sandbags filled with native sand around the work area adjacent to the road to provide a barrier that will intercept sediment and debris; 2) Preventing wet concrete and concrete wash water from entering the water or being exposed during high tides/ high swells; 3) Stabilizing the areas adjacent to the construction to prevent erosion; 4) Preventing debris, soil, silts, sand, rubbish, cement, and concrete from entering harbor waters; and ; 5) Preventing any turbid runoff or cloudy water from leaving the site and also preventing runoff from flowing over unprotected slopes. BMPs for concrete work near water include: 1) Placing the concrete during low tide and low swell; 2) Preventing the placement of concrete in standing or flowing water (which can be done via effective dewatering of the area); and 3) Preventing the concrete from flowing out of the structure limits and onto the surroundings or into harbor waters. Additional best management practices and procedures as outlined in the construction plans, site plans, and the supplement to the project description will be practiced to ensure that coastal resources are not adversely impacted.

Public access to the Harbor, both vehicular and pedestrian, will be temporarily interrupted during project construction; however alternate routes will continue to provide through access. Public access (including pedestrian, bike, and vehicular) will be restored at the project site upon completion of construction. Accordingly, the project will not have any significant adverse impacts on coastal resources, including public access to the shoreline.

Coastal Commission Review Procedure

This waiver is not valid until it has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission on Thursday, November 5, 2015 in Half Moon Bay. If three Commissioners object to this waiver at that time, then the application shall be processed as a regular CDP application.

If you have any questions about the proposal or wish to register an objection, please contact Rainey Graeven in the Central Coast District office.

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NOTICE OF PROPOSED PERMIT AMENDMENT

Date: October 22, 2015
To: All Interested Parties
From: Susan Craig, Central Coast District Manager
Rainey Graeven, Coastal Planner
Subject: **Proposed Amendment to Coastal Development Permit (CDP) 3-00-125**
Applicant: Caltrans, District 5; Attention: Mitch Dallas

Original CDP Approval

CDP 3-00-125 was approved by the Coastal Commission on October 12, 2000, and has been amended seven times. CDP 3-00-125, as amended, allows for the annual collection and movement of up to 30,000 cubic yards of landslide talus material per year from the toe of Waddell Bluffs to the opposite side of Highway 1 (immediately south of the San Mateo County line at the Waddell Creek State Beach portion of Big Basin Redwoods State Park). Talus operations under the CDP are limited to the period between October 15th through December 31st of each year. Talus placement is limited to specified locations adjacent to the shoreline where the talus materials can be reached by ocean wave action along the upper margin of the beach immediately adjacent to the State Parks' parking facility and on the revetment fronting Highway 1 extending up coast from the parking facility. The existing amendments include 3-00-125-A1 through 3-00-125-A7.

Proposed CDP Amendment

The proposed amendment would extend the permit expiration for an additional five-year period (ending on December 31, 2020) and would slightly modify the reporting and operational terms of the CDP to recognize the new five-year term and related parameters (including allowing for future extensions if circumstances don't change, and allowing for minor adjustments to construction requirements if reasonable and necessary, and if such adjustments don't adversely impact coastal resources).

Additionally, the proposed amendment would allow talus disposal in the expanded Location A disposal area (i.e., atop the 600-foot-long rock revetment that protects the Waddell Creek beach parking lot/vista point from wave erosion) for the life of this permit, thus eliminating the need for annual approval of the expanded Location A disposal area. The proposed CDP amendment allows disposal data to be reported every five years rather than annually. These data must be included in the subsequent permit extension request for the January 1, 2021 through December 31, 2025 time period. The Commission's reference number for this proposed amendment is **3-00-125-A8**. See Attachment 1 for the Special Conditions of Coastal Development Permit 3-00-125, as modified by Amendments A1-A8.

Executive Director's Immateriality Determination

Pursuant to Title 14, Section 13166(b) of the California Code of Regulations, the Executive Director of the California Coastal Commission has determined that the proposed CDP amendment is immaterial for the following reasons:

Disposal data have remained relatively constant since the talus disposal operations began in 1994.

NOTICE OF PROPOSED PERMIT AMENDMENT

CDP 3-00-125 (Caltrans, Waddell Bluffs Talus Operations)

Proposed Amendment 3-00-125-A8

Shifting the reporting from an annual basis to every five years streamlines future permit amendments and reviews. By incorporating the disposal data into the application to renew the permit, the California Coastal Commission's review process becomes more transparent for all of the involved parties (Caltrans and the Monterey Bay National Marine Sanctuary).

