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NOT the millions of Californians that enjoy OHV Recreation.

Wayne A Schmid
President Sierra Treasure Hunters OHV club
301 Somerton Ct
Roseville, Ca. 95747
916-416-3385
Waschmid925@gmail.com

News and information from Cal4Wheel

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Oceano Dunes SVRA to be closed in five years

Jeff Blewett, Cal4Wheel Natural Resource Consultant

The California Coastal Commission staff will be recommending that the California Coastal Commission (CCC) phase out all OHV use at Oceano Dunes SVRA over the next five years.

Next week on **Thursday**, **October 8** the Oceano Dunes SVRA will be on the agenda of the CCC meeting and we need you to register to speak.

You cannot sit back and hope someone else will speak out and save the dunes. It's time for everyone to stand up and fight.

Do you really believe that once they close Oceano Dunes SVRA they will stop their and be satisfied?

Your favorite riding area may be next!

Please register today with the link below to speak at next week's Coastal Commission meeting.

Tell them what you think of the staff's recommendation!

Please register to speak at the Thursday October 8 meeting under agenda item Th6a.

PLEASE SHARE & SPREAD THE WORD!

Link to California Coastal Commission Meeting (October 7-9) registration:

https://www.coastal.ca.gov/meetings/agenda/#/2020/10

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Wayne Schmid

Wayne Schmid

Fwd: Oceano Dunes State Vehicular Recreation Area

CentralCoast@Coastal.ca.gov>

Fri 10/2/2020 4:36 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Jessica Patterson < jessicapatterson 0924@gmail.com >

Sent: Friday, October 2, 2020 7:32:39 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov> Subject: Oceano Dunes State Vehicular Recreation Area

October 2, 2020 California Coastal Commission

I, Jessica Patterson, am writing to voice my concern regarding the The California Coastal Commission staff recommendation that the California Coastal Commission (CCC) phase out all OHV use at Oceano Dunes SVRA over the next five years. I do not agree with this recommendation, and propose that ODSVRA open for OHV recreation immediately.

Oceano Dunes SVRA was purchased with Green Sticker Trust Fund money for the purpose of promoting OHV recreation and preserving these OHV areas for future generations.

The Oceano Dunes SVRA provides a major economic benefit to the local businesses and residents and the dunes also offer a unique recreational experience that provides access to coastal recreation for millions of Californians.

The Oceano Dunes SVRA itself generates more than \$150 Million dollars a year in economic activity from outside visitors. It is a major contributor to the SLO County's tourism industry that has already been hit hard by the COVID19 lock down.

Right now, the future of the dunes has been based solely on environmental concerns, the fiscal impact of closing the Oceano Dunes SVRA has not been given equal consideration. Both of these issues must be addressed before making any decision to close the Oceano Dunes SVRA.

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NOT the millions of Californians that enjoy OHV Recreation.

Jessica Patterson 4301 Sierra Sunrise Trl Placerville, CA 95667 707-599-3356 Jessicapatterson0924@gmail.com

Kind Regards,

Jessica Patterson

Fwd: Oceano Dunes

CentralCoast@Coastal.ca.gov>

Fri 10/2/2020 4:36 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Lori Hogan <campchica@live.com> Sent: Friday, October 2, 2020 7:06:57 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Oceano Dunes

October 2, 2020 California Coastal Commission

Subject: Oceano Dunes State Vehicular Recreation Area

I, Lori Hogan, am writing to voice my concern regarding the The California Coastal Commission staff recommendation that the California Coastal Commission (CCC) phase out all OHV use at Oceano Dunes SVRA over the next five years. I do not agree with this recommendation, and propose that ODSVRA open for OHV recreation immediately.

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NOT the millions of Californians that enjoy OHV Recreation.

Lori Hogan 516 Butterfield Court, Lincoln CA 95648 916-223-5855

Email

Fwd: Oceano Dunes State Vehicular Recreation Area

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Fri 10/2/2020 4:36 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Melanie Benoit <msb81@hotmail.com> Sent: Friday, October 2, 2020 6:35:52 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov> **Subject:** Oceano Dunes State Vehicular Recreation Area

October 2, 2020

California Coastal Commission

I, Melanie Bohannon, am writing to voice my concern regarding the The California Coastal Commission staff recommendation that the California Coastal Commission (CCC) phase out all OHV use at Oceano Dunes SVRA over the next five years. I do not agree with this recommendation, and propose that ODSVRA open for OHV recreation immediately.

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Melanie Bohannon 101 Jedediah Rd Folsom CA 95630 916-838-2112 Msb81@hotmail.com

Sent from my iPhone

Fwd: Oceano Dunes State Vehicular Recreation Area

CentralCoast@Coastal.ca.gov>

Fri 10/2/2020 4:36 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Conrad Levoit <conradlevoit@gmail.com>

Sent: Friday, October 2, 2020 3:59:12 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov> Subject: Oceano Dunes State Vehicular Recreation Area

October 2, 2020 California Coastal Commission

Subject: Oceano Dunes State Vehicular Recreation Area

I, Conrad Levoit, am writing to voice my concern regarding the The California Coastal Commission staff recommendation that the California Coastal Commission (CCC) phase out all OHV use at Oceano Dunes SVRA over the next five years. I do not agree with this recommendation, and propose that ODSVRA open for OHV recreation immediately.

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NOT the millions of Californians that enjoy OHV Recreation.

Conrad Levoit 2181 N Tracy Blvd 109 Tracy, CA 95376 20.456.0507 conradlevoit@gmail.com

Fwd: ODSVRA PWP Update

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Fri 10/2/2020 4:36 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Michael Pham <nissandriver24@gmail.com>

Sent: Friday, October 2, 2020 12:53:55 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: ODSVRA PWP Update

October 2, 2020 California Coastal Commission

Subject: Oceano Dunes State Vehicular Recreation Area

I Michael Pham am writing to voice my concern regarding the The California Coastal Commission staff recommendation that the California Coastal Commission (CCC) phase out all OHV use at Oceano Dunes SVRA over the next five years. I do not agree with this recommendation, and propose that ODSVRA open for OHV recreation immediately.

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Michael Pham 3609 Crow Ct. Antelope, CA 95843 (916) 880-0069

Fwd: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP **Update**

CentralCoast@Coastal < CentralCoast@coastal.ca.gov >

Fri 10/2/2020 4:35 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Chris Sorensen < cwsorensen99@hotmail.com>

Sent: Thursday, October 1, 2020 11:03:29 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

At the July 11, 2019 Coastal Commission meeting the Commissioners granted State Parks request to delay action on Commission staff's recommendation that the Commission give State Parks explicit direction to make certain changes in Oceano Dunes SVRA operations. Commission staff viewed these changes as necessary to bring State Parks' management of coastal resources closer to compliance with the Coastal Act and other applicable environmental protection acts. Lisa Mangat, at the time the Director of the California Department of Parks and Recreation, committed to address these concerns in the Public Works Plan (PWP). Director Mangat advised a draft PWP was expected to be ready in a year, by summer of 2020. Summer has past, and State Parks has again requested and was granted more time.

The hope of the Commission apparently had in July 2019 was that State Parks would in this time finally get serious about its obligations to the environment. A year seemed like a reasonable amount of time to work out how to do this. The Commission may have felt compelled to give a sister agency the time requested. Perhaps there was some hope that the PWP would finally address the problems the SVRA has created. The history of the Oceano Dunes SVRA and its management suggests such a hope was folly.

State Parks has had 38 years to figure out how honor the conditions of the 1982 CDP that authorized the SVRA operation. Many of the problems cited by Commission staff in 2019 follow from State Parks' failure to comply with the 1982 CDP. These failures have been noted over and over again in Commission staff reports and SVRA reviews. Here we are in 2020, still no action, or even a plan. Has anything changed to lead one to believe that State Parks has suddenly seen the light and will change its ways?

Off Highway Motor Vehicle Recreation Division of State Parks has always viewed its primary mission with regard to the Oceano Dunes SVRA to be preserving OHV access to the dunes. They have acted as if the legislative mandate that established the SVRAs overrides the other laws that regulate what can be allowed to happen there. Nothing today suggests this attitude has fundamentally changed.

State Parks accepted the terms of the Stipulated Order Abatement (SOA) issued by the San Luis Obispo Air Pollution Control District's Hearing Board, but only because failure to do so threatened their OHV recreation mission. Still, State Parks has resisted carrying out the dust control work needed to mitigate the fugitive dust emissions problem as required by the SOA, until forced to do so.

We read in the latest Commission staff report that State Parks continues to resist implementing the changes recommended in the Commission staff's 2019 report. Is this a surprise to anyone?

Given this history and the tremendous pressure mounted by OHV advocacy groups and the OHV Commissioners, why would anyone believe things will be different now? State Parks has no motivation to accept anything that will restrict dune riding, or the possible phasing out of OHV activity. The PWP has been a smoke screen, a delaying tactic, more of the same obstinacy that has prevailed for 38 years. The Commissioners should be prepared for an underwhelming draft PWP next winter, or maybe even no plan at all. Meanwhile, the changes recommended by Commission staff 14 months ago have languished.

No more delays. With or without a PWP, explicit direction from the Commission is needed now to bring this ongoing folly to an end.

Chris Sorensen Nipomo, California

Fwd: Regarding Keeping Oceano Dunes

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Fri 10/2/2020 4:35 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Shahriar Pirouz <shahriarpirouz@gmail.com> Sent: Thursday, October 1, 2020 10:29:25 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

We deserve a clean safe beach. Please keep it closed to the crime and danger of atvs.

Fwd: Comments on Beach Closures for the Oceano Dunes State Vehicular Recreation Area (SVRA)

CentralCoast@Coastal.ca.gov>

Fri 10/2/2020 4:35 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Bianca Leal <byoparadiz@yahoo.com> **Sent:** Thursday, October 1, 2020 10:25:26 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Comments on Beach Closures for the Oceano Dunes State Vehicular Recreation Area (SVRA)

To the California Coastal Commissioners,

When the weather permits I bike to the dunes with my son and spouse about 3-4 times a week to enjoy the habitat and beautiful views. When the dunes are open the crime rate goes up, the trash left behind is harming our beaches for both the animals and our children. The city of pismo beach has update the surrounding areas to attract more tourist to help secure jobs for local businesses and restaurants. There is no need to reopen the dunes to have vehicles on the beach to attract tourists when pismo and shell beach are expanding substantially. Keeping the habitat and coastal dunes closed will help ensure better protection for wildlife and the natural environment.

Due to the COVID-19 pandemic, Oceano Dunes was closed in March to all vehicle activity. Since the closure, the dunes and beach have transformed into a vibrant, safe and clean environment for beachgoers of all kinds. At its earliest opportunity, California State Parks intends to reopen the park to vehicle use, which will reimpose immediate threats to wildlife, sensitive habitats and community health and safety.

People for the Dunes campaign advances a new, inclusive vision of recreation and conservation at Oceano Dunes without OHVs that will secure environmental justice for surrounding communities, ensure better protection for wildlife and the natural environment, boost the local economy and respect the area's cultural heritage.

California State Parks has drafted a Public Works Plan, a Habitat Conservation Plan and an Environmental Impact Report. All documents must be reviewed and approved by state and/or federal agencies before they can be implemented. Until State Parks receives these approvals, the park should remain closed to OHV activity to prevent continued violations of the Endangered Species Act, the California Coastal Act and the Local Coastal Program. Aside from these statutory reasons, the COVID-19 situation demands that the beach and dunes remain closed to vehicular recreationists, most of whom come from outside the local region. During the closure, all parties should develop solutions that advance real conservation of natural resources and environmental justice for the local communities.

I implore all Commissioners to adopt recommendations that will preserve the natural resources of this extraordinary area and allow access for all.

Thank you for your consideration and time.

Sincerely,

Bianca 160 Castaic Ave Pismo Beach

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Fri 10/2/2020 4:35 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Richard Wishner < rwishner@rwishner.com> Sent: Thursday, October 1, 2020 10:14:41 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Commissionaires;

By now you must recognize that State Parks has successfully fooled you in allowing them to stall for at least five years. The PWP was a ruse to avoid addressing the issues in 2017. You have allowed them to string this out for over three years and if you let them they will stall for additional years. They are now bringing in a friendly to them Natural Resource agency to further stall things. You got it correct when you stated that: "ODSVRA cannot continue to operate as it has while complying with the base CDP, the Coastal Act, and the LCP, and that it is time to explore alternatives to transition ODSVRA away from high-intensity off-highway vehicle (OHV) use to other forms of public access and recreation in order to meet Coastal Act requirements."

But why give Parks another five years to transition?

Because of COVID the beach has been closed to riding this summer. Local residents have been able to enjoy walking on the beach without the fear of being run over by an ATV. Because of dust mitigation air quality has improved. ESHA has prospered. Let us keep it this way.

I suggest you not open the beach to riding until Parks submits a satisfactory plan conforming to your recommendations. Better would be to close the beach now to riding forever, and let Parks submit an alternate use plan.

Please do your job and protect the local people and ESHA.

Dr. Richard Wishner Nipomo, CA

Dick

Fwd: From someone who loves Oceano Dunes

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Fri 10/2/2020 4:35 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Andrew Spyker <awspyker@gmail.com> Sent: Thursday, October 1, 2020 5:55:40 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: From someone who loves Oceano Dunes

To whom it may concern,

I have visited Oceano Dunes many times with my family. I have brought in my extended family from across the United States. I have rented houses for weeks at a time in Oceano with other families. I have dined and shopped in Oceano, Grover Beach, Pismo, and SLO. I live in San Jose, California and enjoy the many beaches that are within 30 minutes of where I live. It is the SVRA that makes Oceano beach special and a destination for both only my family, but my friends. Without the SVRA, there will be nothing unique that draws me to your beach as compared to the many other beach towns. I will miss Oceano as I created many memories there with my family. However, there will be no additional feature that sets you apart from other beach towns, so I'll just go to closer beaches and make memories there. I expect this is a common theme with other folks that love not only Oceano, but the dunes and the unique SVRA. I expect that all close towns will be impacted by the financial loss of many families stopping from coming year round.

I came in person to talk about this at the July 2019 meeting. I brought my son and rhetoric from strongly opinionated individuals some of which compared the off-roading community to weapons of mass destruction made me embarrassed to show my son how adults behave. My son who was 15 at the time was surprised to see how unprofessionally the individuals presenting their case were. My son and I have also attended multiple clinics hosted by organizations like Cal4Wheel and Espirit De Four where we have learned how to protect our environment while enjoying the hobby we enjoy. The participants at the meeting suggested that folks like myself are purposefully hurting the environment and not thoughtful of our impacts - something that couldn't be further from the truth. The clear lack of information and data was something he and I found very surprising when deciding on an issue that would have long term impacts on not only the visitors to this town, but everyone in the town including businesses that likely are to be lost.

In reading over the California Coastal Commission report, I find, again, a lack of data being used to make an informed decision. Other than a footnote talking to the movement of meetings due to Covid19, there is no mention of data that could be gathered in areas where data was missing in 2019. Specifically, there is no mention of how the air quality improved during the extended shut down of all off-roading activities. As I understand it, there has been no improvement after shutdowns for multiple months. I feel like the report is trying to make forward progress without using the very real

information that is now at hand. To me, this seems like more of the same from the meeting I previously witnessed. It seems like a group of strongly opinionated people want to move forward with the only decision they believe is in their own personal best interest, ignoring the impact it will have one all surrounding towns, and ignoring actual data we now have that invalidates their opinions.

Please consider analyzing all of the data we now have and don't make a decision that benefits the few. Look at the new data and make a decision with that data in hand and consider the impacts to those who visit Oceano from across the world and what will happen when those people stop coming altogether.

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Andrew Spyker (awspyker@gmail.com)

CentralCoast@Coastal.ca.gov>

Fri 10/2/2020 4:34 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

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From: Matthew Bradley <matthewrbradley@gmail.com>

Sent: Thursday, October 1, 2020 2:49:22 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Hello,

I am sharing my comments on the ODSVRA PWP Update scheduled for Oct 8, 2020.

As taxpayers, California residents, and citizens who enjoy the recreational opportunities of the Oceano Dunes SVRA, the public at large is entitled to answers to the following questions:

- What independent, third-party audited research has confirmed the validity of silica coming from the SVRA?
- What impact does the marine biological material coming from the ocean have on all the air monitoring data?
- What percentage of dust is coming from the SVRA due to OHV activity (as opposed to natural sources)?
- Were the SVRA to be closed, what is the impact in terms of jobs lost to SLO county?
- Were the SVRA to be closed, what is the dollar amount of economic assistance that has been budgeted to assist adversely impacted businesses, and what is the process to distribute this money fairly?
- What new tax revenue is being proposed to offset the community's economic losses resulting from an SVRA closure?

Thank you for your time and I look forward to your response.

Sincerely,

Matthew Bradley

Fwd: Public Comment on October 2020 Agenda Item Thursday 6 - Deputy Director's Report

CentralCoast@Coastal.ca.gov>

Fri 10/2/2020 4:34 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

Get Outlook for Android

From: shgitler@gmail.com <shgitler@gmail.com> Sent: Thursday, October 1, 2020 2:33:50 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6 - Deputy Director's Report

Hello:

- 1) The Coastal Commission needs to step up and hold State Parks accountable for producing a Public Works Plan that includes compliance with the Coastal Act and other regulatory laws
- 2) A one-year delay to incorporate the staff's 15 recommendations has turned into an 18month or longer delay. I request that the Commission provide an incentive for State Parks to complete the Public Works Plan.
- 3) Please hold a hearing or annual review of the Coastal Development Permit where actual ACTION could take place, not an information update.

Thank you!

Stanley H. Gitler Nipomo, CA

FW: APCD questions accuracy of Scripps study on dust at Oceano Dunes | News | San Luis Obispo | New Times San Luis Obispo

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Thu 10/1/2020 9:27 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Sent: Thursday, October 01, 2020 12:22 PM To: Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Subject: Fwd: APCD questions accuracy of Scripps study on dust at Oceano Dunes | News | San Luis Obispo | New

Times San Luis Obispo

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

From: bill house <pirate805@gmail.com<>

Date: Thursday, October 1, 2020

Subject: APCD questions accuracy of Scripps study on dust at Oceano Dunes | News | San Luis Obispo | New

Times San Luis Obispo

To: centralcoast@coastal.ca.gov, Secretary@resources.ca.gov, Lcompton@co.slo.ca.us, Ireynolds151@gmail.com,

<u>Jpaulding@arroyogrande.org</u>, <u>Darnold@co.slo.ca.us</u>, <u>Jpeschong@co.slo.ca.us</u>, <u>nnix@co.slo.ca.us</u>, Bgibson@co.slo.ca.us, Pborenstein@co.slo.ca.us, directorvilla@oceanocsd.org, Dawn@dawnaddis.org

https://www.newtimesslo.com/sanluisobispo/apcd-questions-accuracy-of-scripps-study-on-dust-at-oceanodunes/Content?oid=10151331

We need to keep the Oceano Dunes State Park vehicle free until the revised PWP is approved by the Coastal Commission.

After decades of systemic racism, environmental injustices and disporportinate impacts on our communities it is time to bring some legal relief after years of neglect. Our request is resonable based on the facts and request for another extension now by the Natural Resources Agency.

Moving the goal posts, running out the clock, delaying justice is bad public policy for those of who follow the rules, try to do things the right way and believe in the process. We were disappointed in July, 2019, worked hard towards the summer of 2020, then more OHV-Division excuses, with more delays on PWP. Now a request for another extension at the end of the timeline when they do not like the outcome and want to spin things in a new direction. Compromise is seen as a sign of weakness to be used and exploited. The bullies will be back out in full force on October 8th. To me that is the real tragedy of this extension.

State agencies and elected officals are suppose to improve the quality of our lives and health. The OHV-Division, State Parks and Natural Resources Agency have failed communities living adjacent to the Oceano Dunes State Park.

Environmental Justice for Oceano Dunes

bill house <pirate805@gmail.com>

Thu 10/1/2020 3:20 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>; Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>; Office of the Secretary CNRA < secretary@resources.ca.gov>

It is my request that the Oceano Dunes State Park continue to be closed to vehicles until the PWP issues can be resolved.

State Parks and now Natural Resources Agency have requested this extension. I agree with the extension even though it is disappointing at this late date. We continue to reward the OHV-Division for their misconduct, bad faith efforts, violations and lack of due diligence on these serious issues that have impacted our health, safety, environment and environmental justice.

They OHV-Division should not not be rewarded again, continue business as usual and allowed to run out the clock on justice! It sends the wrong message.

Please keep the Oceano Dunes State Park closed to vehicles until a New Vision that includes environmental justice and equity can be part of any new plan that impacts where we live, learn, play, and pray.

Thank you

CentralCoast@Coastal < CentralCoast@coastal.ca.gov >

Thu 10/1/2020 4:08 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Dorothy Modafferi <tdmod7@icloud.com> Sent: Thursday, October 1, 2020 8:19:23 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

The key issues that the Coastal Commission addresses in its 7/12/19 letter to CA State Parks shows it is time to phase out OHV riding at Oceano Dunes State Park and let ALL the public enjoy this environmental treasure. The detailed reasons set forth by the Coastal Commission staff leave no other alternative.

Once again, CA State Parks is delaying required reports, this time the Public Works Plan. Once again, CA State Parks is continuing to disregard compliance with the Coastal Act and other regulatory laws. It is discouraging to see "information updates" instead of required action dates being met. It is time to take action.

Dorothy Modafferi Nipomo, CA

Sent from my iPad

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Thu 10/1/2020 4:07 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Tyler Yost <dirtbike_kid@icloud.com>

Sent: Wednesday, September 30, 2020 8:44:07 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

To whom it may concern,

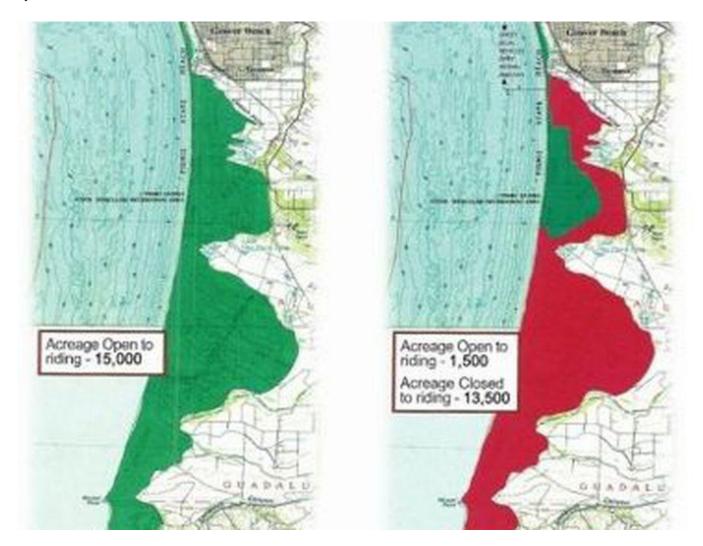
Hello all, my name is Tyler yost and I have been enjoying oceano dunes and creating memories with friends and family for 23 years now. When I was young, I remember having access to nearly 3-5,000 acres of dunes as apposed to the current 1,460 acres that we had prior to the Covid Epidemic. As of the last day the dunes were open to the public, we had access to less than 10% of the 15,000 acres of dunes in the oceano area. The other 13,740 acres are closed to OHV use and limited to recreational hiking, as well as to protect the western snowy plovers habitat. On a different note, according to the Center for Biological Diversity in 2000, there were 976 western snowy plovers observed breeding on the coastline of central California. Today, 20 years later, the population has increased exponentially with the population of observed Western snowy plovers to be at 2900 on the pacific coast. Mind you that these birds are known to breed from the Washington coast line all the way to Baja California per the US Fish & Wildlife service. So currently, the populations show continuous improvement, these birds were listed as "threatened" on the endangered species list back in 1993. The populations have continued to rise since then due to habitat rehabilitation and so forth. I am all for the conservation of wildlife, and the protection of endangered species, but to close the approximate 12 miles of coast at oceano dunes where there is over 3,000 miles of coastline and habitat from southern Washington to Baja California for a small bird who's population is expanding slowly year after year is absurd. I am for the sand, and I propose that we continue to have OHV use at Oceano dunes for generations to come.

Now, due to the COVID pandemic you want to protect the public and "stop the spread of covid" ALL OTHER STATE PARKS ARE OPEN THROUGHOUT THE STATE AND HAVE BEEN FOR SEVERAL MONTHS. CAMPING AT OCEANO DUNES IS PROBABLY ONE OF THE BEST WAYS TO VACATION AND SOCIAL DISTANCE. I am over the political bargaining of trying to keep pismo closed because a select few individuals do not like the OHV scene. Within the last week off roaders and campers have collected over 8,000 signatures to re open oceano dunes to FULL capacity. While the opposition has had a mere 1600 signatures in almost one month. The Time is now, OPEN OCEANO DUNES! As part of the off road community myself, we are going to start protesting due to irrational closures.

As a community, we can come up with some sort of agreement. I would like to invite anyone reading this a chance to see how enjoyable and meaningful to friends/family access to oceano dunes for OHV access and camping truly is once opened up for FULL access.

Sincerely,

Tyler Yost



Tyler Yost San Benito County AMR 408-722-0923

CentralCoast@Coastal.ca.gov>

Thu 10/1/2020 4:07 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Mike Smith <mikesmith1869@me.com> Sent: Wednesday, September 30, 2020 6:19:52 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Dear Coastal Commission,

I was born in California and attended Cal Poly, San Luis Obispo. I have a deep love for the Central Coast. My family and I love camping and recreating throughout California, and in particular the coast. Our enjoyment has included family trips to Oceano Dunes, and we have had a terrific time enjoying this public resource within the California State Park system.

I am writing to ask that you allow the local resources to work through a plan, in order to keep ODSVRA open for generations to come. Closure is not in the best interest of the majority of Californians, as we deserve local and varied recreation opportunities in this great state. I hope that you will act slowly and deliberately, and that you will consider the new data from Professor Russell of Scrips which "indicates that dune-derived mineral dust is more likely to be caused by natural forces (i.e. wind) rather than human activities".

Please keep ODSVRA open for respectable family OHV recreation.

Thank you for your consideration.

Sincerely, Michael Smith San Jose, CA 95120

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Thu 10/1/2020 4:07 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Andrew Macpherson <macfly@macfly.com> Sent: Wednesday, September 30, 2020 5:38:35 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Ladies and Gentlemen,

Removing this last beautiful and incredible open space from OHV accessibility effectively prevents access to one of California's last great coastal open spaces.

The people who enjoy it are mostly the residents of the state, especially those who labor in the intense heat of the San Joaquin and Central Valleys.

A far fairer and more equitable solution would be to simply ensure that all vehicles that are granted access to the dunes must be CA smog legal, rather than simply closing the dunes to everyone, removing such increible access to those who want to camp and enjoy the great coastal outdoors with friends and family.

Warmest regards, Andrew Macpherson

Andrew Macpherson Macfly Corp 8278 Hollywood Blvd LA CA 90069

323 620 6565

macfly@macfly.com

www.macfly.com

@andrewmacpherson official

CentralCoast@Coastal < CentralCoast@coastal.ca.gov >

Thu 10/1/2020 4:06 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Brian Schamber < bschamber@icloud.com> Sent: Wednesday, September 30, 2020 5:30:58 PM To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Closing the ODSVRA is reckless and undermines the entire premise of public lands. Public lands are meant to be enjoyed by all, closing vehicular access would severely hamper access to the beach and I believe that access should be protected for many reasons. My disabled father can't park off the sand and walk down to the water, but camping on the beach allows him to enjoy what we all love so much.

Shutting down vehicle access and OHV recreation is a classist move by the elites that don't understand the joys of camping and motorized recreation.

Brian Schamber (661) 839-7116 bschamber@me.com

CentralCoast@Coastal.ca.gov>

Thu 10/1/2020 4:06 PM

Aptos, CA

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: kyle carter <kcarter1977@yahoo.com>

Sent: Wednesday, September 30, 2020 5:24:22 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Please do not close OHV use at Oceano Dunes SVRA. Our family has been vacationing there for years and have had many memorable moments. Because of being able to drive at Oceano Dunes, we have taught our daughters many life lessons, responsibilities and automotive knowledge. We love to vacation at Pismo and love visiting the town. If Oceano Dunes SVRA is shut down and our family will have another place not to vacation. Please keep it open. Thank you, **Kyle Carter**

Fwd: Public Comment on October 2020 Agenda Item Thursday 6 - Deputy Director's Report

CentralCoast@Coastal < CentralCoast@coastal.ca.gov >

Thu 10/1/2020 4:05 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Deborah Fialkowski <dfialkowski129@gmail.com> Sent: Wednesday, September 30, 2020 5:13:29 PM To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6 - Deputy Director's Report

One of the upsides of the Coastal Commission action at the Oceano Dunes SVRA has been the elimination of most of the vehicles (including the heavy grading equipment State Parks was using early on during the closure) which has allowed greater access for walkers, horse back riders and bikers. I live on the Nipomo Mesa and could frequently hear the engines of the ATVs when there was an onshore wind and of course the dust is visible on windy days. It has been guiet for the last several months with the exception of the state park truck caravans. My family and dog have been enjoying walks along the beach several times a week for the last several months, seeing our first plovers, lots of shorebirds, herons, and a beautiful osprey who we observed fishing on several occasions. In the water we've seen birds, seals and sea lions, otters and most recently, humpback whales. I haven't seen a single drunk, a truck or RV stuck in the sand, nor have I been sworn at or told to get off "their" beach. The shore is nearly litter free. People are polite and cheerful. It makes me wonder whether those who were there for an off-road experience ever enjoyed the natural environment or were focused on how fast their Hondas could race across the sand, churning up everything in their wake and sending dangerous clouds of silica dust to the southeast.

I have heard that State Parks is proposing a staging area for off-road vehicles, as well as an entrance and campground, at Oso Flaco, as the riding area is contiguous to the environmental preserve. I have been a docent for The Dunes Center for the past five years, taking elementary school children on exploration hikes through the habitats out to the beach. I fear development of this area will negatively impact Oso Flaco. When the kids arrive, we have them look around to compare environments.; the far off mountains, the Mesa, the agricultural land, the riparian forest in front of them. Then they listen for the sounds of birds and the ocean. Finally, they smell – the brine of the nearby ocean, the swampy mud near the lake, the lupine when in bloom. All that may be lost and instead they'll see people unloading off-road vehicles, RV generators powering music systems, and engine revving. They'll smell gas and diesel, and probably garbage and the smell from vault toilets. Will there be as many migratory and resident birds at the lake for the students to study? Or will the visiting birds have skipped this stop on the Pacific Flyway because the proposed campground and staging area is so developed and noisy, and probably over lit at night. Most of our groups are in second grade and some have never seen or experienced the ocean and dune habitat. Is this really what we want for our children's first interaction with nature?

The dunes and shore environments can be enjoyed without having to rely to mechanical conveyances and contrivances which damage the ecosystem. People and animals would still have access for recreation, contemplation, study; they've been doing it quite successfully for centuries. Beach and dune use and access cannot successfully accommodate everyone's wish list as it's not an area where a successful compromise is possible (e.g. just trample some of the plants and animals, let people get a little sick from the dune dust, etc.) but although you can't always get what you want, you can get what you need.

Thank you for reviewing my comments.

Sent from Mail for Windows 10

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Thu 10/1/2020 4:05 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Andrew Macpherson <macfly@macfly.com>
Sent: Wednesday, September 30, 2020 4:52:50 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Ladies and Gentlemen,

Removing this last beautiful and incredible open space from OHV accessibility effectively prevents access to one of California's last great coastal open spaces.

The people who enjoy it are mostly the residents of the state, especially those who labor in the intense heat of the San Joaquin and Central Valleys.

A far fairer and more equitable solution would be to simply ensure that all vehicles that are granted access to the dunes must be CA smog legal, rather than simply closing the dunes to everyone, removing such incredible access to those who want to camp and enjoy the great coastal outdoors with friends and family.

Warmest regards, Andrew Macpherson

Andrew Macpherson Macfly Corp 8278 Hollywood Blvd LA CA 90069

323 620 6565

macfly@macfly.com

www.macfly.com

@andrewmacpherson official

CentralCoast@Coastal < CentralCoast@coastal.ca.gov >

Thu 10/1/2020 4:05 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: J Best <JenPete@aol.com>

Sent: Wednesday, September 30, 2020 4:28:25 PM To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Oceano Dunes SVRA is one of only nine SVRAs serving the entire state of California. It is the ONLY SVRA serving the Central Coast. Most of the region's other areas for riding (particularly in the national forests) have been closed over the decades, while human population and thereby ridership have only grown. Closing areas forces riders into smaller and smaller areas, thereby ADVERSELY IMPACTING the remaining areas, which only leads to more closures. (See California OHV access history.) This is a Not-In-My-Backyard argument which only puts the pressure on OTHER folks' backyards.

Rather than adversely impact the environment somewhere else, how about we maintain status quo and give the riders room to exercise their choice form of recreation? This riding area has already been reduced by more than 10,000 acres since the '80s. The coast has MILES of space for wildlife, hikers, cyclists, equestrians, sunbathers, surfers, sand castle builders... ALL of these impact the environment.

Thank you for hearing us, Jennifer Best Creston, California

Fwd: Central Coast ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Thu 10/1/2020 4:04 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Ronda McKible < ronda@mckible.com> Sent: Wednesday, September 30, 2020 3:06:12 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Central Coast ODSVRA PWP Update

Dear Coastal Commission Members.

How long will you allow State Parks to continue yanking your chain? As a resident of Nipomo, I have lived here long enough to see that State Parks has no intention of making the changes you requested. They refuse to meet deadlines, offer ridiculous excuses for why they can't comply and offer us their "solutions" which are actually worse for both residents and wildlife who live in this area.

Have you been out to the Oceano Dunes recently? Have you seen the beauty of the dunes in their natural state? It is an experience you should not miss. Tourists will flock here to enjoy the beauty of this unique natural habitat. Riding a fat-tire bike along the beach, stopping for a picnic amidst the dunes and celebrating the rich environmental history of our dunes should be our vision. The residents will thrive as will the wildlife, flora and fauna.

Those of us that live here should be heard and supported. Those thousands of visitors that come to our park couldn't care less about the mess they leave behind. They kill our dune vegetation and landscape, discard mountains of trash for us to clean up, create traffic jams and cause nightmares for our public services...not to mention people die!

Please make a stand. State Parks is a bad tenant that needs to be evicted. I'm tired of listening to their lame excuses...aren't you? Do the right thing.

Ronda McKible Nipomo resident

CentralCoast@Coastal < CentralCoast@coastal.ca.gov >

Thu 10/1/2020 4:04 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: JOSEPH BRISKEY <jbriskey@icloud.com> Sent: Wednesday, September 30, 2020 2:46:34 PM To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Why, for crying out loud, doesn't the Coastal Commission institute frequent and regular reviews to force state parks to act NOW to come up with a Public Works Plan that's in compliance with the Coastal Act and other relevant regulations? Why is parks being allowed to continue delaying incorporation of your staff's 15 recommendations until March 2021? Parks is treating the commission as a patsy. Why? Why does parks think the commission will subjugate itself to the off-road vehicle lobby? What is going on behind the scenes that the public doesn't know about? It's time for the commission to stop the "information gathering" delaying tactic and take some ACTION.

Joe and Cheri Briskey Nipomo, CA

CentralCoast@Coastal < CentralCoast@coastal.ca.gov >

Thu 10/1/2020 4:04 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Scott Winsor < hswinsor@gmail.com>

Sent: Wednesday, September 30, 2020 1:17:14 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

California Coastal Commission,

I'd like to reach out and ask for a simple favor – consider the word "compromise". For many years now, with regards to the usage of ODSVRA by OHV enthusiasts, "compromise" has been made.

I am (at this point) begging for the CCC to consider compromise as the objective in the State Park's PWP Update. As a State backed commission, you are morally bound to the people of this State and must take into consideration the minority group as well. In this case, that is the OHV community. It seems at every turn the OHV community is villainized and more recreational space is removed, shut down, fenced off, etc.

At this point, it seems as though the only option the CCC seeks is to shut down the park entirely. I hope to appeal to your human nature and request the CCC seeks unified and collaborative solutions that also take into consideration the need for families and individuals to use OHV space for recreation and rehabilitation from the stressors of daily life in 2020. As a local to the Central Coast, I believe the constant reduction and threat of closure to ODSVRA is not the solution.

We live in a time where discussion seems to take a back seat to swift and damning rules and regulations. So, again, I am begging the CCC to consider trying to see this from the OHV enthusiast's perspective and come to the table with ideas that don't shut us OHV enthusiasts (who are hard working, normal people, just like you) out entirely.

We have been willing to compromise – will you?

Sincerely, **Scott Winsor**

Hardison, Laurie@Coastal <Laurie.Hardison@coastal.ca.gov>

Wed 9/30/2020 6:04 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: John Roberts < juanroberts@hotmail.com> Sent: Wednesday, September 30, 2020 3:16 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

I am concerned about the stance of the Coastal Commission to limit public access to California beaches. The only place in the state where the public may drive their vehicles legally on the beach is in Pizmo. The Coastal Commission's purpose is to ensure public access to beaches is not impeded via development or special interests. Please do the right thing and preserve motorized public access.

Thank you.

John Roberts 33 Calvert Ct Piedmont, CA

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Wed 9/30/2020 6:03 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: ncb3476805 < ncb3476805@gmail.com> Sent: Tuesday, September 29, 2020 8:42 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on October 2020 Agenda Item Thursday 6a - ODSVRA PWP Update

Hello, my name is Nick B. I am a central coast local, cuesta graduate, property owner, and business owner in Pismo Beach, CA. My family has been going to Oceano Dunes for generations. It is good, clean family fun for working class people that brings in so much revenue for local businesses. Off road vehicles are not harming the air quality, that has been proven in previous reports. The air quality issue and snowy plover issue are used as a political tool for coastal elitists to try and shut down the dunes. It isn't because they care about those issues. It is because they look down on the people that go to the dunes. They think we are lower class citizens. Ultimately it is realy sad that they do this because the majority of people that go to the dunes just want to bring their familes there to have fun and enjoy life. Just like families have been doing for generations. Thanks for your time.

-Nick B

Sent via the Samsung Galaxy S8 Active, an AT&T 5G Evolution capable smartphone

Fw: Environmental Justice for the Oceano Dunes

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov >

Wed 9/30/2020 6:03 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Sent: Tuesday, September 29, 2020 3:05 PM

To: CentralCoast@Coastal <CentralCoast@coastal.ca.gov>; Office of the Secretary CNRA

<secretary@resources.ca.gov>

Subject: Environmental Justice for the Oceano Dunes

I support the staff recommendations on the Oceano Dunes State Park submitted to the Coastal Commission for the October 8, 2020, meeting.

Very disappointed that State Parks and Natural Resources have requested more time to review their own PWP at this late date. I continue to respect the process and professionalism of the Coastal Commission staff and members.

Because of the long standing well documented environmental justice, health and equity problems at the Oceano Dunes State Park it is my request that the Coastal Commission consider the closing of the Pier Avenue entrance and opening the new camping-vehicle area, between Grand and Pier, be included in the initial phase as a condition for the reopening for the Oceano Dunes State Park.

A good faith start is needed to support low income - communities of color living adjacent to the Oceano Dunes State Park after years of neglect disporportinate impacts and discrimination.

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Wed 9/30/2020 6:03 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Tyler Yost <tyler.yost831@yahoo.com> Sent: Monday, September 28, 2020 2:52 PM

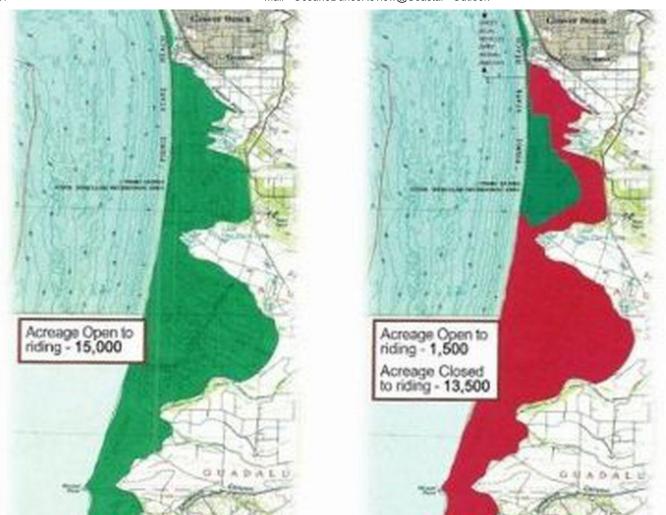
To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

To whom it may concern,

Hello all, my name is Tyler yost and I have been enjoying oceano dunes and creating memories with friends and family for 23 years now. When I was young, I remember having access to nearly 3-5,000 acres of dunes as apposed to the current 1,460 acres that we had prior to the Covid Epidemic. As of the last day the dunes were open to the public, we had access to less than 10% of the 15,000 acres of dunes in the oceano area. The other 13,740 acres are closed to OHV use and limited to recreational hiking, as well as to protect the western snowy plovers habitat. On a different note, according to the Center for Biological Diversity in 2000, there were 976 western snowy plovers observed breeding on the coastline of central California. Today, 20 years later, the population has increased exponentially with the population of observed Western snowy plovers to be at 2900 on the pacific coast. Mind you that these birds are known to breed from the Washington coast line all the way to Baja California per the US Fish & Wildlife service. So currently, the populations show continuous improvement, these birds were listed as "threatened" on the endangered species list back in 1993. The populations have continued to rise since then due to habitat rehabilitation and so forth. I am all for the conservation of wildlife, and the protection of endangered species, but to close the approximate 12 miles of coast at oceano dunes where there is over 3,000 miles of coastline and habitat from southern Washington to Baja California for a small bird who's population is expanding slowly year after year is absurd. I am for the sand, and I propose that we continue to have OHV use at Oceano dunes for generations to come. As a community, we can come up with some sort of agreement. I would like to invite anyone reading this a chance to see how enjoyable and meaningful to friends/family access to oceano dunes for OHV access and camping truly is. Sincerely,

Tyler Yost 408-722-0923



Fw: Environmental Justice for California

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Wed 9/30/2020 6:02 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Sent: Monday, September 28, 2020 1:49 PM

To: Lreynolds151@gmail.com <Lreynolds151@gmail.com>; Ccca3858@gmail.com <Ccca3858@gmail.com>

Cc: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Environmental Justice for California

I hope you will take the time to write a letter of support from your organization and communicate with others the importance of Environmental Justice and Equity for low income -communities of color living adjacent to the Oceano Dunes State Park.

As a resident of Oceano, I felt it was important to take on this challenge to improve air quality, the environment, reduce disporportinate impacts, and bring Environmental Justice to Oceano. I'm not a member of any organization, just a concerned senior citizen.

I believe that the Oceano Dunes case can pave the way for "the enforcement element" as a way to help other environmental justice communities throughout California and the United States. Having laws Without enforcement is not enough!

With the Coastal Commission, required by law AB 2616, to consider Environmental Justice in every decision they make we have the opportunity to use this strong legal case against State Parks- OHV division to make a landmark precedent decision. It will serve as legal notice to cities, counties, state agencies and corporations that Environmental Justice and Civil Rights must be enforced!

This case can be an "Historical Landmark Precedent Case" that can be used as a template to bring change to Oceano, California, and the United States.

Please support a New Vision for the Oceano Dunes, environmental justice and equity. They can no longer run out the clock.

Fw: Comments on Beach Closures for the Oceano Dunes SVRA

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Mon 9/28/2020 5:46 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: John Meredith <bayousalado@gmail.com> Sent: Saturday, September 26, 2020 5:03 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Comments on Beach Closures for the Oceano Dunes SVRA

To the California Coastal Commissioners:

The Oceano Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, off-highway vehicle (OHV) activity has been degrading this beautiful area for decades.

Due to the COVID-19 pandemic, Oceano Dunes was closed in March to all vehicle activity. Since the closure, the dunes and beach have transformed into a vibrant, safe, and clean environment for beachgoers of all kinds. At its earliest opportunity, California State Parks intends to reopen the park to OHV use, which will reimpose threats to wildlife, sensitive habitats, and community health and safety.

People for the Dunes campaign advances a new, inclusive vision of recreation and conservation at Oceano Dunes without OHVs, one that will secure environmental justice for surrounding communities, ensure better protection for wildlife and the natural environment, boost the local economy, and respect the area's cultural heritage.

California State Parks has drafted a Public Works Plan, a Habitat Conservation Plan, and an Environmental Impact Report. All documents must be reviewed and approved by state and/or federal agencies before they can be implemented. Until State Parks receives these approvals, the park should remain closed to OHV activity to prevent continued violations of the Endangered Species Act, the California Coastal Act, and the Local Coastal Program. Aside from these statutory reasons, the COVID-19 situation demands that the beach and dunes remain closed to vehicular recreationists, most of whom come from outside the local region. During the closure, all parties should develop solutions that advance real conservation of natural resources and environmental justice for the local communities.

I implore all Commissioners to adopt recommendations that will preserve the natural resources of this extraordinary area and allow access for all.

Thank you for your consideration.

Sincerely,

John Meredith

1074 Ford Drive Nipomo, CA 93444 303-875-6182

Fw: Regarding Keeping Oceano Dunes

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Mon 9/28/2020 5:45 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: KAREN STEVES <karenstevesg@gmail.com> Sent: Saturday, September 26, 2020 2:14 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

Please keep the dunes lovely, quiet, and healthy for all of us who live here. Do not let the ATVs and vehicles back onto the Dunes (unless the person is handicapped and can't get to the beach any other way than to drive onto it). I realize that this means taking some revenue from our towns but health is so much more important than money.

Thank you for reading this.

Karen and Bill Steves

Fwd: Environmental Justice for the Oceano Dunes

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Sat 9/26/2020 7:15 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com>

Sent: Saturday, September 26, 2020 11:32:46 AM To: Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov> Subject: Environmental Justice for the Oceano Dunes

You just cannot buy a scientific study, recommend a tall fence, misrepresent finacial impacts, ignore most of the problems, and then twist the facts to fit your own narrative if you want to be taken seriously on the environmental justice and equity debate at the Oceano Dunes.

For those of us living adjacent to the Oceano Dunes State Park we are faced with some real problems when it comes to health, life expectancy, quality of life or just when it is safe to go outdoors or on the beach. Sacrafice zones, disposable people, poverty, degradation, disporportinate impacts and environmental justice are struggles we are faced with everyday, not just when we are on vacation then return home and leave the problems behind. The evidence is clear on the environment, habitat, violations, conservation, Coastal Act and the rule of law.

We have a lot of serious problems at the Oceano Dunes State Park and they deserve some serious consideration and solutions. Living in the past, playing the victim, attacking the process, running out the clock, delaying strategies, buying support and then bullying when all else fails does not solve the problems. State Parks, the OHV Division, and special interest groups have had decades to solve these serious problems and have failed. They do not have the answers.

The time has come for a New Vision for the Oceano Dunes. One built on Environmental Justice and Equity using the rule of law and civil rights as a strong foundation for change.

Fw: Regarding Keeping Oceano Dunes

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Mon 9/28/2020 5:44 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

From: Barry and Mary Cohen barrymarycohen@gmail.com

Sent: Friday, September 25, 2020 2:43 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

To the California Coastal Commissioners,

The Oceano sand dune area is recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

Due to the COVID-19 pandemic, Oceano Dunes was closed in March to all vehicle activity. Since the closure, the dunes and beach have transformed into a vibrant, safe and clean environment for beachgoers of all kinds. At its earliest opportunity, California State Parks intends to reopen the park to vehicle use, which will reimpose immediate threats to wildlife, sensitive habitats and community health and safety.

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California State Parks has drafted a Public Works Plan, a Habitat Conservation Plan and an Environmental Impact Report. All documents must be reviewed and approved by state and/or federal agencies before they can be implemented. Until State Parks receives these approvals, the park should remain closed to OHV activity to prevent continued violations of the Endangered Species Act, the California Coastal Act and the Local Coastal Program. Aside from these statutory reasons, the COVID-19 situation demands that the beach and dunes remain closed to vehicular recreationists, most of whom come from outside the local region. During the closure, all parties should develop solutions that advance real conservation of natural resources and environmental justice for the local communities.

I implore all Commissioners to adopt recommendations that will preserve the natural resources of this extraordinary area and allow access for all.

Thank you for your consideration and time.

Sincerely,

BARRY AND MARY COHEN 1748 Trilogy Pkwy Nipomo, CA 93444 408.981.2955 Cell

***Please send any correspondence to:

PO Box 2175

Saratoga, CA 95070-0175

Fw: Oceano Dunes

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Mon 9/28/2020 5:42 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

From: Ed & Kim Gravell <gravellinsights@gmail.com>

Sent: Friday, September 25, 2020 9:37 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Oceano Dunes

California Coastal Commissioners,

The Oceano sand dune area is recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

California State Parks has drafted a Public Works Plan, a Habitat Conservation Plan and an Environmental Impact Report. All documents must be reviewed and approved by state and/or federal agencies before they can be implemented. Until State Parks receives these approvals, the park should remain closed to OHV activity to prevent continued violations of the Endangered Species Act, the California Coastal Act and the Local Coastal Program.

And solutions must be developed that advance real conservation of natural resources and environmental justice for the local communities. While the OHV activity benefits the FEW there is damage done to the MANY (residents, plants, animals and shoreline).

It's our California heritage to forge a better future for our people. So it's time to step up and put people and the planet before profit.

Thank you for your time and consideration.

Sincerely,

Ed and Kim Gravell

942 Jacqueline Place, Nipomo 805-219-0026

"Dream big - for as you dream so shall you become." 😂

Fw: Regarding Keeping Oceano Dunes

Hardison, Laurie@Coastal <Laurie.Hardison@coastal.ca.gov>

Mon 9/28/2020 5:42 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Holly Branch <susanhbranch@gmail.com>

Sent: Friday, September 25, 2020 9:29 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

I live in both Minneapolis, Minnesota and Nipomo, California. In Minnesota, the Land of 10,000 Lakes, we wouldn't dare destroy our natural resources with vehicles.

Please don't open the dunes to vehicles.

Susan H Branch

Sent from my iPhone

Fw: Regarding Keeping Oceano Dunes

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Mon 9/28/2020 5:41 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Rosemary Remacle <rosemary@rosemaryremacle.com>

Sent: Friday, September 25, 2020 9:08 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

Please, please consider extending the ban on off road vehicles on Oceano Dunes.

Oceano, Grover Beach and the Dunes are now a much better place, serving local residents and out-oftowners both. Flora, Fauna and humans all flourish side by side without the environmentally (ESHA, noise and air quality) destructive vehicles. It is now possible to enjoy a family picnic, observe wildlife, take a long walk or ride a bicycle on the beach without fearing for one's health and well-being.

State Parks has long thumbed its nose at the Dunes' neighboring communities, field workers, other beachgoers, the APCD and the Coastal Commission itself. Please leave the SVRA closed for at least the duration of the pandemic...please do not add one more variable to the health threats associated with Covid19.

Thank you, Rosemary Remacle Nipomo, California

Fw: Keeping Oceano Dunes a Closed

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Mon 9/28/2020 5:41 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Ann Hazard <anapeligrosa@gmail.com> Sent: Friday, September 25, 2020 8:04 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Keeping Oceano Dunes a Closed

Hello,

I moved to Nipomo this summer. However, I visited for two weeks last August, when the Oceano Dunes were open. I stayed in a vacation re two right on the dunes, less than a block from the point of entry for all vehicles.

I was stunned and horrified at the incredible number of cars, RVs, ATVs and UTVs that entered and left in front of my little beach cottage. Noisy? Oh yeah. Dangerous? Totally. I remember several foggy mornings walking my dogs along the shoreline. We literally had to walk in the water to avoid being run down by trucks and other 4x4s. It was no fun. My peaceful beachfront getaway was anything but peaceful. It was like living on a speedway. At the beach.

Environmentally, I was shocked that this was even allowed on a California state beach in the 21st century. It should, in my opinion, be illegal for any motorized vehicles to be on our beaches, with the exception of life guard and emergency vehicles. Between the noise, the chaos and danger, the air pollution, the destruction of the dunes and the habitats for birds and other creatures that live there ... it's an environmental disaster.

COVID-19 caused the closing of this park. Thank God! Please do not reopen it. Not in October 2020 or ever.

Thank you for your consideration.

Ann Hazard 1445 Via Vista Nipomo, CA 93444 760-699-1800

Fw: Regarding Keeping Oceano Dunes

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Mon 9/28/2020 5:40 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: chris boyd <cbgofrogs@att.net>

Sent: Thursday, September 24, 2020 7:45 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

Really, folks. Why is it so important to ban off road vehicles from less than a section of land? There are 100s of other much more important issues to get involved in. I'm not an off roader, but I don't begrudge those that are.

I have a townhouse south and east of the dunes and I'm not bothered by any noise or sand that the ORV's may cause. I love the Central Coast and there are several locations I go for hiking, enjoying the ocean, sand dunes and surf up and down the coast. Why do I need every square foot? I don't care if people enjoy off-roading on the Oceano Dunes. The coast is there for everyone to use, not just those who agree with what I want to do. If ORV's at Oceano Dunes were a real menace. I could seen your point. But they're not. You don't have my support.

Chris Boyd

Sent from Mail for Windows 10

Fw: Comments on Beach Closures for the Oceano Dunes State Vehicular Recreation Area (SVRA)

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov >

Mon 9/28/2020 5:39 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov >

From: Ann Hayes <monadolith@gmail.com> Sent: Thursday, September 24, 2020 5:01 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Comments on Beach Closures for the Oceano Dunes State Vehicular Recreation Area (SVRA)

California Coastal Commissioners,

When vehicular recreation was permitted on Oceano Dunes, there were illegal events, injuries and deaths. Such usage contributes to very unhealthy air quality for neighboring communities. With the pandemic, the Dunes were closed to all vehicular recreation and the Dunes are returning to their natural state—a peaceful, safe and clean environment for pedestrians, native plants and wildlife.

Until State Parks receives the necessary approvals on its Public Works Plan, Habitat Conservation Plan and EIR, the Dunes should remain closed to vehicular recreation to prevent continued violations of the Endangered Species Act, the California Coastal Act and the Local Coastal Program. The pandemic further supports keeping the beach and dunes closed to vehicular recreation as many of those users come from high-infection areas. Recreational considerations cannot supersede public health and safety.

I urge all California Coastal Commissioners to adopt recommendations that will preserve the natural resources of this extraordinary area, improve air quality, and allow safe non-vehicular access for all.

Thank you.

Sincerely, Ann Hayes Nipomo Mesa

Fw: Regarding Keeping Oceano Dunes

Hardison, Laurie@Coastal < Laurie. Hardison@coastal.ca.gov>

Mon 9/28/2020 5:39 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

From: Danny Bader <dcbader3056@att.net> Sent: Thursday, September 24, 2020 3:55 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

o the California Coastal Commissioners,

The Oceano sand dune area is recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

Due to the COVID-19 pandemic, Oceano Dunes was closed in March to all vehicle activity. Since the closure, the dunes and beach have transformed into a vibrant, safe and clean environment for beachgoers of all kinds. At its earliest opportunity, California State Parks intends to reopen the park to vehicle use, which will reimpose immediate threats to wildlife, sensitive habitats and community health and safety.

People for the Dunes campaign advances a new, inclusive vision of recreation and conservation at Oceano Dunes without OHVs that will secure environmental justice for surrounding communities, ensure better protection for wildlife and the natural environment, boost the local economy and respect the area's cultural heritage.

California State Parks has drafted a Public Works Plan, a Habitat Conservation Plan and an Environmental Impact Report. All documents must be reviewed and approved by state and/or federal agencies before they can be implemented. Until State Parks receives these approvals, the park should remain closed to OHV activity to prevent continued violations of the Endangered Species Act, the California Coastal Act and the Local Coastal Program. Aside from these statutory reasons, the COVID-19 situation demands that the beach and dunes remain closed to vehicular recreationists, most of whom come from outside the local region. During the closure, all parties should develop solutions that advance real conservation of natural resources and environmental justice for the local communities.

I implore all Commissioners to adopt recommendations that will preserve the natural resources of this extraordinary area and allow access for all.

Thank you for your consideration and time.

Sincerely,

Danny Bader 912 Anna cir Nipomo Ca 93444 805 219 0868

Sent from my iPhone

Fw: Regarding Keeping Oceano Dunes

Hardison, Laurie@Coastal <Laurie.Hardison@coastal.ca.gov>

Mon 9/28/2020 5:38 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

From: lance marshall <lance.marshall1@yahoo.com>

Sent: Thursday, September 24, 2020 3:24 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

I support keeping the Dunes vehicle free to protect the citizens that live nearby.

Thanks,

Lance and Edith Marshall, Nipomo

Sent from my iPad

Fw: Oceano Dunes State Vehicular Recreation Area (SVRA)

Hardison, Laurie@Coastal <Laurie.Hardison@coastal.ca.gov>

Mon 9/28/2020 5:38 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: l.groeschel@att.net < l.groeschel@att.net> Sent: Thursday, September 24, 2020 3:12 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov> Subject: Oceano Dunes State Vehicular Recreation Area (SVRA)

Please continue to keep vehicles off the dunes. It's been so nice exploring the natural habitat. Hopefully the big money will not influence a decision. We are on this earth for a such short time. Let's band together and all do our part to keep it beautiful.

Cheers! Lynda and Greg

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Wed 9/30/2020 8:29 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Jan Burns (jbmail@comcast.net) Sent You a Personal Message <automail@knowwho.com>

Sent: Wednesday, September 30, 2020 1:12 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

Due to the COVID-19 pandemic, Oceano Dunes was closed in March to all vehicle activity. Since the closure, the dunes and beach have transformed into a vibrant, safe and clean environment for beachgoers of all kinds.

California State Parks recently drafted a Public Works Plan, a Habitat Conservation Plan and an Environmental Impact Report for the area. All of these documents still need to be reviewed and approved by state and/or federal agencies before they can be implemented.

However, at its earliest opportunity, California State Parks intends to reopen the park to vehicle use before these plans are approved, which will reimpose immediate threats to wildlife, sensitive habitats and community health and safety.

Surfrider and our partners would like to see a new, inclusive vision of recreation and conservation at Oceano Dunes that will secure environmental justice for surrounding communities, ensure better protection for wildlife and the natural environment, boost the local economy and respect the area?s cultural heritage.

Until State Parks receives necessary approvals on Public Works and Habitat Conservation Plans, as well as the EIR, the Park should remain closed to OHV activity to prevent continued violations of the Endangered Species Act, the California Coastal Act and the Local Coastal Program. In the interim, all parties should continue to develop solutions that advance real conservation of natural resources and environmental justice for the local communities.

I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Jan Burns 299 Cannery Row Monterey, CA 93940 jbmail@comcast.net (831) 429-6799

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Wed 9/30/2020 3:27 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: David Dolotta (david@dolotta.org) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 5:21 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

David Dolotta 1205 Del Oro Ave Santa Barbara, CA 93109 david@dolotta.org (805) 699-5591

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Wed 9/30/2020 3:26 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: Kaitlin Cartwright (kaitlincartwright9@gmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 9:32 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Kaitlin Cartwright 471 Henderson Ave San Luis Obispo, CA 93405 kaitlincartwright9@gmail.com (925) 918-0867

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Wed 9/30/2020 3:24 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Andrew Kinkella (profkinkella@hotmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Wednesday, September 30, 2020 1:02 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

Due to the COVID-19 pandemic, Oceano Dunes was closed in March to all vehicle activity. Since the closure, the dunes and beach have transformed into a vibrant, safe and clean environment for beachgoers of all kinds.

California State Parks recently drafted a Public Works Plan, a Habitat Conservation Plan and an Environmental Impact Report for the area. All of these documents still need to be reviewed and approved by state and/or federal agencies before they can be implemented.

However, at its earliest opportunity, California State Parks intends to reopen the park to vehicle use before these plans are approved, which will reimpose immediate threats to wildlife, sensitive habitats and community health and safety.

Surfrider and our partners would like to see a new, inclusive vision of recreation and conservation at Oceano Dunes that will secure environmental justice for surrounding communities, ensure better protection for wildlife and the natural environment, boost the local economy and respect the area?s cultural heritage.

Until State Parks receives necessary approvals on Public Works and Habitat Conservation Plans, as well as the EIR, the Park should remain closed to OHV activity to prevent continued violations of the Endangered Species Act, the California Coastal Act and the Local Coastal Program. In the interim, all parties should continue to develop solutions that advance real conservation of natural resources and environmental justice for the local communities.

I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Sincerely,

Andrew Kinkella 2860 Coneflower St Thousand Oaks, CA 91360 profkinkella@hotmail.com (805) 241-6107

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 9:48 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Lloyd Walzer (lwpac1@gmail.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 1:54 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Sincerely,

Lloyd Walzer

PO Box 637 Oceano, CA 93475 lwpac1@gmail.com (805) 710-0680

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 8:35 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: Tara Van Hoorn (taravh52@berkeley.edu) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 12:48 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Tara Van Hoorn 200 Placer Dr Santa Barbara, CA 93117 taravh52@berkeley.edu (805) 883-8632

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 7:24 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Chamina Dormitorio (chamina.elise@gmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 11:58 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

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I beg all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Chamina Dormitorio 2101 N Louise St. Santa Ana, CA 92706 chamina.elise@gmail.com (714) 813-4902

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 7:24 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: Sarah Hearon (sbhearon@hotmail.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 12:11 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Sarah Hearon 428 Montgomery St Santa Barbara, CA 93103 sbhearon@hotmail.com (805) 403-4148

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 6:30 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: David Lieby (dlieby@gmail.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 10:40 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

I ask all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Sincerely,

David Lieby 310 Everson Dr Santa Cruz, CA 95060 dlieby@gmail.com (831) 332-4303

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 4:35 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Alexandra Franklin (alexandrafranklin94@gmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 9:13 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Alexandra Franklin 1144 Candlecrest Dr Westlake Village, CA 91362 alexandrafranklin94@gmail.com (805) 390-3424

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 4:34 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: Roxanne Chapman (roxchap@hotmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 9:27 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Roxanne Chapman 1631 Monterey Ave Grover beach, CA 93433 roxchap@hotmail.com (805) 709-3780

Weber, John@Coastal < john.weber@coastal.ca.gov>

Tue 9/29/2020 3:54 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Hi Kevin - hope you're well....sending this to you....

From: Ainsworth, John@Coastal < John. Ainsworth@coastal.ca.gov>

Sent: Monday, September 28, 2020 6:18 PM

To: Weber, John@Coastal < john.weber@coastal.ca.gov>

Subject: FW: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

----Original Message----

From: Glenna Dowling (glenna.dowling@ucsf.edu) Sent You a Personal Message

<automail@knowwho.com>

Sent: Monday, September 28, 2020 5:44 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Sincerely,

Glenna Dowling 2741 Bush St San Francisco, CA 94115 glenna.dowling@ucsf.edu (415) 346-2807

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:51 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Mallory Newell (malloryangeli@gmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 6:43 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Mallory Newell 413 San Juan Ave Santa Cruz, CA 95062 malloryangeli@gmail.com (916) 509-5120

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:51 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Griffin Barkley (gbarkley@barkleyins.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 6:55 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

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Griffin Barkley 1921 Meiners Rd Ojai, CA 93023 gbarkley@barkleyins.com (805) 797-2417

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:51 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Scott Loosley (sloscottl@gmail.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 7:09 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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Scott Loosley 270 Kentucky St San Luis Obispo, CA 93405 sloscottl@gmail.com (805) 784-0424

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:50 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Nita Kenyon (nkenyon7@gmail.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 7:16 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Nita Kenyon 1820 11th St Los Osos, CA 93402 nkenyon7@gmail.com (805) 528-5735

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:50 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: Steve Thompson (captainashore@hotmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 7:25 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Steve Thompson 2449 Clubhouse Dr Paso Robles, CA 93446 captainashore@hotmail.com (805) 975-7976

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:49 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: fred geiger (fredjgeiger@yahoo.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 7:27 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

fred geiger 135 Swift St Santa Cruz, CA 95060 fredjgeiger@yahoo.com (831) 555-5555

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:49 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: William Lasala (wlasala025@gmail.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 7:48 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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William Lasala 824 Broadmoor Dr Arroyo Grande, CA 93420 wlasala025@gmail.com (805) 610-6398

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:48 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Rebecca Carey (demcarey@aol.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 8:01 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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Rebecca Carey 1238 Seaward Dr Santa Maria, CA 93454 demcarey@aol.com (805) 928-1190

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:48 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Darren Carter (darrenncarter@gmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 8:03 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Darren Carter 1309 Robbins St Santa Barbara, CA 93101 darrenncarter@gmail.com (561) 577-4385

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:47 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Carolyn Pettis (ecokare2@yahoo.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 8:14 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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Carolyn Pettis 25408 Silver Crest Ct Saugus, CA 91350 ecokare2@yahoo.com (555) 555-5555

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:47 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Kelley Boland (kcboland42@gmail.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 8:28 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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Kelley Boland 353 Grand Ave San Luis Obispo, CA 93405 kcboland42@gmail.com (619) 398-5829

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:46 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: Jasha Stanberry (jasha@studioluminous.net) Sent You a Personal Message

<automail@knowwho.com>

Sent: Tuesday, September 29, 2020 8:35 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

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Jasha Stanberry 1187 COAST VILLAGE RD Santa Barbara, CA 93108 jasha@studioluminous.net (765) 777-2827

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 9/29/2020 3:46 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Wendy Wittl (wjwittl@cox.net) Sent You a Personal Message <automail@knowwho.com>

Sent: Tuesday, September 29, 2020 8:35 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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Wendy Wittl 3069 Calle Mariposa Santa Barbara, CA 93105 wjwittl@cox.net (805) 898-9202

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Mon 9/28/2020 8:19 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message-----

From: Melanie MacDowell (melaniemacdowell@gmail.com) Sent You a Personal Message

<automail@knowwho.com>

Sent: Monday, September 28, 2020 1:16 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Melanie MacDowell 3940 Broad Street #7156 San Luis Obispo, CA 93401 melaniemacdowell@gmail.com (805) 405-4977

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Mon 9/28/2020 3:15 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

----Original Message----

From: Alec Stransky (alecstransky@gmail.com) Sent You a Personal Message <automail@knowwho.com>

Sent: Friday, September 25, 2020 10:29 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Subject: Protect Oceano Dunes from Destructive Off-Highway Vehicle Impacts

Dear Executive Director Jack Ainsworth,

The Oceano Sand Dunes are recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species. Unfortunately, offhighway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades.

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I implore all Commissioners to adopt recommendations that will keep Oceano Dunes closed to OHV use until the Public Works Plan, Habitat Conservation Plan and the Environmental Impact Report have been approved and implemented.

Sincerely,

Alec Stransky

8337 Summit Way San Diego, CA 92108 alecstransky@gmail.com (908) 442-3527

Fwd: Environmental Justice for Oceano Dunes

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Wed 9/23/2020 5:25 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com>

Sent: Tuesday, September 22, 2020 5:42:01 PM

To: Ainsworth, John@Coastal < John. Ainsworth@coastal.ca.gov >; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov >; Caryl.hart@coastal.ca.go <Caryl.hart@coastal.ca.go>; Cuffe, Kelly@Coastal <Kelly.Cuffe@coastal.ca.gov>; Haage, Lisa@Coastal < Lisa. Haage@coastal.ca.gov>; Frosen@co.slo.ca.us < Frosen@co.slo.ca.us >

Cc: Dunesalliance@gmail.com <Dunesalliance@gmail.com>; Sierraclub8@gmail.com <Sierraclub8@gmail.com>;

Directorreplogle@oceanocsd.org <Directorreplogle@oceanocsd.org>; Hharmon@slocity.org

<Hharmon@slocity.org>; Maricela@causenow.org <Maricela@causenow.org>

Subject: Environmental Justice for Oceano Dunes

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

From: bill house <pirate805@gmail.com>

Date: Tuesday, September 22, 2020

Subject: Environmental Justice for Oceano Dunes

To: Stephen.Padilla@coastal.ca.gov, Donne.Brownsey@coastal.ca.gov, Effie.Turnbull-Sanders@coastal.ca.gov, Sara.aminzadeh@coastal.ca.gov, Caryl.hart@coastal.ca.go, mike.wilson@coastal.ca.gov, Katie.Rice@coastal.ca.gov, Linda.escalante@coastal.ca.gov, Erik.Howell@coastal.ca.gov, Roberto.Uranga@coastal.ca.gov, Carole.Groom@coastal.ca.gov, Shelley.Luce@coastal.ca.gov, Maricela.morales@coastal.ca.gov, Zahirah.mann@coastal.ca.gov, Kevin.kahn@coastal.ca.gov, Secretary@resources.ca.gov, Chinook.shin@sen.ca.gov,

Madeline.wells@sfgate.com, Michelle.robertson@sfgate.com

Cc: Lcompton@co.slo.ca.us, Jpaulding@arroyogrande.org, Lreynolds151@gmail.com, Bgibson@co.slo.ca.us, Darnold@co.slo.ca.us, Jpeschong@co.slo.ca.us, Tkeith@co.slo.ca.us, Gwilley@co.slo.ca.us, Pborenstein@co.slo.ca.us, Dawn@dawnaddis.org, Info@connieleyva.com, Info@jordancunningham.org, Nnix@co.slo.ca.us, Directorvilla@oceanocsd.org, info@lairdforcasenate.com

In desperation we can all see through the OHV special interest groups and corporations making donations to keep the same outdated systemic racist policies in place as they try to prop up the failed and broken State Parks - OHV Division at the Oceano Dunes.

It only serves to remind us how weak their arguments are on air quality, environmental harm, the rule of law, disporportinate impacts, poverty and environmental justice. They have no answers.

The use of bullying, threats, misinformation, attacking the process, playing the victim, and viewing compromise as a weakness to be exploited are all part of the old OHV playbook.

When all else fails, they will now try to use money, privilege, corporate power to try and influence decision makers, public officals and the San Luis Obispo County Supervisors because they cannot prevail on the facts, science or rule of law.

This is that time in our history when we need to have the courage to make a landmark environmental justice precedent statement not just for the Oceano Dunes, but for other environmental justice communities throughout California, and in the United States.

We need to support Environmental Justice and the New Vision for the Oceano Dunes.

Environmental Justice and Equity: sacrafice zone, disposable people, low income, communities of color, tribal rights, designated opportunity zone, poverty, systemic racism, zoning- planning- land usediscrimination, airport, sewer plant, storage, OHV, all in one small EJ community, lack representation, unincorporated, disporportinate impacts, degradation, infrastructure, services, economic disparities, generational wealth loss, reduce barriers, SB 1000, civil rights.

Environmental Harm: habitat, wildlife, ESHA violations, conditional use violations, Coastal Act, rule of law, OHV's, climate change, safe access, deaths, serious injuries, liability, La Grande Tract, grading, erosion, vegetation, restoration, creek crossing, toxic fluids, lack of enforcement, protections.

Public Health: poor air quality, some of the worst in state, pollution, particulate matter, blowing sand, dust plumes, respiratory problems, seniors, children, life expectancy, vulnerable, pandemic, toxic air, healthy communities, prevention.

Fwd: Keep Vehicles off the Beach for my health.

CentralCoast@Coastal.ca.gov>

Mon 9/21/2020 4:04 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

Get Outlook for Android

From: say cheese please <mollyswimom@yahoo.com>

Sent: Friday, September 18, 2020 3:06:09 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Keep Vehicles off the Beach for my health.

Dear Ladies and Gentlemen of The Coastal Commission;

I saved for decades for the opportunity to move to the Pismo/Grover/Oceano Beach area because I fell in love with every human sense the beach gives; smells great, feels great, looks great and sounds great. I finally got the chance and moved here in my sixties. I walk around 5 miles on the beach daily. When the loud, smelly, speeding trucks hauling ATVs would speed by me spewing exhaust and sand into the lovely clean air it greatly decreased my enjoyment of the beach, as well as the enjoyment of many other residents and visitors.

I have some physical problems (feet problems and spinal disorder etc) that require me to exercise on the sand. It is much less painful than walking on pavement or sidewalks. I can also jog on the sand and simply can not do that on the pavement, sidewalk or even a treadmill due to my physical limitations.

Additionally, walking south of Pismo, on the Grover and Oceano beaches, away from the hotel and Pier crowds with the noise and litter allow me to walk barefoot which is very soothing for my feet and de-stresses my mind, enjoying the peacefulness; it is heavenly and reduces the pain of my conditions.

These are the reasons, for my health, that I need to be able to take long walks up and down the beach, on clean soft sand that has not been made into a compacted-sand raceway for ATV haulers and drunken party folks to spin around doing "doughnuts", race their vehicles disregarding pedestrians including the elderly and children and wildlife and treat our beaches like a garbage dump, leaving their f broken beer bottles, cigarette butts, junk food wrappers and still-burning bonfires.

I am a local homeowner and am paying a large amount of my income on property taxes and the high cost-of-living for the opportunity to enjoy our beaches. Please strongly consider keeping vehicles off our beaches. Thank-you for your work and your consideration.

Respectfully, Molly Johnson Arroyo Grande CA

Sent from Mail for Windows 10

Fwd: Regarding Keeping Oceano Dunes

CentralCoast@Coastal.ca.gov>

Wed 9/16/2020 9:30 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

Get Outlook for Android

From: Kate Christensen < kchristensen 22@comcast.net>

Sent: Saturday, September 12, 2020 9:24:24 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Regarding Keeping Oceano Dunes

representatives.

To the California Coastal Commissioners.

Please think very carefully about our precious resource which is so valuable in so many ways. Do not let this die.

The Oceano sand dune area is recognized by scientists, conservationists, government agencies and the public as the finest, most extensive coastal dunes remaining in California. The beach and dunes offer critical habitat for endangered shorebirds and other rare plant and animal species and people who love the great beach. You do know that the off-highway vehicle (OHV) activity has been allowed to degrade this beautiful area for decades. It is time to preserve it.

Due to the COVID-19 pandemic, Oceano Dunes was closed in March to all vehicle activity. Since the closure, the dunes and beach have transformed into a vibrant, safe and clean environment for beachgoers of all kinds. At its earliest opportunity, California State Parks intends to reopen the park to vehicle use, which will reimpose immediate threats to wildlife, sensitive habitats and community health and safety, not to mention the people who just want to enjoy the beach! And there is a solution!

People for the Dunes campaign advances a new, inclusive vision of recreation and conservation at Oceano Dunes without OHVs that will secure environmental justice for surrounding communities, ensure better protection for wildlife and the natural environment, boost the local economy and respect the area's cultural heritage.

While the California State Parks has drafted a Public Works Plan, a Habitat Conservation Plan and an Environmental Impact Report, All documents must be reviewed and approved by state and/or federal agencies before they can be implemented. Please realize that the park should remain closed to OHV activity to prevent continued violations of the Endangered Species Act, the California Coastal Act and the Local Coastal Program.

The COVID-19 situation demands that the beach and dunes remain closed to vehicular recreationists, most of whom come from outside the local region. During the closure, all parties should develop

solutions that advance real conservation of natural resources and environmental justice for the local communities.

Commissioners, please take much time to think carefully about this opportunity to save this Incredible natural resource and valuable economic resource. It cannot be replaced. Save beach and rare dunes for the world. Please adopt recommendations that will preserve the natural resources of this extraordinary area and allow access for all.

Thank you for doing your job. You are the Coastal Commission. Please protect this resource. Please.

Sincerely,

Katherine Christensen 1501 See Canyon Road San Luis Obispo, CA 93405 Phone 410-919-7521 Kchristensen22@comcast.net

There should be no shut down

matthewboylan <matthewboylan@att.net>

Wed 9/16/2020 2:44 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

In my opinion if you close pismo state dunes to people that love ride and enjoy taking there families out there. Guess what pismo will run dry. Ot will be a ghost town business will shut down because most of the revenue that comes to pismo is the people that stay on the beach. That's why people come to pismo you close the beach to rideing and camping pismo will be died . No one will come and spend money there. The dunes has been open for many many years. You take from the people that keep.pismo alive . Yes there is hotels but that take the fun out of going to pismo . To take a nice drive on the beach. More and more people will not come back to pismo I know over 30 people that come.from out of state to ride and camp.on the dunes . In my opinion its we the people and not you the government . And I'm warning you know.close the beach bye pismo and alot.of business and a lost of tax revenue. Whi want to lose tax revenue. I sure wouldn't. Dunes are for the people of the United states . And you'll be putting police officers out of work . You'll be putting ATV rentals out of business and so on . Now think that these are your business commissioner of pismo state beach . You all are in for a whole bunch of law suits. You cant just shut down a beach it.wont happen. I'll contact the president. Of the United states of america

Sent via the Samsung Galaxy Note9, an AT&T 5G Evolution capable smartphone

Fwd: Evironmental Justice for the Oceano Dunes

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Tue 9/15/2020 3:21 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com>

Sent: Monday, September 14, 2020 6:49:09 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>

Cc: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal

<Kevin.Kahn@coastal.ca.gov>; Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Padilla, Stephen@Coastal

<Stephen.Padilla@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Escalante,

Linda@Coastal linda.escalante@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>;

Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Bgibson@co.slo.ca.us

<Bgibson@co.slo.ca.us>; Lcompton@co.slo.ca.us <Lcompton@co.slo.ca.us>; Lreynolds151@gmail.com

<Lreynolds151@gmail.com>; Jpaulding@arroyogrande.org <Jpaulding@arroyogrande.org>; Darnold@co.slo.ca.us

<Darnold@co.slo.ca.us>; Gwilley@co.slo.ca.us <Gwilley@co.slo.ca.us>; Directorvilla@oceanocsd.org

<Directorvilla@oceanocsd.org>

Subject: Evironmental Justice for the Oceano Dunes

Director Crowfoot:

I was pleased to see watch your comments on climate change today to President Trump and then watch your reactions to his anti science remarks. Appreciate your professional approach to this problem.

My wish is that you provide the same due diligence at the State Parks - OHV Division- Oceano Dunes. Sometimes we are so busy that we do not see the problems in our own area of responsibility. I believe this is the case at the Oceano Dunes.

Public Health: We have some of the worst air quality in the state. The science, research, data, are clear that OHV activity at the Oceano Dunes is a major contributing factor to this problem. State Parks-OHV has become anti science like Trump because they do not want to give up their power, jobs, or profits. If State Parks -OHV Division was a corporation they

would have been closed and fined for all their violations. They live in their own private OHV kingdom with a silo agenda.

Environment: All the evironmental groups in our area want the Oceano Dunes State Parks closed to vehicles. Recently, the Coastal Commission had to bring a cease and desist order for more violations. Their record over decades has been a failure. If they tried to get a conditional use permit today, even in their own words, they would never be allowed to operate in the manner they operate today Under Your Watch and supervision.

They will open again on October 1 and begin their new assault on the environment, wildlife, and our natural resources. If this was Trump I could expect such action but not from you!

Environmental Justice and Equity- Communities living near the Oceano Dunes have become Sacrafice Zones with Disposable People. Oceano is a low income community of color with a poverty rate of 20%, during this period, it is even higher. We have been designated an opportunity zone and nicknamed the "Door Mat To The Dunes."

State Parks - OHV Division likes to talk about all the income they bring to our county.

The benefits going to the State Parks -OHV Division and affluent white nearby communities, leaving the problems, degradation, systemic racism policies and poverty as our burden.

A few miles away traditional beach communities are thriving, Pismo Beach has a new pier and plaza, Grover Beach has a new hotel and convention center coming, Avila Beach has been rebuilt and looks amazing. Ask yourself why?

In summary, the Coastal Commission will be holding a special meeting in October to review and try to cleanup the problems created by You, State Parks and the OHV Division at the Oceano Dunes. I find this a failure in leadership.

Come to Oceano and look for yourself at what systemic racism in management, planning and land use looks like. It is not pretty. Talk to the people and look at the problems.

I do not believe your getting the truth or facts. Meet with environmental groups, hear their stories. Look at the communities vision for their community and the park from the Oceano Beach Community Association. Talk to the Coastal Commission and staff. Ask yourself why the Times and other newspapers want the park closed to vehicles.

Then ask yourself the hard questions about what is really happening and the damage they have caused to our communities. You cannot remain silent.

Thank You

A New Vision for the ODSVRA

Presented by the Oceano Beach Community Association







...a vision that transitions the ODSVRA away from intensive OHV use, affords a rich variety of camping and non-OHV recreational activities, protects the natural environment, boosts the local economy, provides environmental justice for Oceano residents and complies with the Coastal Act.

The ODSVRA is not a "Park for all"

Pedestrians and vehicles are not compatible!











The Change is Obvious

Tourists and millennials prefer environmentally responsible recreation and travel









OCEANO

A non-incorporated, low-income, disadvantaged community with a predominantly Hispanic population. Governed by a County Board of Supervisors, Oceano rarely gets a fair share.

- Infrastructure in a general state of neglect
- Minimal/inadequate recreational opportunities

OCEANO - DOORMAT TO THE DUNES





OCEANO

Oceano's coastal zone is dominated by uses favoring the interests of non-residents over those of locals:

- Wastewater treatment plant that also serves neighboring communities
- 60-acre airport used primarily for private aircraft
- Storage yard for hundreds of RVs
- Vehicles on the beach that obstruct safe pedestrian use

OCEANO - DOORMAT TO THE DUNES





A Phased Approach to Camping and Accessibility for All

PHASE 1:

- CLOSE Pier Ave & Grand Ave as a vehicular entrance or exit to beach
- Restore traditional, non-vehicular, recreational beach uses
- Expand and re-design off-beach parking
- Explore camping options

PHASE II: tba

Oceano Beachside Airport





- 60 acres owned by SLO County
- Currently used for 24 aircraft owned by 20 non-residents and 3 residents
- Little to no current economic benefit
- Noisy and unsightly grounds with small unmaintained campground
- Land-use restrictions

Oceano Airport - RV Storage

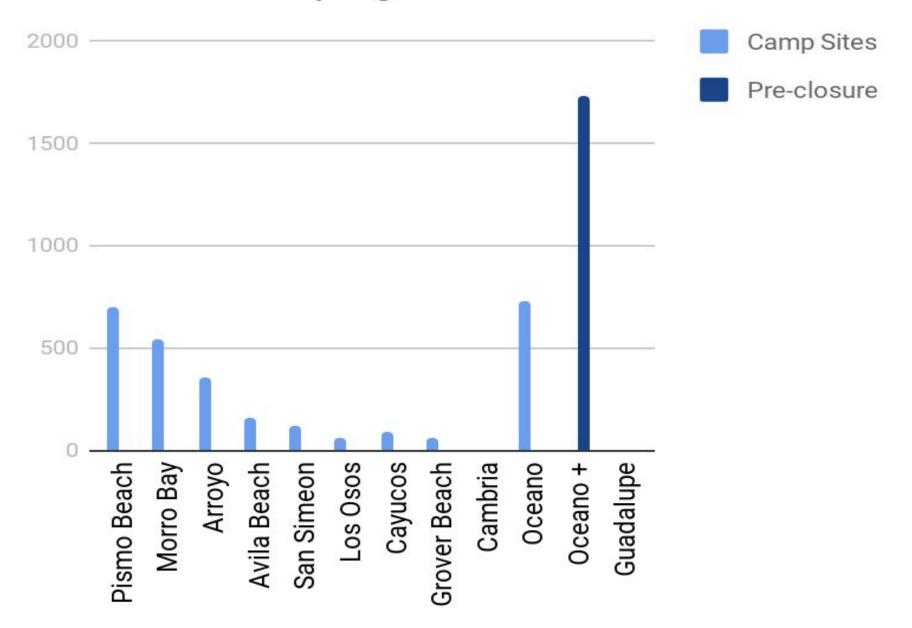




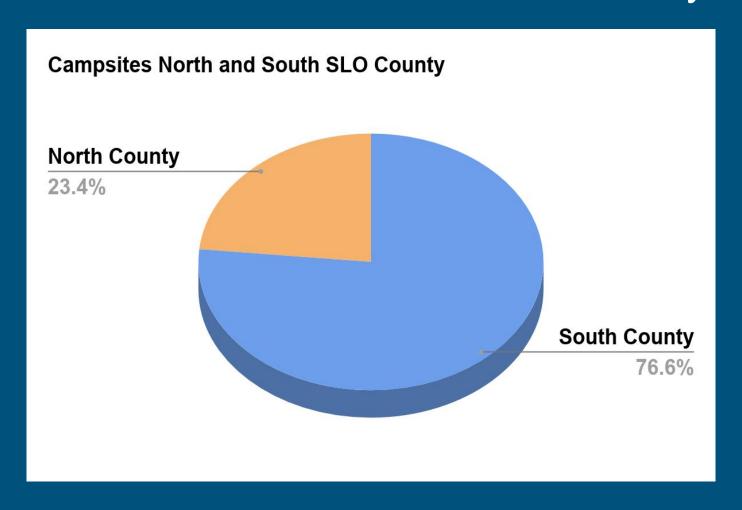
County rents land to Pismo Coast Village for RV storage - hundreds of unoccupied RVs



Estimated camping sites



COASTAL CAMPSITES - SLO County



Camping Goals

- Expand off-beach camping and parking options
- Identify possible on-beach camping and recreational options
- Identify possible support (concession) services
- ESHA/Coastal protection

CAMPING

Camping ideas include: cabins, yurts, tent cabins, tent platforms, RV and trailer (off beach), bike, horse and tent camping sites.