The expanded Location A disposal area has been approved on an annual or five-year basis since 2003. No adverse impacts have resulted from the expansion of the Location A disposal Area. The expanded disposal area provides continued protection and stability for the Waddell Beach parking lot.

Coastal Commission Review Procedure

The CDP will be amended as proposed if no written objections are received in the Central Coast District office within ten working days of the date of this notice. If such an objection is received, the objection and the Executive Director's response to it will be reported to the Commission November 5, 2015 in Half Moon Bay. If three Commissioners object to the Executive Director's determination of immateriality at that time, then the application shall be processed as a material CDP amendment.

If you have any questions about the proposal or wish to register an objection, please contact Rainey Graeven in the Central Coast District office.

Attachment A:

Special Conditions of Coastal Development Permit 3-00-125, as modified by Amendments A1-A8

1. **Project Limitations.** This permit authorizes disposal, in any one year, of only the amount of material that accumulates at the base of the bluff since removal during the previous year, not to exceed 30,000 cubic yards in any single year. If more than this amount accumulates in any given year, a separate coastal development permit, or amendment to this permit, for a one-time phased disposal operation shall be required prior to marine or terrestrial disposal. In no case shall the disposed sediments be from any source other than the Waddell Bluffs, comprising the natural geologic formation lying between the mouth of Waddell Creek and the Santa Cruz-San Mateo County line. To the maximum extent operationally feasible, landslide materials shall be placed on the existing slope above the elevation of the mean high tide. The permit authorizes disposal to take place only from October 15th through December 31st of each year, consistent with all other conditions maintained herein.
2. **Permit Expiration and Extensions.** CDP amendment 3-00-125-A8 extends the permit expiration for an additional 5-year period (ending on December 31, 2020) and slightly modifies the reporting and operational terms of the CDP to recognize the new five-year term and related parameters (including allowing for future permit extensions if circumstances don't change, and allowing for minor adjustments to construction requirements if reasonable and necessary, and if such adjustments don't adversely impact coastal resources). Accordingly, the Commission's review process may be appropriately initiated by submittal of a request to amend this permit for an extension of the expiration date, prior to actual expiration.
3. **Research and Monitoring Information Requirements.**
 - a. The Permittee shall undertake an annual monitoring program to document the volume of material removed from the catchment basin, the amount placed in the marine environment, and the amount that remains at the end of each winter. The results of the monitoring program shall be reported to the Executive Director on a five-year basis and be included in the subsequent permit extension request for the January 1, 2021 through December 31, 2025 time period. The five-year report shall contain, at a minimum, the following information:
 - The total volume of material removed from the catchment basin adjacent to Waddell Bluff over the course of the preceding five years, using the same reporting methodology as in previous years, or alternate methods that allow for valid comparison with previous years.
 - The total volume of material placed on the seaward fill slope of the highway, on the beach or in the marine environment over the course of the preceding five years (normally, this will be the same as the volume removed from the catchment basin).
4. **Authority to Request Modification or Suspension of Work.** If at any time the Executive Director determines that continued beach and ocean disposal of the talus is

adversely affecting coastal resources, the Executive Director shall so inform Caltrans in writing. If circumstances warrant, he or she shall also request Caltrans to cease all disposal operations and to not resume such operations until the Executive Director determines that either the operation can be modified to avoid any further adverse impacts to coastal resources, or if additional information shows that there will be no further adverse impacts to coastal resources. In particular, the assistance of the California Department of Fish and Wildlife shall be requested with respect to protecting the spawning run of steelhead and Coho salmon at Waddell Creek. Caltrans may be requested to modify disposal locations, volumes or timing within the allowed disposal dates, if necessary to protect the spawning run.