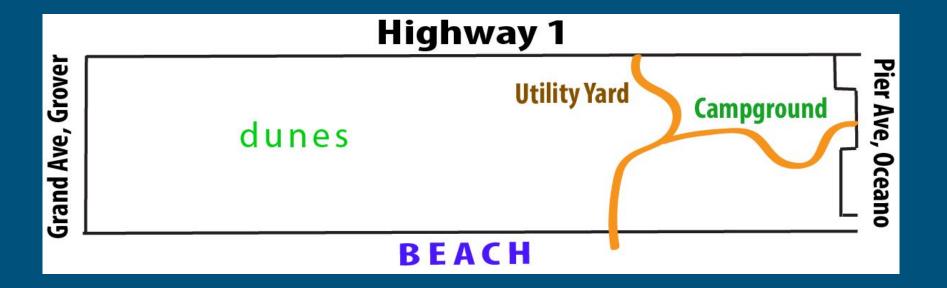


Additional Camping Options-SLO County

- 1. Oceano SP Campground and Utility Yard
- 2. Pacific Dunes Ranch & RV (private)
- 3. Beach Camping
- 4. Pullouts off Hwy 1 near Estero Bay
- 5. Montana de Oro State Park campground
- 6. San Simeon Creek State Park Campground
- 7. Cayucos or Morro Bay



Pismo State Beach Oceano Campground



The utility road, trails and Pier Ave. all provide easy access to the beach

Reasons to expand Oceano Campground

- Space to expand camping and day-use parking
- Infrastructure in place (newer kiosk, restrooms/showers, museum/store and office)
- Greater control of fee collection, trash, sewage, fires & security





Benefits - Oceano Campground

- NO beach driving or creek crossing
- Economic benefits of an easy walk to beach and town





Pismo State Beach Oceano Campground Changes Needed

- Minimize utility vehicle parking and storage
- Essential staff facilities only
- Reconfigure to add campsites and parking for beach day use





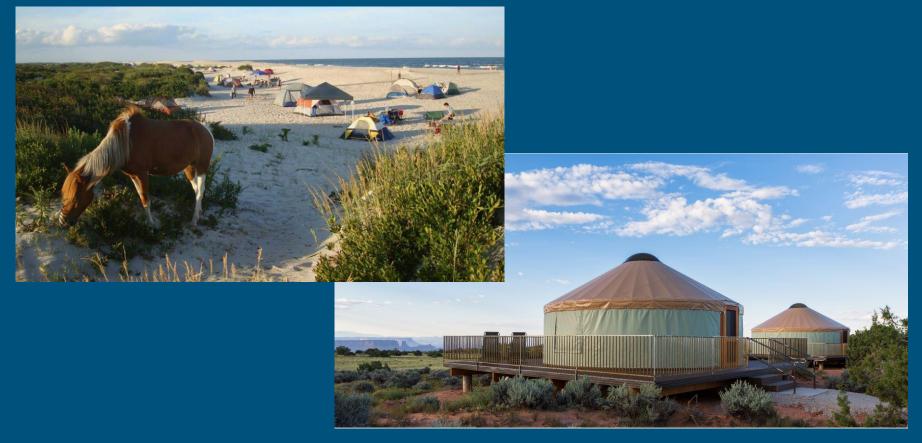
#2 Pacific Dunes RV and Ranch



- Privately Owned
- Space to expand
- No beach driving or creek crossing
- Easy walk to dunes preserve, beach and town

#3 Beach Camping

A variety of camping options would be provided for a variety of camping styles.







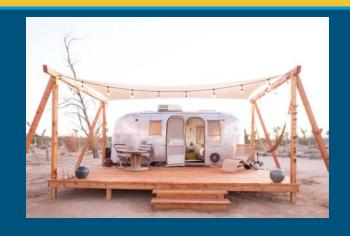
DUNES CAMPING Camping ideas include yurts, tent cabins, tent platforms.





- "Glamping" is popular & income generator
- Group "retreats" are popular
- Highway 1 is a well known bike route - bike sites could be popular

LOW IMPACT CAMPING - Dunes or Beach



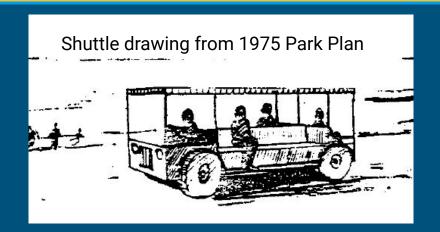






Low impact beach transportation includes electric shuttles, bikes, horses and walking

TRANSPORT for LOW IMPACT CAMPING





Concessions

- OHV Rentals and Camping Supplies
- Water, Air and Sewage
- Camper rentals
- Towing





Future Concession Ideas

- Camping and fishing gear and supplies
- Horseback riding rentals
- Rentals and shops: surfboards, wet suits, boogie boards, carts, sand boards, beach cruisers, kites, clothing, kite boards
- Recycling services





Future Concession Ideas

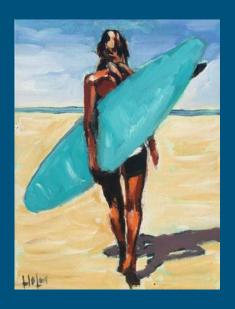
- Virtual reality OHV model-car racing
 Contests and events could appeal to younger generations
- Kiteboarding take advantage of the wind!



Group & Learning Concession Ideas

 Retreats: Photography, astronomy, ecology, STEM school trips, health & wellness, cultural, birding, family reunions, weddings and artists

- Continuing Education
- Fundraisers beach runs



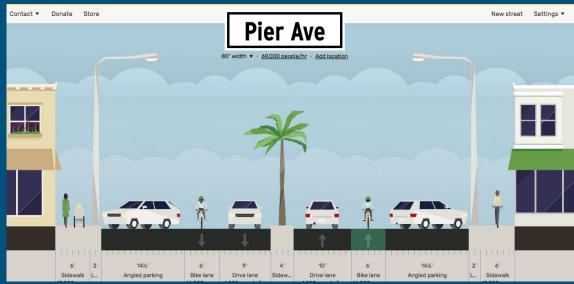




Parking

- Reconfigure Pier Ave kiosk area and small parking lot as handicapped parking, bike stands and drop off
- Redesign Pier Ave. into a "complete street" with angled parking and bike lanes
- Add parking at Oceano State Park Campground
- Transition airport storage land to parking with levee path to the beach







DISABLED - State Parks Can Do Better

State Parks has fallen short on assisting disabled access. Choosing instead to promote vehicle access only. Sand wheelchairs are kept in an unmarked, locked box, accessed only with 24-hour notification, heavy to lift and zero promotion of chair availability. State Parks can do better.

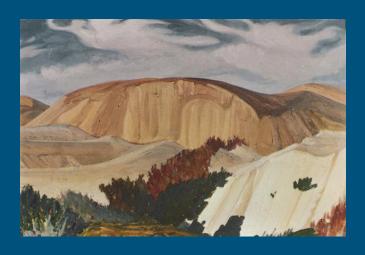




ACCESSIBILITY IMPROVEMENTS

Ideas include mats, boardwalks and more accessible wheelchairs and walkers.





DUNITES

Priority to events and activities that honor Dunites history of arts and culture

BUILD UPON OUR PAST & CULTURE

CHUMASH Designate important days for Chumash cultural practices







CREATE NEW MEMORIES

Change is hard, but in this case, necessary. The old ways of the ODSVRA are not sustainable. Nature led the way to a new future for this park on March 28, 2020 and we urge you to consider the many possibilities that lie ahead.

Fwd: We Petition You For Change - Oceano Dunes

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Sun 9/13/2020 10:43 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com>

Sent: Sunday, September 13, 2020 12:28:48 PM

To: Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Luce, Shelley@Coastal <shelley.luce@coastal.ca.gov>; Mann, Zahirah@Coastal <zahirah.mann@coastal.ca.gov>; Morales, Maricela@Coastal <Maricela.Morales@coastal.ca.gov>; Faustinos, Belinda@Coastal
 <belinda.faustinos@coastal.ca.gov>

Cc: Frosen@co.slo.ca.us <Frosen@co.slo.ca.us>; Hharmon@slocity.org <Hharmon@slocity.org>; Dunesalliance@gmail.com <Dunesalliance@gmail.com>; Sierraclub8@gmail.com <Sierraclub8@gmail.com>; Mar@azul.org <Mar@azul.org>; Chinook.shin@sen.ca.gov <Chinook.shin@sen.ca.gov>; Rneal@co.slo.ca.us <Rneal@co.slo.ca.us>; District5@co.slo.ca.us <District5@co.slo.ca.us>

Subject: We Petition You For Change - Oceano Dunes

We have always tried to be respectful and focus our petition for change based on the science, facts, research, rule of law, public health, justice, equity, unequal benefits, degradation, safety, access, environmental protections, air quality, poverty, disporportinate impacts, with a strong belief in the democratic process and environmental justice.

We have even tried to give you a picture of our vision for healthy communities with a vehicle free recreational beach, dunes, and La Grande tract for Oceano, surrounding communities and visitors. Solutions to problems for where we live, work, play and pray. Looking to the future and not the past.

Their is a time to talk and just as important a time to listen. We have done both even as the powerful and affluent have tried to silence us and keep things the same. Systemic racism becomes our burden. Their is even a time for action.

Our approach has been to learn and educate ourselves and our diverse communities. We have never gone to court, bullied, used fear tactics, or threatened economic harm to make our points on public health, air quality, the environment, poverty, justice and equity.

We are an interesting coalition; made up of low income communities of color, residents young and old with serious underlying health conditions, a wide spectrum of environmental groups, local public health agencies, and tribal interests that have brought all these diverse groups together at the Oceano Dunes.

Our collective words, the science, research, facts, law, health, past discrimination and our history gives us the power and courage to petition you for change and respect.

It is time to make this legal stand for Environmental Justice and Equity, not just for the Oceano Dunes, but for all environmental justice communities in California and the United States.

" Vince malum bono "

Fwd: Oceano Dunes comment

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Fri 9/11/2020 9:42 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from Samsung Galaxy smartphone.

Get Outlook for Android

From: Deborah Alvino <coastallegalvideo@gmail.com>

Sent: Tuesday, September 8, 2020 4:01:18 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Oceano Dunes comment

Hello,

I would like to show my support in favor of keeping the Oceano Dunes recreational vehicle area open to the public. My family and I moved to the central coast of California 18 years ago from southern California, and the access to the beach was a major factor in our decision to relocate here. My parents had always taken us to ride when we were growing up, but it was usually in the desert or somewhere hot and dry and not as enjoyable. I learned how to drive a stickshift in our family's dune buggy. The beach has always been our "happy place," so to be able to combine our love of riding with the beauty of the beach was a dream come true. My dad had a major stroke several years ago when he was 65 and had extreme difficulty walking but did not want to use a wheelchair. He was mostly housebound, but I used to take him to the beach for a drive every Friday, and even though he was not able to drive and was very childlike from the devastating effects of the stroke, he was in a state of pure bliss when he would see the beach again, feel the breeze on his face, and experience the peacefulness that he could not find anywhere else. My dad passed away a few years ago, but our drives on the beach were some of my happiest memories with him and it brought me so much joy to be able to share that with him.

I am 55 now and had brain surgery a few years ago, and I can only hope that my children will be able to drive me on the beach someday when I can no longer experience it on my own. Please keep the beach access at Oceano Dunes available to us for many reasons.

Thank you so much for your time.

Deborah Alvino, CLVS, CSR, RPR, CRR, CRC, CLR & Notary **Coastal Legal Video Specialists**

CoastalLegalVideo@gmail.com

www.CoastalLegalVideo.com

805-478-5829

Serving the central coast of California since 2002 San Luis Obispo, Santa Barbara and Ventura Counties



Fwd: Don't ya just love this little lady :)?

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Thu 9/10/2020 3:37 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Penny Elia <greenp1@cox.net>

Sent: Thursday, September 10, 2020 7:35:31 AM

To: Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>

Subject: Don't ya just love this little lady :)?

Keep the dunes vehicle-free

BY LUCIA CASALINUOVO, OCEANO BEACH COMMUNITY ASSOCIATION

For decades, the Oceano Beach and dunes have been used for vehicular recreation and ATVs. These last five months, since the shelter-at-home order, a vehicle-free Oceano Beach has been a blessing for our community and the entire South SLO County.

State Parks is completing a Public Works Plan (PWP) for the Oceano Dunes State Vehicular Recreation Area, which will impact the life of our community long into the future and is scheduled to be submitted to the California Coastal Commission (CCC) this coming October.

The PWP cannot be implemented without the commission's approval. The commission has found that the present management of the Oceano Dunes is out of compliance with the Coastal Act, the Local Coastal Plan, and its operational permit. It is fair and reasonable that it stays vehicle-free until a sound and satisfactory plan for their management is decided.

Reopening Oceano Beach and dunes to the pre-COVID-19 vehicular traffic would be folly under our present health emergency. The COVID threat from thousands of motorized tourists driving on our beach and dunes is not tolerable or safe for Oceano. We need to protect our hospital's capacities from the number of injured that come in when the vehicles drive on our beach and dunes.

We respectfully request that the area remains vehicle-free until the PWP is released, approved, and certified by the California Coastal Commission.

Lucia Casalinuovo, president

Oceano Beach Community Association

FW: Letter for Sept. 9th Commission Meeting

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Fri 9/4/2020 10:46 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: rachelle toti <rachelletoti@gmail.com> Sent: Friday, September 04, 2020 11:19 AM

To: Ainsworth, John@Coastal < John. Ainsworth@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbullsanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Bochco, Dayna@Coastal <dayna.bochco@coastal.ca.gov>

Cc: Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>

Subject: Letter for Sept. 9th Commission Meeting

Sept. 4, 2020

Dear Director Ainsworth and Commissioners,

I hope this email reaches you in time for distribution for next week's virtual meeting. I feel that it is time to agendize three important items concerning the Oceano Dunes SVRA. I hope that this can be done in the coming months.

Today is the last day of the week in which the draft PWP was to be released to the public. It has not been. The likelihood that the Commission will see it in October is low. For that reason, I urge you to place the 15 staff recommendations, submitted in July 2019 on the agenda for October 2020. I think you know those minor changes will not be included in any meaningful way when the PWP arrives. Take action now.

According to the present CDP, an annual review of the park management practices is due. I believe the last one was in 2017. Act now to schedule this in early 2021. Reviewing the practices may have alerted you to the beach grading and Western Snowy Plover "management techniques" before numerous complaints arrived. This would also be an optimum time to convey to the park management the amount and intensity of use you expect going forward.

Lastly, a proper, unbiased Carrying Capacity Study is badly needed. Now that the park has been closed for 6 months, the natural state of the dunes is more visible. In the past, the degraded, devegetated, dunes race track was considered the "baseline" for what the ecosystem could withstand. We know better now. An outside environmental consultant, selected with CCC staff concurrence should be tasked with documenting the current conditions, flora and fauna, documenting with photos and video the habitat, coastal natural resources and dune characteristics. Reopening the area to campers and possibly ohv riding should be done in a thoughtful, careful manner over a

number of years while measuring along the way the impacts to the natural resources and halting when the use overwhelms the resources.

I hope you will take these steps in the near future and start this park off in the direction of responsible conservation of natural resources and access for all Californians.

Sincerely,

Rachelle Toti

Fwd: Environmental Justice - Oceano Dunes

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Fri 9/4/2020 5:22 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com>

Sent: Thursday, September 3, 2020 10:18:22 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov >; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>

Subject: Environmental Justice - Oceano Dunes

After over 6 months of transforming the Oceano Dunes State Park away from off highway vehicles we need to make this change permanent so that we can support Environmental Justice and more healthy communities for those living near the Oceano Dunes.

Some of the benefits include the following: improve the air quality - for an area that is one of the worse in our state, improve overall public health and quality of life, provide protections for the environment, habitat, wildlife, and natural surroundings, eliminate OHV deaths and reduce serious injuries, provide safe beach access, expand traditional beach recreational activities, support and prioritize environmental justice communities, reduce poverty with a Green New Deal, promote new opportunity zone initiatives, revitalize Pier Avenue and the Highway 1 Corridor, enforce ESHA, Civil Rights, Equal Opportunity, Coastal Act, Clean Air, Environmental Justice and SB 1000 laws.

We must decide if Environmental Justice and Equity are just some words, something we talk about, but never enforce or just something that makes us all feel better about ourselves when their are problems and then remain silent.

I believe this is that time when we make an historical legal precedent statement at the Oceano Dunes that serves notice on cities, counties, public agencies and corporations that Environmental Justice Laws and principles are going to be enforced in California.

Environmental Justice - Oceano Dunes

bill house <pirate805@gmail.com>

Fri 9/4/2020 5:21 AM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov >; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>

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September 1, 2020

To: Director Armando Quintero

Department of Parks and Recreation

From: Oceano Beach Community Association

RE: Oceano Dunes State Vehicular Recreation Area

Dear Director Quintero,

We are the Oceano Beach Community Association. Our community's downtown and beach front are the most used entrance, out of two, to the Oceano Dunes State Vehicular Recreation Area (ODSVRA).

For decades, Oceano Beach and dunes have been used for vehicular recreation and ATVs. However, since the shelter-at-home order by the Governor, Oceano Beach has been closed to vehicles and the dunes to ATVs. These last five months of a vehicle free Oceano Beach have been a blessing for our community and our entire south county which, de facto, have been denied safe access to Oceano Beach.

We wish to bring to your attention that DPR is completing the draft of a Public Works Plan (PWP) for the ODSVRA. This plan will impact the life of our community for decades and is scheduled to be submitted to the California Coastal Commission (CCC) for approval this coming October 2020. The PWP cannot be implemented without the approval of the Commission.

The CCC has found that the present management of the ODSVRA is out of compliance with the Coastal Act, the Local Coastal Plan (LCP), and its operational permit. Therefore, it is only fair and reasonable that ODSVRA remains non operative, and Oceano Beach, its most popular entrance, vehicle free, until a sound and satisfactory plan for their management is decided upon.

Furthermore, reopening Oceano Beach and dunes to the hing intensity vehicular traffic for which it has been used in the past would be folly under our present state of health emergency. The Covid threat from Central Valley and LA basin motorized tourists driving on our beach and dunes again is not tolerable or safe for Oceano. Finally, we need to protect our hospitals'

capacities from surges of the injured that come in when the vehicles drive on our beach and dunes.

We kindly request that the ODSVRA and Oceano Beach remain vehicle free until the Public Works Plan is released, approved, and certified by the California Coastal Commission.

Respectfully, Lucia Casalinuovo President

Fwd: Environmental Justice Evaluation Principles - Oceano Dunes

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Sat 8/29/2020 6:31 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com>
Sent: Saturday, August 29, 2020 8:21:57 AM

To: Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal < linda.escalante@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>; Craig, Susan@Coastal < Susan.Craig@coastal.ca.gov>; Cuffe, Kelly@Coastal <Kelly.Cuffe@coastal.ca.gov>; Haage, Lisa@Coastal <Lisa.Haage@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Mann, Zahirah@Coastal <zahirah.mann@coastal.ca.gov>; Luce, Shelley@Coastal <shelley.luce@coastal.ca.gov>; Bochco, Dayna@Coastal <dayna.bochco@coastal.ca.gov> Cc: Lcompton@co.slo.ca.us <Lcompton@co.slo.ca.us>; Bgibson@co.slo.ca.us <Bgibson@co.slo.ca.us>; Bfixler@co.slo.ca.us <Bfixler@co.slo.ca.us>; Nnix@co.slo.ca.us <Nnix@co.slo.ca.us>; JPerchong@co.slo.ca.us <JPerchong@co.slo.ca.us>; Darnold@co.slo.ca.us <Darnold@co.slo.ca.us>; District4@co.slo.ca.us <District4@co.slo.ca.us>; Gwilley@co.slo.ca.us <Gwilley@co.slo.ca.us>; Pborenstein@co.slo.ca.us <Pborenstein@co.slo.ca.us>; Tkeith@co.slo.ca.us <Tkeith@co.slo.ca.us>; Jpaulding@arroyogrande.org <Jpaulding@arroyogrande.org>; Directorvilla@oceanocsd.org <Directorvilla@oceanocsd.org>; Directorreplogle@oceanocsd.org < Directorreplogle@oceanocsd.org >; Dawn@dawnaddis.org <Dawn@dawnaddis.org>; Crayrussom@arroyogrande.org <Crayrussom@arroyogrande.org>; Hharmon@slocity.org < Hharmon@slocity.org >; info@lairdforcasenate.com < info@lairdforcasenate.com >; Tiffany@caleja.org <Tiffany@caleja.org>; Mar@azul.org <Mar@azul.org>; Sierraclub8@gmail.com <Sierraclub8@gmail.com>; Maricela@causenow.org <Maricela@causenow.org>; Dunesalliance@gmail.com <Dunesalliance@gmail.com>; Oceanobeachca@gmail.com <Oceanobeachca@gmail.com>; Lreynolds151@gmail.com <Lreynolds151@gmail.com>; Chinook.shin@sen.ca.gov <Chinook.shin@sen.ca.gov>; Secretary@justice.ca.gov <Secretary@justice.ca.gov>; Info@jordancunningham.org <Info@jordancunningham.org>

Subject: Environmental Justice Evaluation Principles - Oceano Dunes

When we review Environmental Justice Principles and apply them to the State Parks - OHV Division at the Oceano Dunes as part of a comprehensive review and evaluation for the next Conditional Use Permit and Public Works Project, it provides all of us with valuable independent information to help make these important decisions.

As we evaluate environmental justice, equity, air quality, public health, safety, environment, habitat, access, disporportinate impacts, poverty, degradation, economic benefits to the privileged, under investment, Coastal Act, ESHA, land use, permits, civil rights, strategic delays, violations, discrimination, public trust, it provides us with documented benchmarks to evaluate the next conditional use permit and new public works project for the Oceano Dunes.

Enivonmental Justice Principles

"CEJA and our members developed the following principles to assess whether agencies are effectively integrating environmental justice into their policy implementation and regulatory proceedings".

- 1. Prioritize and value prevention, human health, and improved quality of life: Human health and well being must be given full weight in decisions, and not overlooked in favor of business interest or cost effectiveness.
- 2. Do No Harm: Decisions must not do further harm to environmental justice communities.
- 3. Prioritize environmental justice communities: Programs and investments should prioritize environmental justice communities.
- 4. Meaningful community engagement: Decision makers should be proactive and culturally relevant in soliciting input and ideas on actions to improve health, responsive to community concerns.
- 5. Be proactive: Decision makers should not wait for communities to approach them with solutions, but proactively reach out to impacted community groups for ideas and feedback.
- 6. Take an itersectional approach: To be more inclusive, we must partner to advance intersectional solutions that creatively address the multiple crises Californias are facing.
- 7. Be responsive: Decision makers have a responsibility to be responsive and accountable to community concerns when addressed.
- 8. Respect community expertise: Environmental justice communities are experts in what is happening in their communities, and know the solutions they want to see. Too often, community voices are ignored or invalidated, which prevents or delays effective actions to address harms.

As the California Coastal Commission and staff review the facts, science, data, evaluations, recommendations and upholds the rule of law, we can move forward and build a new comprehensive conditional use permit and public works plan that addresses the Environmental Justice and Equity concerns for low income - communities of color residents living adjacent to the Oceano Dunes, then we can begin to build more healthy communities and reduce poverty.

Evelyn Delany 128 Seacliff Drive Pismo Beach CA 93449

August 24, 2020

Eric Howell Coastal Commission Member

Dear Eric,

It certainly is gratifying to see that so many people are enjoying the beach, now that vehicles are no longer permitted to enter at Grand Avenue and Pier Avenue. It's a shame that more parking isn't available. The lots and street parking are full even on weekdays, and in the fog. I've seen them hauling in extensive picnic supplies, umbrellas, toys, and all kinds of stuff. These are people having a good time, and they will restock and come back. But, only if there are no more cars on the beach.

By contrast, the dune buggy crowd comes fully equipped and stocked with stuff they bought and brought from home. They only buy gas to make it back home, never bothering with what our local communities have to offer.

As a Coastal Commission voting member you have an obligation and the privilege of protecting the beach and coastal areas.

Driving on the beach is not a coastal dependent activity, nor is using an Off Highway Vehicle. Furthermore, these activities actually damage and degrade the beach and surrounding areas. Those activities are harmful to the environment of hundreds of native species. Air quality also deteriorates when motorized vehicles are present.

You are a bit too young to remember that Pismo Beach had a ramp for vehicles to enter the beach. At that time Pismo beach was a raunchy town, and many nice families avoided the place. In the 70s, the ramp was washed away in a storm and was not replaced. Within just 2 or 3 years, the town transformed itself into a really nice tourist destination. Now there are accommodations and activities at all price ranges, and tourists flock to Pismo all year. There are all kinds of activities on the beach, and no one has to worry about their kids playing in traffic.

Even in the few months that the two vehicle entrances have been closed, you can see the transformations in Grover Beach and Oceano.

Delany - page 2

You have the power, honor, and responsibility to permanently close the Grand Avenue and Pier Avenue entrances for vehicles. I am enclosing several letters and published and unpublished pieces supporting my point of view.

The OHV community is vociferous, but not as large as you might think they are. Since I have been speaking on this issue, they have been acting to intimidate me. These activities have been reported to the Pismo Beach Police Department, and you can review Report # 201112 for more information. They know who I am and have quite a bit of information about me.

A few days ago while driving on Highway 1 then left on Grand Avenue, I happened to be behind a very loud motorcycle apparently with muffler problems. The driver was wearing a "JERK PIRATES" T-shirt, so I was mouthing to myself the license number of the cycle, so I could write it down when I wasn't driving. The license number is/was 19Y7806. The driver, apparently recognizing me and my car, began making evasive maneuvers, changing lanes and passing cars on the right, etc. I was driving a gutless car like an old lady. When I reached Nan's bookstore, I turned off, and the motorcycle was still in front of me.

The OHV crowd sees opponents of OHV activity as threatening to them, but they really are a bunch of cowards. Incidentally, some of the OHV crowd were involved with the Black Lives Matter Rally in Grover Beach a few weeks ago.

So, Eric, rise up to the occasion. Be brave, and do what you were appointed to do. Work with your staff and craft the motion that will get the cars off the beach once and for all. Lots of people are counting on you.

Full of hope and best wishes,

Evelyn Delany



EXECUTIVE SUMMARY



CEJA is proud to release our fourth annual *Environmental Justice (EJ) Agency Assessment*— the only report in the nation that examines how state agencies perform on environmental policies that impact low-income communities and communities of color.

For 2019 we assessed eight state agencies and highlighted four "agencies to watch," according to our members' eight EJ Principles (see reverse). We selected these 12 agencies because our members and allies deeply engaged in their proceedings.

While our 2019 *EJ Agency Assessment* shows strong progress among most agencies, there

is still much room for improvement. Agencies collectively scored a "C" average, reflecting mediocre performance and inexcusable levels of pollution. However, five out of seven agencies improved their scores from 2018, and we are optimistic to be moving in a better direction under the Newsom administration. Continued progress is even more essential during the coronavirus pandemic, since communities most impacted by pollution are also most impacted by the virus.

We hope this assessment serves as a resource to hold our state agencies accountable to the people they serve, and to provide tangible ways to make their work more equitable.

Name	2018 Assessment Grade	2019 Assessment Grade
California Air Resources Board	C-	D
California Coastal Commission	B-	В
California Department of Food and Agriculture	Not Assessed	D-
California Department of Pesticide Regulation	D	С
California Department of Toxic Substances Control	D	C-
California Geologic Energy Management Division	F	С
California State Water Resources Control Board	В	B+
California Strategic Growth Council	A-	A-
California Department of Water Resources	To Watch	To Watch
California Energy Commission	To Watch	To Watch
California Natural Resources Agency	Not Assessed	To Watch
California Public Utilities Commission	B+	To Watch

Green = Grade improved in 2019

Red = Grade worsened in 2019

ENVIRONMENTAL JUSTICE PRINCIPLES

CEJA and our members developed the following principles to assess whether agencies are effectively integrating environmental justice into their policy implementation and regulatory proceedings.

- Prioritize and value prevention, human health, and improved quality of life: Human health and well-being must be given full weight in decisions, and not overlooked in favor of business interest or "cost-effectiveness."
- **2. Do no harm:** Decisions must not do further harm to environmental justice communities.
- 3. Prioritize environmental justice communities:

 Decisions must confront the historic legacy and ongoing disproportionate siting of polluting sources in environmental justice communities, as well as the trend of disinvestment in those neighborhoods. Programs and investments should prioritize environmental justice communities.
- 4. Meaningful community engagement:

 Decisions must be informed by residents of environmental justice communities, which means decision makers should be proactive and culturally relevant in soliciting input and ideas on actions to improve health, responsive to community concerns, and transparent in their work to ensure continued engagement and accountability.
- 5. Be proactive: Decision makers should not wait for communities to approach them with solutions, but proactively reach out to impacted community groups for ideas and feedback.

- 6. Take an intersectional approach: Environmental justice communities are systematically disinvested in economically and impacted by patriarchy, racism, and state violence. To be more inclusive, we must partner to advance intersectional solutions that creatively address the multiple crises Californians are facing.
- 7. Be responsive: Decision makers have a responsibility to be responsive and accountable to community concerns when addressed.

 Offices should make follow-up and continued discussion on issues a priority, and should keep working on an issue until it is fully resolved.
- 8. Respect community expertise: Environmental justice communities are experts in what is happening in their communities, and know the solutions that they want to see. Too often, however, community voices are ignored or invalidated, which prevents or delays effective actions to address harms. Decision makers should turn to community leaders for input, and trust what they tell them as truthful and valid data to be used to help inform more equitable policy.



About California Environmental Justice Alliance (CEJA)

The California Environmental Justice Alliance is a statewide, community-led alliance that works to achieve environmental justice by advancing policy solutions. We unite the powerful local organizing of our members in the communities most impacted by environmental hazards — low-income communities and communities of color — to create comprehensive opportunities for change at a statewide level. We build the power of communities across California to create policies that will alleviate pollution and poverty. Together, we are growing the statewide movement for environmental health and social justice.

Contact Information

1820 Jefferson St. Oakland, CA 94612 ceja@caleja.org www.caleja.org

Acknowledgements

The CEJA Agency Assessment team — primary author Cassie Gardener Manjikian; lead authors Mad Stano, and Katie Valenzuela; and contributing authors Tiffany Eng, Isa Flores-Jones, Neena Mohan, Eddie Moreno, Alexis Sutterman, Jose Torres, and Diana Vazquez — thank our members, partners, and collaborating organizations for their generous time and contributions to this assessment. In particular, we are grateful to: Sarah Aird, Shayda Azamian, Deborah Behles, Ingrid Brostrom, Michael Claiborne, Martha Dina-Argüello, Denise Duffield, Grecia Elenes, Bahram Fazeli, Veronica Garibay, Maya Golden-Krasner, Julia Jordan, Hollin Kretzmann, Amanda Monaco, Deborah Ores, Shana Lazerow, Julia May, Phoebe Seaton, Jane Sellen, Kassie Siegel, Paulina Torres, Andrea Viduarre, and Lucas Zucker.

We are grateful to the Resources Legacy Fund for its generous support that made this report possible.

Report design: Design Action Collective Copy editor: Lawrence Sanfilippo Cover photo: Brooke Anderson

July 2020

REPORT COLLABORATORS



























Lucia Casalinuovo President (805) 994-8580 luciagalore@gmail.com AUGUST 26, 2020

SECRETARY ARMANDO QUINTERO

Department of Parks and Recreation 1416 9th Street Sacramento, CA 95814

Dear Secretary Quintero,

The members of the Oceano Beach Community Association (OBCA) congratulate and welcome you as our state's new Parks Secretary, especially at this pivotal time in our community's decades-long fight to regain full pedestrian access to our beachfront.

The OBCA is a coalition of residents and business owners working together to create positive change for Oceano, which is an unincorporated, low-income, disadvantaged community of approximately 8,000 on the Central Coast. Our central focus is on improving the livability, accessibility, and beauty of our community while preserving Oceano's cultural diversity, historic character, and coastal environment.

Your background as an environmental educator and conservationist with a long record of park-system service and leadership gives us renewed hope for greater equity and accessibility to the miles of beach fronting our community.

In a few days, your department will be releasing the Draft Public Works Plan (PWP) for the Oceano Dunes State Vehicular Recreation Area (ODSVRA). This plan holds Oceano's future welfare in its hands, and yet the most recent PWP update neglects to include the changes we believe are needed. We ask you to note this and to encourage ODSVRA staff to bring us more directly into the planning process.

We will also continue to invite ODSVRA staff to engage with us in the collaborative spirit for which you are known. On this note, we extend an invitation to you and Mark Gold to come see Oceano for yourselves.

Again, our congratulations, along with our best wishes for a successful tenure at the helm!

Sincerely,

Lucia Casalinuovo

Cc: Wade Crowfoot, Mark Gold, Jack Ainsworth, Dan Carl, Kevin Kahn

FW: Environmental Justice for Oceano

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Fri 8/21/2020 12:48 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Date: Thursday, August 20, 2020 at 3:06 PM

To: "Ainsworth, John@Coastal" < John.Ainsworth@coastal.ca.gov>, "Kahn, Kevin@Coastal" <Kevin.Kahn@coastal.ca.gov>, "Carl, Dan@Coastal" <Dan.Carl@coastal.ca.gov>, "Craig, Susan@Coastal" <Susan.Craig@coastal.ca.gov>, "Brownsey, Donne@Coastal" <donne.brownsey@coastal.ca.gov>, "Uranga, Roberto@Coastal" <roberto.uranga@coastal.ca.gov>, "Aminzadeh, Sara@Coastal" <sara.aminzadeh@coastal.ca.gov>, "Escalante, Linda@Coastal" linda.escalante@coastal.ca.gov>, "Turnbull-Sanders, Effie@Coastal" <effie.turnbull-sanders@coastal.ca.gov>, "Padilla, Stephen@Coastal" <Stephen.Padilla@coastal.ca.gov>, "Howell, Erik@Coastal" <erik.howell@coastal.ca.gov>, "Rice, Katie@Coastal" <katie.rice@coastal.ca.gov>, "Hart, Caryl@Coastal" <caryl.hart@coastal.ca.gov>, "Groom, Carole@Coastal" <carole.groom@coastal.ca.gov>

Cc: "Directorvilla@oceanocsd.org" < Directorvilla@oceanocsd.org>, "Lcompton@co.slo.ca.us" <Lcompton@co.slo.ca.us>, "Darnold@co.slo.ca.us" <Darnold@co.slo.ca.us>, Bruce Gibson <Bgibson@co.slo.ca.us>, "Nnix@co.slo.ca.us" <Nnix@co.slo.ca.us>, Gary Willey <Gwilley@co.slo.ca.us>, "Pborenstein@co.slo.ca.us" < Pborenstein@co.slo.ca.us>

Subject: Environmental Justice for Oceano

I believe we need to give serious consideration to keeping the Oceano Dunes closed to vehicles after the cease and desist order ends on October 1, 2020.

With all the serious public health issues and the need to address the well documented air quality, environmental, safety, conditional use permit, PWP, justice and equity problems, we need to give careful consideration to all these issues before we reopen the Oceano Dunes to vehicles.

These communities living adjacent to the Oceano Dunes are more vulnerable to the pandemic and upcoming flu season because of the cumulative negative health impacts that they have had to face after years of air quality and pollution caused by OHV use at the Oceano Dunes.

We can no longer remain silent and allow these communities to be sacrafice zones with disposable people.

We need to fully confront these issues head on using the rule of law, leadership, science, and environmental justice to give us guidance in creating more sustainable healthy communities and ending systemic racism at the Oceano Dunes.

Environmental Justice for Oceano

bill house <pirate805@gmail.com>

Thu 8/20/2020 10:06 PM

To: Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Craig, Susan@Coastal <Susan.Craig@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Escalante, Linda@Coastal <linda.escalante@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>

Cc: Directorvilla@oceanocsd.org <Directorvilla@oceanocsd.org>; Lcompton@co.slo.ca.us <Lcompton@co.slo.ca.us>; Darnold@co.slo.ca.us < Darnold@co.slo.ca.us >; Bgibson@co.slo.ca.us < Bgibson@co.slo.ca.us >; Nnix@co.slo.ca.us <Nnix@co.slo.ca.us>; Gwilley@co.slo.ca.us <Gwilley@co.slo.ca.us>; Pborenstein@co.slo.ca.us <Pborenstein@co.slo.ca.us>

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We need to fully confront these issues head on using the rule of law, leadership, science, and environmental justice to give us guidance in creating more sustainable healthy communities and ending systemic racism at the Oceano Dunes.

Fw: Hello from the Contact Page

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Thu 8/20/2020 8:56 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Cc: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Sandra Dunn <drsandy@wellbelly.net> Sent: Thursday, August 20, 2020 3:25 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Hello from the Contact Page

Oceano Dunes and State Parks

Nature of Communication: Fmail

Date and Time Requested: August 19, 2020

Full Name: Sandra Y Dunn

Email: sandy.dunn19@gmail.com

On Behalf Of: Environmental Protection of the Oceano Dunes

Comments:

Nothing is a more clear example of the bias of the State Parks Departent responsible for the Oceano Dunes than the withdrawal of services during the partial closure of the Oceano Dunes Park.

Since the closure of the park to off-road-vehicles, the beaches are enjoyed by hundreds of local families on a daily basis.. At last the beaches can be used for recreation without the traffic and destructive behavior of the thousands of vehicles that dominate the Dunes beaches.

The Parks Department has stopped regular trash removal and closure of the restrooms located on the two miles of beach that is open to pedestrians. The Parks Department seemingly thinks that only the ORV patrons should receive these services.

The Oceano Dunes must be preserved for the unique environmental treasure that it is and for the recreational use of local residents.

Only the Coast Commission has the capacity to insure the preservation of the Oceano Dunes and the authority to demand that the State Parks Department serve ALL local citizens.

Please support the local residents and direct the Parks Departent to provide an equality of services. Please restrict the ORV use of the Dunes to allow families to enjoy the beach.

Thank you for your consideration. Sandra Y Dunn 1745 Rochelle Way Oceano, CA 93445

Public comments submitted to the Coastal Commission are public records that may be disclosed to members of the public or posted on the Coastal Commission's website. Do not include information, including personal contact information, in comments submitted to the Coastal Commission that you do not wish to be made public. Any written materials, including email, that are sent to commissioners regarding matters pending before the Commission must also be sent to Commission staff at the same time.

Fwd: Oceano Dunes Closure - please make it permanent

CentralCoast@Coastal.ca.gov>

Mon 8/17/2020 4:36 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Maria Bowen <mariatattubowen@icloud.com>

Sent: Saturday, August 15, 2020 4:24:29 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Cc: pizmopier <pizmopier@gmail.com>

Subject: Oceano Dunes Closure - please make it permanent

Greetings,

As a resident of San Luis Obispo County, I am writing to thank you for closing the Oceano Dunes to vehicles to protect the Snowy Plover. Not only have I seen many more plovers enjoying the beach since the closure, but birds of many kinds have appeared in recent months in far greater numbers than is true when vehicles were allowed to tear up the sand. Live sand dollars now dot the beach as well, having escaped the scourge of car tires — and the ocean water is crystal clear...

What a gift, too, that trash and noise pollution have diminished dramatically since the closure of the beach to vehicles.

What is more, beach goers have returned to walk in peace in what has become once more a pristine place of natural beauty and wonder.

Please consider making this closure permanent. It would break my heart to see cars on this beach again.

Gratefully,

Maria Tattu Bowen, Ph.D.

Fwd: Environmental Justice for Oceano

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Sat 8/15/2020 10:40 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com>
Sent: Saturday, August 15, 2020 12:04:39 PM

To: Donna.Brownsey@coastal.ca.gov <Donna.Brownsey@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Luce, Shelley@Coastal <shelley.luce@coastal.ca.gov>; Mann, Zahirah@Coastal <zahirah.mann@coastal.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Craig, Susan@Coastal <Susan.Craig@coastal.ca.gov>; Cuffe, Kelly@Coastal <Kelly.Cuffe@coastal.ca.gov>; Haage, Lisa@Coastal <Lisa.Haage@coastal.ca.gov>

Cc: Bgibson@co.slo.ca.us <Bgibson@co.slo.ca.us>; Bfixler@co.slo.ca.us <Bfixler@co.slo.ca.us>; Nnix@co.slo.ca.us>; Nnix@co.slo.ca.us>; Nnix@co.slo.ca.us>; Nnix@co.slo.ca.us>; Nnix@co.slo.ca.us>; District4@co.slo.ca.us>; Compton@co.slo.ca.us>; Darnold@co.slo.ca.us</br/>

<district5@co.slo.ca.us>; Lcompton@co.slo.ca.us <Lcompton@co.slo.ca.us>; Darnold@co.slo.ca.us

<Darnold@co.slo.ca.us>; Jpeschong@co.slo.ca.us <Jpeschong@co.slo.ca.us>; Directorvilla@oceanocsd.org

<Directorvilla@oceanocsd.org>; Directorreplogle@oceano.csd.com <Directorreplogle@oceano.csd.com>;
Info@jordancunningham.org <Info@jordancunningham.org>

Subject: Environmental Justice for Oceano

We need to extend the vehicle free beach mandate until we can resolve the serious conditional use permit, PWP, pandemic and environmental justice issues at the Oceano Dunes.

For decades, the State Parks-OHV Division and predominantly white affluent communities have reaped the benefits from discriminatory land use policies and practices at the Oceano Dunes. These majority communities have better parks, roads, public services, air quality, safe beach access, lower poverty levels while resisting affordable housing and being shielded from the degradation and environmental harm.

The Coastal Commission and San Luis Obispo County Supervisors must act boldly to reverse the legacy of embedded systemic racism, injustice, environmental harm, and under investment in Oceano. We must make environmental justice and civil rights at the heart of all land use decision making. It is time for an historic landmark environmental precedent decision.

First step, is to faithfully execute your sworn oath of office to uphold the rule of law, in the Coastal Act and Evironmental Justice regulations.

AB 2616, authorizes the Coastal Commission to consider environmental justice and cumulative impacts when making decisions on coastal development.

We can no longer prioritize profits and institutional racism over air quality, public health, the environment, safety, justice and equity.

SB 1000 and AB 1628, require state agencies and local governments to fully engage low income and communities of color residents in the development of improvements and programs that address the needs of disadvantaged communities.

Oceano needs a vehicle free beach, reparations of OHV gas tax funds for road repairs, improved air quality and public health, protections for our natural environment, safe beach access, adequate parking, funding for parks and bicycle lanes, equal representation, and implementation of the Oceano Community Plan.

This is a Profile In Action moment when the Governor, Coastal Commission, Staff and San Luis Obispo County Supervisors must hold the State Parks-OHV Division accountable for their actions and bring transformative change that confronts the crisis at the Oceano Dunes and begin to remediate systemic racism and injustice.

Fwd: Environmental Justice for Oceano

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Sun 8/9/2020 8:09 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Sent: Sunday, August 9, 2020 1:04:07 PM

To: Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Luce, Shelley@Coastal <shelley.luce@coastal.ca.gov>; Mann, Zahirah@Coastal <zahirah.mann@coastal.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Craig, Susan@Coastal <Susan.Craig@coastal.ca.gov>; Cuffe, Kelly@Coastal <Kelly.Cuffe@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Haage, Lisa@Coastal <Lisa.Haage@coastal.ca.gov>

Cc: District4@co.slo.ca.us <District4@co.slo.ca.us>; Bgibson@co.slo.ca.us <Bgibson@co.slo.ca.us>; Bfixler@co.slo.ca.us <Bfixler@co.slo.ca.us>; Darnold@co.slo.ca.us <Darnold@co.slo.ca.us>; Nnix@co.slo <Nnix@co.slo>; jperchong@co.slo.ca.us <jperchong@co.slo.ca.us>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Directorvilla@oceanocsd.org <Directorvilla@oceanocsd.org>; Directorreplogle@oceanocsd.org <Directorreplogle@oceanocsd.org>; Lcompton@co.slo.ca.us <Lcompton@co.slo.ca.us>; District5@co.slo.ca.us <District5@co.slo.ca.us>

Subject: Environmental Justice for Oceano

Our number one goal needs to be improving air quality and public health at the Oceano Dunes.