5. **Corps of Engineers Approval.** PRIOR TO COMMENCEMENT OF DISPOSAL, the Permittee shall provide to the Executive Director a copy of a US Army Corps of Engineers permit, or evidence that no permit is necessary.
6. **National Marine Sanctuary Approval.** PRIOR TO COMMENCEMENT OF DISPOSAL, the Permittee shall provide to the Executive Director a copy of a permit or other authorization, or evidence that no such approval is needed, from the Monterey Bay National Marine Sanctuary. If at any time the Monterey Bay National Marine Sanctuary permit authorization expires or is withdrawn, marine disposal activity under this permit shall be suspended until Sanctuary authorization is reinstated.
7. **Regional Water Quality Control Board Certification.** PRIOR TO COMMENCEMENT OF DISPOSAL, the Permittee shall provide to the Executive Director a copy of a certification of water quality, or waiver, or other approval, or evidence that no approval is needed, from the Regional Water Quality Control Board.
8. **State Lands Commission.** All marine disposal activities shall be in accordance with the terms of the Permittee's current permit from the State Lands Commission (approved through December 31, 2036).
9. **Santa Cruz County.** Grading, landslide or rock containment structures, or other development on the inland side of Highway 1, are subject to the coastal permit jurisdiction of Santa Cruz County. The Permittee is responsible for obtaining any required coastal development permits directly from the County. No coastal development permit is required for maintenance activities, such as the removal of talus material from the inland side of the highway, which are determined to be categorically excluded from the permit requirement.
10. **Stockpiling Authorized.** This permit authorizes the continued stockpiling of accumulated talus from the toe of Waddell Bluffs, through December 31, 2020. This authorization for stockpiling applies only to the seaward side of the state highway right-of-way, in an amount not to exceed 30,000 cubic yards per year. In order to minimize adverse visual impacts, the talus material, if stockpiled, shall be placed in large, concentrated piles with open spaces between piles at least as long as the stockpiles (so that at least 50% of the total stockpile length has unobstructed views of the ocean). For example, if the stockpiles are 100 yards long, then the open spaces between them shall be at least 100 yards long. A separate coastal development permit, or amendment to this

permit, shall be required for disposal within the coastal zone of any such stockpiles by means other than authorized in this permit.

- 11. Public Access.** Any stockpiled talus material remaining after December 31st of any particular year shall be graded so as to accommodate, insofar as feasible, pedestrian lateral access along the seaward side of Highway 1.
- 12. Talus Disposal Sites.** The Location A disposal site is extended 900 feet to the south to allow placement of talus materials over the 600-foot-long rock revetment that protects the Waddell Creek beach parking lot/vista point from wave erosion. The talus shall not be allowed to cover sandy beach areas seaward of the revetment, except for minor spillover when the revetment rock is covered as designed. Talus materials shall not be stockpiled in the parking area, but rather shall be deposited on the revetment as quickly as possible so as to minimize the stockpiling of material in the area and the length of time that the parking area is occupied by equipment. The amount of parking area space occupied by equipment shall be limited to the smallest area possible (and shall in no case occupy more than one-half of the parking area at one time). The disposal process shall be completed within five days, unless, due to extenuating circumstances, the Executive Director allows a longer duration and/or a modified staging area for operations or talus disposal outside of the wave run-up zone. Following talus placement, the parking area shall be returned to its pre-construction state or better, including flattening affected parking area surfaces. The Location A expanded disposal area is approved for the life of this permit granted circumstances do not change.

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NOTICE OF PROPOSED PERMIT EXTENSION

Date: October 22, 2015
To: All Interested Parties
From: Susan Craig, Central Coast District Manager
Daniel Robinson, Coastal Planner
Subject: **Proposed Extension to Coastal Development Permit (CDP) A-3-SLO-07-041**
Applicant: Brent Richissin

Original CDP Approval

CDP A-3-SLO-07-041 was approved by the Coastal Commission on October 15, 2008, and provided for the construction of a single-family residence located at 2737 Austin Court, in the unincorporated coastal community of Los Osos, San Luis Obispo County.

Proposed CDP Extension

The expiration date of CDP A-3-SLO-07-041 has been extended by the Commission five times previously (to October 15, 2011, October 15, 2012, October 15, 2013, October 15, 2014, and October 15, 2015, respectively), and would be extended in this case by one year to October 15, 2016. The Commission's reference number for this proposed extension is **A-3-SLO-07-041-E6**.

Executive Director's Changed Circumstances Determination

Pursuant to Title 14, Section 13169 of the California Code of Regulations, the Executive Director of the California Coastal Commission has determined that there are no changed circumstances affecting the approved development's consistency with the certified San Luis Obispo County Local Coastal Program and/or Chapter 3 of the Coastal Act, as applicable.

Coastal Commission Review Procedure

The Executive Director's determination and any written objections to it will be reported to the Commission on November 5, 2015 in Half Moon Bay. If three Commissioners object to the Executive Director's changed circumstances determination at that time, then the extension shall be denied and the development shall be set for a full hearing of the Commission.

If you have any questions about the proposal or wish to register an objection, please contact Daniel Robinson in the Central Coast District office.