We need to build healthier relationships with each other and the fragile Oceano Dunes. If we have learned anything during this devastating pandemic it is people living near the Oceano Dunes are more vulnerable to serious health problems because we have continued to allow the State Parks- OHV Division to operate vehicles and build highways on the beach and over the dunes on our pristine coast at the Oceano Dunes.

The OHV Division has built their own Potemkin Resort Village, meant to hide an undesirable or potentially damaging situation, at the Oceano Dunes.

We have all reviewed the science, data, research, facts and reports on the Oceano Dunes. Their is no logical or legal reason why we can allow this assault on our environment, air quality, public health and low income communities to continue.

The Coastal Commission needs to consider the cumulative health impacts at the Oceano Dunes during the conditional use permit and PWP review. These are serious issues that go well beyond just having fun and living in the past!

This may well be the most important landmark decision you will ever make in public service.

Disinvestment in environmental justice communities, like Oceano, create sacrafice zones with poor air quality, health problems, jobs without paid leave, crowded living conditions, poverty, lack of basic services, park poor, broken infrastructure, sand blowing on the streets and into homes, trash overflowing, community blight, with first responders and public services over extended and underfunded.

Unfortunately, their have been countless intentional efforts by State Parks - OHV Division to undermine the rule of law, conditional use permits, clean air standards, public health, abuse their power, grand jury, and disregard for the Coastal Commission and staff.

This is done to further their own narrow silo agenda without any regard to the cumulative impact of their land use decisions on the health and welfare problems that they have created at the Oceano Dunes. Historically, the OHV Division has been negligent in addressing environmental justice within their strategic plans and the PWP is only the latest example.

In our community efforts to mitigate the negative impact of allowing vehicles to drive on the Oceano Dunes, it is paramount to understand the intersections of environmental injustice and impractical conditional use permits on our natural surroundings, public health, poverty levels and the places we live, work, play and learn.

We need to address systemic racism at the Oceano Dunes by the OHV Division, not just enable them to continue these policies that harm our communities for profit and keep things the same. Knowing something is wrong is not enough, the Coastal Commission and San Luis Obispo County Supervisors not only have a mandate to act, we all have a legal duty to take action and hold the State Parks- OHV Division accountable for their damage to the environment, public health and the negative impact they have had on low income communities of color living adjacent to the Oceano Dunes.

Fwd: Hello from the Contact Page

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Mon 8/3/2020 4:17 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get <u>Outlook for Android</u>

From: James Scadden < jscadden@grsm.com>

Sent: Friday, July 31, 2020 6:40:05 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Hello from the Contact Page

Project Name and Application Number: n/a

Nature of Communication (In Person, Telephone, Other):

Date and Time Requested:

Full Name: Jim Scadden

Email: jimscadden@comcast.net

On Behalf Of: myself

Comments: Please keep the Oceano Dunes closed to vehicles. The beach is much more enjoyable without the traffic.

Public comments submitted to the Coastal Commission are public records that may be disclosed to members of the public or posted on the Coastal Commission's website. Do not include information, including personal contact information, in comments submitted to the Coastal Commission that you do not wish to be made public. Any written materials, including email, that are sent to commissioners regarding matters pending before the Commission must also be sent to Commission staff at the same time.

Sent from my iPad

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http://www.grsm.com

Fwd: Shocking!

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Sun 8/2/2020 7:13 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Penny Elia <greenp1@cox.net> Sent: Sunday, August 2, 2020 10:05:43 AM

To: Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>

Subject: Shocking!

Coastal Commission loses legal battle to Friends of Oceano Dunes

When do the bad guys lose? When do our finite natural resources win?

Re: Please open the Unique Oceano Dunes for Vehicles and Off Road Vehicles.

Gloria Furnari <gloria.furnari@yahoo.com>

Tue 7/28/2020 10:07 PM

To: rfonzi@atascadero.org <rfonzi@atascadero.org>; jhamon@prcity.com <jhamon@prcity.com>; crayrussom@arroyogrande.org <crayrussom@arroyogrande.org>; Jimmy Paulding <jpaulding@arroyogrande.org>; kstorton@arroyogrande.org>; lgeorge@arroyogrande.org <lgeorge@arroyogrande.org>; apease@slocity.org <apease@slocity.org>; ewaage@pismobeach.org <ewaage@pismobeach.org>; jheadding@morrobayca.gov>; kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Sara.Aminzadeh@coastal.lca.gov <Cary.Hart@coastal.ca.gov <Cary.Hart@coastal.ca.gov>; mikel.wilson@coastal.ca.gov <mikel.wilson@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>

On Tuesday, July 28, 2020, 12:57:33 PM PDT, Gloria Furnari <gloria.furnari@yahoo.com> wrote:

My name is Gloria Toddy Furnari. I have owned a home for 30 years at 620 Airpark Drive, Oceano. We built this house 1/4 mile from the entrance to the Oceano State Vehicular Park 40 years ago because we enjoyed driving our autos, trucks and off road vehicles in the dunes. This vehicle traffic on this beach has been going on since the early 1900's, and it has been a long standing tradition of my family to vacation there. I know this because my Grandmother Guadalupe Pacheco Estrada, (of the Estrada's that Estrada Gardens in Santa Margarita were named after), drove on them to go to the Dance Pavilion in her Model A in the early 1900's. She drove down the beach to the dance hall located in the dunes just north of the entrance to Sand Highway. She was born in 1896. Her Son, my Dad, Raymond J. Harling born 1922, was raised in Santa Margarita. He drove cattle with his Uncle, Louis Pacheco from Pozzo to the stock yards in Santa Maria on horseback. After a long cattle drive his Uncle Louie took his Sons and My Dad as a reward to Pismo Dunes in a flatbed truck to camp on the beach, swim, dig claims. These were such fond memories for him, he spent his whole life vacationing and camping on the Pismo Dunes. This is how I have been vacationing in Pismo my whole life and I am 72. My Children in their 50's and Grand Children in their 20's have been vacationing in the Pismo Dunes their entire lives. My Husband Sam has been vacationing in Pismo for the 53 years we have been married.

If you shut down this Beach to Vehicular Traffic, who is going to enjoy any of it. I'm sure you can build a boardwalk, or people can hike the first mile or two, but after that, no one will use it. What about the rest of the ocean front all the way to Guadalupe Beach and all the dunes that will be left uninhabited except by the Snowy Plover. If the Snowy Plover has survived since the early 1900's with beach traffic, I'm sure they will adapt and survive, just as us Off Road Enthusiast have. I remember riding to the Pismo Pier in a truck and coming up the ramp directly South of the Pier. I road my ATC all the way to Oso Flaco Lagoon and had to negotiate Devils Slide to fish and have lunch with my family for an afternoon outing. I have to admit, most of the fun on this outing for me was watching others on ATV negotiate Devil's Slide. We use to ride to the Elks Club for Ribs, when camping on the beach. Before we bought our own ATC's we first rented them from the old block building just north of the Entrance Kiosk to the dunes. So in my lifetime of enjoying the Dunes, I have watched it get smaller, too a ridiculous extent. I have adapted and so will the Snowy Plover. Not only am I asking that you open up the dunes to off road vehicles, I'm asking that you give back all the riding area we use to have.

I would like to hear your opinion on this article: https://calcoastnews.com/2020/06the-regulators-who-cried-wolf/. This article states that their is not and never was any silica in the sand that blows off the beach as a mater of natural occurrence, whether their is ORV in the dunes or not. This was the main concern of the Coastal Commission. Home owners in the Trilogy Tract claimed that their health was affected by silica in the sand. Now that that has been disproved, why not open the dunes back as they were. Restore the 1000 camp sites and add more.

The Coastal Commission passed an Act to ensure that all the California Coast should be accessible and affordable to all the people. This was passed to make sure that Hotels and resorts that are beach front would set aside a few rooms that are not so expensive that 95% of the people couldn't afford them. There is a loophole in this Act that lets the Hotel Builders and Owners pay a fine instead of having cheaper rooms. I understand the Coastal Commission is sitting on millions of dollars worth of these fines. I know of no better way to uphold this act of making the coast accessible and affordable to more people than to restore the camping on the beach and better yet, open it all the way to Guadalupe Dunes. Make another entrance near Oso Flaco. Spend this money the Coastal Commission is sitting

on to make Campgrounds on the Beach and another entrance. Their are families out there that have a fortune invested in their Off road ATV's, Trailers, Toy haulers, Motorhomes, 4x4 trucks, etc. They have been recreating on this beach for years and have invested in equipment to make it safe and possible. Why has no consideration made to them. I myself have 4 guads, a 4x4 truck and a trailer. The investment is worth \$87,000.00 and is a drop in the bucket compared to a lot of families that have invested in Big trucks, toy haulers and all the toys that go in them. I have built a home in Oceano that is worth \$700,000.00. My Husband, Sam and I built this home so we could enjoy the dunes. I also wanted my Parents to be able to enjoy the Oceano Beach in their later years. My Mom is 96 and my Dad died a few years ago, but for 20 years they have been able to enjoyed going out to the beach with their children. Grand Children and Great Grandchildren. We built this home so we could enjoy the off road activities that Oceano has to offer. My Sister and Brother In Law, Donna and Rich Riggle bought a home in Arroyo Grande 10 years ago so they could also enjoy the off road activity with their big extended family. The Coastal Commission has shown no consideration to our families, or all the families that have been vacationing and using the Dunes like they were for years.

Its not fair to close the dunes because of the complaints on the Mesa that the dust is bad for their health. When they bought their property the wind blew sand onto the Mesa as a natural phenomenon. The Eucalyptus trees were cut down to gain a view, they were planted there a long time ago to block the wind. Have them plant trees of any kind to block the wind. When we built next to the airport in Oceano, we didn't ask that they closed it because the noise annoyed us, we lived with it because it was there before we built. Closing the dunes to appease the few homeowners on the Mesa with their false claims of health problems does not compare to the amount of people you have adversely affected by closing the dunes and not letting us use them.

I know that you have had other issues that have come up as to why you should close the dunes to ORV's. They all can be solved by your spending some of the revenue that is collected by the ORV's and paid to the State. This revenue is collected and used to operate all State Vehicular Parks. Spend more of it in the Oceano State Vehicular Park. Add more Rangers. The deaths that have happened lately on the dunes were by people renting ORV's. Add acreage for the people that rent quads, dune buggies and sidexsides. They should be monitored more as novices on high powered machines. This is not an easy sport. Most people out there that own their equipment have learned to use it usually by starting out on smaller machines and graduating to larger ones, not going out and renting something big and lethal. That is how I have kept my family safe for 30 years of riding in the dunes. We have been riding in the Oceano Dunes for 42 years. We spent time with our kids and supervised them. We put the flags on, we wore the helmets before they became mandatory.

That's what all the families are doing out there on the beach.

I am a big fan of the group "Jerk Pirates". They are a group of family's that enjoy teaching their children respect for others by helping any one out in the dunes that needs help. Weather they are stuck, broken down or locked their keys in the car and other worthwhile projects in this community. They clean up their beach, they support their local law enforcement with charity events, they do drive-bys to make special birthdays for kids during this pandemic. Their motto is "leave no one behind". We have encountered this lifestyle for the 30 years while we have been enjoying the dunes. We never left someone, kid or adult sitting in the dunes. We have always lent tools out of our camp, we were never refused a tool we needed from another camp or some air from their compressor when riding by with a flat tire. That is the family values that are taught when camping be it in the dunes or any other camp ground. If any of you have ever camped I'm sure you know this attitude of people being friendly towards one another. I'm sad to think that so many young families won't have these experiences and opportunities to make the memories that my family has had.

One last thing. There is a unique feature to the Oceano Dunes as there were for the last 100 years. You can drive and play in them, no one will play on all those dunes if they don't have ATV's, how else do you access the dunes. If you have ever walked in the dunes, you know what I mean. It is too strenuous. Look at the dunes North of the Oceano entrance. They are not used. Without the ORV Community on your dunes you have just another beach town. Who needs another California Coastal towns full of high priced hotels, restaurants and shops full of things you wished you could encounter on the shore. The Five Cities area is never going to have the tourism dollars that the ORV Community brings. The most special thing about this beach is the way it has been enjoyed for over 100 years. You can drive and camp on it. You can bring people that are handicap to the waters edge, picnic, watch their family be active. They cannot get there any other way .I know this from bringing my parents that are in their 90's to the waters edge in a truck.

Sorry to be so long winded about this. But as you can tell, I am very passionate about keeping the Oceano Dunes open to vehicular and off road vehicles and camping.

Fwd: Green New Deal for Oceano

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Thu 7/23/2020 4:01 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Sent: Thursday, July 23, 2020 8:41:00 AM

To: Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbullsanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal <linda.escalante@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Craig, Susan@Coastal <Susan.Craig@coastal.ca.gov> Cc: district4@co.slo.ca.us <district4@co.slo.ca.us>; district5@co.slo.ca.us <district5@co.slo.ca.us>; darnold@co.slo.ca.us <darnold@co.slo.ca.us>; bfixler@co.slo.ca.us <bfixler@co.slo.ca.us>; bgibson@co.slo.ca.us <bgibson@co.slo.ca.us>; Nnix@co.slo.ca.us <Nnix@co.slo.ca.us>; hharmon@slocity.org <hharmon@slocity.org>; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Directorvilla@oceanocsd.org < Directorvilla@oceanocsd.org >

Subject: Green New Deal for Oceano

Since we do not have an independent, peer reviewed, economic study for Oceano and the Oceano Dunes we have limited reliable empirical data.

What we know, is that people love to visit the pristine beaches and the natural surroundings on the Central Coast.

A green new deal for the Oceano Dunes, will make it safer, healthier, accessible and more diverse. It will allow us to provide even more low cost camping, hiking, surfing, fishing, biking, horseback riding, picnics and unique nature experiences for families and schools.

This will give Oceano, like other traditional beach communities, the opportunity to prosper for the future, without vehicles on the beach.

It becomes a new beginning for Oceano, so that we can begin to remedy a legacy of neglect, discrimination, generational economic harm, degradation and economic inequality in our community.

This new opportunity for green economic growth, expanded safe access, sustainable recreational and educational opportunities will bring prosperity directly to Oceano and the Central Coast.

We must decide if Environmental Justice are just some words, something we place in a handbook but never implement, or a way to make us all feel better about ourselves and then remain silent.

With ethical leadership and courage we can make Environmental Justice and a Green New Deal possible in Oceano.

" Vince malum bono "

Fw: Oceano beach shutdown to public by SP. NO oversight

CentralCoast@Coastal.ca.gov>

Wed 7/22/2020 7:38 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Cc: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Charles Varni <charles@varni.org> Sent: Monday, July 20, 2020 4:49 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Fwd: Oceano beach shutdown to public by SP. NO oversight

Sorry I did not send this last week. I have heard from one person she understands the "work" they are doing is permitted by CCC and FWS

Did CCC approve the public access shutdown of beach below mean hightide line to local residents ??

Charles 8054596698

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

From: Charles Varni < charles@varni.org >

Date: Fri, Jul 17, 2020 at 8:45 PM

Subject: Oceano beach shutdown to public by SP. NO oversight

To: Oceano Beach Community Association < OceanoBeachCA@googlegroups.com >, Bonita Ernst <bonnie@pacificcoastpro.com>, Santa Lucia Chapter of the Sierra Club <sierraclub8@gmail.com>, Fred Collins <fcollins@northernchumash.org>, Julie Tacker <julietacker@charter.net>, Cynthia Replogle < cynthia.replogle@gmail.com >, Ruth & Karl Kempton < nrview@thegrid.net >, Margaret Webb <pjwebb@inreach.com>, Linda Krop <lkrop@environmentaldefensecenter.org>

In the past 5 days State parks unilaterally shut off entire coast at mile marker #4, South of Pier Ave. SP Supervisor Pearce told me it is "to protect the shorebirds." When i asked about the 15-20 SP Trucks going up and down the beach he said they were monitoring and protecting the shorebirds. NO PUBLIC access; NO PRESS; NO Coastal Commission field staff oversight. I told him i suspected he was preventing observation of possible violations of cease and desist order and he did not respond. i got the impression i was the first public figure to confront him. At first he was treating me flippantly and i hung with him staying calm. When I told him I was with Oceano Advisroy Council he became a bit more professional.

I asked him what authority he had to shut it down and he basically said it was his park and he was protecting the shorebirds. I think he is covering up. Somebody in the County or CCC or DFG needs to get some boots and eyes on the ground.

Can you please help me get this to the right people?

I am heading out there tomorrow in the morning for exercise and observation. Isn't this a very interesting time to be on Earth?

Charles

FW: Justice for Oceano*

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Mon 7/20/2020 8:03 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Sent: Monday, July 20, 2020 12:51 PM

To: Donne.Browning@coastal.ca.gov; Dayna.Bocho@coastal.ca.gov; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal < linda.escalante@coastal.ca.gov >; Robero.Uranga@coastal.ca.gov; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Luce, Shelley@Coastal <shelley.luce@coastal.ca.gov>; Maicela.Morales@coastal.ca.gov; Mann, Zahirah@Coastal <zahirah.mann@coastal.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Craig, Susan@Coastal <Susan.Craig@coastal.ca.gov>; Eric.Howell@coastal.ca.gov

Cc: Bgibson@co.slo.ca.us; Nnix@co.slo.ca.us; District4@co.slo.ca.us; District5@co.slo.ca.us; Darnold@co.slo.ca.us; jpersong@co.slo.ca.us; hharmon@co.slo.ca.us; jpaulding@arroyogrande.org; crayrussom@arroyogrande.org; Directorvilla@oceanocsd.org; sectetary@resources.ca.gov; lcompton@co.slo.ca.us; gwilley@co.slo.ca.us

Subject: Justice for Oceano*

The Oceano Dunes have become a much bigger issue than just the environment, air quality, public health, safe access, restoring the dunes, protecting the beach and natural resources for future generations.

It has become more evident that Oceano has become the poster community for environmental justice for California and the Coastal Commission.

The principles of environmental justice call for fairness, regardless of race, color, or income, in the development of laws, regulations and conditional use permits, that affect every community's natural surroundings, public health, and the places people live, work, play, and learn. (Cal. Gov. Code, 65040)

This becomes that defining moment for justice in California, when we must decide the future of our low income community for generations. It is too late for myself, but for future generations it can bring renewal, a more healthy community, safe beach access and a green new deal with equal opportunity.

We can no longer allow for our community to be a sacrafice zone with disposable people, for the financial benefit of the State Parks-OHV division, and majority cities, leaving Oceano with all the problems and degradation.

Time to break the cycle of poverty, discrimination, systemic racism and economic inequality in Oceano.

Memo: SAG comments on the temporary closure of Oceano Dunes State Vehicular Recreation Area (ODSVRA) and impacts on particulate matter (PM) emissions

From: The Scientific Advisory Group (SAG)

To: Jon O'Brien, California Department of Parks and Recreation Liz McGuirk, California Department of Parks and Recreation Gary Willey, APCO, San Luis Obispo County Air Pollution Control District Jeff Tupen, ECORP Consulting

Cc: California Air Resources Board (CARB)

Background

In response to the escalating COVID-19 pandemic, the Governor of California ordered the temporary closure of all camping at California State Parks effective March 17, 2020. Soon thereafter, the Governor ordered the full closure of California State Parks to all recreational vehicular traffic effective March 29, 2020. As a part of the California State Parks system, the Oceano Dunes State Vehicular Recreation Area (ODSVRA) temporarily closed to camping and all recreational vehicular uses on the dates listed above. Currently, recreational access to ODSVRA is limited to non-campground and non-vehicular uses of outdoor areas of the ODSVRA, including beaches and trails, with appropriate social distancing among visitors. The sole motivation for these temporary changes is the need to reduce crowding and disease transmission to address the ongoing COVID-19 public health emergency.

The abrupt temporary closure of ODSVRA camping and recreational uses occurred in the midst of a multi-year effort to reduce the emissions of particulate matter (PM) from the ODSVRA. On May 4, 2018, the Hearing Board of the San Luis Obispo Air Pollution Control District issued a Stipulated Order of Abatement (SOA) directing the ODSVRA to adopt a Particulate Matter Reduction Plan to reduce PM emissions by at least 50% within four years. The SOA also established a Scientific Advisory Group (SAG), composed of experts on wind erosion, dust emission, and dune restoration, to advise Parks on planning and monitoring of PM reduction activities. Among the most noticeable PM reduction measures has been the temporary and permanent exclosure of sections of the ODSVRA that were previously accessible for use by off-highway vehicles (OHVs). To reduce the emissions of PM from these exclosed surfaces, Parks has installed, at various times, wind fences, straw bales, vegetation plantings, and other restoration measures to stabilize sections of the dunes against wind erosion. However, it is important to note that such restoration measures will never achieve complete elimination of natural PM emissions at ODSVRA; instead the goal is to achieve significant and sustained PM emissions reductions toward attainment of state and federal air quality standards.

Impact of ODSVRA closure on PM emissions

An ongoing question of public concern is the relative impact of OHV activity versus natural processes on PM emissions at ODSVRA. The abrupt closure of ODSVRA has led some to ask whether, due to the temporary cessation of recreational OHV and camping activity, PM

emissions will be eliminated or substantially reduced to "natural" levels during this closure period. Here, the SAG seeks to address this question.

Regardless of OHV activity, PM emissions will continue at ODSVRA whenever natural wind-blown sand processes are active. As can be seen at analogue dune locations that have experienced minimal OHV impacts, such as the Oso Flaco section of the park, emission of PM dust is a feature of natural dune landscapes subjected to strong winds. But the current state of the landscape within the riding areas of the ODSVRA has been altered by decades of disturbance. As such, the extent of exposed dust-emitting sand surfaces and perhaps the availability of dust sized grains for emissions is greater today than decades ago. Multiple measurement campaigns have revealed that the dune areas subjected to the most intensive OHV activity also tend to produce the highest PM dust emissions. In contrast, undisturbed locations like Oso Flaco tend to emit less PM dust. In short, enhanced PM emissions will continue in OHV-disturbed sections of the ODVSRA even in the absence of OHV activity.

The time required for the dust emissions from the dune sand to reach levels similar to those prior to large-scale OHV activity remains unknown. The dunes, sediments, and vegetation will each require time to reestablish to a new (lower) regime of disturbance. This could be on the order of years to decades, left to nature's devices. Relative to these natural timescales of adjustment, a few weeks or months of temporary OHV restrictions may not be sufficient to result in substantial declines in PM emissions. The dune and beach system is disturbed and will take time to recover. This is precisely why the SAG has been engaging with Parks to pursue environmental restoration activities to accelerate the transition of certain sections of the ODSVRA to conditions that have lower dust emission potential. Even so, this environmental restoration process takes years for implementation and for vegetation plantings to grow to maturity.

Conclusion

It is the opinion of the SAG that the accumulated impact of OHV activity remains a significant contributor to observed PM emissions at ODSVRA, even during this period in which the ODSVRA is temporarily closed to recreational uses. The SAG acknowledges that the Oceano Dunes are a naturally dusty surface that would experience PM emissions even in the absence of human activity, especially during this spring windy season. But the SAG is also clearly aware that decades of OHV activity have fundamentally altered the natural beach-dune landscape, making the dunes significantly more susceptible to PM emissions than they would be in a natural state. The SAG does not expect a few weeks or months of temporary OHV restrictions to substantially alter the balance of human versus natural contributions to PM emissions at ODSVRA. Only through sustained restoration projects does the SAG expect to see a significant reduction in PM emissions. The SAG remains committed to supporting Parks in an adaptive management process for ODSVRA dune restoration to maximize these PM emissions reductions while minimizing impacts on OHV recreational opportunities.

Yours Sincerely, The Scientific Advisory Group

Dr. William Nickling, Chair of SAG Dr. Raleigh Martin; Dr. Ian Walker; Dr. Jack Gillies; Ms. Carla Scheidlinger; Mr. Earl Withycombe; Mr. Mike Bush

Fwd: Oceano Dunes

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Sat 7/18/2020 6:16 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Sent: Friday, July 17, 2020 9:28:21 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov >; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Uranga, Roberto@Coastal

<roberto.uranga@coastal.ca.gov>

Subject: Oceano Dunes

https://youtu.be/jKCOcERg8nQ

We need a new green deal for Oceano and the Oceano Dunes

FW: Oceano Dunes Vehicles - my thoughts

Craig, Susan@Coastal <Susan.Craig@coastal.ca.gov>

Thu 7/16/2020 9:24 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Staben, Jeff@Coastal < Jeff.Staben@coastal.ca.gov>

Sent: Thursday, July 16, 2020 2:20 PM

To: Craig, Susan@Coastal < Susan.Craig@coastal.ca.gov> Subject: FW: Oceano Dunes Vehicles - my thoughts

> From: Lara Golden < lara@waterfool.com> Subject: Oceano Dunes Vehicles - my thoughts

Date: July 16, 2020 at 1:46:37 PM PDT **To:** "Erik Howell" < <u>erik@erikhowell.com</u>>

Hi, Erik,

I hope you are doing well. My mom told me that you are collecting input on Oceano Dunes vehicle access, so I'd like to share my thoughts.

In the past, I supported vehicle access to the dunes for a number of reasons, much of which had to do with the fact that it's one thing that makes this area special. Many people enjoy coming out to our beaches to enjoy an activity that's available in very few places.

As you know, I moved away for college and only moved back to the area in 2018. In that time, I've seen the quality of the Oceano Dunes declining to an alarming extent. First, I remember the beaches being crowded with campers and visitors on the long weekends back in the '80s, but now, they are just as crowded every weekend of the year. Wildlife and vegetation has been wiped out, and walking along the beach in the vehicular areas is like walking along the side of the highway. And I won't go into the crime. Things have gotten out of hand.

It's time for us to take the dunes back. Yes, 4-wheeling in the dunes is a lot of fun, but I believe it's not worth the destruction of a valuable resource and natural habitat. I also believe we wouldn't lose tourism. A clean, quiet natural area with non-vehicular camping, surf fishing, clamming, horseback riding, and just enjoying the natural beauty of the dunes would bring in many more people from around the state seeking a chance to get out of the city and find a slower pace.

I hope this helps. And if you need anything further from me, don't hesitate to reach out.

Your friend,

Lara Golden lara@waterfool.com

Prevent any further closure of the Oceano Dunes SVRA

April Moulton <sold@aprilmoulton.com>

Tue 7/14/2020 6:20 PM

My name is April Smith Moulton and I am a local realtor and office manager for the Pismo Beach and Avila Beach Century 21 offices. Our company has 10 offices across the central coast and I speak as a voice for the company and many real estate community.

Since the park has closed to off road vehicles, the poor air quality notifications have actually increased proving vehicles aren't the culprit. Current orange fencing, non-native hay bails aren't cutting it. If you really want to decrease the sand blowing into the Mesa, hire the wind fence guys who's presentation was inadvertently lost by the Coastal Commission on the July 9th meeting.

I fear that limiting off-road vehicle use on the dunes will have a severe impact on the local real estate and general economy.

This community is a tourism and Destination location. We have many homes in the area that are vacation homes. I fear that cutting out the off-road vehicle use will diminish the draw to our area. I have Spoken to homeowners that have told me they intend to sell if they can no longer drive on the dunes. That was their main draw to this area. On the flipside, I was working with buyers early on this year who canceled the purchase of a home in the area because of the dune closure. They said that they would wait until later in the year to see if they still wanted to buy.

I feel like I am a good representation of this as we are homeowners ourselves in the neighborhood closest to the pier entrance. We chose this neighborhood to make it even easier to drive onto the dunes. If this is closed down, like many others, I will have no reason to stay.

I'm extremely fearful of the economic impact this will have for our community and that local businesses closing their doors will simply be chalked up to COVID-19. This is not the case! Over 2 million people visit the Oceano Dunes each year. Not all of those camp on the dunes either! Many stay in hotels or short term vacation rentals which again impact property values.

I urge you to consider the massive tourism draw that we have for the unique off-road vehicle use on these Sand dune's.

Please do not allow our community and home prices to suffer. Please do not allow the closure to off road vehicles to continue past it's current closure ending October 1st.

Some folks will not stop until this is completely shut down and be nothing but a nature preserve. An area with thousands of un-assessable areas that you can't even walk, hike or bike on because these areas are only accessible in a vehicle!

Thank you for your time.

Stay safe, stay healthy and stay in touch.

Sincerely,

April Moulton	(formerly Smith	; YES! I got r	narried during	COVID)
Apriliroution	(pormerty sinter	ı, ı LS. ı got ı	marrica aaring	COVID

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Environmental Justice for Oceano

bill house <pirate805@gmail.com>

Mon 7/13/2020 8:35 PM

To: district4@co.slo.ca.us <district4@co.slo.ca.us>; bgibson@co.slo.ca.us <bgibson@co.slo.ca.us>; bfixler@co.slo.ca.us

 <darnold@co.slo.ca.us>; molinger@co.slo.us <molinger@co.slo.us>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us> Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov >; Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>; Craig, Susan@Coastal < Susan.Craig@coastal.ca.gov>; Padilla, Stephen@Coastal < Stephen.Padilla@coastal.ca.gov >; Brownsey, Donne@Coastal < donne.brownsey@coastal.ca.gov >; Escalante, Linda@Coastal < linda.escalante@coastal.ca.gov>; Uranga, Roberto@Coastal < roberto.uranga@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>

As we all reflect and look inside our country for social injustice, I submit to you, that we only have to look in our own backyard in Oceano, to find systemic racism at work in SLO County.

The SLO County owned La Grande Tract, at the Oceano Dunes, is a textbook case, on how systemic racism works and keeps low income communities of color, like Oceano, in poverty and compromises the residents health, safety, prosperity, and quality of life.

The Grand Jury reported, "The Board of Supervisors has a moral and ethical responsibility to protect the health of the residents of San Luis Obispo County", in their report on the Oceano Dunes.

For decades, the SLO County Supervisors, have aided and abetted, State Parks - OHV Division, to use the LA Grande Tract, to illegally break federal and state environmental laws, clean air quality standards, conditional use permits, safety regulations, and the coastal act.

They have made Oceano, a Sacrafice Zone, with Disposable People . It is no accident that communities like Oceano, are targeted and exploited.

Benefits flow to State Parks and local majority communities. Oceano, is left with the problems, degradation, and poverty.

This is how systemic racism works in our county.

It becomes embedded in society by an historical legacy of racism, discrimination, zoning, land use, planning, and then neglect, that targets low income communities, of color.

Just knowing something is wrong is not enough, we must do something to correct those wrongs.

The time has come for the SLO Board of Supervisors, to take back control of the La Grande Tract, and stop the illegal activities that continue to harm residents, and embrace public policies, that protect people and the environment, improves air quality and public health, and treats all residents, regardless of income, or color, with more dignity and respect.

Clearly, like other traditional beach communities, a new green environmental plan for the Oceano Dunes, will only bring more prosperity to Oceano and SLO County.

Silence and Complicity, are no longer an option, for the SLO County Board of Supervisors.

Thank you.

Fwd: Slow Walking Justice in Oceano

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Sat 7/11/2020 10:07 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> Sent: Saturday, July 11, 2020 8:11:08 AM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>;

Ainsworth, John@Coastal < John. Ainsworth@coastal.ca.gov>; Craig, Susan@Coastal

<Susan.Craig@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Aminzadeh,

Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>;

Escalante, Linda@Coastal < linda.escalante@coastal.ca.gov>; Brownsey, Donne@Coastal

<donne.brownsey@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>;

Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>

Cc: directorvilla@oceanocsd.org <directorvilla@oceanocsd.org>; oceanobeachca@gmail.com

<oceanobeachca@gmail.com>

Subject: Slow Walking Justice in Oceano

I sure hope we do not Slow Walk Justice in Oceano, it is bad Public Policy.

Need to keep PWP on the October agenda.

We do not need to enable and reward State Parks and the OHV Division any longer for not doing their job and following the rule of law.

Put them on notice, and then move forward. The Coastal Commission and the staff have given them a detailed legal and scientific roadmap to make responsible changes in the PWP.

Clearly, they have decided to take a different path. They made a choice.

With that choice, comes responsibility and accountability.

The rule of law, protecting environment, air quality, public health, equal access, and environmental justice, take precedent in this case.

Thank you.

FW: Nell Langford/Safe Beach Now's comment to CCC meeting item 9a July 9, 2020

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Fri 7/10/2020 8:27 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Nell Langford <drnell@thegrid.net> Date: Friday, July 10, 2020 at 12:37 PM

To: "Brownsey, Donne@Coastal" <donne.brownsey@coastal.ca.gov>, "Padilla, Stephen@Coastal"

<Stephen.Padilla@coastal.ca.gov>, "Sarah.Aminzadeh@coastal.ca.gov"

<Sarah.Aminzadeh@coastal.ca.gov>, "Hart, Caryl@Coastal" <caryl.hart@coastal.ca.gov>, "Wilson,

Mike@Coastal" <mike.wilson@coastal.ca.gov>, "Rice, Katie@Coastal" <katie.rice@coastal.ca.gov>,

"Escalante, Linda@Coastal" < linda.escalante@coastal.ca.gov >, "Howell, Erik@Coastal"

<erik.howell@coastal.ca.gov>, "Uranga, Roberto@Coastal" <roberto.uranga@coastal.ca.gov>, "Groom,

Carole@Coastal" <carole.groom@coastal.ca.gov>, "Luce, Shelley@Coastal"

<shelley.luce@coastal.ca.gov>, "Ainsworth, John@Coastal" <John.Ainsworth@coastal.ca.gov>, "Kahn,

Kevin@Coastal" < Kevin.Kahn@coastal.ca.gov>, "Carl, Dan@Coastal" < Dan.Carl@coastal.ca.gov>,

"Turnbull-Sanders, Effie@Coastal" <effie.turnbull-sanders@coastal.ca.gov>

Cc: Eric Greening <dancingsilverowl@gmail.com>, Patricia Duron <pattiaci@gmail.com>, lucia casalinuovo <luciagalore@gmail.com>, "fln669d@icloud.com" <fln669d@icloud.com>, Arelene Versaw <arleneversaw@gmail.com>, rachelle toti <rachelletoti@gmail.com>, verona rebow <vrebow@gmail.com>

Subject: Re: Nell Langford/Safe Beach Now's comment to CCC meeting item 9a July 9, 2020

Good afternoon Coastal Commission:

Below is my comment on Th9a, ODSVRA PWP which I gave yesterday, for your information. I had quite an echo at my end, so you may not have been able to make out what I was saying.

Many of the assertions in my comments are backed up by documentaries you can see at www.safebeachanddunes.org. I also have supporting documents for each assertion I will gladly share with you.

I want to take this opportunity to thank you for the amazing July 3, 2020 report. You have been listening!! And beyond that you have thoroughly and thoughtfully examined the OHV's deplorable history of shuck and jive.

I also want to commend you all for your courageous action to protect the plover.

All the best,

Nell Langford 805 748 4964

On Fri, Jul 10, 2020 at 10:51 AM Nell Langford < drnell@thegrid.net> wrote:

Coastal Commission Meeting

July 9 2020

ODSVRA PWP Update (Th 9a)

Dr. Nell Langford, Safe Beach Now

This is a Pretty Worthless Plan by OHV who has no "analyzing" credibility.

OHV found that the least environmentally damaging entry to the ODSVRA is Pier and Grand Avenue because it told the researcher to exclude beach and creek, and just consider flora and fauna in the two short paved roads.

OHV told Condor to exclude air quality.

The California State Legislator found that OHV overestimated gas tax for its trust fund by 50%.

OHV accident and injury statistics are refuted by local medical personnel.

OHV deviously misrepresents a 1936 deed from SLO County property to the state "for beach and highway access". The California State Parks Commission would not accept the gift unless those words were struck.

OHV's economic impact studies (all refuted) included gasoline purchases (only 4 cents on the dollar stays in the area), and threw out surveys that left "amount spent" blank. OHV deviously attributed its false claims to a respected university professor who just crunched a little data.

We paid for these pseudo studies with our gas tax.

The location of the current mean high tide line is unknown. OHV deviously attributed its location at the Pier Avenue Ramp to a respectable water and land surveying company who only provided benchmarks at a different location. The U.S. Army corps relied on OHV's made up mean high line determination to drop its permit jurisdiction.

OHV changed the name on maps of the Pismo Dunes Natural Preserve to a mere "dune" preserve when it became the location of the OHV staging area. Beware OHV misrepresentations.

FW: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Fri 7/10/2020 4:11 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: (null) (null) <jayg2002@yahoo.com> Sent: Tuesday, July 07, 2020 9:44 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/

Please keep the dunes state park open for OHV camping etc. This is our park. Our kids family love and cherish this park. Please look into the corruption within the California Coastal Commission. Please see the recent news article in the Cal Coast News. The CCC has lied about air quality. The air quality has proven to be the same or worse with no OHV since closure due to COVID 19. Please help OHV riders keep our access to the Oceano Dunes.

the coastal commission is overreaching their authority and violating their own regulations.

FW: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Fri 7/10/2020 4:11 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: gorton1970 < gorton1970@gmail.com>

Sent: Tuesday, July 07, 2020 10:59 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

I am from the central valley. My family and i have been coming to the dunes for 30+ years. I have met life long friends their and so have my children. Their is no other place in california that promotes family more than pismo. My kids can play, meet other kids, learn how to socialize, my twins chose to pass up being in a easter parade to go to the dunes to pick up trash. To close the dunes would be devastating to the economy and many many family traditions. Off roaders are here to compromise. If you need land for the plover fine. Open all the dunes up. Give us area to ride, close off part of the beach. We have proven all the accusations to be false. Open are beach, its not yours to take. This beach was deemed to be used for public off roading. We the public say open are beach.

Sent via the Samsung Galaxy S8 Active, an AT&T 5G Evolution capable smartphone

Fwd: # Stop Racism for Profit

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Fri 7/10/2020 5:30 AM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>; OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Fyi and for file

From: bill house <pirate805@gmail.com> **Sent:** Thursday, July 9, 2020 10:14:50 PM

To: Donne.Donne.Brownsey@coastal.ca.gov < Donne.Donne.Brownsey@coastal.ca.gov >; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbullsanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Caryl.hart@coastal.ca.go <Caryl.hart@coastal.ca.go>; Katie.Katie.Rice@coastal.ca.gov <Katie.Katie.Rice@coastal.ca.gov>; LindaKatie.Rice@coastal.ca.gov <LindaKatie.Rice@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Robert.Uranga@coastal.ca.gov <Robert.Uranga@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Luce, Shelley@Coastal <shelley.luce@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Carl, Dan@Coastal <Dan.Carl@coastal.ca.gov>; Craig, Susan@Coastal <Susan.Craig@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov> Cc: directorvilla@oceanocsd.org <directorvilla@oceanocsd.org>; oceanobeachca@gmail.com <oceanobeachca@gmail.com>; hharmon@slocity.org <hharmon@slocity.org>; bfixler@co.slo.ca.us <bfixler@co.slo.ca.us>; district4@co.slo.ca.gov <district4@co.slo.ca.gov>

Subject: # Stop Racism for Profit

I believe that State Parks-OHV Division PWP should be placed on the October Agenda. We have all seen the delay, deflect, deny, strategy from the old OHV playbook.

- 1. They have had over a year to hold a meeting in Oceano and Nipomo. Plenty of time to schedule virtual meetings. The fact that they have never had meetings only reaffirms our status as a sacrafice zone, with disposable people.
- 2. Maybe the reason we were last in line, is that we do not have a resort hotel, like other cities they visited. Going to communities that benefit the most to keep things the same, for those in power and control, is the easy political path. It is how systemic racism works.
- 3. They have had over three months to schedule a virtual meeting.
- 4. The PWP gift for Oceano is a lifeguard station and more degradation. Their bad faith effort from the beginning, to not include Coastal Commission recommendations, and then include Oso Flaco, make it DOA!
- 5. During the past month they have had their kiosk at Grand Ave for community outreach. No sign of them in Oceano or Nipomo.

We had all hoped that the PWP would implement changes for the environment, air quality, public health, equal access, and Environmental Justice for Oceano. It just did not happen.

The OHV -Division and OHV Fees, do not give them ownership of the Oceano Dunes.

We need to stop making excuses for the OHV-Division and hold them accountable for their actions!

Please Support Environmental, Social, and Economic Justice for Oceano.

Oceano Dunes Feedback

Patrick Mendosa < mendosa.patrick@gmail.com >

Thu 7/9/2020 11:23 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; pointmugu4wd@gmail.com <pointmugu4wd@gmail.com>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; mshah@groverbeach.org <mshah@groverbeach.org>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us <bgibson@co.slo.ca.us>; ahill@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; jhamon@prcity.com <ihamon@prcity.com>; crayrussom@arroyogrande.org <crayrussom@arroyogrande.org> Alcon,

Surely you have seen the following article https://calcoastnews.com/2020/06/the-regulators-who- <u>cried-wolf/</u>. Do you have a comment?

Why is California's second most popular state park still closed? How long will you continue to let this corruption take place and ignore the science.

Thursday Item 9a ODSVRA - Full Comments and Video

Cynthia Replogle <cynthia.replogle@gmail.com>

Thu 7/9/2020 11:15 PM

To: Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Bochco, Dayna@Coastal <dayna.bochco@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov> Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov >; Christie, Sarah@Coastal <Sarah.Christie@coastal.ca.gov>



Th9a Replogle.mp4;

Thank you for allowing me to comment at today's meeting. Since time was cut in half, here are my full comments and the 2-minute video I prepared.

Best, Cynthia Replogle 805-321-0073

I'm Cynthia Replogle, an Oceano CSD Director and Dunes Alliance coordinator, but speak unofficially as an Oceano resident.

At last month's meeting, I talked about how off-roaders are trying to throw sand in your faces to obscure the justice issues at the ODSVRA.

The next week, I tried to be anti-racism by asking for a thin blue line flag flying in an Oceano park to be removed, because it has become a symbol of white supremacy.

Backlash from the offroading community and its supporters was swift and harsh. A post on my politician Facebook page was, as they say, "put on blast." It garnered 35,000 views and over 600 mostly negative comments, plus threats of doxxing, hacking my accounts, and even a rape threat. They didn't stop there. I've been smeared with lies by leaders of the Jerk Pirates offroading group, by another director on the Oceano CSD who supports their cause, and by a new Oceano Against Cynthia Facebook group.

At a rally to Combat Police Brutality in Grover Beach last week, local offroaders abandoned all pretense of protecting businesses from phantom looters and actively counter-protested. Noisy dune buggies, loud dirt bikes and smokey trucks repeatedly interrupted Black lives matter chants. The Jerk Pirates and allies lurked in a parking lot overlooking the rally, and one of their leaders waved a thin blue line flag next to a woman with a "No BLM" sign.

Privately, people have told me they support my positions, but are afraid to speak up for fear of what offroaders might do to them. And rightly so, given that those who dared to publicly agree were also harassed and threatened. Offroaders seem intent on making my life so unpleasant that I'll resign my elected position and shut up about justice issues. If I don't, they plan to get me voted out of office, although the CSD has squat to do with operation of the ODSVRA.

They can try, but I won't back down on these important issues. As I and others comment about a new vision for the Oceano Dunes, please know that we speak not only for ourselves, but for the many who have been intimidated into staying silent by these bullies.

FW: PERMANENT Closure of Oceano Dunes SVRA

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Thu 7/9/2020 9:04 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Stephen Siemsen <shs1954@gmail.com>

Sent: Thursday, July 9, 2020 2:03 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>; Hudson, Steve@Coastal

<Steve.Hudson@coastal.ca.gov>

Subject: PERMANENT Closure of Oceano Dunes SVRA

Good Day!

The Oceano Dunes State Vehicular Recreation Area (SVRA) is currently closed, one of the few benefits of the on-going COVID-19 pandemic. I urge you to consider taking this unprecedented opportunity to study and re-evaluate the negative impact that the Oceano Dunes SVRA has had on both the natural environment and surrounding community. How can its reopening be part of any effort to "preserve and protect" the fragile ecosystems of the California coast? The increased traffic and churning of the dunes by OHV's, many driven by those not yet old enough to obtain a driver's license, are in no conceivable way contributing to the "preservation" of the California coast, and THEY ARE NOT "recreational" ("the act of making something for the second time, or refreshment of the mind, body or spirit"). Disagree? Ask a nesting plover, or an Oceano resident with asthma who has to breathe the particulates cast into the air by people who can afford to own or rent an OHV, fill it with gas, and then drive it around in circles for hours on end on the sand. The current closure has been an opportunity, not only for nesting plovers, but for residents who "recreate" by WALKING on the now peaceful beach and dunes (no gasoline or OHV outlay required!). In conclusion I would urge you to PERMANENTLY close the Oceano Dunes to OHV's. Camping? Maybe, but only if it prohibits "a small, noisy vehicle that drives around in circles." Stephen H. Siemsen Orcutt, CA

OCEANO DUNES

JOSE REVELES < josereveles@hotmail.com>

Thu 7/9/2020 5:44 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Jared.macleod@corva.org <Jared.macleod@corva.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Office of the Secretary CNRA <secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us <bgibson@co.slo.ca.us>; ahill@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; jhamon@prcity.com <jhamon@prcity.com>

Hi, won't take much of your time. I'm messaging you I'm favor of the Dunes opening. Why? To recreate, stay mentally healthy as well as physically. Build memories and traditions. I've been coming here for 4 years. It started with 10 of us, the last time it was 107 family members. The kids have the time of their life aswell as our parents that don't like to go out much. Where else can you stay beach side for that price? This is the only place I'm California we can do that. If this is gone there were obviously be no where in California we can do this, in such setting. The dust propaganda has been debunked. It's worse now, because there sand is not being compacted from the driving of vehicles. I'm glad it closed so the proof would be shown. The was the only way we can prove this. The second is the Snowy Plovers, they have been there in and untouched. The riders respect them and are ok with it. Because of the birdies they've also closed and encroached the camping zone making it more dangerous. Imagine the 101 or 405 or 5 fwy with 2 lanes? Not good. Let's come up with a mutual agreement to open the dunes, as you know they closed more than and never re opened what they've closed. I wanted to start a non profit and bring kids to camp over the weekend and expose them to the beach, riding and work on their social skills. Abused kids, neglected kids, foster home kids, low income kids. I finally had it all this year, truck, rv, and RZR. I hope you understand what the big picture is here, as you guys have won our trust into representing us. Please do what is right for not the community but world. Jose Reveles 805-760-1673

-Thank You!

FW: "What We Need to Know about Oceano Beach and Dunes": www.safebeachanddunes.org

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Thu 7/9/2020 3:16 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Nell Langford <drnell@thegrid.net> Date: Wednesday, July 8, 2020 at 7:21 PM

To: "Brownsey, Donne@Coastal" <donne.brownsey@coastal.ca.gov>, "Padilla, Stephen@Coastal" <Stephen.Padilla@coastal.ca.gov>, "Sarah.Aminzadeh@coastal.ca.gov"

<Sarah.Aminzadeh@coastal.ca.gov>, "Hart, Caryl@Coastal" <caryl.hart@coastal.ca.gov>, "Wilson, Mike@Coastal" < mike.wilson@coastal.ca.gov>, "Rice, Katie@Coastal" < katie.rice@coastal.ca.gov>, "Escalante, Linda@Coastal" < linda.escalante@coastal.ca.gov>, "Howell, Erik@Coastal"

<erik.howell@coastal.ca.gov>, "Uranga, Roberto@Coastal" <roberto.uranga@coastal.ca.gov>, "Groom, Carole@Coastal" <carole.groom@coastal.ca.gov>, "Luce, Shelley@Coastal"

<shelley.luce@coastal.ca.gov>, "Ainsworth, John@Coastal" <John.Ainsworth@coastal.ca.gov>, "Kahn, Kevin@Coastal" < Kevin.Kahn@coastal.ca.gov>, "Carl, Dan@Coastal" < Dan.Carl@coastal.ca.gov>, "Turnbull-Sanders, Effie@Coastal" <effie.turnbull-sanders@coastal.ca.gov>

Subject: "What We Need to Know about Oceano Beach and Dunes": www.safebeachanddunes.org

Please watch at least this one of our many documentaries: https://vimeo.com/2220809 Here is the 30 second preview: https://vimeo.com/2718304.

Thank you for all you do.

Nell Langford, Ph.D. 805 748 4964

Oceano Dunes OHV rebuttle

Kitten Chapman < kitten@cal4wheel.com>

Wed 7/8/2020 9:05 PM

To: Kitten Chapman < kitten@cal4wheel.com>

To Whom It May Concern,

Means of excitement have always been enjoyed across the dunes by off-roaders, as far back as the late 1800's. Horse drawn buggies were seen along the shorelines. Soon engine ran vehicles began frequenting the dunes, and let's not forget about the races that were once held on these very shorelines. By 1915 automobiles were often seen lined up on the banks.

At one point, the very idea of being able to drive your vehicle on the sand was used as a way of marketing tourists. World War II brought out the 4-wheel drive jeep to civilians and soon you could see them driving up and down these very dunes. Jeeps graduated to vans and full-size pickups, some with campers - some not, there were tents strewn across the sands, all with their wheeling vehicles parked alongside. The camaraderie of fellow off-roaders was abundant. Around the 70's ATC's became popular. Oceano Dunes filled with jeeps, ATC's, and dune buggies. everyone enjoying the rare experience of pounding waves roaring up the coast while driving in the sand.

In 1982 due to environmentalists complaints approx. 1,500 of the original 3,600 acres was fenced off for the purpose of having a "State Vehicular Recreation Area". Please keep in mind ALL of the land was paid for by off-roaders by entrance fees and Green-Sticker fees, Let's not forget who continues to pay for the wildlife habitat.....the Off-Road Vehicle enthusiasts! I just want to state it seems to me - my fellow off-roaders and I continue to pay for this land and you continue to take it from us.

Horse drawn buggies to the early Off Road Vehicles were present on these beaches long before any homes were introduced. The dunes belong to the OHV'ers to enjoy just as much today as they did in the past. There are also the many families who have made it an ongoing tradition to visit, and drive the Oceano Dunes. Doesn't their family traditions ever enter your thoughts? or are you simply wanting to find a reason, ANY REASON, to take away the very thing that has been happening since the 1800's?

Oceano Dunes is the only place in all of California where the sand is hard enough for wheeled vehicles to travel alongside the ocean making it the single most popular off-road experience of its kind. My question to you is; when are you going to finally let US have what WE have spent MILLIONS on in an effort to keep alive what was once for the pure enjoyment of offroaders?

Thank you for your time,

Kitten Chapman BOD member of Cal4Wheel BOD member of Motherlode Rockcrawlers

Oceano/Pismo Dunes

Tyler Argentieri <tylerargentieri22@hotmail.com>

Wed 7/8/2020 6:43 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Office of the Secretary CNRA <secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us
 shill@co.slo.ca.us <ahill@co.slo.ca.us>; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us>; darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; ihamon@prcity.com <ihamon@prcity.com>; crayrussom@arroyogrande.org < crayrussom@arroyogrande.org > To Whom It May Concern,

After review of the recent proposal drafted by the California Coastal Commission, it appears that the egregious war on off-road enthusiasts persists more ardently than ever before. I have been frequently visiting the Oceano Dunes since I was six months old. My parents and extended family began taking me camping and riding around in the dunes before my brain was able to form permanent memories, but some of my earliest and most fond memories derive from recreational activities at the dunes. I am now 28 years old and within my lifetime I have seen significant changes in the landscape, environment, and culture of the dunes. The "myriad" of reasons that the Coastal Commission is using as a ruse to masquerade their true intentions is not fooling the vast majority of seasoned dune riders. The casual onlooker may read their proposal and believe that their intentions are innocuous and lacking an ulterior motive, but I do not. The Oceano Dunes has been fighting a disproportionately weighted war of attrition since the 1980s. The continued efforts of various organizations have yielded devastating results for off-road community members. The dunes that I can recall seeing as a child are now infested with fencing at every turn that detracts from the beauty that once existed there. The mountain of continued regulations that are levied against us are a ploy to make the Ocean Dunes so confined, unattractive, and excessively monitored that the dedicated enthusiast will no longer fight back. The generations of families and people that enjoy the Oceano Dunes come from a diverse spectrum of incomes, cultures, and geographic locations. The unity provided by Oceano Dunes is something that is seldom found in other locations. The community of people that partake in the multitude of recreational activities are some of the most altruistic and good-natured people you will ever meet. The lies that are being perpetrated by California Coastal Commission are pernicious attempts to sway the public opinion and cause a divide that results in excessive media scrutiny in which off-roaders are inevitably going to be portrayed as the "bad guys". The media does not ever seem to find the time to report on the continued efforts of beachgoers who spend their free time going out to the dunes picking up trash and assisting is facility maintenance. The 10,000 acres that were once available for members of the off-roading community to use have now been reduced to less than 1,500. The greed that the activists possess has no bounds, as they have continually demonstrated that they will not be satisfied until they slowly dissolve all remaining acreage. One would think from an outside perspective that their 80+% reduction of limited dune riding would be a sufficient victory for them but they still are attributing the tiny amount of land we have remaining to problems that we are not culpable for. The freedom of going off-roading in the Oceano Dunes is my favorite activity to do in the world and I can confidently say that others share the same sentiment. I spent 7 years in the United States Air Force serving across different locations throughout our country. I have encountered beautiful terrain and other means of fun, but nothing in my life has produced something as comparably beautiful, relaxing, and enjoyable as going to the Oceano Dunes. I think it is heinous to prevent future generations from having the ability to experience what I have been able to. I also knew when I was over 1,000-3,000 miles away from my home that as soon as I got off the plane the first place I wanted to go was the Oceano Dunes. It frightens me to think there are so many people with iniquitous goals of shutting down the Oceano Dunes when they rarely to never even visit them. The dune riders that go to the Oceano Dunes need to have their liberties restored. We do not deserve to be fenced into an unusable portion of sand when there is plenty of perfectly good sand available for riding on. We need to allow for people to camp on the dunes and utilize the unused acreage. I believe 150 additional camping passes should be sold before stopping and 300 acres should be opened to offset the Snowy Plover enclosure. In closing, I believe it is time we start evaluating what is truly fair and what is the most logical way to proceed. Are we going to impose totalitarian rules on every aspect of the Oceano Dunes in an Un-American fashion or are we going to promote the ONLY beach/dune riding location in California as a fun place for families to be together and form memories?

-Tyler Argentieri



California Four Wheel Drive Association, Inc.

Advocating for Recreation Since 1959

July4th, 2020

California Coastal Commission

Subject: Oceano Dunes State Vehicular Recreation Area

The California 4 Wheel Drive Association (C4WDA) was founded in 1959 and we are a non-profit organization that has actively promoted the advancement of vehicle oriented outdoor recreation.

C4WDA is a volunteer-based organization of enthusiasts who promote responsible family recreation and exercise environmental conservation for protecting access to public lands. C4WDA represents over 8,000 members and 160-member clubs. We are the largest organization of this type in California.

The Oceano Dunes SVRA provides a major economic benefit to the local businesses and residents but the dunes also offer a unique recreational experience that provides access to coastal recreation for millions of Californians.

The Oceano Dunes SVRA itself generates more than \$150 Million dollars a year in economic activity from outside visitors. It is a major contributor to the SLO County's tourism industry. Local businesses depend on these visitors to generate revenue and employ local residents.

With ODSVRA now closed due to the recent Covid 19 restrictions, the surrounding local economy has been devastated. The tourism which bringing revenue into the community has come to a halt. Nearly all of the retail stores, restaurants, hotels, rental companies, and other small businesses in the area, are just struggling to stay afloat.

The continued attacks on OHV recreation by the CCC, APCD & SAG have really hurt local lowand middle-income families and small family owned businesses in the area. Sadly, many of these local, family owned businesses will not survive the Covid 19 restrictions.

This paints the perfect picture of what the local economic impact to the surrounding communities would look like with closure of Oceano Dunes SVRA. In the Oceano Dunes District alone the Oceano Dunes SVRA contributes about 3,300 jobs and provides about \$2 million in state and local taxes as well. The revenue lost impacts the entire county, thriving businesses become extinct and unemployment skyrockets.

Right now, the future of the dunes has been based solely on environmental concerns, the fiscal impact of closing the Oceano Dunes SVRA has not been given equal consideration. Both of these issues must be addressed before making any decision to close the Oceano Dunes SVRA.

Since the Oceano Dunes is now closed due to Covid19 restrictions, there has been zero OHV activity or vehicle access to the dunes for months. But the dust emissions are much worse now. The CDF site exceedances have doubled to 12 and the Nipomo-Guadalupe Road site exceedances have nearly quadrupled to 11. We encourage the CCC to take into consideration this new data and take a good look into the results and findings of the Scripps Institute study.

While species management is important, it needs to be balanced equally with OHV recreation.

Unfortunately, the OHV community will never see an equal balance, the scales will always be tipped in favor of the groups who look to remove OHV recreation from the Oceano Dunes SVRA.

Please keep in mind that the Oceano Dunes SVRA was purchased with Green Sticker Trust Fund money for the purpose of promoting OHV recreation and preserving these OHV areas for future generations.

Oceano Dunes SVRA should be managed as a State Vehicular Recreation Area, not a bird sanctuary or a butterfly grove. It should be managed as a park designated for OHV recreation.

After reading the CalCoastNews article "The Regulators who cried wolf" we have become very concerned about the blatant disregard for science and facts by the local APCD, CCC and State

Parks and the millions of dollars wasted on scientific reports that were ignored because it didn't fit their narrative to remove OHV recreation from Oceano Dunes SVRA.

The Coastal Commission is once again overreaching their authority with the issuance of a Cease and Desist Order to CLOSE the Oceano Dunes SVRA. This seems to be is a clear violation of their own regulations.

The Coastal Commission is supposed to protect public access, but this latest attempt to remove OHV access from the Oceano Dunes SVRA proves that the California Coastal Commission staff at least believes its only access for some Californians.

NOT the millions of Californians that enjoy OHV Recreation.

Jeff Blewett
California 4 Wheel Drive Association
Northern Natural Resource Consultant
3843 Hartvickson Lane
Valley Springs Ca 95252
209-210-7880
ndnrc@cal4wheel.com



July 8, 2020

California Coastal Commission 1121 L St. #503 Sacramento, CA 95814

OPPOSE -California Coastal Commission Order to Close Oceano Dunes SVRA

Dear Commission Members:

AMA District 36 (D36), a non-profit recreation group, stands in strong opposition to the California Coastal Commission (CCC) Notice of Intent to Issue an Executive Director Cease and Desist Order against California State Parks for alleged violations of the Coastal Act.

D36 believes the CCC and its Executive Director have exceeded their statutory authority by issuing this proposal that is simply a continuation of the agency's "death by a thousand cuts" strategy to functionally close Oceano Dunes State Vehicular Recreation Area to legal OHV use.

D36 believes the Order places the CCC – including sister state and federal agencies - in legal jeopardy since it most assuredly will be challenged in court resulting in millions of taxpayer dollars being wasted defending an illegal directive.

D36 urges the CCC to rethink their efforts to close the unit to OHV use and instead work with Parks so it may reopen the unit in a timely manner and continue their programs to provide sustainable high-quality motorized and non-motorized recreation at the SVRA.

Respectfully submitted,



Don Amador Government Affairs AMA District 36 555 Honey Lane Oakley, CA 94561 Office: 925.783.1834

Email: damador@cwo.com
Web: http://ama-d36.org/

cc: California State Parks

USFWS

RE-OPEN OCEANO DUNES

sierra4260@aol.com <sierra4260@aol.com>

Wed 7/8/2020 2:18 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Jared.macleod@corva.org <Jared.macleod@corva.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Office of the Secretary CNRA <secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us <bgibson@co.slo.ca.us>; ahill@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; jhamon@prcity.com <jhamon@prcity.com>

REOPEN OCEANO DUNES!

I am writing to express my outrage of the California Coastal Commission's Cease and Desist order to State Parks, again calling for the closure of Oceano Dunes SVRA. My family has grown up camping and recreating at the Dunes for 4 generation, long before ODSVRA became a State Park. We work hard and we pay our taxes. All we want is to give our grandchildren the same wholesome opportunities that our family has enjoyed for generations, growing up at Oceano Dunes.

These continued attacks by the CCC and APCD are absolutely appalling. When did the CCC become an agency working in the pockets of the wealthy, willfully acting to destroy our local communities, businesses and family recreational opportunities? State Parks must take a stand against the CCC, and reject this Cease and Desist order! It is long overdue that State Parks start doing its job to fight for and defend our SVRA!

This past week I read a very concerning article in Cal Coast News. This article has raised some very serious allegations of corruption at the CCC and APCD. Could you please explain these accusations?

https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/

I am opposed to any further closure or restriction to Oceano Dunes SVRA.

Lin Macleod

THE IMPORTANCE OF OCEANO DUNES TO FAMILIES

Tyler Yost <tyler.yost831@yahoo.com>

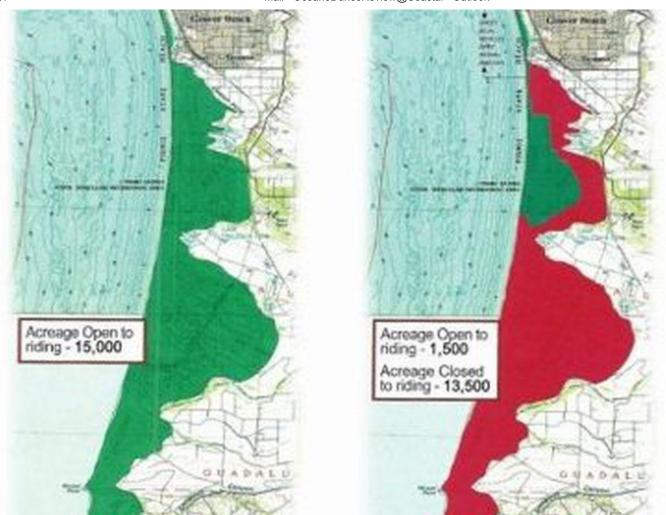
Wed 7/8/2020 8:11 AM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Jared.macleod@corva.org <Jared.macleod@corva.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Office of the Secretary CNRA <secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us <bgibson@co.slo.ca.us>; ahill@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; jhamon@prcity.com <jhamon@prcity.com>

To whom it may concern,

Hello all, my name is Tyler yost and I have been enjoying oceano dunes and creating memories with friends and family for 23 years now. When I was young, I remember having access to nearly 3-5,000 acres of dunes as apposed to the current 1,460 acres that we had prior to the Covid Epidemic. As of the last day the dunes were open to the public, we had access to less than 10% of the 15,000 acres of dunes in the oceano area. The other 13,740 acres are closed to OHV use and limited to recreational hiking, as well as to protect the western snowy plovers habitat. On a different note, according to the Center for Biological Diversity in 2000, there were 976 western snowy plovers observed breeding on the coastline of central California. Today, 20 years later, the population has increased exponentially with the population of observed Western snowy plovers to be at 2900 on the pacific coast. Mind you that these birds are known to breed from the Washington coast line all the way to Baja California per the US Fish & Wildlife service. So currently, the populations show continuous improvement, these birds were listed as "threatened" on the endangered species list back in 1993. The populations have continued to rise since then due to habitat rehabilitation and so forth. I am all for the conservation of wildlife, and the protection of endangered species, but to close the approximate 12 miles of coast at oceano dunes where there is over 3,000 miles of coastline and habitat from southern Washington to Baja California for a small bird who's population is expanding slowly year after year is absurd. I am for the sand, and I propose that we continue to have OHV use at Oceano dunes for generations to come. As a community, we can come up with some sort of agreement. I would like to invite anyone reading this a chance to see how enjoyable and meaningful to friends/family access to oceano dunes for OHV access and camping truly is. Sincerely,

Tyler Yost



RE: Prejudice, and possible corruption in the California Coastal Commission

shawjjjj@comcast.net <shawjjjj@comcast.net>

Wed 7/8/2020 5:38 AM

To: Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov >; Mangat, Lisa@Parks < Lisa.Mangat@parks.ca.gov >; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; Office of the Secretary CNRA <secretary@resources.ca.gov>; OHV, OHVINFO@Parks <OHVINFO.OHV@parks.ca.gov>

Cc: McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us <bgibson@co.slo.ca.us>; ahill@co.slo.ca.us <a href="mailto:<a href="mailt rfonzi@atascadero.org <rfonzi@atascadero.org>; jhamon@prcity.com <jhamon@prcity.com>; crayrussom@arroyogrande.org <crayrussom@arroyogrande.org>; jpaulding@arroyogrande.org <jpaulding@arroyogrande.org>; kstorton@arroyogrande.org <kstorton@arroyogrande.org>; lgeorge@arroyogrande.org <lgeorge@arroyogrande.org>; apease@slocity.org <apease@slocity.org>; ewaage@pismobeach.org <ewaage@pismobeach.org>

Adding more to the CC list

- What the Coastal commission is doing is wrong and biased!
 - o Please do not let them get away with this.
- Since they cite use of heavy equipment as the 'current' reason to meet their one sided agenda despite data, then they need to close any beach that uses equipment.

This double standard and clear prejudice needs to stop.

• In light of all the bias and prejudice we see being corrected in this country, we need to stop this.

Also, why does the coastal commission NEVER respond to any emails? In the few times I have ever sent a question to other agencies, I always get a response.

- The commission seems unwilling to address the actions they are taking.
- I have submitted questions or issues a few times in the last year. NOT ONCE has the CCC responded.

Please stop the overstepping of this commission.

Thank you James Shaw CDR United States Navy (Retired)

From: shawjjjj@comcast.net <shawjjjj@comcast.net>

Sent: Monday, July 6, 2020 6:52 AM

To: 'john.ainsworth@coastal.ca.gov' <john.ainsworth@coastal.ca.gov>; 'kevin.kahn@coastal.ca.gov'

<kevin.kahn@coastal.ca.gov>; 'OceanoDunesReview@coastal.ca.gov' <OceanoDunesReview@coastal.ca.gov>;

'Lisa.Mangat@parks.ca.gov' <Lisa.Mangat@parks.ca.gov>; 'dan.canfield@parks.ca.gov'

<dan.canfield@parks.ca.gov>; 'secretary@resources.ca.gov' <secretary@resources.ca.gov>;

'OHVInfo.OHV@parks.ca.gov' <OHVInfo.OHV@parks.ca.gov>

Cc: 'shawjjjj@comcast.net' <shawjjjj@comcast.net>

Subject: Prejudice, and possible corruption in the California Coastal Commission

Importance: High

Mr. Ainsworth,

I am a retired Navy Veteran and I am appalled at the actions of you and the Coastal Commission that show inconsistent behavior with the rest of the state.

- Most recently is your Cease and Desist letter of 3 July
 - You call out grading and use of heavy equipment as the primary reason for this action

- Are you stating that tractors do not operate on beaches in California?
 - Isn't it true that smoothing of beaches is common place, especially in Southern California?

By citing equipment operations as a reason to shut down Oceano Dunes and allowing it in other beaches, you are showing a clear bias.

- This bias is consistent with other Coastal Commission statements such as Kevin Kahn stating "It is time to start thinking about ways to transition the Oceano Dunes State Vehicular Recreation Area away from OHV use" during the one year plan to work with state parks.
 - The commission is clearly not working with state parks.
- The Coastal Commission is also ignoring data that shows particulate matter is the same without OHV activity
- The Coastal Commission appears to be ignoring data that shows the Snowy Plover population has steadily increased since 2007

We have enough problems in this country due to bias and prejudice. I am not putting this at the same level, but it is clear that the Coastal Commission is acting on personal beliefs, not looking at data, and not working with state parks for solutions.

There is already and active investigation into corruption by Supervisor Adam Hill. When the Coastal Commission is taking actions in the Oceanco Dunes area that are not consistent with operations in other coastal areas, it shows bias and possibly worse.

• Please stop this unfair action in the Oceano Dunes

Ms. Mangat, please fight this action. Stand up for the 2 miles of OHV use we have on the 850 miles of California Coast and the one of nine OHV parks on the coast out of 280 state parks.

• We need a place for all

Thank you James Shaw United States Navy (Retired)



California Four Wheel Drive Association, Inc.

Over 55 years advocating for recreation

Greetings,

A 200-million-dollar reduction in local economic income would be a huge impact on the community as the 1.5 to 2 million visitors per year would take their money elsewhere if Oceano Dunes is closed to OHV. The impact to local businesses would drive the majority bankrupt. OHV dollars stretch further than just the local community. It includes the sale of recreation vehicles, gasoline, camping necessities, everything pertaining to outdoor recreation. Closing Oceano Dunes, only SVRA with beach access, would have such a negative impact. It's possible the CCC hasn't considered the economic ramifications.

It's a known fact the APCD has been providing false information and the numbers pertaining to the actual crystalline silica are not accurate. Not to mention the particulate matter most harmful to the human body are typically found in mining and manufacturing industries, not from natural wind-blown sand. Crystalline silica is typically caused by cutting, grinding, sanding or crushing of stone or sand. The use of OHV vehicles cannot create the same effect on stone or sand, due to the lack of required force.

Millions of OHV dollars have been invested in environmental studies of silica and have found that OHV use on the dunes is not a viable source of silica production, therefore closing the dunes is not going to stop the flow of wind driven sand. I would like to point out if the CCC had not approved the removal of more than 600 acres of Eucalyptus trees for the purpose of building more homes as well as providing these homes with a beach view, then there would still be barriers present and it would not need replacement of vegetation or applying fencing in an effort to recreate what you previously removed, and now all out of tax payers pockets.

The recent closures of camping areas and beach access only prove one thing, OHV'ers are not the cause of the problem. Studies show, since the COVID pandemic and the closing of Oceano Dunes OHV use, the numbers have more than doubled at the data station at CDF and quadrupled at Nipomo-Guadalupe as coastal prevailing winds continue.

As for the Snowy Plover, Studies have also shown year after year as the Snowy Plover continues to nest closer to the open vehicle areas their nests continue to increase suggesting human presence may deter the presence of Snowy Plover predators, in turn allowing Plovers to seek refuge. For instance in 1993 only 16 nests were found but in 2011 there were 172 nests. Imagine the nest increase between 2011 and present.



California Four Wheel Drive Association, Inc.

Over 55 years advocating for recreation

Even with the available data showing OHV is not the cause of the problem this all appears to be just another attempt by the APCD, CCC, and other organizations to close the dunes to OHV even without justified evidence of any harmful impacts to the environment or the public. Perhaps they need to put more importance into what economic impact they will cause the local businesses and tourism.

This is the only SVRA that allows camping and vehicle recreation on the shore lines. Imposing even more restrictions without just cause is becoming ridiculous. The millions of OHV dollars used to mitigate all the Oceano Dunes issues could have been put to better use rather than constantly fighting false claims. Oceano Dunes should be open to public access and OHV use now and for future generations.

I am opposed to any further closures to the Oceano Dunes SVRA.

Regards,

Jack Chapman

President

California Four Wheel Drive Association, Inc.

Oceano Dunes SVRA

Jon Aichele <jons4x4@aol.com>

Wed 7/8/2020 2:01 AM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Office of the Secretary CNRA <secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us
 shill@co.slo.ca.us <ahill@co.slo.ca.us>; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us>; darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; ihamon@prcity.com <ihamon@prcity.com>; crayrussom@arroyogrande.org < crayrussom@arroyogrande.org >

To Whom it May Concern,

I am 80 years old and my wife and I have been going to the dunes since 1972. There have been many good times for us, our children and grand children. I believe the Coastal Commission is out of line on there call for closure. My family and I are opposed to this closure.

Thank You. Jon Aichele 661-832-9453 Bakersfield, Ca

Oceano dunes SVRA State Park OHV

JASON PORRAS < jayg2002@yahoo.com>

Wed 7/8/2020 12:07 AM

https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/

Please keep the dunes state park open for OHV camping etc. This is our park. Our kids family love and cherish this park. Please look into the corruption within the California Coastal Commission. Please see the recent news article in the Cal Coast News. The CCC has lied about air quality. The air quality has proven to be the same or worse with no OHV since closure due to COVID 19. Please help OHV riders keep our access to the Oceano Dunes.

the coastal commission is overreaching their authority and violating their own regulations.

SVRA has an economic impact of \$243m and generates 3300 jobs in the five cities. Our city primarily consists of small businesses which have already been obliterated by the coronavirus shutdown. Closing the Oceano Dunes SVRA puts our communities at an even larger disadvantage when coupled with our already shuttered economy.

Aside from the economic impacts, the Oceano Dunes SVRA is vital because it gives people with disabilities access to the beach without worry about their physical limitations. The area also provides children with an outdoor recreation area; a chance to unplug and be kids. This park is one of the only affordable lodging options in this area, making beach vacations affordable for ALL! In today's climate it's unbelievable that you would allow an affordable lodging option, that directly impacts low income and minority families, to shut down.

DO NOT allow the California Coastal Commission to overstep their authority, during this unprecedented time, by closing the Oceano Dunes SVRA. If you do nothing to stop this, consider yourself responsible for the negative impact to our communities and citizens.

#SaveOceanoDunesSVRA #DemandAction @friendsofoceanodunes

Hello,

Please provide a public response to the following article.

https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/

Thank you

Jason Porras 805-587-6973

FW: KEEP PISMO BEACH OHV OPEN

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 7/7/2020 11:48 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Sammi@Pit26.com <pit26motorsports@gmail.com>

Sent: Tuesday, July 7, 2020 4:44 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>

Subject: KEEP PISMO BEACH OHV OPEN

To Whom It May Concern:

I write regarding the city's recent announcement to set new limitations on public access to Pismo Beach and actually prohibit vehicle access. I have been so saddened and shocked by this news. My family and I consider Pismo a *life-changing* experience at least it was for myself and my 25+ family members. I explain below with the sincere hope that you reopen the dunes for OHV at once and in fact INCREASE the land which we are able to enjoy and explore. Please do not take away the Pismo beach and dunes experience from myself and others.

Pismo beach beats each of my other outdoor experiences because of its unique serenity, easy accessibility and simple beauty. The dunes are an added benefit and like no other in the vicinity, and perhaps all of the West Coast. During our Toyota Landcruiser weekend, we had the incredible opportunity to enjoy 3 uninterrupted days and 2 nights on the glorious coast of the Pacific Ocean. We woke up with the sun and enjoyed moonlight by night; we cooked outdoors and created a bonfire to roast marshmallows and to stay warm at night. Our kids woke up without alarm clocks or school uniforms, or other mundane rules and regulations, and gathered at the crack of dawn to plan for the excitement of the day: simple pleasures of running around, splashing in the waves, riding the dunes and lots of heart-felt laughter. The unique calm of Pismo Beach juxtaposed with the excitement of the dunes is a combination that may be unique in the world and certainly on the West Coast of the U.S. The people that gather there love those dunes and work all year to perfect their trucks to caress over the dirt as masterfully as possible. I had no idea it would be as fun as it was; and for the first time, and I have been traveling to the dune as a bachelor and now with my family for the past 15+ years

One may say, "just find another beautiful place to camp or ride your truck!" This is neither possible nor practical. No place in the world is like Pismo beach and the people that gather annually for the Toyota event are like family. Realistically, where can we go to have the same experience: camping on the beach and riding dunes, without interruption or complication from the media, technology or outside world??

As for the possible negative effect(s) of public use of the beach and dunes, they certainly do not seem to compare to all of the positives of the public continuing to enjoy this natural beauty. Isn't that what the beach and ocean and dunes were meant for, for swimming in and exploring? I am entirely in support of raising our future generations to love and appreciate the beauty of our natural habitats in a respectful and meaningful way. From my Pismo experiences, the beach was fully respected by all – all litter was constantly and thoroughly cleaned up, the cars stayed out of the water and quiet to the greatest extent possible, out of consideration for permanent members of the community. We slept on the beach, enjoyed the waves, ate outdoors, greeted each other, made new friends and laughed with those we knew so well – how often does this happen today?

Last and certainly not least, your expressed concern for the residents of and around Pismo beach must be addressed. While their peace and quiet is important, it cannot be the only consideration. By deciding to live by the ocean, the residents accepted certain advantages and disadvantages. For instance, residents have the privilege of waking up and going to sleep with the sound of the waves, walking in the sunshine

to enjoy the ocean, and generally enjoy the peace and quiet of life by the shore. On the downside, there will be troublesome rainstorms and high tides, and plentiful and consistent visitors. While there are limits to how visitors must treat the beach and the dunes – with utmost respect, perhaps with an entrance or use fee and/or limited time of use - to entirely ban the use of the beach as we did that glorious weekend many months ago would be a tragedy. It would be cutting out the ability for our kids – who are so consumed by meaningless, brain-numbing technology – to experience a true connection with mother nature, enjoy the sport of off-roading with parents and loved ones, and connect to one another in a simple and deep way that is rarely available to us in general any more.

Simply put, there is no place in the world like Pismo. Please do not take yet one more meaningful experience away from this increasingly meaningless world. Please contact me directly if I can be of further assistance or support to Pismo beach.

Inline image 2 Samuel Shaaya . <u>323.793.9301</u> . <u>Sammi@PIT26.com</u> . 120 El Camino Dr. Suite#216, Beverly Hills, CA 90212

FW: PERMANENTLY STOP VEHICULAR TRAFFIC ON PISMO BEACH

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 7/7/2020 11:47 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Liz H <sfhowitts@gmail.com> Sent: Tuesday, July 7, 2020 4:44 PM

To: Ainsworth, John@Coastal < John. Ainsworth@coastal.ca.gov> Subject: PERMANENTLY STOP VEHICULAR TRAFFIC ON PISMO BEACH

Hello:

I am writing today in the hope that you will consider working toward changing the rules around vehicular access to the beach and dunes.

Pismo Beach has been the unspoiled paradise of a wide fine-sanded beach that it was meant to be since Covid-19 required it's closure. The amount of people who are actually able to enjoy the beach seems to have increased dramatically, now that it's not a dangerous highway.

My husband and I have so enjoyed being able to walk the length of the beach without fear of injury or harassment, as have so many others who live in this community. We wish to stop these dangerous and polluting activities, which would NEVER be approved or tolerated anywhere else, particularly on the California coast, sadly our voices are often drowned out.

There is an opportunity here, which has been the only bright side of Covid-19 and social distancing.

Please don't waste it.

Matthew and Elizabeth Howitt

KEEP PISMO BEACH OHV OPEN

Sammi@Pit26.com <pit26motorsports@gmail.com>

Tue 7/7/2020 11:44 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>

To Whom It May Concern:

I write regarding the city's recent announcement to set new limitations on public access to Pismo Beach and actually prohibit vehicle access. I have been so saddened and shocked by this news. My family and I consider Pismo a *life-changing* experience at least it was for myself and my 25+ family members. I explain below with the sincere hope that you reopen the dunes for OHV at once and in fact INCREASE the land which we are able to enjoy and explore. Please do not take away the Pismo beach and dunes experience from myself and others.

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One may say, "just find another beautiful place to camp or ride your truck!" This is neither possible nor practical. No place in the world is like Pismo beach and the people that gather annually for the Toyota event are like family. Realistically, where can we go to have the same experience: camping on the beach and riding dunes, without interruption or complication from the media, technology or outside world??

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Last and certainly not least, your expressed concern for the residents of and around Pismo beach must be addressed. While their peace and quiet is important, it cannot be the only consideration. By deciding to live by the ocean, the residents accepted certain advantages and disadvantages. For instance, residents have the privilege of waking up and going to sleep with the sound of the waves, walking in the sunshine to enjoy the ocean, and generally enjoy the peace and quiet of life by the shore. On the downside, there will be troublesome rainstorms and high tides, and plentiful and consistent visitors. While there are limits to how visitors must treat the beach and the dunes – with utmost respect, perhaps with an entrance or use fee and/or limited time of use - to entirely ban the use of the beach as we did that glorious weekend many months ago would be a tragedy. It would be cutting out the ability for our kids – who are so consumed by meaningless, brain-numbing technology – to experience a true connection with mother

nature, enjoy the sport of off-roading with parents and loved ones, and connect to one another in a simple and deep way that is rarely available to us in general any more.

Simply put, there is no place in the world like Pismo. Please do not take yet one more meaningful experience away from this increasingly meaningless world. Please contact me directly if I can be of further assistance or support to Pismo beach.

Samuel Shaaya . 323.793.9301 . Sammi@PIT26.com . 120 El Camino Dr. Suite#216, Beverly Hills, CA 90212

I condemn the Cal Coast Commission's C&D letter

Tyler Sasaki <tyler@powertank.com>

Tue 7/7/2020 11:13 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

To Mr. Kahn,

I am appalled at the CCC's Cease and Desist letter aiming at bullying the State Parks into ceding more land from the taxpayer funded ODSVRA area. I am part of a manufacturing business that primarily serves the OHV community. Further restrictions on OHV access at the ODSVRA and beyond not only impacts those businesses central to the area (to the tune of \$240,000,000) but also my business and businesses like mine. It affects my livelihood and my preferred method of weekend recreation. It also hurts low income families and people with mobility difficulties that rely on the ODSVRA for family vacations and outdoor recreation.

I am as much of an environmentalist as anyone but I base my politics on FACTS. The CCC is targeting the ODSVRA based on airborne particulate matter and silica dust. Yet, they base their recommendations not on FACT but on feelings and opinions. There is not a single study that backs up their claims and a recent air study shows particulate matter is up during the months when OHV use in these areas have been restricted. Almost as if to say that wind causes sand and dust to blow inland.

They then go on to defend the Snowy Plovers, however, they are singling out ODSVRA when there are other stretches of Coastline that they could be focusing on. This, to me, shows their inherent anti-OHV bias. They do not care about the Snowy Plovers or the actual causes of air pollution. They simply want to take away my right to recreate on public lands that I pay for.

Tyler Sasaki **Power Tank**

Media Manager O: 209-366-2163

IG: @powertankofficial FB: @powertank1

FW:

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 7/7/2020 11:06 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: deasonwhitney <deasonwhitney@yahoo.com>

Sent: Tuesday, July 7, 2020 4:04 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org; Jared.macleod@corva.org; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org; gwilley@co.slo.ca.us; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org; jpeschong@co.slo.ca.us; bgibson@co.slo.ca.us; ahill@co.slo.ca.us; lcompton@co.slo.ca.us; darnold@co.slo.ca.us; rfonzi@atascadero.org; jhamon@prcity.com; crayrussom@arroyogrande.org; jpaulding@arroyogrande.org; kstorton@arroyogrande.org; lgeorge@arroyogrande.org; apease@slocity.org; ewaage@pismobeach.org; jheadding@morrobayca.gov; OHV, OHVINFO@Parks <OHVINFO.OHV@parks.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal < linda.escalante@coastal.ca.gov >; Howell, Erik@Coastal < erik.howell@coastal.ca.gov >; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Info@jordancunningham.org

Subject:

To whom it may concern:

I am writing you to ask that you please keep the dunes open. We have always enjoyed going and would like to continue the tradition of going to the dunes. Without the dunes, we will take our business elsewhere.

I have grown up visiting the coast and have loved the area. It will change drastically if the dunes close with businesses closing. We have already seen the damage that has been done because of COVID. There will be far more businesses closing due to closure of the dunes.

Thank you, Whitney Zuercher

Sent from my Verizon, Samsung Galaxy smartphone

Oceano Dunes Closures

Oceano Dunes SVRA continues to be under attack. Even in this time when Covid-19 has shut the SVRA down, Motorized Recreating has reached an all time high of anti-OHV hate that I've never seen before in my lifetime. We have always found for our OHV access is up against the Environmental Racism based on the State and/or Federal rules, regulations, policies and/or decisions that intentionally target the OHV community. We must fight now to protect our access against a VERY disproportionately unreasonable forces. To make matters even worse, we are, as a group targeted, hated, insulted and called names. We're are all told to stay in our valley. We are told to not come to where we like to recreate. People who have taken up their residence along the windy sand blown coast have a sense of power and ownership. When they cannot prove we're damaging the environment with their one-sided fake science, they smear us with insults, stereotypes, and socio-economic derogatory statements.

The closures of Oceano Dunes continues even though the governor and CDC has allow outdoor events and gathering with guidelines to protect from the spread of the virus. But there's more issues than just Covid-19. We recently found out that the "CCC" California Coastal Commission is misusing their authority. They are not following their mission of the CCC in guaranteeing access to California's coast line for ALL recreation, not just the forms recreation the CCC approves of! The corrupt CCC has no jurisdiction over decisions being made in the operations of this park. The CCC continues to overreach itself in the operation of our SVRA. The California State Parks needs to stand strong and stand up for our recreational opportunities. Unfortunately the State Parks are laying over in submission to the CCC. They continue to waste OHV money on non-OHV expenditures.

The Fake Science is behind us but the dirty politics is not! Their inaccurate, made up science has been exposed. I'm reaching out from my elected officers to step up with their political pressure!! Our SVRA has had permanent closures to over 2,000 acres of our at one time 3,490 acres. We are now shrunk down to 1,400 acres due to conservation. (4) endangered species has caused these closures. (6) plants are also covered under the justifications for the closures. In doing all this, I must remind the Oceano Dunes District, SLO-APCD, CCC, Center for Biological Divisity that this is a California State Park SVRA, not a bird observatory or a wildlife refuge. We must find a balance here. So far, there has been no balance! All there has been is take, take and take. We must find an adaptive management plan which will allow OHV to coexist while still protecting the habitat. Shrinking the OHV riding acres is not the answer. Oceano Dunes permanent closure due to the snowy plover isn't the answer.

Please help find a balance here where we can keep our SVRA OPEN and protect the species which are equally important. Opening more of the closed 3,490 acres may seem counterproductive to all the anti-OHV agencies fighting for this closure, but could

seriously be the balance. Keep the protected areas closed off and OPEN designated areas for OHV. Please help in finding a solution when it seems like the ONLY answer is defeat. We need everyone working together now more than ever.

Thank you for your time and consideration.

Mike McGarity Vice President, Cal4Wheel Central District Past President, Clovis Independent 4 Wheelers Board Member, Offroaders United

(No subject)

deasonwhitney <deasonwhitney@yahoo.com>

Tue 7/7/2020 11:04 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Jared.macleod@corva.org <Jared.macleod@corva.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us
 shill@co.slo.ca.us <ahill@co.slo.ca.us>; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us>; darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; jhamon@prcity.com <jhamon@prcity.com>; crayrussom@arroyogrande.org <crayrussom@arroyogrande.org>

To whom it may concern:

I am writing you to ask that you please keep the dunes open. We have always enjoyed going and would like to continue the tradition of going to the dunes. Without the dunes, we will take our business elsewhere.

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Thank you, Whitney Zuercher

Sent from my Verizon, Samsung Galaxy smartphone

FW: Oceano SVRA and OHV recreation

Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Tue 7/7/2020 10:03 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: n strang@sbcglobal.net <n strang@sbcglobal.net>

Sent: Tuesday, July 7, 2020 2:39 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org; gwilley@co.slo.ca.us; Canfield, Dan@Parks < Dan. Canfield@parks.ca.gov>; mshah@groverbeach.org

Subject: Oceano SVRA and OHV recreation

Hello,

Thank you for closing the Oceano SVRA park during this COVID 19 pandemic. Please insure that this park reopens in a timely manner according to the State of California's recommendations. Be Safe and Thank you,

Noel Strang

Oceano Dunes

David George <friendly.glampers@gmail.com>

Tue 7/7/2020 9:55 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Jared.macleod@corva.org <Jared.macleod@corva.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us
 shill@co.slo.ca.us <ahill@co.slo.ca.us>; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us>; darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; ihamon@prcity.com <ihamon@prcity.com>; crayrussom@arroyogrande.org < crayrussom@arroyogrande.org >

To Whom it May Concern,

I would like to express my feelings and concerns regarding the closure of the Oceano Dunes. I run an influencing account for a group of 5 family campers. We explore all places to camp and provide our reviews and recommendations for each site. Our favorite place to camp is the Oceano Dunes. Our kids love hanging out in a giant sandbox during our stay. All 5 families have been enjoying the oceano dunes for 30 years and we are now passing that tradition on to our children.

During this COVID-19 shut down we have been disappointed in the closure and cannot sit back and watch it be shut down any longer. Our children, our heart broken, they enjoy riding their quads along the beach while enjoying the beautiful views of the ocean. They have been ripped of that experience.

In our own personal experience, Oceano dunes kept me out of trouble as a teenager. I loved camping at Oceano so much that if i was in any trouble my parents would take it away from me. I strived on never being in trouble so I can continue going to the beach and riding.

The dunes aren't just a hobby, they are a lifestyle and taking that away from families and children is uncalled for. Please take our families and children into consideration during your decision. We are just a group of campers that enjoy the dunes and join annual clean ups to ensure it stays beautiful.

Thank you, Friendly_Glampers

JUL 07 2020

CALIFORNIA COASTAL COMMISSION CENTRAL COAST AREA

Testimony to the California Coastal Commission, July 2020 meeting

RE: Off Highway Vehicle Use at the Oceano Dunes

My name is Evelyn Delany. I am a former SLO County Supervisor.

In 1982, the Coastal Commission gave the State Parks 18 months to find an alternative to an entrance at Oso Flaco Road. Well, they didn't find another entrance. So the State Parke have been operating the Oceano Dunes OHV Area with no legal entrance for the last 38 years.

Just last week MARK GOLD, executive director of the California Ocean Protection Council, said, "If OHV use were proposed today, it would never happen."

The Coastal Commission is charged with protecting coastal resources and prohibited from allowing activities that are not coastal dependent.

Please direct your staff to write a report with findings that say:

OHV activity is not coastal dependent.

2. Ten(10) endangered species are struggling to survive in the OHV use area.

3. OHV activity disturbs the sand crust and causes PM 10 levels to exceed acceptable,

To support a vote to close the dunes to OHV use, the staff further recommends that:

1. OHV activity is prohibited in the Oceano Dunes and shall cease immediately. 2. State Parks shall close all vehicle entrances immediately.

3. State Parks shall clean the area, remove all trash and other materials which may hinder wildlife in the area.

Then, be brave, bit the bullet, and vote to close the dunes to vehicles, once and for all.

RECEIVED

JUL 07 2020

July 6, 2020

CALIFORNIA COASTAL COMMISSION CENTRAL COAST AREA

California Coastal Commission 45 Fremont Street #2000 San Francisco, CA 94105-2219

Dear Commission Members and Staff,

Instead of preparing testimony and arranging to address the Commission by ZOOM, this past Wednesday, July 1, my phone service was cut off mysteriously. This has been added to the Pismo Beach Police Incident Report #2006120051. Those OHV lovers don't fool around; they play dirty.

It took a while to get internet and phone service restored, and by the time I got that done, I missed your deadlines for the July meeting.

I hope my attached comments can be part of the record.

Delang

Thank you.

Sincerely,

Evelyn Delahy 128 Seacliff Drive

Pismo Beach, CA 93449

Edwin Harris 1764 Louise Lane Nipomo, CA 93444

June 18, 2020

Dayna Bochco, Commissioner California Coastal Commission 45 Fremont Street, Su. 2000 San Francisco, California 94105-2219

Dear Ms. Bochco:

I read Kevin Kahn's May 29 letter to Mr. Ronnie Glick regarding the State Parks Habitat Conservation Plan, Draft Environmental Impact Report and Public Works Plan.

I noted that his correspondence was not a one page, well done comment letter. It was 13 pages of comments attempting to work with the State Parks to instruct them comply with United States Fish & Wildlife regulations and the California Coastal Commission requirements, not to mention the California and San Luis Obispo County Air Pollution Resources boards.

State Parks continue to pull out all the stops to continue to improve and expand Off-Highway Vehicle riding on the Oceano Dunes. As Kevin pointed out, State Parks skirts the issues, uses circular reasoning and state that habitat and wildlife destruction are acceptable losses - "take". "Take" is not a nice, politically correct term to the ones that are taken - run over.

And why are they so intent on riding on the coast in an Environmentally Sensitive Habitat Area? My opinion is to justify their existence. State Parks only charges \$10, a very nominal fee to enter the park and ride a sand dune buggy over the dunes. State Parks Off Highway Vehicle Division has a fund that comes from the fuel taxes collected in the State of California. There is plenty of money to run the Off Highway Division. They are protecting their pensions, enjoying the support and benefits of manufacturers, suppliers and Off-Highway Vehicle enthusiasts. They enjoy their lifestyle, want to protect it and at what expense?

State Parks claim the riding on the dunes is the only coastal riding area available. It is true it is the only coastal State Park run Off-Highway Vehicle area. Enthusiasts can still ride on private land, private Off-Highway Vehicle parks and the eight other California State Off-Highway Vehicle parks. Those eight other parks are not in a geographical unique coastal area, nor do they create air pollution in populated areas.

As people we no longer build asphalt streets willy nilly through the Sequoia forests. We no longer dump our sewage in the rivers. It is time we no longer destroy the Oceano Dunes in the name of recreation.

Please allow the flora and fauna of the Oceano dunes to fight their own natural fight against the elements and predators. Please allow the Oceano dunes to take back their awesome aura with their wave capped dunes, symmetrical ridges and disappearing dunes.

What is the take on human life because of downwind air pollution? Just Ask the American Lung Association. There is a nasty list of diseases and chronic conditions that come from particulate matter in the air. Those diseases and chronic conditions can be reduced or eliminated if the Coastal Commission prohibited Off-Highway vehicle riding on the Oceano Dunes.

Will riding enthusiasts ever get enough? We know the answer is no. Well, enough is enough. There are other people in the world besides riding enthusiasts who deserve to enjoy the unique geographical nature of the Oceano dunes, hikers, campers, horseback riders and the natural inhabitants of the dunes, the least turn, the snowy plover and the grunions.

Preservation can be enacted. Off-Highway Vehicle riding can be eliminated in EHSA's. There is only one unique Oceano Dunes area. Please protect it and preserve it, now and in the future. Thank you.

Respectfully submitted,

Edwin Harris

Edwin Harris

Oceano SVRA and OHV recreation

n_strang@sbcglobal.net < n_strang@sbcglobal.net >

Tue 7/7/2020 9:38 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org >

Hello,

Thank you for closing the Oceano SVRA park during this COVID 19 pandemic. Please insure that this park reopens in a timely manner according to the State of California's recommendations. Be Safe and Thank you,

Noel Strang

FW: 18.8% Poverty Rate in Oceano, California

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Tue 7/7/2020 4:24 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> **Date:** Tuesday, July 7, 2020 at 8:56 AM

To: "Brownsey, Donne@Coastal" <donne.brownsey@coastal.ca.gov>, "Padilla, Stephen@Coastal" <Stephen.Padilla@coastal.ca.gov>, "Turnbull-Sanders, Effie@Coastal" <effie.turnbull-</p> sanders@coastal.ca.gov>, "Aminzadeh, Sara@Coastal" <sara.aminzadeh@coastal.ca.gov>, "Hart, Caryl@Coastal" <caryl.hart@coastal.ca.gov>, "Wilson, Mike@Coastal" <mike.wilson@coastal.ca.gov>, "Rice, Katie@Coastal" <katie.rice@coastal.ca.gov>, "Escalante, Linda@Coastal" <linda.escalante@coastal.ca.gov>, "Uranga, Roberto@Coastal" <roberto.uranga@coastal.ca.gov>, "Howell, Erik@Coastal" <erik.howell@coastal.ca.gov>, "Groom, Carole@Coastal" <carole.groom@coastal.ca.gov>, "Kahn, Kevin@Coastal" <Kevin.Kahn@coastal.ca.gov>, "Craig, Susan@Coastal" <Susan.Craig@coastal.ca.gov>, "Carl, Dan@Coastal" <Dan.Carl@coastal.ca.gov> Cc: "directorvilla@oceanocsd.org" < directorvilla@oceanocsd.org>, "oceanobeachca@gmail.com" <oceanobeachca@gmail.com>, Adam Hill <ahill@co.slo.ca.us>, "bfixler@co.slo.ca.us" <bfixler@co.slo.ca.us>, "district4@co.slo.ca.us" <district4@co.slo.ca.us>, "hharmon@slocity.org" <hharmon@slocity.org>, "Jpaulding@arroyogrande.org" <Jpaulding@arroyogrande.org>, Bruce Gibson <bgibson@co.slo.ca.us>, "directorreplogle@oceano.csd.com" <directorreplogle@oceano.csd.com> Subject: 18.8% Poverty Rate in Oceano, California

https://www.welfareinfo.org/poverty-rate/california/oceano

We need new managment, planning and land use for the Oceano Dunes.

As you can see Oceano has become a sacrafice zone, with disposable people.

Profits are going to the StateParks-OHV Division and white majority communities.

All the problems have been dumped on low income ,people of color, living adjacent to the park. This is why others want things to stay the same!

How many other beach cities, with a beautiful beach, have such poverty on the Central Coast? California?

Why is Oceano a low income Opportunity Zone?

Read the statistical numbers. This is what the fun, the past, unique experiences, are built upon in Oceano.

Ask yourself Why?

If a conditional use permit created this systemic problem, a new sustainable green permit, built on Environmental Justice, can solve this problem.

Stop Systemic Racism for Profit

OCEANO DUNES: Please allow further vehicle access to our beaches

Ritchie Wimmer <wimmerracing@yahoo.com>

Tue 7/7/2020 12:29 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>

I support the continued use of vehicles at the Oceano Dunes. Although I only go to the dunes annually, I want it to be available for future generations to enjoy motor vehicle recreation. Please expand the foot print & limit the daily vehicle occupancy to mitigate safety & environmental concerns.

Ritchie Wimmer

"No trees were harmed in the sending of this email, but a large number of electrons were terribly inconvenienced..."

Oceano Dunes

Anthony Coppola <coppolaipad@icloud.com>

Tue 7/7/2020 6:38 AM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Please take time to see that OHV has little to no impact on the air quality issues in the Oceano Dunes area. The reasons for the attempted closures are based on false science. We are being railroaded by agency's who want to eliminate our ability to recreate on the dunes by using false and manipulated scientific data. Please take the time to see both sides of the story. We have already lost so much and continue to loose OHV area everywhere due to constant attacks by environmental extremists and their agendas. I don't have a problem with conversation and responsible access. In fact most OHV groups do a lot to maintain and promote responsible access to all OHV areas. I urge you to please oppose ANY further closures of the Oceano Dune. Thank you for your time and consideration.

Anthony Coppola

Sent from my iPhone

Oceano SVRA

Lance DesBaillets < lance.desb@gmail.com>

Mon 7/6/2020 10:33 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Office of the Secretary CNRA <secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us
 shill@co.slo.ca.us <ahill@co.slo.ca.us>; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us>; darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; ihamon@prcity.com <ihamon@prcity.com>; crayrussom@arroyogrande.org < crayrussom@arroyogrande.org > Cc: Jared Macleod <pointmugu4wd@gmail.com>

Hello!

I'm outraged that my family cannot enjoy a trip to our SVRA this summer. Why has this park not reopened?

I would really appreciate your opinion on this Cal Coast News article explaining the corruption at Oceano Dunes.

https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/

I anxiously await your response, Thanks for your time

Lance DesBaillets

Coastal Commission Failure

July 2020

The Coastal Commission is not taking its share of the responsibility for creating this conflict of the land use around Oceano Dunes.

The Coastal Commission approved the building of the Nipomo Mesa subdivision.

The Coastal Commission approved the cutting down of the tree along the dunes that were placed there, many years ago, as a wing break.

The Coastal Commission / Air Quality Board advised the California Parks to close off large areas of OHV recreational areas, shrinking the OHV use area, forcing more users into a smaller area making it more dangerous for park users. Then the Coastal Commission complained about too many users in the OHV area.

The Coastal Commission has worked with a bird sanctuary group to habitat endangered bird species into an OHV park endangering the endangered species. The birds could be placed on other beaches up and down the coast, but they choose to put them back in the OHV park.

The decision of the California Parks to fold under pressure to save the Snowy Plover and the Least Term has been disastrous. Save the birds are retrieving eggs and then incubating the eggs into hatchlings only to return them to the OHV park. How does it make any sense to return the birds to an OHV park and put them back in harm's way, when there is a preserve just south of Oceano Dunes, Rancho Guadalupe Dunes Preserve, and hundreds of miles of ocean front areas that the Snowy Plover and the Least Tern can inhabit.

The Coastal Commission has pushed for the repopulation of what they say is an endangered plant, yet this plant is found up and down the California coast.

So here we are, still with no resolution to anything and more questions than answers. Yet the Coastal Commission is now pushing for a Cease and Desist order

on the California Parks to close Oceano Dunes the only California Park that allows OHV use on the California Coast.

It has been revealed in the last few days that the Air Quality Boards research has been reporting compromised and false Data.

After over a month of no OHV activity on the beach the sampling station still cannot determine if there was any decrease in the particulates from the OHV area. So, it seems that the OHV is not the problem. The wind is still blowing the sand and the particulate is deep within the sand from hundreds of years of ocean erosion. Air quality has not changed on windy days.

Where is it stated that the California Coastal Commission/ California Air Quality Board has authority over a California OHV park that has been there for many years, before the subdivision was approved, before the Birds or plants were claimed to be endangered.

And my request is to that the OHV areas should be established to their original acreage and open the Fort Ord dunes to OHV. The Fort Ord dunes were used for many years by the military but there does not seem to be a problem at Fort Ord.

Glenn Reynolds

916-834-7547

chevyjeep@surewest.net



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The regulators who cried wolf

June 29, 2020



BY KAREN VELIE

For more than a decade, San Luis Obispo County's Air Pollution Control District (APCD) warned about silica dust blowing inland from the Oceano Dunes.

It causes cancers, and lung and kidney disease.

It was the result of off-roading at the Dunes.

It was made up.

Studies of air quality samples taken by both the APCD and State Parks consistently failed to find detectable levels of the dust. There was, in the words of an expert on the risks of silica dust, "no evidence of a realistic pulmonary (inhalation) risk with respect to respirable crystalline silica."

Even so, silica dust was an effective way to justify APCD regulation of the dunes. The APCD continued to warn mesa residents that off-highway vehicle recreation at the Oceano Dunes State Vehicular Recreation Area was causing silica dust to blow on their properties. That, the APCD said, meant people were at risk of cancer and other diseases.

The reports alarmed state and local agencies. They repeated the APCD's warnings. Local media and the public bought into the claim. The silica dust scare affected Nipomo Mesa real estate transactions and property values. Some real estate disclosure forms, required to warn buyers of risks associated with properties, were modified to note health hazards of crystalline silica in the air at the mesa.

The form quotes from both the APCD's Phase 2 report the Phase 1 report's silica statements. The forms also note that the World Health Organization's classification of "inhaled crystalline silica from occupational sources as carcinogenic to humans."

It was ultimately California State Parks, the managers of the Oceano Dunes, that refuted the silica fabrication. But that was more than 10 years after the APCD started pushing its silica dust argument.

In 2007, the APCD first initiated the belief that the mesa air was filled with silica dust in a Phase 1 report, which documented airborne dust levels on the Nipomo Mesa that exceeded air quality standards. Silica is mentioned only once in the lengthy report, and that is on the last page, in a vague reference to the upwind coastal dunes.

"Sand particles are high in crystalline silica, a known carcinogen with a high risk factor," according to the report.

Relative to other minerals, silica — also known as crystalline silica and quartz — is quite hard. The energy necessary to break it into fine dust particles is typically found in industrial and mining settings. The particles are 100 times smaller than what is found on beaches and sand dunes. Because of the acute health risks, exposure to silica dust is specifically regulated by state and federal health and safety agencies. OSHA says silica exposure remains a serious threat to nearly 2 million U.S. workers, including more than 100,000 in high risk jobs, such as abrasive blasting, foundry work, stonecutting, rock drilling, quarry work and tunneling.

In March 2010, the APCD held a public workshop to announce the results of its Phase 2 report, and to receive written questions about their findings. The APCD subsequently prepared a document of responses to submitted questions.

"While not specifically measured in the study, crystalline silica can be a significant portion of wind-blown sand and soil, and is a known lung cancer hazard," according to the APCD's written response.

In Nov. 2011, the APCD board voted to adopt "the dust rule" based on the Phase 2 report, which blamed recreation on the Oceano Dunes for high dust levels two to four miles away on the mesa, and a claim that the dust was mainly silica. The APCD proposed a \$1,000 fine to State Parks for each day dust concentrations on the mesa reached a certain level.

During the 2011 meeting, APCD board members and the public voiced their concerns over silica dust.

Despite having previously admitted silica was "not specifically measured" in their Phase 1 and Phase 2 studies, then-APCD director Larry Allen invoked silica as he argued for the dust rule, and the ability for his agency to fine the state.

"We found that on days when we were exceeding the standards, it was predominately silica, which is sand essentially," Allen said during the 2011 board meeting.

At that time, the APCD had not yet tested the dust blowing on the mesa for silica.

In 2011, unaware that silica had not been found in the two studies, the APCD Board voted to adopt the dust rule.

With the passage of the dust rule, Allen's claim that silica dust was blowing from the Oceano Dunes to the mesa was repeated many times by many people.

Arlene Versaw, an organizer for the Mesa Community Alliance, is arguably the most vocal advocate of the APCD's silica dust claims.

In Feb. 2016, Versaw created a GoFundMe page to raise money for the group's primary cause of holding State Parks accountable for silica dust blowing on the mesa through a nuisance lawsuit.

"Why is your donation so critically necessary?" Versaw wrote on GoFundMe. "These 'particulates'—fine silica particles—are dozens of times smaller than a human hair. They can cause respiratory problems, heart and lung problems, even premature death ... with children and seniors most at risk."

For years, Versaw repeated the APCD's claim that the dust blowing on the mesa was primarily composed of silica in newspapers and in letters to the editor.

A few examples of Versaw's assertions:

- "Mesa residents are subjected to hazardous silica dust that truly threatens human health," San Luis Obispo Tribune, March 22, 2016.
- "The specific pollutant we face silica dust is cumulative and does not leave the body," The Pulse, Nov./Dec. 2016.
- "For years, it has been known, well documented and reported that the Ocean Dunes Off-Highway Vehicle Park is the source of particulate matter silica dust, which is a very serious health hazard." San Luis Obispo Tribune, June 30, 2017.
- "Second, the problem is not SAND. It is silica dust," San Luis Obispo Tribune, Jan. 15, 2018.
- "The funds are being spent unnecessarily all right—but the APCD is merely defending itself and defending its duty to do its job of protecting Nipomo Mesa residents from hazardous air pollution," SLO New Times, July 20, 2016.

In her New Time's commentary, Versaw chastised former APCD Board member Debbie Peterson, who was consistently critical of the dust rule and the nearly \$400,000 cost to taxpayers for the legal challenge that invalidated the dust rule. In the same article, Versaw praised Supervisor Adam Hill, a public official known to loudly challenge those who questioned the validity of Allen's silica dust assertions.

Versaw also claimed to know of information that "undermines any claim that the Oceano Dunes OHV is not the source of the hazardous silica dust."

In reality, there was no information. The APCD had not yet conducted any testing for silica dust in the mesa air. Apparently, unbeknownst to Versaw, it would not be until April 2017 that the APCD finally began sampling and testing mesa air specifically for silica dust.

Versaw and other members of the mesa community would remain unaware of the testing for nearly another year because the APCD remained silent about the testing and the results.



California Coastal Commission puts weight behind APCD's silica argument

Unaware that testing of silica in the air on the Nipomo Mesa had not yet occurred, in 2017, the deputy director of the California Coastal Commission's north central coast district also began promoting the APCD's silica claims.

The commission is tasked with protecting California's coast and ocean for present and future generations. It does so through planning, regulating development, and utilizing the "rigorous use of science," according to the commission.

In 2017, then-APCD Director Larry Allen spurred California Coastal Commission Deputy Director Dan Carl's interest in the mesa in a letter in which Allen repeated his unsubstantiated claim that the dust in the mesa air is mostly silica.

"Public exposure to unacceptably high levels of particulate matter, much of which occurs in the form of highly toxic crystalline silica, have continued to impact downwind residents," Allen wrote in a letter to Carl on March 27, 2017.

Two days later, in a letter to State Parks, Carl repeated the APCD's false assertion that dust on the mesa was primarily comprised of silica, and as such, was a public nuisance.

"The dust emissions are largely comprised of crystalline silica, which is known to be highly toxic," Carl wrote in the March 29, 2017 letter. "Furthermore, the dust emissions constitute a 'public nuisance' as that term is defined in Civil Code Section 3480 because the dust emissions affect County residents in residential areas downwind of the Oceano Dunes State Vehicle Recreation Area riding areas. The dust emissions are significant, considering that the Superior Court and the APCD have characterized them as 'unacceptably high,' 'highly toxic,' and 'a significant public health threat.'"

After 10 years of warning Nipomo residents of the dangers of silica dust, the APCD decided to run tests for silica in the air.

From April through June 2017, the APCD collected and tested dust samples from the Nipomo Mesa "CDF" air monitoring station. However, the results of the testing, or even the fact that testing had been conducted, were not made public.

Months later, an APCD staffer admitted to State Parks that they had tested for silica, but gave no indication of the results. Eventually, the APCD provided State Parks the lab reports.

State Parks tasked John Kelse, an industrial hygienist with experience in assessing risks posed by silica dust, to analyze the APCD laboratory reports. Kelse found no risk to the residents on the mesa from silica.

"The analytical reports of the air filter samples collected at the CDF air monitoring station in April, May, and June 2017 offer no evidence of a realistic pulmonary inhalation risk with respect to crystalline silica," according to Kelse.

State Parks then asked Kelse to oversee its own collecting of air filter samples and have the samples submitted to an accredited laboratory for silica analysis. Air filter samples were collected in March 2018 within the Oceano Dunes and at the CDF air monitoring station on the mesa.

"Results for all air filter samples collected on March 8, 2018 and analyzed for respirable crystalline silica (quartz) are below the detection limit of the analysis applied," according to Kelse. "These results are consistent with those presented in my prior report dated Dec. 14, 2017. As such, the presented and reviewed data provide no evidence of a realistic pulmonary (inhalation) risk with respect to respirable crystalline silica."

Kelse noted that silica that creates health risks in industrial settings is not typically found in beach and dune environments.

"As stated in my prior report, the respirable-size fraction of crystalline silica found in industrial environments is typically 100 times or more smaller (due to employed physical forces associated with processing) than that typically encountered in sand in beach and dune environments," according to

Kelse. "For this reason, it is unsurprising that crystalline silica was not detected in the air filter samples collected."

For years, disagreements over the validity of the dust rule spurred discord between State Parks and the APCD. The dust rule contained a provision for imposing \$1,000 a day fines against State Parks whenever dust concentrations on the Nipomo Mesa reached a certain level.

In July 2017, the APCD issued State Parks a notice of violation for failure to comply with the dust rule. Technical arbiter Dr. W. G. Nickling was enlisted as a special master in an attempt to resolve the ongoing discord that led to the notice of violation. Both State Parks and the APCD then provided Nickling documents in support of their respective positions.

"The submission report provided by Parks is highly focused, well documented, and attempts to address the issues related to the NOV straight on and without embellishment," according to Nickling's Oct. 11, 2017 mediation report. "It stands in strong contrast to the submission provided by APCD, which contains inflammatory language, demonstrates a notable lack of objectivity, and fails to provide direct reference to supporting documentation and data."

Ultimately, Nickling recommended the withdrawal of the notice of violation because it was "unnecessarily punitive and unproductive." Additionally, he encouraged cooperation between the parties to resolve concerns related to dust on the mesa.

Appearing to ignore Nickling's advice, Allen asked the APCD Board to vote to convene the APCD's Hearing Board in an attempt to assert more authority over State Parks. However, the APCD Board denied Allen's request based on the mediation report. The five-member Hearing Board is a quasi-judicial body whose purpose is to decide on matters of conflict between the air district and industry, according to the APCD.

Undeterred, Allen filed a petition with the Hearing Board for an order of abatement against State Parks. The Hearing Board granted Allen's request, which led to a series of public meetings that extended from Nov. 2017 through April 2018.

At a March 21, 2018 meeting, Hearing Board Member Robert Carr questioned Allen over the lack of transparency regarding the 2017 silica dust testing. In the exchange, both Allen and Carr initially conflated the mineral silica with the synthetic compound silicone. Eventually, Carr landed on the proper term, followed by Allen.

The exchange highlighted notable departures from previous declarations the APCD made, including that the dust in the mesa air was predominately composed of silica.

Carr: "I'd like to know Mr. Allen, why you didn't release the silicone data when you first got it? And I wonder if you have a chance to complete your comments?

Allen: "Well, so, the silicone data that was originally, you know the rule is not based on silicone at all, we do understand that it's a natural component of all beach sand..."

Carr, interrupting: "Why didn't you release the data when you first got it?"

Allen: "Well, so, when we look at it there was a new OSHA standard that came up and the public was saying we think we're seeing levels that might be exceeding that standard. We only took four samples, and we weren't doing a study. We just wanted to get an idea to see if this was worth exploring. If we were going to release the data, we would have wanted to have done a much broader study that would give us a much better understanding of what those concentrations..."

Carr, interrupting again: "Where'd the idea come from in the first place to test for silica?"

Allen: "Because the public brought it up, ah, OSHA came up with a brand new standard of that 50 micrograms and members of the public were coming to our board saying, well, you know — the concentrations that we're breathing down there, if there's a majority of it is crystalline silica we're probably exceeding even the OSHA standard. And so we agreed to take a few samples out there. We weren't hiding any data."

Carr: "So I hope this is the last we hear about silica."

Allen: "Well, you know it's a red herring and I'm kind of disappointed it's even mentioned in the, ah, abatement order, in the proposed abatement order because it's really, it has no bearing whatsoever."

Allen's red herring comment contrasts starkly with the many previous warnings given by the APCD regarding silica dust.

In 2018, State Parks entered into a stipulated order of abatement with the APCD. The order mandates that the state reduce wind-blown dust, specifically dust particles that are 10 microns or less in diameter, on the Nipomo Mesa by 50 percent. Despite agreeing to the various terms in the order, State Parks still denied that off-roading causes the dust on the mesa.

Meanwhile, the APCD quietly continued its quest to find silica dust in the air on the mesa that could be tied to the Oceano Dunes. In 2018 and 2019, APCD staffers collected multiple air filter samples at their CDF air monitoring station for silica analysis. However, they again came up empty-handed.

"None of the 26 samples exceeded the Occupational Safety and Health Administration (OSHA) 8-hour workplace health-based standard for respirable crystalline silica. An estimate of the 2018 annual average silica concentration does not exceed the California chronic Reference Exposure Level," according to APCD's 2019 report on the testing.



State Parks Director Lisa Mangat

Over the past 10 years, the state has spent more than \$15 million in taxpayer revenue to reduce dust concentrations on the mesa. State Parks covered approximately 200 acres of dune sand with hay, vegetation or orange plastic fencing.

Additional dune-covering projects are anticipated in the coming months and years, under the disputed theory that the obstructions will help reduce dust produced by the blowing sand.

State Parks has little to show for the money spent. In March, the state temporarily closed the Oceano Dunes to vehicle recreation because of the coronavirus.

During May, the windiest month of the year, excessive dust days more than doubled with no off-road vehicles on the Oceano Dunes, data from two Nipomo Mesa air quality monitoring sites show.

In January, State Parks Director Lisa Mangat shut down approximately half of the camping area, and about 5 percent of the riding area at the Oceano Dunes, or approximately 50 acres near the shoreline to reduce sand blowing on the mesa. The area was popular with campers, and provided 50 percent of the park's camping availability.

A 2017 study showed visitors to Oceano Dunes Recreational Area spent more than \$200 million a year in the county. It has not yet been determined what economic losses the county will incur because of the closures.

Even though the APCD's silica fallacy has been refuted, the California Coastal Commission continues to find that off-road vehicle recreation is responsible for sand blowing two to four miles away on the Nipomo Mesa, based on APCD reports.

On July 9, the California Coastal Commission deputy director will report on restrictions to off-road vehicle use on the Oceano Dunes, which were allegedly implemented to protect the health of Nipomo Mesa residents.

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Downypaso

If anyone has followed any of this they would know that try as the APCD might to tie dust to OHV recreation, the correlation does not exist. The mesa redshirts are as bad as Arlene Versaw and the coastal commission, culpable in the lies of the air district. Damn, I am sick of misinformation from retirees who don't give a sh*t about the economic viability of the community they invaded because they are nursing off their pensions. Go away, you uninformed sloths.

Vote Up2Vote Down

07/04/2020 10:21 pm

Kalifornia Bud

No silica, FIRE Larry Allen F*cking Liar.

Vote Up8Vote Down

07/02/2020 1:51 am

Chill

APCD employee's get every Friday off? Why? \$\$

Vote Up7Vote Down

07/01/2020 9:10 am

LeroyMoo

The article points out the gullible herd mentality of NIMBY's that are misinformed. If you live on the Mesa you knew there was dust and eucalyptus issues before you moved there.

Former GB mayor Peter Keith wanted to spray Phillips Refinery waste water on the dunes just 7 months ago in a CalCoastNews article. Basically showing that politicians will spitball solutions to a non-problem they have misdiagnosed due to the absence of a proper unbiased study or reporting like this.

Vote Up24Vote Down

06/30/2020 9:59 am

Boldguy

So they used the old playbook, if you say something loud enough for long enough, it becomes true!!!

What's worse, no repercussions will be levied against the individuals or agency for the damage they've done:(

The Coastal Act was voted in to protect Coastal access and recreational opportunity for all Californians, not just the wealthy, Riding on the Oceano dunes should be the Commissions number one priority to protect for all the people that enjoy it!!!

Reminds me of that Crichton book, State of Fear, same type of bureaucrats doing the same type of things:(

Vote Up25Vote Down

06/30/2020 5:59 am

obispan

I lived near an APCD employee during the 2009 recession. While public and private sector workers were undergoing cuts he argued that as they could apply whatever penalties were necessary to fully fund their budget and including raises. Larry Allen was the highest paid SLO County government employee, not under any County oversight as the APCD successfully lobbied to be free of any County administrative

oversight. CalPers needs to be solvent. That means reducing benefits on a sliding scale that corrects the corruption. If your pension is \$30,000/yr you get the whole thing. If your pension is \$250,000 maybe you get \$100,000/yr, or maybe just \$30,000/yr, you've already fleeced the taxpayers for plenty. Ron DeCarli and Larry Allen have looted the taxpayers for no benefit.

Vote Up26Vote Down

06/29/2020 9:07 pm

commonsenseguy

Defund the APCD and terminate all of those employed in that department. It's very apparent from this story they are all extremely unessential. Please contact all of the county Supervisor's now! At the very least, get rid of both Larry Allen and Ron DeCarli immediately. They have both lied and deceived the taxpayer's for years to fund their positions and all of the corruption under them. They can both go pound sand!!!

Vote Up29Vote Down

06/30/2020 5:25 am

Boldguy

"They can both go pound sand!!!"

Only if the sand has Silica in it, I wonder how far you'd have to go to find sand like that:)

Vote Up6Vote Down

06/30/2020 4:33 pm

KAG2020

Larry Allen and his astronomical salary is downright embarrassing. I remember him releasing a public statement when we were having a major wind event that there would be dust. No shiite! If it weren't for him and his 300k salaray telling us that we all would have died.

Vote Up23Vote Down

06/29/2020 6:08 pm

KAG2020

Why isn't Nell on here refuting this?

Vote Up7Vote Down

06/29/2020 6:07 pm

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Oceano Dunes

Glenn Reynolds <outlook_0B45904FDE791769@outlook.com> on behalf of Glenn Reynolds <chevyjeep@surewest.net>

Mon 7/6/2020 8:05 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Stop California Coastal Commission Over reach

Glenn Reynolds

California 4 Wheel Drive Association North District Vice President

Sent from Mail for Windows 10

Oceano SVRA and OHV recreation

Chris Knaffle <chris.knaffle@gmail.com>

Mon 7/6/2020 7:44 PM

Please open the dunes again. Thousands of people responsibly enjoy the dunes every year and are really missing it right now. Studies are showing that the dust is no worse while the dunes are closed than when people are ou there on motorcycles and other OHVs.

Stop OHV @ Oceano Dunes

bill house <pirate805@gmail.com>

Sun 7/5/2020 4:28 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >; Padilla, Stephen@Coastal < Stephen.Padilla@coastal.ca.gov >; Escalante, Linda@Coastal < linda.escalante@coastal.ca.gov>

Old OHV Playbook for Oceano Dunes:

- 1. OHV groups and OHV Division staff members coordination to stay in power.
- 2. Attack the Coastal Commission, the Staff, and Process.
- 3. Attempt to exploit Commission members humanity to achieve goals.
- 4. Use Facebook to promote Fear and Anger.
- 5. Misrepresent Rule of Law to create confusion.
- 6. Deny and deflect Facts, Data, and Research.
- 7. Use Anti Science Bias theories to hide behind.
- 8. Promote Profit over Environmental Justice.
- 9. Play the Victim.

Fwd: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:57 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get Outlook for Android

From: Zack Zeman <zacharyzeman@gmail.com>

Sent: Friday, July 3, 2020 4:28:18 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

Dear Commissioners

As you may know, in an effort to establish more regulatory control over the transportation of OHV rental customers in the Oceano Dunes, the Parks Department recently solicited the participation of the California Public Utilities Commission. The CPUC has subsequently asserted regulatory authority over Pismo State Beach, in apparent direct contradiction to CVC 38001, as this interim access route to the SVRA proper, is maintained with money appearing to emanate from the Off Highway Motor Vehicle Trust Fund. My question is, is in fact this beach, contained within the Oceano Dunes SVRA, a public highway, like any other paved, public road in the State, and therefore subject to all of the same highway regulations?

The establishment by the CPUC of Pismo State Beach as a public highway raises several concerns regarding the management and future of the Oceano Dunes SVRA. First and foremost is the question of how this change in status from beach to highway will impact this Environmentally Sensitive Habitat Area, as this "highway" exists entirely within critical habitat for Federally protected wildlife.

Will construction be necessary in order to ensure that this highway conforms to the same standards as paved roads? WIII paving be considered necessary at some point, and if so, how does that get planned, permitted, and funded?

Has this new affirmation of governing authority by the CPUC, at the behest of California State Parks, been incorporated into the Public Works Plan currently under development and review?

Additionally, the highway status of Pismo State Beach also precludes the use of any kind of drawn passenger trailers, such as the beach tram described in the 1975 Pismo State Beach and Pismo Dunes SVRA General Development Plan. These types of vehicles do not involve the use of a motor, and so therefore cannot be regulated by the CPUC, and have been deemed illegal by the CPUC for use on Pismo State Beach as they have no current authority to govern said vehicles.

Is the beach at Oceano actually a public highway under CPUC jurisdiction, and if so, does the Commission have authority over the CPUC?

Thank you for your consideration.

Zachary Zeman

Sent from Mail for Windows 10

Michael Normoyle Nipomo, CA m.normoyle@mcnlegal.com

California Coastal Commission (July 2020 Meeting - San Diego, CA)

Subject: Th11a - CDP 3-12-050-A1

Dear Director Ainsworth and Commissioners:

I support the Commission's approval of CDP 3-12-050-A1.

1. <u>It Makes Sense to Consolidate Dust Control Mitigation Measures in One CDP (i.e. Measures to Comply with Rule 1001 and the Stipulated Order of Abatement as Modified).</u>

The involved and affected parties to the permit are the same, the permitting subject matter essentially is the same, the issues and objectives being addressed are largely the same, the scientific backing for mitigation measures being proposed comes from the same sources, and the bases for the Commission decision-making authority relating to conformance and consistency between development and air quality programs, attainment standards, and rule and stipulated order requirements are the same.

2. It Should Be Emphasized that the Permittee, the Same Entity Named in and Seeking to Comply with Rule 1001 and the Stipulated Order of Abatement, is the Off-Highway Motor Vehicle Recreation (OHMVR) Division of State Parks.

As a matter apparently not fully understood or appreciated by many (including park users), and in my view not sufficiently emphasized, it needs to be underscored that the measures addressing adverse air quality impacts at the ODSVRA are being presented and undertaken by the Off-Highway Motor Vehicle Recreation Division (OHMVR Division) of State Parks. This is true for compliance with APCD Rule 1001 and for compliance with the original and modified Stipulated Order of Abatement approved by the SLO APCD Hearing Board. The proposed dust control measures are ones the OHMVR Division, in collaboration with Air Pollution Control Officer (APCO) Gary Willey, representatives of CARB, and the Scientific Advisory Group (the SAG) formed through the SOA process, all AGREE are necessary and appropriate to undertake.

3. State Parks and the OHMVR Division are Legally Required to Carry Out Their Duties and Responsibilities to be in Conformity with the Coastal Act.

Jurisdictional primacy clearly rests with the Coastal Commission, and nowhere is that stated more clearly than in Public Resource Code Sections 30402 and 30404. There is no counterpart provision in the enabling legislation for State Parks or its OHMVR Division. PRC Section 30402 states: "All state agencies shall carry out their duties and responsibilities in conformity with this division [the Coastal Act]." The California Department and Parks and Recreation is identified by name as having this obligation in PRC Section 30404.

4. The Dust Control Mitigation Measures Being Proposed By, and Agreed to, By State Parks and the OHMVR Division, are Based on a Court-Approved APCD Rule and an APCD Hearing Board-Approved Stipulated Order, and are Science-Driven.

Here's what is undisputed:

The SLO APCD's authority to adopt and implement Rule 1001 has been validated by the San Luis Obispo County Superior Court.

State Parks and the OHMVR Division accepted assertion over their operations at the ODSVRA by the SLO APCD Hearing Board.

No legal challenge was initiated against the SLO APCD Hearing Board's approval of the original Stipulated Order of Abatement in 2018 or the stipulated Order to Modify Existing Order of Abatement in 2019.

Through its agreement to and approval and implementation of the original Stipulated Order of Abatement in 2018 and the modified order in 2019, the OHMVR Division has agreed to the existence, membership, and role of the Scientific Advisory Group (the SAG). All proposed dust control mitigation measures are reviewed and cleared by the SAG.

The dunes complex at the ODSVRA is currently subject to what has been described by qualified and experienced scientists as the most comprehensively studied, monitored, and analyzed system of coastal dunes anywhere in the world.

Any dust control program under Rule 1001 and the preliminarily approved Particulate Matter Reduction Plan (PMRP) under the Stipulated Order of Abatement are plans submitted and supported by the OHVMR Division. The content and implementation of the PMRP required by the SOA reflects a collaboration of the SAG (all chosen with approval of the OHMVR Division), State Parks, the OHMVR Division, the California Air Resources Board (CARB), and the SLO County APCO.

To date, the OHMVR Division has submitted to the procedures set forth in the SOA relating to the review, input and approval role of the SAG. If the OHMVR Division believes a wind fence furnished by WeatherSolve Structures or a report from the Scripps Institute accomplish or support better mitigation, nothing is stopping the OHMVR Division from presenting other options to the SAG, CARB, the SLO APCO -- and ultimately the Coastal Commission – for their consideration.

5. The Executive Director's Issuance of Emergency Permits was an Authorized and Appropriate Use of Discretion; What the Commission Now Has Before It Is a Separate, "Regular" CDP Application.

The Commission should not shy away from approving this "regular" coastal development permit because of the suit filed by Friends of Oceano Dunes in February.

Although certain dust control measures undertaken by the OHMVR Division in early 2020 resulted in the February 2020 filing of another mandamus proceeding by Friends of Oceano Dunes, the Commission now has an opportunity to consider and approve the "regular" coastal development permit required in the emergency permits issued by the Executive Director's in late 2019/early 2020.

Although a court will ultimately decide issues presented in the petition, it appears that the petition is based significantly on a rather incredibly flimsy allegation: namely, that due to a change of language between a proposed and a changed, final version of the November 2019 modified stipulated order of abatement, there was no "emergency" justification for a discretionary issuance of emergency permits.

Here are some key items to consider:

¹ An excellent and timely example of the continuing educational role played by the SLO County APCD and the SAG is found in a document released July 1, 2020 (and posted on the APCD website) titled "Frequently Asked Questions – Air Quality and the Temporary Closure of Oceano Dunes."

The SLO Hearing Board's approval of the modified SOA (dated November 18, 2019 and officially filed December 4, 2019) followed a public hearing addressing the OHMVR Division's non-compliance with the original SOA. The original SOA was the ultimate form of resolution agreed to in a case where the Air Pollution Control District was seeking to abate a public health nuisance.

The mitigation measures built into the November 2019 modified SOA, and the need for those measures to be implemented as soon as practicable and before the onset of the next windy season (early spring 2020), were in keeping with foredune restoration provisions of CDP 4-82-300 and the original SOA. The measures needing to be addressed swiftly were agreed to, collaboratively, among State Parks, the OHMVR Division, the SAG, CARB, and the SLO APCO, to head off a possible Hearing Board finding that the terms of the SOA were being violated. The APCD Hearing Board's approval came with tight timeframes, both explicit and implicit.

The most critical element of the work required by the modified SOA dealt with restoration of a generally defined but otherwise unmarked 48-acre foredune area. This is an area popular with campers and park users, including during the Christmas/New Year's holiday period.

Paragraph 1 of the original/proposed version of the modified SOA called for perimeter fencing of the foredune area to be completed by January 1, 2020. The original version also stated, just as clearly and in the same paragraph, that off-highway vehicle activity and camping in the 48-acre foredune area would be prohibited as of and after January 1, 2020.

While the final version of the modified SOA contained different language at the beginning of Paragraph 1 calling for completed installation of perimeter fencing for the 48-acre vegetated foredune project to occur ... "as expeditiously as possible given the CEQA and Coastal Commission approvals discussed in Section 3.1.6 and Table 5-5 of the Third Draft Work Plan..."), the same language prohibiting off-highway vehicle activity and camping in the area as of January 1, 2020 stayed at the end of the Paragraph 1. Common sense tells a reasonable person that it would not be possible to prohibit OHV activity and camping in the otherwise undefined and unmarked 48-acre foredune area as of and after January 1, 2020 without some type of fencing or barrier being in place ahead of that date.

Nonetheless, Friends asserts that because the first reference to January 1, 2020 was deleted from the final version of the modified order and replaced by other language, that must mean that no emergency could have existed justifying the discretionary issuance of a short-term emergency permit.

In the OHMVR Division's emergency permit application dated November 26, 2019, Senior Environmentalist Scientist Ronnie Glick represented to the Commission's Executive Director that the OHMVR Division wanted and needed permission to proceed within the timeframe set forth in the modified SOA. Mr. Glick also included an affirmative representation in the application he signed that the required timeframe for installation of perimeter fencing was January 1, 2020, and that the timeframe would not allow for full consideration of a CDP. The application documents also laid out how failure to comply with the terms of the modified SOA – basically within the next 30 days – would put State Parks and the OHMVR Division at risk of essentially being in immediate violation of the Hearing Board's order.

Emergency CDP 3-19-0053 (ODSVRA Emergency Dust Control) was issued November 27, 2019 (with 14 conditions), based on the materials presented by the Permittee. Only the request for temporary fencing surrounding the 48-acre foredune area and associated monitoring equipment was authorized, and the emergency permit required that the limited, temporary development authorized by the ECDP be completed within 30 days of the date of the permit (by Dec. 27, 2019). The ECDP also required the Permittee (OHMVR Division) to submit a complete application for a regular CDP by January 26, 2020. The permit provided the Executive Director with flexibility to modify aspects of the emergency permit, including deadlines, based on required findings.

The Executive Director's issuance of the initial ECDP was reported to the Coastal Commission at its meeting on December 13, 2019, within the initial 30-day time compliance and development completion date prescribed in the ECDP.

Again, while a court will ultimately decide, it would appear to this outsider that there are strong arguments supporting a finding that, under the totality of the circumstances, the Executive Director did not abuse his discretion or ignore or abrogate legal requirements in issuing the emergency permits.

That said, the critical point for now is this: the OHMVR Division's regular CDP application was submitted as required and is now before the Commission for the Commission's independent review and decision-making. There is no order of any kind prohibiting the Commission from acting on the regular CDP application, and there should be no reason to not proceed.

6. <u>Don't Look Now: What is Remarkable About the Current CDP Application is the Multi-Party, Pro-Science Coalition Supporting Approval by the Commission.</u>

The array of parties lining up in support of the Commission's approval of the amended CDP include: State Parks, the ODVSR Division, the APCO of the SLO APCD, CARB, the SAG, and Coastal Commission staff. While not in the business of weighing in on the decisions of other independent bodies, the APCD Hearing Board would likely appreciate approval as well.

Also in support are multiple community-based organizations and many thousands of tax-paying, economy-contributing, and health-conscious residents (and, yes, recreational enthusiasts) living in San Luis Obispo County and in the Nipomo Mesa area. None of these parties is assaulting the Commission, or Commission staff, or the science behind the dust control measures State Parks and the OHMVR Division, in collaboration with others, have deemed necessary, justified, data-supported and defensible for continued movement toward attainment of air quality standards and good stewardship of extraordinarily special natural resources.

What's at stake with the current CDP application and amendment is fulfillment of special obligations owed by the OHMVR Division because of this particular SVRA's location in the Coastal Zone. When relating to areas covered by the Coastal Act, the OHMVR Division's duties and responsibilities must be carried out in conformity with the requirements of the Coastal Act – which also means in conformity with air quality programs and requirements regulated by local APCDs and/or CARB. Here the OHMVR Division has obligations under APCD Rule 1001 and the Stipulated Order of Abatement as modified, and to its credit the OHMVR Division has thus far demonstrated a willingness and commitment to meet those obligations.

The Commission should reject any attack on the proposed amended CDP and should approve CDP 3-12-050-A1 with the conditions recommended by staff. It is

particularly important that the approved conditions include Special Condition 2 and Special Condition 4, as proposed.

Sincere thanks for your work and the effort you all put into it.

Michael Normoyle

Michael Normoyle Nipomo, CA m.normoyle@mcnlegal.com

California Coastal Commission (July 2020 Meeting - San Diego, CA)

Subject: Th10a – CDP 3-12-050

Dear Director Ainsworth and Commissioners:

I support the Commission's adoption of staff's report and recommendations, and approval (with conditions) of CDP 3-12-050.

- 1. The staff report, recommendation, and permit as conditioned appropriately address issues identified in the court judgment and peremptory writ. Specifically, the staff report explains the geographic limitations of areas where collaboratively selected dust control measures will be implemented.
- 2. Importantly, although a fact often overlooked, the Permittee is the not just the California Department of Parks and Recreation ("CDPR") but specifically its Off-Highway Motor Vehicle Recreation Division ("OHMVR Division"). To emphasize, the party proposing dust control measures to seek attainment of applicable federal and state air quality standards is State Parks' operating entity, the OHMVR Division.¹
- 3. The staff's report for Agenda Item 10s appropriately and significantly identifies the critical role of Rule 1001, a court-validated regulatory rule of the APCD addressing air quality issues associated with the ODSVRA. The ongoing obligation of State Parks and the OHMVR Division to comply with the requirements of Rule 1001 stands apart from obligations undertaken by the same entities to comply with the requirements of the APCD Hearing Board-approved Stipulated Order of Abatement (April-May 2018), as amended by stipulation of the parties with Hearing Board approval in November 2019.
- The staff report appropriately and accurately explains the jurisdictional intersection between what State Parks and the OHMVR Division are obligated to propose regarding programs for dust control measures, and what the Commission

¹ APCD Rule 1001 requires performance and compliance by the CDVAA Operator, the party overseeing daily management of the park. The OHMVR Division is also identified as the lead agency for CEQA compliance purposes.

has the authority and responsibility to regulate as "development" within the Coastal Zone.²

- 5. The staff's report explains the role of the Commission in not setting or enforcing air quality standards or compliance requirements, but in making certain that State Parks' and the OHMVR Division's compliance with air quality rules and regulations and requirements and implementation of mitigation measures to ensure compliance -- occurs in a manner that is consistent with both Coastal Act and the SLO County Local Coastal Plan (LCP) policies and requirements.
- 6. The staff report appropriately explains that while the Commission will not impose a particular method for how State Parks and the OHMVR Division must comply with CEQA, the Commission as a responsible agency under CEQA has discretion to decide whether CEQA-related positions taken by State Parks and the OHMVR Division will be accepted by the responsible agency.
- 7. Although, as noted, the subject of alternative points of view, the staff report explains the basis for reliance on representations pertaining to the Division's activities and operations within the La Grande Tract.
- 8. Finally, the staff report appropriately explains the reasonable, rational and legally supportable connection between the implementation of effective dust control mitigation measures in areas where dune stability and restoration objectives can be met, and those areas also being where the most dust-generating emissivity occurs.

I urge the Commission to accept the staff's report, recommendations, proposed findings, and proposed conditions, and to approve the OHMVR Division's "remand permit" with conditions as proposed. In addition, I also urge the Commission to consider carefully the potential adverse impacts to air quality and dust control of a Public Works Plan that does not preserve a similar degree of regulatory oversight assuring conformity of air quality requirements, rules and programs.

Sincere thanks for your work and the effort you all put into it.

Michael Normoyle

² Two jurisdictionally significant sections of the Coastal Act not mentioned in the staff report are Public Resources Code Sections 30402 and 30404 (with State Parks specifically mentioned in 30404). Section 30402 provides: "All state agencies *shall* carry out their duties and responsibilities in conformity with this division." (emphasis supplied)

Fwd: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach & Oceano, San Luis Obispo Co.)

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:52 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get Outlook for Android

From: David Bernstein < djbernstein1410@gmail.com>

Sent: Friday, July 3, 2020 1:02:41 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach & Oceano, San Luis Obispo Co.)

Commissioners:

I am writing to express my strong agreement with CDP Application 3-12-050 and its associated amendment, 3-12-050-A1. Downwind dust pollution emanating from the ODSVRA continues to be an ongoing problem. Numerous studies have clearly shown that this pollution is largely caused by damage to the dunes resulting from overuse of vehicular recreation. This has led to the Stipulated Order of Abatement between DPR and APCD.

Recent data released by APCD on June 30, 2020 are encouraging. The dust mitigation efforts undertaken to date have resulted in measurable improvements in the pollution at the CDF monitoring station. It is imperative that these dust mitigation efforts continue in a flexible and timely manner. This will not only have a significant impact on dust pollution, but it will also support the restoration and protection of ESHA, which is required by the Coastal Act.

Your staff has determined that the CDP as conditioned and amended is consistent with APCD air pollution control programs and requirements and is consistent with Coastal Act policies. They have recommended that the CDP and its associated amendment be approved. I urge you to support your staff's recommendation and approve 3-12-050 and 3-12-050-A1.

David Bernstein Nipomo

Fwd: Public Comment on July 2020 Agenda Item Thursday 11a - Amendment Application No. 3-12-050-A1 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach/Oceano, San Luis Obispo Co.)

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:52 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get Outlook for Android

From: Diana Mead <dmead@astound.net> Sent: Thursday, July 2, 2020 6:06:05 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Cc: diana.mead@corva.org <diana.mead@corva.org>; aviatormacleod@gmail.com <aviatormacleod@gmail.com> Subject: Public Comment on July 2020 Agenda Item Thursday 11a - Amendment Application No. 3-12-050-A1 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach/Oceano, San Luis Obispo Co.)

In light of recent facts related to the Covid 19 shut down of Oceano Dunes SVRA this agenda item this agenda item, like 9a and 10a before it, should be eliminated from the work of the commission and the expense of State Parks, ie, we the people of California. The measurements of dust post park closure, ie, no OHV activity at the park, exceed those measurement generated the same month in 2019. No one is disputing that there is dust on the Mesa. However, we now know two things we did not all know last year at this time. There is not measurable amounts of Silica in the dust as previously stated, and much more importantly to those of us who value our State institutions and our tax dollars allocation, OHV has not contributed to this dust. Alleged violations of an unnecessary order, should be overlooked at the point in time when common sense demonstrates that enough money has been spent. The State of California has important work to do and significant alternatives to invest in.

Thank you.

Diana Mead, Past President California Off Road Vehicle Association 925-639-4581

Fwd: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Mon 7/6/2020 3:52 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get Outlook for Android

From: Rosemary Remacle < rosemary@rosemaryremacle.com>

Sent: Friday, July 3, 2020 10:40:27 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov> **Cc:** rosemary remacle < rosemary@rosemaryremacle.com>

Subject: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California

Department of Parks and Recreation ODSVRA Dust Control, Grover Beach

Dear Coastal Commissioners,

I simply request that you fully live up to the stated mission of the Coastal Commission in regards to all issues related to the Oceano Dunes SVRA: "The Commission is committed to protecting and enhancing California's coast and ocean for present and future generations".

State Parks has repeatedly shown disregard for the Oceano Dunes environment and the health and safety of the flora and fauna, of the residents and of the work forces in the surrounding areas of Oceano and Nipomo. As but one example of that disregard, the State Parks plans submitted to date include opening a southern entrance at Oso Flaco. That State Parks thinks this is a viable environmental and people friendly alternative to the problems caused by the off road vehicular activity, underscores its continuing disregard for its role in protecting California's coast.

The recently disclosed travesty of destroying snowy plover nests in order to protect the "rights" of a group of humans to ride the Dunes in vehicles designed to destroy the natural Dunes environment is yet another example of State Parks' disregard for its role as a protector of the California coast.

If you have not done so already, I suggest that you go walk the beach sans vehicles while it is closed due to Covid19 concerns. That strand of beach and surrounding dunes is now welcoming to the general public and is beginning to heal from years of off roading. The jumble of vehicles, tents, fencing and campers is no longer an ever present eyesore.

Please think long and hard about your stated mission and State Parks' related behavior to date as you listen to your own staff members, the State Parks representatives and the general public plead their cases. Then finally make the decision to protect and enhance the Oceano Dunes for present and future generations per your stated mission.

Thank you,

Rosemary Remacle Nipomo

Fwd: Public Comment on July 2020 Agenda Item Thursday 11a - Amendment Application No. 3-12-050-A1 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach/Oceano, San Luis Obispo Co.)

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:46 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get Outlook for Android

From: Chris Sorensen < cws47@outlook.com> Sent: Thursday, July 2, 2020 10:09:32 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 11a - Amendment Application No. 3-12-050-A1 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach/Oceano, San Luis Obispo Co.)

I concur with and support approval of the Staff Report for this item. The dust control work serves a vital public health interest.

However, I regret that subject CDP amendment application is retrospective. The Commission should strongly encourage State Parks to develop dust control Annual Work Plans that look beyond the next year. This would allow more time for the development of more forward looking CDP applications and for the proper completion of the required CEQA reviews.

Chris Sorensen 919 Lilly Court Nipomo, CA 93444

H: (805) 343-1563 M: (805) 931-1608

Fwd: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:46 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get Outlook for Android

From: Gary Dobson <gdobson@sbcglobal.net> Sent: Thursday, July 2, 2020 10:02:48 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

I recently read in the San Luis Obispo Tribune that the State Parks Department had to be told to stop the work they were doing to keep our migratory birds nests off the areas where off-highway vehicles are allowed to drive. I am aghast that they would knowingly go against all the rules of protecting these birds. Their work demonstrates the Parks Department's lack of concern for nature. A public Works plan is needed to clarify what they plan to do.

Gary Dobson Nipomo, CA

Fwd: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:45 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

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From: Chris Sorensen < cws47@outlook.com> Sent: Thursday, July 2, 2020 9:58:55 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California

Department of Parks and Recreation ODSVRA Dust Control, Grover Beach

I support the Staff Report recommendation to approve the revised application.

Nevertheless, it is greatly disappointing that this is necessary. Avoidable mistakes were made in the administration of the original CDP, which from the standpoint of an outside observer, appear to have been caused by delays and haste on the part of State Parks. What a waste of taxpayers money, time and effort.

The Commission should strongly encourage State Parks to get ahead of the game. State Parks dust control Annual Work Plans have only looked ahead to the next year. This is too short a planning horizon. It does not leave enough time to prepare an iron clad permit application. The dust control work is too important to be put at risk and impeded by lawsuits.

Chris Sorensen 919 Lilly Court Nipomo, CA 93444

H: (805) 343-1563 M: (805) 931-1608

Fwd: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:45 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

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From: Chris Sorensen < cws47@outlook.com> Sent: Thursday, July 2, 2020 9:42:29 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

The Public Works Plan process, in concept, would seem to fit the adaptive management approach adopted by State Parks for the APCD mandated dust control program. This program involves annual planning, implementation and evaluation, plan update cycles. The time between completion of the annual work plan for the coming year and need to implement the planned work. The time required to prepare and obtain a CDP is not a good fit for the necessary timing of annual dust control work plans. Maybe the PWP process would be less burdensome. This is something for Commission staff and State Parks to determine.

However, there is the risk that an accelerated PWP work planning process would weaken Commission oversight, and expose the process to the risk of errors of haste, and thereby making the process vulnerable to legal challenges. This appears to be the root cause of the successful Friends of Oceano Dunes challenge to CDP 3-12-050. Rather than changing the review and approval process to accommodate the short time between the APCD approval annual work plan and the necessary start of the next year's dust control work, perhaps State Parks should be encouraged to plan further ahead, leaving more time to apply and obtain the necessary CDP.

In any case, the Commission must maintain its authority and ability to evaluate and approve all specific work plans if the PWP is approved. The PWP must become a vehicle for changes in the SVRA operation that would adverse environmental impacts, including creating new sources of particulate matter emissions.

Chris Sorensen 919 Lilly Court Nipomo, CA 93444

H: (805) 343-1563 M: (805) 931-1608

Fwd: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:45 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

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From: Dorothy Hines <dp1hines@gmail.com> Sent: Thursday, July 2, 2020 9:20:15 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

Dear Commissioners and Staff,

It has been a full year since the comprehensive staff report by this Commission, with its 15 clearly supported and well founded recommendations were made. As has been the case for a number of years, the proverbial "kick the can" down the road occurred in the JulyCoastal meeting. By deferring to the PWP, State Parks and its OHMVR Division was essentially given a bye. The public has yet to see a draft PWP. While it is challenging to offer public comments on a phantom PWP, what we have observed to date reflects only lip service being given to the June 2019 Commission's staff report. Further, the snail's pace efforts on behalf of State Parks to address the public health threat and nuisance directly tied to the widespread dunes riding, suggests any notion of expansion in any direction must be set aside until State Parks has solved the pressing problems the existing OHV park has created.

Instead of the phantom PWP entertaining the idea of "improving" the Oso Flaco Lake area, all efforts and plans must focus first on resolving all 15 items relating to the coastal development permit issues as presented in the staff report. Please be certain the 15 items are placed on the September's Commission meeting, regardless of the state of a supposed PWP.

Concerning the Oso Flaco Lake area specifically, it is critical the PWP be modified to fully comprehend the delicate balance of the area; ensure pedestrian walkways be protected and not allow any mixing with vehicles; respect the agricultural workers in the area by not increasing air pollution with increased traffic and vehicle usage; protect the environment not only for humans but the wildlife who also love being in the area; avoid converting any present vegetation which will degrade and erode this jewel of an area.

Further, entertaining a PWP rather than utilizing the CDP process, smacks of an erosion of the Coastal Commission's oversight of State Parks. this is unacceptable to the public at large. Please don't allow this to happen.

Dorothy Hines Nipomo, California

Fwd: Oceano dunes

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:43 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get Outlook for Android

From: rybie2@yahoo.com <rybie2@yahoo.com>

Sent: Thursday, July 2, 2020 4:12:48 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Oceano dunes

Like many others I have enjoyed going to the dunes and riding my Jeep, and before that my Chevrolet Blazer.

We have taken our kids and went to restaurants and hotels in the area.

Closing more of the dunes means recreation and memories will not be created. More important to you is the huge loss of revenue. The businesses that will close and the drop in tax dollars to the area. The most recent argument I have heard from the people who wish to close the dunes is that the dust / sand is caused by off roaders. The COVID issue has stopped allowing people out there and the dust is much worse. It is like the other arguments it holds no facts for closure.

Thank you Don Rybarczyk

Fwd: Public Comment on July 2020 Agenda Item Thursday 9a- ODSVRA Update

CentralCoast@Coastal.ca.gov>

Mon 7/6/2020 3:43 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Sent from my Verizon, Samsung Galaxy smartphone Get Outlook for Android

From: Joan Schlichting < joanschlichting@gmail.com>

Sent: Thursday, July 2, 2020 2:04:42 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a- ODSVRA Update

Last July, the Commission's staff presented comprehensive and substantiated plan for the ODSVRA; then you allowed the proverbial "kick the can" to be continued in giving State Parks a bye. Time after time, they have shown a blatant lack of faith in complying with what they have agreed to do. While it is difficult to comment on a PWEP that doesn't even seem to exist; hopefully it is not too difficult for you to comply with the Coastal Act and immediately approve, in this meeting, the June 2019 staff report. Please do not weaken your oversight of State Parks with putting up with delay tactic after delay tactic!

Further, the "talking points" included in what little we have seen regarding the PWP are a show stopper. Widening Oso Flaco Lake Road that intensifies congestion in an environmentally sensitive area and mixing ohs traffic and pedestrian walkways should never be allowed to happen.

Joan Schlichting

Prejudice, and possible corruption in the California Coastal Commission

shawjjjj@comcast.net <shawjjjj@comcast.net>

Mon 7/6/2020 1:52 PM

To: Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; Office of the Secretary CNRA <secretary@resources.ca.gov>; OHV, OHVINFO@Parks < OHVINFO.OHV@parks.ca.gov>

Cc: shawjjjj@comcast.net <shawjjjj@comcast.net>

Mr. Ainsworth,

I am a retired Navy Veteran and I am appalled at the actions of you and the Coastal Commission that show inconsistent behavior with the rest of the state.

- Most recently is your Cease and Desist letter of 3 July
 - You call out grading and use of heavy equipment as the primary reason for this action
 - Are you stating that tractors do not operate on beaches in California?
 - Isn't it true that smoothing of beaches is common place, especially in Southern California?

By citing equipment operations as a reason to shut down Oceano Dunes and allowing it in other beaches, you are showing a clear bias.

- This bias is consistent with other Coastal Commission statements such as Kevin Kahn stating "It is time to start thinking about ways to transition the Oceano Dunes State Vehicular Recreation Area away from OHV use" during the one year plan to work with state parks.
 - The commission is clearly not working with state parks.
- The Coastal Commission is also ignoring data that shows particulate matter is the same without **OHV** activity
- The Coastal Commission appears to be ignoring data that shows the Snowy Plover population has steadily increased since 2007

We have enough problems in this country due to bias and prejudice. I am not putting this at the same level, but it is clear that the Coastal Commission is acting on personal beliefs, not looking at data, and not working with state parks for solutions.

There is already and active investigation into corruption by Supervisor Adam Hill. When the Coastal Commission is taking actions in the Oceanco Dunes area that are not consistent with operations in other coastal areas, it shows bias and possibly worse.

• Please stop this unfair action in the Oceano Dunes

Ms. Mangat, please fight this action. Stand up for the 2 miles of OHV use we have on the 850 miles of California Coast and the one of nine OHV parks on the coast out of 280 state parks.

• We need a place for all

Thank you James Shaw United States Navy (Retired)

California Coastal Commission

JASON PORRAS <jayg2002@yahoo.com>

Mon 7/6/2020 3:41 AM

the coastal commission is overreaching their authority and violating their own regulations.

Hello,

Please provide a public response to the following article.

https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/

Thank you

Jason Porras 805-587-6973

Keep Oceano dunes ohv camping open

Victor Duarte <duartev56@yahoo.com>

Sat 7/4/2020 4:32 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

Protect our rights keep Oceano dunes ohv and camping open

Sent from my iPhone

Dear Members of the California Coastal Commission:

Nothing in life remains the same. Our State's demographics change. Culture changes. Technology changes. Approaches to health and wellness change.

Years ago we all thought asbestos was safe to use. But, we learn over time that asbestos is harmful. Well, we also learned microscopic dust can slowly kill us.

.And now, it's time for change regarding dust control mitigation at the Oceano Dunes.

Decades ago there was little disturbance of the dunes. In old pictures of the Oceano Dunes, we see vegetation was all over areas that are now just sand.

In the past 5 decades the number of off-road vehicles has increased, and the size of the local riding area has decreased. This has been a major cause of the destruction of the Oceano Dunes environment.

Years ago, SLO County approved homes to be built downwind from the Oceano Dunes. They felt air quality was OK. However, now we all know now that air quality is terrible on almost half of the days every year.

We have learned that constant riding over the sand has caused microscopic dust to be sent airborne. This dust is slowly killing the residents living downwind.

For years State Parks, for their own financial selfish-interests, denied there was a problem, ignored it, or kicked it down the road. But local citizens continued to apply pressure. And now, times changed ... and the link between vehicles on the beaches and the resulting health issue was finally admitted to by State Parks. They have even begun taking some small steps toward dust mitigation.

We, the full-time residents of the Central Coast implore you -- please insist that State Parks continue to meet their dunes dust mitigation obligations. Respectfully, here's what your Commission can do:

- Endorse your staff's mitigation recommendations, specifically -- "The Park and the CDP cannot continue to operate as it has in the past. It is time to transition the Park away from high-intensity OHV use to other less intensive forms of public access and recreation."
- Reassert that dust mitigation should remain a top priority because the particulates have become a serious health problem for residents. The health of individuals is more important than discretionary recreation activities.
- Stand by your Commission's mission that asks for you to protect and restore ESHA areas ... a commitment affirmed by the Coastal Act.
- Aggressively press State Parks leadership, and find an even more effective, long-term solutions they can be implemented to improve air quality for local citizens.

Respectfully, Thomas & Gail Ryan -- Nipomo, CA Comments to California Coastal Commission Public Hearing of July 9, 2020 ODSVRA Public Works Plan Update and Coastal Development Permits

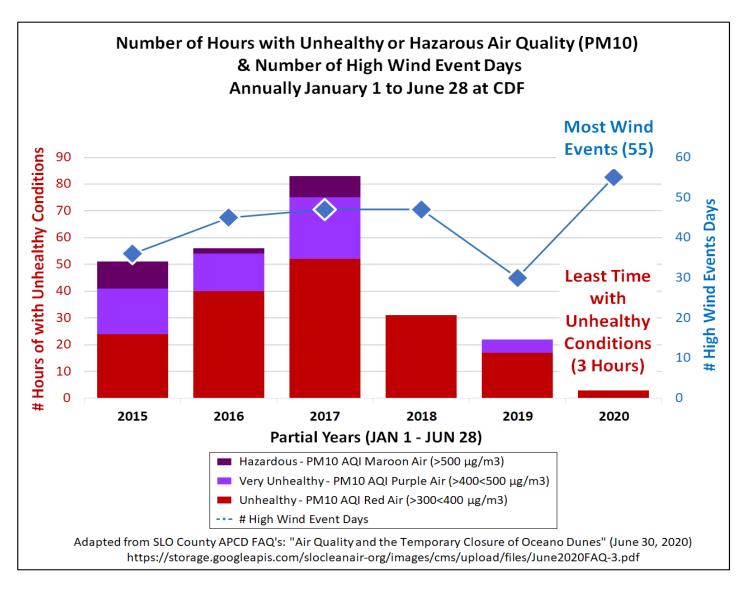
Agenda Items Th 9.a, 10.a, and 11.a

Dear Commissioners,

My comments pertain to the three above cited agenda items relating to the ODSVRA Public Hearing portion of your meeting scheduled for July 9, 2020.

During public comment on these items you will likely hear many claims from off-road enthusiasts that there has been no improvement in air quality downwind of the Oceano Dunes during the past three months of temporary closure of the riding and camping areas, thus they are not responsible for bad air quality. These claims are being widely circulated in the news media and particularly on social media platforms. There are no facts to support these claims.

I'd like to draw your attention to the July 1, 2020 press release from the San Luis Obispo County Air Pollution Control Officer titled "Frequently Asked Questions, Air Quality and the Temporary Closure of Oceano Dunes". Page 5 (unnumbered) of the document contains a bar graph depicting the number of hours of significant air quality exceedances recorded at the CDF monitoring site. Below is a color enhancement of the graph which shows not only the number of exceedances from 2015 to present, but also plots a blue line depicting the number of "High Wind Event" days against those exceedances. Red bars on the graph denote "Red" air quality which means "Unhealthy for Everyone"; Purple bars denote "Very Unhealthy"; and Maroon bars denote "Hazardous" air quality readings.



The graph clearly depicts strong anecdotal evidence of a steep decline in serious air quality impacts in the first six months of 2020, and a decreasing trend from 2018 to present. This decrease corresponds with the implementation of dunes remediation efforts commenced under the 2018 Stipulated Order of Abatement entered into by SLO County APCD and California State Parks.

APCD expects to see this trend continue despite the noticeable increase in High Wind Event days shown to have occurred during the first half of 2020. The prediction is supported by the Scientific Advisory Group's modeling predictions of the impacts of ongoing remediation efforts and their contribution towards reducing air quality violations by 50 percent. According to the SAG, as efforts to revegetate and restore the natural dunes crust continue, the remediation efforts are expected to accelerate a process that would otherwise take years or even decades to achieve. Noticeable improvements are expected to continue as additional areas of the dunes are treated.

Please do not be distracted by the passionate arguments of those who are looking for the easy way out of a dilemma that has been created by nearly four decades of human disturbance in the sensitive coastal zone at the Oceano Dunes. As the Commission's own staff report indicates, the entire park is situated on land that is denoted as Environmentally Sensitive Habitat. Such intensity of recreational activity cannot be allowed to continue unabated.

I urge this Commission to stay the course you have already commenced and continue to direct necessary coastal remediation efforts at the Oceano Dunes, so that all Californians may have the opportunity to enjoy this very special place for future generations.

Sincerely,

Yvonne Williams Nipomo, CA

Comment to July 9th Agenda

Charles <8676crystal@att.net>

Fri 7/3/2020 10:28 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

California Coastal Commission,

It is imperative that the dust mitigations work required by the San Luis County APCD, the APCD Hearing board and the Scientific Advisory Board be continued through completion. Mitigation efforts, accomplished to date, have made a measurable reduction in the impact of OHV recreation on the residents of Nipomo. The total effort is far from completed and must be sustained. The citizens of Nipomo look to the Coastal Commission to do its part in support of a plan for relief from the unhealthy air that plagues our area.

I support the Coastal Commission staff recommendations concerning Agenda Items 10a and 11a and commend staff for their report.

Habitat restoration will eventually reduce the emissions to levels matching adjacent areas where the vegetation grows un-disturbed and the surface crust and sand grain size is not changed by continual heavy vehicle usage.

The Coastal Act requires the restoration and protection of sensitive areas such as the Oceano Dune habitat. The above agenda items further this goal. The Coastal Commission is one of the enforcement agencies that have the ability to ensure that State Parks meets both the intent and completion goals of mitigation efforts. Historically, State Park's performance in planning and completing mitigation tasks borders on passive aggression. Often (assisted by Friends of The Oceano Dunes lawsuits) they have made minimal efforts and missed many schedule deadlines.

Thanks to the work of the work of APCD with support of the CC staff, there are now fewer days when outside activity must be curtailed due to air emissions from the Oceano Dunes riding area.

At this time the philosophy underlying Oceano Dunes dust mitigation references reducing emissions to match adjacent areas. In the future this goal requires further investigation because background emissions from adjacent un-disturbed areas still frequently emit at levels that exceed air quality standards and pose a documented health threat to citizens of an extensive area. Looking to the future additional planting and mitigation efforts should be considered. Flooding rivers are a relevant analogy to this concept. Even though rivers are developed and modified, they are controlled to reduce flooding that occurred, prior to human use, when in their original state.

Thanks for your efforts on our behalf. Charles Getzoff

July 9 quarterly report on State Parks' ODSVRA Public Works Plan (PWP) efforts

Rubba Johanna < jer72701@gmail.com>

Fri 7/3/2020 10:18 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

To members of the Coastal Commission:

I understand that the upcoming meeting on July 9 will include a quarterly report on the ODSVRA PWP, which includes large-scale developments at Oso Flaco Lake. I take every opportunity to inform you of my opinion on this project.

I OPPOSE IN THE STRONGEST POSSIBLE TERMS any such development. Oso Flaco is a small, fragile preserve which serves plant, animal, and bird wildlife. California has lost 90% of its wetlands, and the planned development will further reduce resources wildlife depends on. Adding a large campground, staging areas for OHVs, new lanes in the vehicle dunes, additional paths and dune access will bring crowds, noise, litter, light pollution, and air pollution, depriving Oso Flaco's wild things of a clean, secure habitat. It will further reduce recreation opportunities for people who seek quiet, undisturbed natural environments. Simply, it will destroy Oso Flaco.

Proponents of vehicle activity on the dunes and beaches seem to have an insatiable appetite for space, and seem to feel entitled to have that appetite satisfied by State Parks, which is supposed to support the natural environment while providing recreation. The existing ODSVRA is already destructive and dangerous. Further development as proposed in this plan will exacerbate that.

You are the custodians and protectors of our natural environment. We depend on you to curb harmful excesses of both state and private interests that would further degrade our already severely stressed environment. Please deny the Oso Flaco element of the PWP.

Thank you. Johanna Rubba

Johanna Rubba 464 Seabright Ave. Grover Beach, CA 93433 805-704-7724

jer72701@gmail.com ******

why a delay on the revised PWP?

Glenn Eineman < geineman@gmail.com >

Fri 7/3/2020 10:05 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Finally, there is the beginning of mitigation on the Oceano dunes to start the healing of the dunes and get them back to their natural state.

With this mitigation we are seeing less toxic air days and are able to go outside...this is truly the beginning. The quality of life for those

working and living on the Nipomo Mesa needs to continually be improved with expanded mitigation.

The PWP that was previously presented was not acceptable. All it did was open up the opportunity for damage being done to an ecological wonder,

Oso Flaco. The original document would increase the air quality issue for our neighbors to the south. That is not an improvement, it is

a detriment to the growing population south of Oso Flaco and take away the enjoyment by local residents.

Glenn Eineman Nipomo, Ca

I support the effort to clean up the air pollution from the Oceano Dunes SVRA/why the delay on the revised PWP?

Linda Reynolds lreynolds151@gmail.com

Fri 7/3/2020 9:26 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

After living on the Nipomo Mesa for almost 8 years we are finally seeing an improvement in the air quality even though the 2020 windy season was windier than the last few past

years. Yes, we had many days that we had to stay in and not be able to enjoy the outdoors. But, the number of very high particulate matter days was fewer than past years.

This is because there is beginning mitigation being done in the park. It has been a long time coming with too many delays and excuses by state parks.

Also, for the first time we have been able to enjoy the beautiful Oceano Dunes because there was not the danger of the OHV's to pedestrians. What a pleasure to see families walking,

hiking, picnicking and enjoying this pristine area.

Now we are still waiting for the PWP...why the delay? What was presented before was not acceptable. Why would the opening of Oso Flaco even be on the table? Take a valuable

ecological area and ruin it with a south entrance for OHV riding??? That would not be environmental justice for the people living south of Oso Flaco. People now can benefit from going out there to

do bird watching, walk with children, enjoy the beach and non polluted air. If the proposed changes occur thousands of people would be shut out of these experiences. Oso Flaco is truly a nature learning experience for both adults and children.

Plus, there is the ecological damage to the Snowy Plover and the California Least Tern.

Oso Flaco is a unique environmental experience, let's keep it this way.

Do not take years of damage being done to the Oceano Dunes area and expand it south.

Regards, Linda Reynolds Nipomo, CA

Date: Tuesday, February 16, 2021

To: Kevin Kahn, Central Coast District, California Coastal Commission, and members of the Commission

Re: Hearings on ODSVRA Public Works Plan (PWP) Update, Coastal Development Permit (CDP) Application Number 3-12-050, and CDP Amendment Application Number 3-12-050-A1.

From: Donald M. Scott, Carson City. (Former Park Ranger, resident of Arroyo Grande, and descendant of a family with century-long ties to what is now called **ODSVRA**)

This is in support of the California Coastal Commission's efforts to solve the dust problem generated by the excessive vehicle use. And also to suggest similar actions to deal with the intense (and currently unsafe) crowding of the vehicle "recreation" area, the threat to endangered species in the area, and the destruction of one of the most important world cultural sites in California.

My grandparents and father often camped at Oceano during road trips between their home in Glendale and my great-aunt's home in San Francisco. They drove on the beach, collected and ate Pismo Clams, and relaxed in a campground or local hostelry. It was such a wonderful experience for them – in the true meaning of the word, "RE-creational" that Dad often remembered it fondly.

Around 1999 I bought a house hoping Dad could retire there. When he was unable to do so I moved in. I could walk to the beach, but soon learned that the vehicle Rec section was a place to avoid – speeders, cops, wall-to-wall massive housecars, noise, and dust. So I would walk the other way, north, and find true Re-creation of the spirit.

The Vehicle Rec area is NOT for *Re*-creation, but to bring to that beautiful and unequalled dune field the same noisy, rude, aggressive driving practices and crowding visitors from cities also "enjoy" at home. How is that, in any sense of the word, re-creational? It certainly denies others the chance for recreation.

It is certainly not why the California state parks were established. The parks were NOT set up for the benefit of those who think it's "cute" to have bumper stickers that say "Eat a Plover."

According to the parks website, THIS is the purpose: Our Mission. To provide for the health, inspiration and education of the people of California by helping to preserve the state's extraordinary biological diversity, protecting its most valued natural and cultural resources, and creating opportunities for high-quality outdoor recreation.

And according to the *Parks Forward* document, THIS is the purpose: *As a stewardship agency, the Department plays a central role in protecting and managing California's natural and cultural heritage, and in integrating parks into the lives of Californians throughout the state. This role is fundamental and remains at the core of the Department's mission.*

Eating endangered plovers or destroying (and not interpreting) one of the most important cultural sites in California or the World does not seem to fit with those purposes. Not even "high-quality" outdoor recreation if activities include loud aggressive dirt-tracking over sand dunes, denying the place to walkers and dune climbers, then crowding into COVID spreading groups....to say nothing of raising dust to unhealthy levels for those who live in the area.

The natural resources get the attention now, as well they should. Plovers are endangered; jacked up pickups, 40 foot RVs, screaming dunebuggies are anything but endangered. And anything that threatens Plovers is a violation of those quotes about the purpose of that or any park unit.

But culture is at least as important here, and history. The Dunites were a remarkable self-forming community who lived, gently, in the dunes. They inspired the Great-Grandson of President Chester A. Arthur, to found a community, called Moy Mell, as a gathering place for the great minds of the day: John Steinbeck. Upton Sinclair. Ansel Adams. Edward Weston and his sons (one of Edward Weston's prints taken in the dunes just sold for \$100,000. You can find lots of ATV gadgets in Oceano, but you won't find anything by Weston.) With the exception of one cabin saved by local heroes of culture, Moy Mell is now under the tracks of sand buggies.

Another nearby neighborly community attracted and developed the work of poets, authors, photographers – and scientists and inventors.

Four boys raised in that small town would shape much of the technology of our world, including space travel. George Russell Harrison invented the first successful ruling engine at the MIT Spectroscopic Lab and eventually became Dean of MIT's School of Science. The Varian Brothers, Russ, Sig, and Erik, under Russ's leadership, invented the Klystron Tube. It helped win WW II by making light-weight radar possible, and been used to transmit signals to satellites and probes. The tube is named for this stretch of dunes – "Klystron" means "Wave Action on a beach."

Ansel Adams, a close friend of Russ, dedicated his Fourth Portfolio to him. One of the photos is of Oceano Dunes. Try and find that photo in Oceano or the Five Cities.

WHERE IS THAT CULTURAL HISTORY PROTECTED OR INTERPRETED BY STATE PARKS?Department plays a central role in protecting and managing California's natural and cultural heritage... Not here.

I welcome this first small attempt to bring some balance to the Oceano Dunes. I don't mind vehicles on that beach – after all, my family was enjoying it a century ago. But we don't need crowds of epic proportions in the Days of COVID, destroying nesting sites and cultural sites, raising dust. We need to control that use, to make it a place for re-creation, not destruction, and interpret the site properly.

Thanks, "Ranger" Don Scott.

Comment regarding State Parks and upcoming meeting.

Jim Murray <jim_murray24@hotmail.com>

Fri 7/3/2020 9:17 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Commission,

Please take positive steps to make State Parks implement their mandates for cleaner air .

And, if possible, since the park is already closed to vehicles including the off road and RVs, why not keep it permanently so to them?? Then you won't have to ease them into it at a later date.

Thank you, Jim Murray

Nipomo resident

A Public Comment regarding Oceano Dunes.....

liz murray <liz murray@hotmail.com>

Fri 7/3/2020 8:33 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Dorothy Hines <dp1hines@gmail.com>; Concerned Citizens for Clean Air <ccca3858@gmail.com>; Linda Reynolds <Ireynolds151@gmail.com>

"Help Us Breathe!!!"

cleaner air with a coast not "uglied" by off road vehicles and RVs and the garbage and oil residue they create and leave behind and the sand they carry out on their tires that cannot be returned to the dunes as it is polluted. And, then there is the noise pollution also.

I would like to plead with you, the Commission, to take a strong position with State Parks to rectify the transgressions they (State Parks) have let proliferate in what should be our guiet, serene, peaceful and beautiful beach and sand dunes.

I don't think the beach and dunes were created for vehicles to occupy.

Even Southern California has picked up on our delimma as evidenced in a lengthy L A Times article last week complete with pictures of a day crowded with RVs and ATVS and citing 6 deaths last year and who knows how many horrendous injuries due to accidents. I personally know one person lucky to be alive due to an accident on the dunes while riding an off-road vehicle.

Think of how many lives and people injured and paralyzed for life you would prevent by KEEPING the dunes closed.

Now that the dunes are closed and the riders are supposedly acclimating already to such, why not take this opportunity to permanently keep them closed to such activities like every other California beach?????

On another note, an annual only update by State Parks doesn't seem often enough. It gives "them" a whole year to procrastinate it seems.

Also, what about the La Grande tract? I understand it is not even under contract to "them" any longer and hasn't been for years. It so, why not take it out of the vehicular area if it does reopen ???????????

Thank you for taking the time to read all of the input you get and hopefully even more positive air quality action will be forthcoming from your upcoming meeting.

Sincerely,

Elizabeth Murray

Nipomo resident

Oceano Dunes OHV Park

Jen Utt <jenshopping@yahoo.com>

Fri 7/3/2020 7:25 PM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; pointmugu4wd@gmail.com <pointmugu4wd@gmail.com>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org <info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Office of the Secretary CNRA <secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org <mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us <bgibson@co.slo.ca.us>; ahill@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us <lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us ahill@co.slo.ca.us; lcompton@co.slo.ca.us darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org <rfonzi@atascadero.org>; jhamon@prcity.com <jhamon@prcity.com>

The California Coastal Commission would like to close down Oceano Dunes OHV Park due to dust blowing to the Nipomo Mesa. However, all tests performed show there is not a significant amount of particles in the air to be dangerous. Also during the current shelter in place order, the area found that the same amount of dust was blown from the dunes which means that the OHV community does not significantly affect the dust blown. It is just natural causes. Thus, there is no reason to close the OHV park.

The article published this week by CalCoastNews can be found by clicking the link below https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/

This article brings to light, again, to the corruption and blatant disregard of science and facts by the local APCD, California Coastal Commission, and California State Parks. More that \$15 Million of our tax dollars have been wasted on scientific reports that have been ignored in an effort to close the Oceano dunes OHV Park. We need answers to why they are ignoring the science, why are they keeping California's second most visited State Park closed, and why are they allowed to continue this corruption. Visitors to the Oceano dunes area spend approx \$200 million a year. That would be huge loss to communities including tax dollars generated by the sales.

Thank you for your time and attention.

Jen

Comments on the PWP update

rachelle toti <rachelletoti@gmail.com>

Fri 7/3/2020 7:05 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>

July 3, 2020

Dear Director Ainsworth and Coastal Commissioners,

It is obvious the final Public Works Plan (PWP) will not be available for the September CCC meeting. In Sept. 2017, Mat Fuzie described a "short five-year program" with the PWP and dust mitigation plans on parallel tracks. The dust mitigation project is still on track. However, the PWP is off the track. According to the State Parks PWP Timeline, the draft PWP should be available now. It isn't.

To repeat my previous PWP comments, I do not agree with any expansion or development in the Oso Flaco Lake area. NO road widening; NO opening of vegetation islands to riding; NO camping, day use or staging area and NO southern entrance.

At the July 9th meeting, I'm sure Director Mangat will ask for more time to finish this unpopular plan. In that event, I urge the Commission to place the 15 recommendations the staff made in 2019 on the agenda for the September 2020 meeting as an action item. That way, Director Mangat will have clear direction of what to include in the PWP.

I would also recommend including a few more provisions.

- 1) Include the hundreds of rental vehicles in the number of total ohv's allowed in the park at one time. It seems logical, that they would have been included previously, but I have been told they are not. Spell it out for the park management.
- 2) Expand the seasonal exclosure for the Western Snowy Plover and California Least Tern. It is obvious that the 300-acre exclosure, after 15 years, is not sufficient. Either move the fencing north by about one marker post (i.e. from marker 6 to marker 5) or specify that all nests found outside of the exclosure will not be moved or herded to the 300-acre area. But will be fenced in place, a minimum of 200 feet in diameter enclosure, with a 100 yard outside perimeter which is non-riding or camping area. As the plovers seem to like the foredune restoration project area, that may be included in the exclosure area.
- 3) Require all "Special Events" obtain a Coastal Commission permit. This is ESHA, if Hermosa Beach needs a CCC permit for a beach volleyball event, then the ODSVRA and State Parks OHV Division should have the same requirement for any event occurring in the Oceano Dunes. Imagine if the May 5, 2019 concert had needed a CCC permit? Maybe 6 people would not have been shot. Maybe more State Parks Rangers would have been on duty.
- 4) Consider whether you agree with truck jumping events and drag racing occurring in ESHA? While the Santa Maria Speedway is looking for ways to stay afloat, there are people meeting every Saturday in the Dunes to stage their own private drag races. Really?? Could this be because holding this activity outside of the ODSVRA would be a violation of the California Vehicle Code??

The PWP has proven to be the bright, shiny object, nothing more than a distraction. It is not going to solve the many problems endemic in this park. You will have to do it.

Sincerely,

Rachelle Toti Nipomo Mesa resident



Concerned Citizens for Clean Air

Dear Director Ainsworth and Coastal Commissioners,

Concerned Citizens for Clean Air is providing comments in support of approval of Permit Application no. 3-12-050 and Amendment 3-12-050-A1. We are a grass roots organization committed to informing Nipomo Mesa and Oceano residents of the air pollution problem and advocating for a science-based solution to it. The residents of Nipomo Mesa and unincorporated Oceano are the people most affected by the particulate matter air pollution. CCCA has been committed for over ten years to sharing information, advocating for the most effective dust mitigation and including residents from all walks of life.

The permit application and amendment are both important steps to continue the progress made to date to address the air pollution problem created by the combination of damage to the dune structure and loss of vegetation. The staff reports Th10a and Th11a clearly and succinctly present the reasons for taking these actions.

In the Staff Recommendation is this paragraph "the proposed amendment at its core is a series of projects that seek to stabilize dune structure. They seek to protect and restore dune surface and vegetation properties to help reduce emissions, notably within areas where OHV riding activities take place. These areas have been scientifically shown to be highly emissive as a result of such activity. The project will benefit dune habitat through dune restoration, and is thus inherently an allowed use within dune ESHA and is designed not to significantly disrupt habitat values." CCCA agrees with this assessment and urges approval of the amendment.

Attached is a newly released Frequently Asked Questions Guide from the San Luis Obispo County Air Pollution Control District. It describes the reduction of PM10 levels seen at the CDF monitor since the implementation of the dust control projects of 2018, 2019 and 2020. Further, due to the closure of the park to vehicles, changes to the shape and surface are occurring. See photos attached. For however long the park is closed, valuable data will be obtained that would not otherwise be available. CCCA supports the Scientific Advisory Group, APCD, CARB and State Parks looking at all the data to develop the next step which is the 2020/2021 Annual Work Plan or Dust Control Work Plan as staff recommends renaming it.

Simplifying and streamlining the process for future dust project approval is urgently needs. Next month the draft annual work plan will be sent to the APCO Mr. Willey. That leave only 3 months for review by several groups including the Coastal Commission before the prime planting time of November thru March. CCCA strongly supports the recommendation to allow the Coastal Commission Executive Director to

approve future plans within certain parameters. To illustrate the timing of this process we are attaching a flow chart created by the Air Pollution Control District.

You will be hearing many comments to the effect that the APCD and CARB and the SAG are wrong. This is the same argument used by riders when the Clear Creek Management Area near Hollister SVRA was closed in 2008 due to airborne asbestos. See attached ABC7 article from 2011. Presently, some OHV usage is permitted according to Rider Planet. You will hear that the APCD tried to exaggerate the Crystalline Silica exposure, which it did not. Citizens brought up that question and asked for the testing to be done to see how much Crystalline Silica was in the particulate matter. It does not exceed OSHA standards, but it is not totally absent either. See Question 4 in the FAQ Guide for more on this issue.

In conclusion, now is the time to address all the small bumps in the road leading to better air quality for south San Luis Obispo County residents. Please approve Permit Application no. 3-12-050 and Amendment 3-12-050A1 as recommended by the staff. In September we also strongly urge the Commission to approve the 15 recommendations for improving park management and operations.

Sincerely,

Arlene Versaw and Rachelle Toti Co-founders, Concerned Citizens for Clean Air



Frequently Asked Questions

Air Quality and the Temporary Closure of Oceano Dunes

Created by SLO County APCD, June 30, 2020

Q1: How does the temporary closure of the Oceano Dunes effect air quality?

A1: Neither the District nor the Scientific Advisory Group (SAG)¹ expect the **temporary cessation of OHV activity to have any immediate or significant impact on dust levels downwind of the ODSVRA**. In a letter dated April 6 and posted to the District website on April 13,² the SAG explained that:

"decades of OHV activity have fundamentally altered the natural beach-dune landscape, making the dunes significantly more susceptible to PM emissions than they would be in a natural state. The SAG does not expect a few weeks or months of temporary OHV restrictions to substantially alter the balance of human versus natural contributions to PM emissions at ODSVRA."

Many people have assumed that the current absence of OHVs will result in improved air quality, or that the temporary cessation provides an opportunity to test the impact of OHV activity on air quality. This, however, is based on a common misunderstanding about the connection between OHV activity and dust. As discussed in more detail in an FAQ posted to the District website a year ago,³ it is not the dust kicked up by OHV activity (i.e. "rooster tails") that causes poor air quality downwind, nor is it their tailpipe emissions. Rather, it is the secondary effects to vegetation and dune shapes that lead to greater wind erosion and more dust when the wind blows. It is true that without wind, there would be no significant dust, but changes to key vegetation areas and dune structures caused by OHVs results in more sand movement and more dust emissions when the wind blows.

¹ The SAG is the group of experts selected jointly by District and California Department of Parks and Recreation to advise on ODSVRA dust issues.

² Scientific Advisory Group, "Memo: SAG comments on the temporary closure of Oceano Dunes State Vehicular Recreation Area (ODSVRA) and impacts on particulate matter (PM) emissions," April 6, 2020. Available online at https://storage.googleapis.com/slocleanair-org/images/cms/upload/files/SAG%20Letter.pdf

³ SLO County APCD, "Responses to Comments Received on the May 1, 2019 Workshop Version of the DPMRP," June 11, 2019. Available online at https://storage.googleapis.com/slocleanair-org/images/cms/upload/files/Response%20to%20Comments_FINAL_PostedJune122019.pdf

Left alone, it will take years or decades for the dunes to return to their natural, undisturbed state, even in the complete absence of human activity. It takes years for plants to grow and decades for dunes to re-equilibrate. Therefore, it is naïve to assume that a few weeks or months without OHV activity will result in significant improvements in downwind air quality.

Finally, the recent grading by State Parks in front of the foredunes^{5,6,7} may be contributing to some of the emissions this year, but it is doubtful the amount can be determined from the existing monitoring system since the grading was not a disclosed activity when the monitoring system was designed.

Q2: Why have there been more exceedances in 2020 than by this point last year?

A2: In simple terms, it was a very windy spring. 2020 is by far the windiest of the last 6 years, while 2019 was the least windy.

The ODSVRA only generates dust when conditions are windy, and this occurs more frequently in some years than others. In other words, just as some years are wetter or hotter than others, some years (or portions of years) or windier than others. All else being equal, more exceedances are expected in a windier year than in a less windy year.

As shown in the Table 1 and Figure 1 below, 2020 has been exceptionally windy, with more wind events to date than over the same period in any of the previous 5 years. A wind event is a day when winds are strong enough and out of the right direction such that the PM₁₀ standard is likely to be exceeded.⁸ As shown in the table and figure, **2020 is the windiest of the last 6 years, while 2019 was the least windy.**

⁴ This is why revegetation is the key mitigation measure being used on the ODSVRA. It would certainly require less resources for State Parks to simply fence off large areas from OHV use and let nature reclaim them; however, it would likely take many years before this strategy would result in significant air quality improvements. By "jump starting" areas with seed, seedlings, and in some cases ground cover, air quality benefits can be realized much more quickly. ⁵ Vaughn, M., "Coastal Commission investigates bulldozers on the beach at Oceano Dunes," *The Tribune* [San Luis Obispo], May 5, 2020. Available online at

https://www.sanluisobispo.com/news/local/environment/article242516126.html.

⁶ California Coastal Commission, "Th11a: Staff Report: CDP Amendment Application No. 3-12-050-A1 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach/Oceano, San Luis Obispo Co.)," June 19, 2020. Available online at https://documents.coastal.ca.gov/reports/2020/7/Th11a/th11a-7-2020-report.pdf.

⁷ Letter from Lissa Haage, California Coastal Commission, to Lisa Mangat and Liz McGuirk, California Department of Parks and Recreation, "Re: Violation File No. V-3-20-0048 - Oceano Dunes State Vehicular Recreation Area (ODSVRA)," June 16, 2020.

⁸ In general, strong afternoon winds out the WNW to NW predict a PM₁₀ exceedance at CDF. The formal definition used here is any day when the 3 p.m. PST hourly wind speed at CDF exceeds 8 mph and the 1 p.m. PST hourly wind direction is between 290 and 360°; however, small changes to threshold values don't affect the overall analysis much. For further details, see Appendix A of SLO County APCD, "2017 Annual Air Quality Report," November 2018, available online at https://storage.googleapis.com/slocleanair-org/images/cms/upload/files/2017agrt-FINAL2.pdf.

Table 1: Wind Events and Number of Days Exceeding the PM ₁₀ Std					
Year	Year-to-Date (Jan 1 – June 28)				
	# of High Wind Event	CDF Central Site			
	Days	# of Violations			
2020	55	30			
2019	30	16			
2018	47	34			
2017	47	44			
2016	45	44			
2015	36	35			

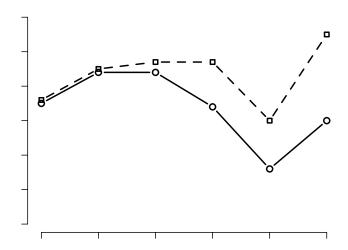


Figure 1: Wind Events and PM10 Exceedances at CDF

The table and figure also show that for 2020 year-to-date, there have been 30 violations of the California PM_{10} air quality standard at the CDF site. Comparing to 2019 only, which had a historically low 16 violations at CDF, it would appear that the 2020 mitigations and COVID-19 closure have not improved the air. However, this ignores the significant year-to-year differences in the winds. For example, other years had fewer wind events yet more exceedances than 2020. Finally, focusing on the number of exceedances ignores the dramatic reductions in the magnitude of the exceedances which is explained in question 3 below.

Q3: What effect have the dust mitigations had on downwind air quality?

A3: The short answer is that we have seen real, significant improvements in air quality, especially at CDF, and especially after taking meteorology (wind) into account. This improvement is not due to the temporary cessation of OHV-activity (as explained in answer A1, above), but rather to the large mitigation projects installed prior to the ODSVRA's closure to vehicles.

Several lines of evidence support this conclusion:

- As noted in answer A2, 2020 so far has been windiest year of the last 6 years, yet it has had the second fewest number of PM₁₀ exceedances. The only year with fewer exceedances by this point was 2019, which was the least windy of the last 6 years.
- While there have been 30 exceedances at CDF so far this year as shown in table 1, the PM₁₀ levels there have not been as extreme as in previous years. For example, this year to date there have been only 3 hours at CDF with PM₁₀ concentration greater than 300 μg/m³; by this time last year there were 22 hours above 300ug/m3, and up to 83 hours above 300 ug/m3 in 2017. See Table 2 and Figure 2, below.

Table 2	Table 2: Number of hours PM ₁₀ > threshold, Jan 1 through June 28						
Year Hours > 300 µg		300 μg/m³	Hours > 400 μg/m ³		Hours > 500 μ g/m ³		
real	CDF	Mesa2	CDF	Mesa2	CDF	Mesa2	
2020	3	16	0	4	0	2	
2019	22	10	5	2	0	0	
2018	31	9	0	0	0	0	
2017	83	18	31	2	8	1	
2016	56	20	16	3	2	0	
2015	51	23	27	6	10	2	

Similarly, there have been no days so far this year when the 24-hour average PM_{10} level exceeded 100 $\mu g/m^3$ (twice the daily health standard). By this time last year, which was a low year for pollution, there had already been 2 days with daily averages above 100 $\mu g/m^3$. Compare that to 2017 when we had 12 days that were above 100 $\mu g/m^3$ by this time of the year. For more information on highest daily hours, see the tables of Top 10 Daily Averages and Daily Maxima, in the Appendix.

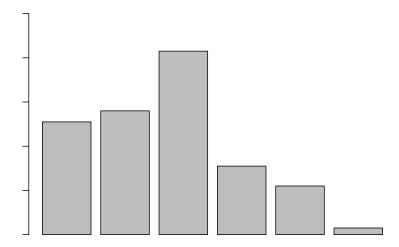


Figure 2: Hours greater than 300 ug/m3 at CDF

- In 2018, State Parks deployed over 100 acres of new dust controls to the ODSVRA, and in late 2019 they began installing another 92.2 acres of dust controls. These were installed mostly upwind of CDF, and were not expected to have significant impacts on air quality at the Mesa2 monitoring station. Consistent with this, **dust levels at CDF have decreased relative to the levels at Mesa2**, **and now CDF typically has better air quality than Mesa2**. In prior years, during windblown dust events, PM₁₀ at CDF was almost always greater than Mesa2, but this year Mesa2 is usually higher. On the 31 days when either or both sites exceeded the standard, the 24-hour average at Mesa2 was higher than CDF 24 times. The CDF average was greater than Mesa2 on only 6 days, and one day was tied.
- Additionally, the air quality improvements at CDF noted in the first two bullet points are not observed at Mesa2:
 - 2020 is the windiest year since 2015 (as shown in Table 1), and in contrast to CDF,
 Mesa2 has the second highest number of exceedances this year.
 - $_{\odot}$ The number of hours exceeding 300 μg/m³ at Mesa2 in 2020 is consistent with previous years; this year has most hours exceeding 400 and 500 μg/m³.
 - As shown in the Appendix tables, the decrease in peak levels seen at CDF in 2020 is not seen for Mesa2.
- Finally, the decrease in PM₁₀ levels at CDF relative to Mesa2 can be quantified and doing so implicitly accounts for year-to-year differences in windiness. Applying methodology

⁹ These 92.2 acres are pursuant to the November 2019 Amendment to Stipulated Order for Abatement #17-01 (available online at https://storage.googleapis.com/slocleanair-org/images/cms/upload/files/AMENDED%20Order%20of%20Abatement%2011-18-19_FILED_12.pdf), and include 48 acres of foredune restoration, 4.2 acres of back dune restoration, and 2 20-acres blocks of temporary wind fencing.

previously developed by the District to the recent data, ¹⁰ we find that wind event PM₁₀ levels at CDF have been steadily decreasing for the January 1 – June 28 period. Relative to 2017, 2018 levels were 13% lower, 2019 levels were 25% lower, and 2020 levels are 33% lower. These decreases are attributed to the mitigation measures on the dunes and are not simply an artifact of meteorology. In other words, **after accounting for changing winds, dust levels at CDF this year are 33% lower during wind events than they would have been without the mitigations.**

Q4: What role does silica play in the dust issue?

A4: Respirable crystalline silica is an occupational health hazard regulated by OSHA. District studies have shown that downwind of the ODSVRA the amount of respirable crystalline silica in the air is below the OSHA standard and that chronic risk is likely to be negligible. Prior to completing these studies, the District had concerns that there may have been a crystalline silica issue; however, none of our regulatory actions were based on concerns over respirable crystalline silica, and none required any findings related to silica. The District has acknowledged the study results in several public forums, including at the hearing to adopt the Stipulated Order of Abatement, which is the agreement prescribing the mitigation requirements currently underway. Instead, all District actions have been based on the long and very well-documented history of PM₁₀ exceedances observed downwind of the ODSVRA. PM₁₀, regardless of what it is made of, is a health hazard because of its small size.

To address the silica issue, the District collected 8 samples for respirable crystalline silica analysis in 2017 and 2018, and 26 additional non-respirable silica samples in 2019. The results of the studies were included in the 2017 and 2018 Annual Air Quality Reports, ¹⁰ presented to the District Board in November 2018 and November 2019, and discussed at the May 2019 public workshop on the ODSVRA Particulate Matter Reduction Plan.

Respirable crystalline silica was detected in 6 of the 8 samples from 2017-2018, and crystalline silica was detected in all but 5 of the 26 samples from 2019. None of the samples exceeded the OSHA standard and an estimate of the annual average silica level did not exceed the California's risk level for chronic exposure.

The District is aware of claims that the initial sampling results were hidden from the public or not disclosed in a timely manner, but this is not true. It takes time to collect samples, understand and analyze data, and then finally write reports which put the findings in the appropriate context; this is the usual process for any special study. In 2017, the District was still in the data collection phase of the process, when, in good faith, we shared early results with a partner agency. That agency later passed those initial results onto other parties and published them online without the District's knowledge or consent.

¹⁰ SLO County APCD, "2018 Annual Air Quality Report," November 2019, available online at https://storage.googleapis.com/slocleanair-org/images/cms/upload/files/2018aqrt-FINAL.pdf

Appendix: Top 10 Tables

CDF 10 Top 10

Table A1: 10 Highest 24-hr PM ₁₀ Averages at CDF (ug/m³) (through June 28)					
2020	2019	2018	2017	2016	2015
91	100	115	145	143	149
81	100	108	138	125	141
77	97	105	130	122	130
73	96	95	130	116	129
73	88	93	122	111	119
72	86	93	111	107	104
71	83	90	111	105	101
71	79	90	108	95	99
68	76	88	108	95	94
67	71	86	106	91	94

Table A2: 10 Highest PM ₁₀ Daily Maxima at CDF (ug/m³) (through June 28)					
2020	2019	2018	2017	2016	2015
394	477	387	713	554	642
380	465	371	542	511	588
326	443	362	527	486	578
296	386	362	510	486	556
272	382	353	481	481	535
269	378	352	478	455	517
265	372	339	478	453	504
255	368	338	447	441	482
252	355	336	445	411	469
248	333	333	432	386	426

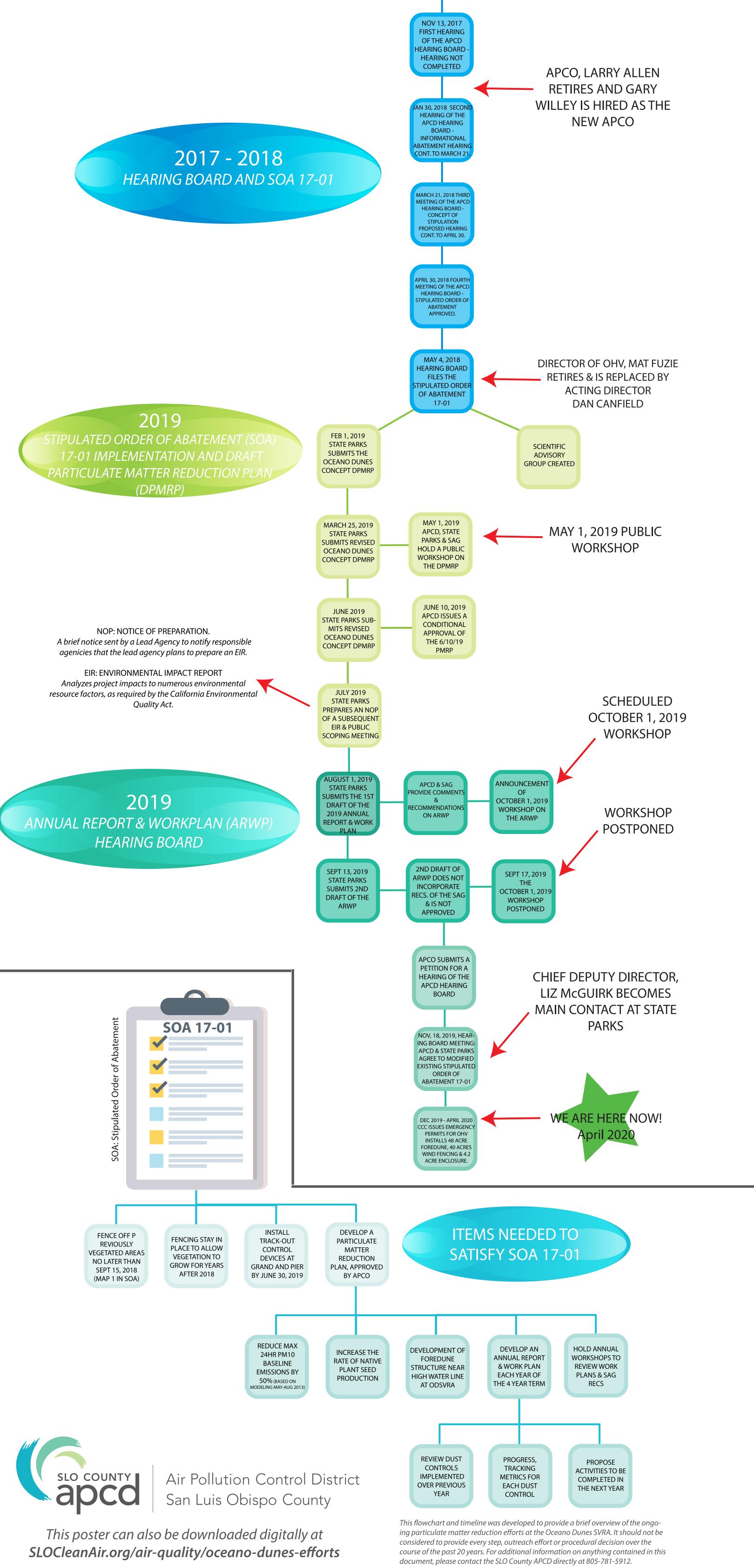
Mesa2

Table A3: 10 Highest 24-hr PM ₁₀ Averages at Mesa2 (ug/m³) (through June 28)					
2020	2019	2018	2017	2016	2015
111	104	124	95	104	122
100	93	103	92	100	121
100	89	95	91	99	118
97	89	86	85	94	94
85	82	82	85	89	92
82	78	74	85	86	86
81	75	73	82	85	84
77	73	73	81	84	83
75	68	71	75	82	79
75	62	68	72	78	78

Table A4: 10 Highest PM ₁₀ daily hourly maxima at Mesa2 (ug/m³) (through June 28)					
2020	2019	2018	2017	2016	2015
560	455	390	610	469	509
388	407	363	478	424	503
371	378	361	386	412	459
362	370	335	369	387	452
340	311	329	368	367	399
334	311	283	365	330	389
331	301	258	353	325	377
323	291	257	333	311	368
307	282	250	317	309	340
301	281	250	314	306	311

OCEANO DUNES PARTICULATE MATTER REDUCTION EFFORTS FLOWCHART & TIMELINE **STATE & FEDERAL** HEALTH **STANDARDS BEING EXCEEDED** ON THE NIPOMO 2003 - 2011 MESA SLO COUNTY | INITIAL ISSUE IDENTIFIED, PRELIMINARY STUDIES CONDUCTED, AND **ADOPTION OF RULE 1001** PHASE 2 STUDY PHASE 1 STUDY IN 2010 & APCD **CONDUCTED IN ENTERS INTO** 2004 - 2005 & AN MOU WITH **RELEASED IN** OHV 2007 **BOARD APPROVES OHV CONDUCTS RULE 1001** THEIR OWN **COASTAL DUNES** STUDIES IN 2007, **DUST CONTROL** 2011 AND 2013 **REOUIREMENTS DEVELOPED &** 2011 - 2013 **APPROVED IN 2011 ADDITIONAL STUDIES DEVELOPMENT OF DUST PLUME MAP COMMUNITY** CONDITIONAL 2013 - 2016 MONITORING **APPROVAL OF STUDY IN 2012 &** OHV'S PM REDUC-RULE 1001 IMPLEMENTATION REPORT AND MAP TION PLAN IN OF PLUME **MARCH 2013** AGREEMENT & HIRING OF **RELEASED IN 2013** SPECIAL MASTER NUMEROUS LAWSUITS FILED, APCD DIRECTLY SUED AND NAMED A 2015 - 40 ACRES OF 2015 THE OSO 2016 OHV INSTALLED **APCD & OHV ENTER** SAND FENCING IN SAND FENCING & REAL PARTY IN INTEREST IN MOST OF 40 ACRES OF FENCING **FLACO RIDING AREA & 30** INTO RULE 1001 "REFRESHED"THE W/ 2 ADJACENT OTHER CASES. **MONITORING SITE ACRES OF STRAW** SURFACE ROUGHNESS PREVIOUS YEARS 30 **IMPLEMENTATION INSTALLED** COMPONENTS BALES IN NON-ACRES OF STRAW **APCD LAUNCHES AGREEMENT** RIDING AREA. BALES. **AIRAWARE TEXT ALERTS IN 2016** DECEMBER 2016 SP PREPARES A 2016 - 2017 **APCD DISAGREES** THE OSO FLACO **DRAFT EIR FOR** WITH LIMITED **MONITORING SITE ODSVRA DUST** DRAFT EIR, INSTALLATION OF **SCOPE OF** WAS REMOVED CONTROL **PROPOSED WITHOUT PROGRAM IN** SEASONAL FENCING **PROJECT AREA AUTHORIZATION** AUGUST 2016 DIRECTOR OF OHV, CHRIS CONLIN, RETIRES & IS REPLACED BY MAT FUZIE MARCH 2017 THE 2017 IN 2017 JUNE 12, 2017 **OSO FLACO INSTALLED 20 APCD ISSUES A** MONITORING SITE **ACRES OF WIND NOTICE OF VIOLATION** NOTICE OF WAS **FENCING VIOLATION TO RE-INSTALLED OHV (NOV 2963) FAILURE TO FAILURE TO COMPLY WITH COMPLY WITH RULE 1001, NUISANCE** SECTIONS C.2, **RULE 402** F.1.f AND F.1.g Pending Friends of the Oceano Dunes, Inc. (FOD) Cases **Against SLO County APCD** JUNE 26, 2017 **OHV RESPONDS** TO NOTICE OF Case No. **Nature of Litigation Current Status VIOLATION** FOD 3 **Consent Decree Action** Next case mgmt conf 14CV-0514 (Agreement to implement Rule 1001) set for 7/20/20 FOD 4 CEQA action v. State Parks based on Next case mgmt conf **INCL. FENCING** 16CV-0113 State Parks' notice of CEQA exeption set for 7/20/20 JULY 6, 2017 OFF RIDING ON filed 2/12/16. **APCD ISSUES** 100 ACRES IN MUTUAL FOD 5 Action against State Parks and CCC based Next case mgmt conf **MOST EMISSIVE SETTLEMENT** 16CV-0160 on 2016 emergency coastal permit set for 7/20/20 ZONES OF LE **PROPOSAL** for temporary dust mitigation measures. **GRAND TRACT** FOD 6 Action against State Parks and CCC based Next case mgmt conf 17CV-0267 on 2017 emergency coastal permit set for 7/20/20 for temporary dust mitigation measures. JULY 21, 2017 OHV FOD 7 On 1/29/20 Judge granted Action against CCC and State Parks 17CV-0576 FOD's writ & will sign a **PROVIDES RECEIPT** (& other public entities) for final coastal development permit for 100 acres of dust writ & judgement in their OF MUTUAL mitigation measures. FOD claimed permit favor. CCC will hold a mtg **SETTLEMENT** was not limited to 100 acres and allowed & will take action to PROPOSAL DATED for the placement of dust control comply with CEQA as JULY 6, 2017 measures in amounts and locations that outlined in court ruling. were not analyzed in the EIR. District Court granted SP FOD 8 Federal case against individuals from 2-cv-17-08733 State Parks and CCC for violation of the motion to stay the action. **ADDRESSES THE** JULY 25, 2017 Federal Endangered Species Act based (Dist. Court) The Ninth Circut Court of NUISANCE **APCD ISSUES** on the coastal development permit issued Appeal reversed and **VIOLATION & NEED RESPONSE TO** by CCC for 100 acres of dust mitigation. remanded the case back TO ADDRESS TO Allegations same as FOD 7 but addresses to the District Court. JULY 2017 LETTER **AVOID** a federally protected bird species that is Case has not been FROM OHV **ENFORCEMENT** not listed as endangered under the CA reactivated. **ACTION** Endangered Species Act. FOD9 APCD served on 2/21/20 Action against State Parks and CCC (incl. Response due 3/23/20 20CV-0100 APCD, the Hearing Board, and County of SLO) for issuance of the 1/24/20 extension Case mgmt conf. 4/9/20 SPECIAL MASTER of a prior emergency coastal development **MEETS WITH** permit for perimeter fencing around a 48 APCD AND STATE acre section of the dunes for development **PARKS IN** of a vegetated foredune, and the 1/31/20 SEPTEMBER 2017 emergency coastal development permit to plant within the 48 acres of fencing. 2017 OCT 16, 2017 SEPT 28, 2017 OCT 27, 2017 NOV 3, 2017 OHV NOV 7, 2019 OHV **CONTINUANCE OF APCO ISSUANCE NOTICE THAT PETITION FOR REQUESTS A DENIED HEARING** OF THE PETITION **HEARING DATE** SECOND CONTINUANCE **GRANTED AS** FOR AN ORDER WAS CONT. TO ABATEMENT ORDER CONTINUANCE **REQUEST REQUESTED BY** OF ABATEMENT NOV 13, 2017

OHV



Version 1.0 - completed March 2020

Coastal Commission for the Virtual hearing July 9, 2020

Toni <toni.morris50@charter.net>

Fri 7/3/2020 4:34 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

JULY 3, 2020

To the Coastal Commission for the Virtual hearing July 9, 2020

I am a retired RN who worked in cardiopulmonary critical care for eight years, and other medical positions involving pulmonary and cardiac disease. It is sad to watch people struggling for breath, needing to go on ventilators, and fighting for their lives.

I live in Nipomo and when I walk, bike ride or play tennis I can feel (not to mention see) the particulate matter in the air. I am in excellent health, but if I exercise outdoors during these times I have a congested cough for days.

We need to clean up the air pollution coming from the Oceano Dunes SVRA. Last year I began saving my 'Early AirAware Alerts' from the SLO county Air Pollution Control District (APCD) in September and there were 27 alerts from that month till the end of 2019. These did NOT include alerts due to smoke from fires. There were many more before that but my alarm at so many caused me to start saving them in September.

This year there have been 36 as of June 16, and half of 2020 remains.

I support the Coastal Commission staff recommendations on the Coastal Development Permits (permit applications No. 3-12-050 and No. 3-12-050-A1) and I oppose any Public Works Plan that weakens the Commission's authority over State Parks operations or adversely impacts air quality. The amendments proposed address a significant public health and air quality problem.

Of ultimate importance is continuation of the dust mitigation work as required by the Air Pollution Control District, the Hearing Board and the Scientific Advisory group (SAG). Studies have shown the pollution was originally caused by damage to the dunes from overuse by vehicular recreation.

The closure of the Oceano Dunes SVRA due to Covid-19 has produced some promising changes. Those changes seem in part to be a result of mitigation projects that started in fall of 2019 and continued this spring:

"The SLO County APCD has seen real, significant improvements in air quality, especially at the CDF monitoring station, especially after taking the wind into account. However, this improvement is not due to the temporary cessation of the OHV-activity, but rather to the large mitigation projects installed prior to the Oceano Dunes closure to vehicles."

The restoration and protection of environmentally sensitive habitat area such as the dune habitat, is fundamentally required and supported by the Coastal Act, and needs to continue. Monitoring of the ODSVRA and Oso Flaco show differences in particulate matter emissions; the damage has been done:

"SAG's [work] has demonstrated that the damaged dunes will continue emitting PM 10 even without vehicles. "The riding area is 5 to 8 times more emissive than non-riding areas such as Oso Flaco. The objective is to have the air quality equal to the natural levels seen at Oso Flaco. Although the very high spikes of 500, 600, and 700 microgram readings at CDF have been reduced to mostly under 300, the levels are nowhere near the natural level at Oso Flaco, Pismo Beach or Morro Bay."

An important issue that came out of a Commission hearing is that the Western Snowy Plovers are spreading out from the 300-acre annual enclosure now that the beach has no vehicles, campers, etc. That is great news.

However, there was a letter to the Coastal Commission from the Center for Biological Diversity describing potential "harassment" of the birds by the State Parks employees. Historically State Parks have been negligent in implementing corrective action to mitigate air quality and provide sensitive species protections.

I implore you: the Coastal Commission needs to take action to protect the birds and chicks, and our air.

Respectfully,

Toní Morris, RN, BSN, MA in Physiology of Exercise

Former Critical Care RN, Sharp Hospital, San Diego; and Creator and Director of the Outpatient Cardiac Rehab Program at Stanford University Hospital

Toni

toni.morris50@charter.net

Comments related to 7/9/20 items 9, 10 and 11 ODSVRA Dust Control

Three years ago, the Coastal Commission chair, Steve Padilla, said something like "prioritizing recreation over Esha and human health was insane." That was big talk, but unfortunately it resulted in little action.

The CCC staff had it right. It is time to relocate the riding area off Oceano Dunes. There is ample land in the central valley. So, what has happened over the last three years? Approximately 100 acres of real mitigation and lots of false information from the pro-OHV lobby.

Note that state and federal air pollution standards are mostly irrelevant to our situation. They are designed for pollution situations wherein the pollution is constant over 24 hours. Our problem is not the 24-hour average pollution but the peaks that usually occur in the afternoon hours. It is easy to have hazardous high peaks but when averaged over a 24-hour period with near-zero pollution at night, to have a low 24-hour average. The appropriate metric is something like the average of the 10 worst peaks readings in a month.

Fortunately, we finally obtained 100 acres of real mitigation in the riding area. This has helped to reduce the air pollution peaks at the CDF site. Using an average of the 10 highest peaks for the first half of each year we are 25% better off in 2020 versus 2019 and 44% better off in 2020 than 2015. The air quality downwind of MESA 2 is still a problem and needs mitigation.

Contrary to the pro-OHV group false news campaign, the air quality has improved. The FAQ published by the APCD does an excellent job of refuting this false news campaign. Hopefully discerning readers will appreciate science based analysis versus fiction:

https://www.slocleanair.org/article-details.php?id=61.

As far as I can tell, Parks has yet to publish their promised PWP. I can guess when they do, they will be requesting more land for OHV riding which if granted, would further increase pollution and damage ESHA.

The CCC is overdue to start doing their job. The CCC needs to contain Parks and move the riding off the beach.

I agree with the staff's recommendations.

Dr. Richard Wishner Nipomo, CA

RE: ODSVRA PWP Update. hearing on July 9, 2020 - written comments and attachments

Leif Behrmann <leafybye@gmail.com>

Fri 7/3/2020 12:50 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

1 attachments (5 MB)

Refuge.pdf;

Dear California Coastal Commission staff and Commissioners,

BACKGROUND

There is a very important point that the PWP failed to mention, as well as omitted from their summary of comments.

The 800 acres of the Oso Flaco Lake Natural area was part of the original survey for the Guadalupe-Nipomo Dunes National Wildlife Refuge (GNDNWR). I propose State Parks to donate or grant an easement of the 800 acre Oso Flaco Lake Natural area to become part of the existing wildlife refuge which is located directly to the south.

https://www.fws.gov/refuge/guadalupe-nipomo_dunes/ https://www.fws.gov/refuge/Guadalupe-Nipomo Dunes/what we do/planning.html

In their final CCP (Comprehensive Conservation Plan) you may find the history of this effort. Land owners agreed to hold onto the lands and not develop these lands in the hopes they all could become part of the NWR. A two year survey of the flora and fauna was done at taxpayer expense.

A NWR allows passive recreation, such as wildlife viewing and hiking, but not developed camping nor OHV use.

So why are we given the false choice that it must be developed? Nothing at all should be done to this 800 acre parcel that could jeopardize it to be included in the NWR. Many years were spent to preserve the land, in the hopes that the entire 8,900 acres of surveyed land could someday be included.

Do not allow them to threaten this plan by development at Oso Flaco Lake Natural Area! The mission of the California Coastal Act of 1976 is to conserve unique coastal habitat! Less than 2% of coastal wetlands exist anymore! I'm counting on you to uphold the California Coastal Act and favor conservation over greed and development. No one can say what our future generations will want, and if the endangered plants and animals (22 Federally listed species) are not protected, how will these future generations view us? Dare we have the audacity to assume we know what our children and grandchildren want? Do they want us to develop undeveloped sensitive habitat, or do they want the very productive habitat found there protected from development?

Here are my arguments in favor of making the Oso Flaco Lake Natural area part of the existing Guadalupe-Nipomo Dunes National Wildlife Refuge (please see attached PDF of a scan of their press release with a map).

Argument in favor of promoting State Parks donate / grant permanent easement of the 800 Acre Oso Flaco Lake tract, to become managed by U.S. Fish and Wildlife service, to be forever protected as a Wildlife Refuge as part of the Guadalupe-nipomo Wildlife Refuge immediately to the south:

1)

Pismo State Beach in Oceano Dunes SVRA Public Works plan is non-compliant in its current form under the Coastal act and Local Coastal Plan (LCP), on the other hand a Guadalupe-Nipomo Dunes National Wildlife Refuge is compliant under the California Coastal Act and LCP.

The Oso Flaco Lake Natural Area is a Sensitive Resource Area (SRA) under LCP and Environmentally Sensitive Habitat Area.

REASON: SRA and ESHA allows only for use that is resource dependent.

2)

PWP would cause harm to and possibly kill or threaten endangered species and harm the lakes. A wildlife refuge would have no harm to wildlife, and they would be conserved very well with scientific study and management. In fact in the case of Western Snowy Plover, U.S. Fish and Wildlife already manage and direct State Parks, and would do a better job if under their control. Recent events with nest sites being moved or scuffed out show State Parks can not be trusted to manage these endangered species.

3)

PWP is not carbon neutral, on the other hand the NWR is carbon-neutral. The reason is passive recreation that is resource dependent are the only types of uses allowed on a National Wildlife Refuge.

4)

Any development would alter the character, create noise for wildlife at night, create more intensity of use, and lower water tables, which are already a problem.

If it was a wildlife refuge, of course intensity of use would NOT go up, there would not be as much intensity of use and water tables would not be affected.

The state park staff admitted water tables are an issue for the la Graciosa thistle because it is in damp places that dry out. It is inappropriate to add plumbing to this sort of situation.

No infrastructure should be added that imperils the land becoming part of the NWR.

5)

Developing the LAST undeveloped coastal wetlands in South County and the ONLY undeveloped peaceful wild spot in Pismo State Beach would unfairly discriminate against the nature lovers who only have this spot to be at peace with nature while all other locations of wetlands in the park or either in town or otherwise developed.

Below is my story about how I came to learn about the PWP. I have since gone to local libraries to find evidence of the historical effort to restore and preserve Oso Flaco. Here are the scans of these:

https://drive.google.com/drive/folders/1ESnFY5azKC718xgF59PQoCGfWarzkXSz?usp=sharing

This shows that \$200,000 was raised to preserve the area.

Everyone who ever gave to this effort of preservation deserves a say in this process! Perhaps it needs to be voted on at the State level.

I am a resident of Oceano, San Luis Obispo County, California. I first became aware of the ODSVRA PWP December 2019, and since then I have been dismayed and outraged at the bias the State Parks seems to show in favor of the Off-Road lobby, industry, and user groups. The users of nature for passive recreation in the Pismo State Park as a whole have not been properly consulted nor given a fair say in the process. Neighboring communities have been kept in the dark about the ongoing PWP. The whole process has been biased toward the development of the coastline, at the expense of the environment and users of the park who enjoy nature as it is without motorized vehicles.

For example, the planners did very little to advertise their public input meetings. Luckily I found out about the December 10, 2019 Public Input Meeting in Arroyo Grande. I think the consulting group who was hired to do the planning to be out of touch with the local community and clueless about what scientists and experts know about the Oso Flaco Lake area. At this Public Input Meeting, I asked a consultant who and how they decided camping and OHV was needed at Oso Flaco Lake. She said that they went to survey users at Oso Flaco Lake for ONE DAY. That's right, we have an entire project to develop the last undeveloped coastal WETLANDS and they spent ONE DAY interviewing people at the location before starting a monumental project that affects future generations in perpetuity. No signs at Oso Flaco Lake parking nor trail were put up to advertise the PWP input meeting. This is too big of a decision to make without full input from local users and communities, such as Guadalupe. In fact, I told the volunteer coordinator at the Dunes Center in December 2019 that the PWP was ongoing, and that the State Parks want to develop Oso Flaco, and she had NO IDEA it was a project. That is very poor outreach if even the staff at the Dunes Center who have a very involved hand in Oso Flaco Lake and the dunes did not know about the PWP. I think the poor outreach to the community was intentional. Many neighbors of the State Parks are also its users, and many who live in Oceano and Guadalupe don't have a vehicle.

They should post the PWP plans at Guadalupe City Hall, and Oceano Community center for PUBLIC viewing. Otherwise you have discriminated against people with no vehicle to get to the public input meeting in Arroyo Grande or Bakersfield. Why don't they ever go to another area that brings tourists to the Pismo State Beach and Park? BIAS in favor of the OHV industry and users at the expense of all other users.

Everyone I know around Guadalupe and Santa Maria had NO IDEA about the project even though for many years schoolchildren take trips to Oso Flaco Lake through The Dunes Center. This is often in conjunction with staff from the U.S. Fish and Wildlife Service who manage the Guadalupe-Nipomo Dunes National Wildlife Refuge located directly to the south of the Oso Flaco Lake Natural Area portion of the ODSVRA. State Parks does not support the Dunes Center, and has no involvement in the outdoor education of schoolchildren like the Dunes Center. These children learn about animals and plants and science, not about OHV.

I spoke with people who live and work in Guadalupe, and nobody knew about the PWP, and nobody uses OHV, but they often go fishing at Oso Flaco Lake and beach. Once, a lady said, someone driving on the beach near Oso Flaco Lake was intoxicated and almost ran her over. There is little oversight and State Parks can't hire and keep enough rangers to patrol all of the drunk drivers. Meanwhile State Parks wants to expand the OHV and further ruin an Environmentally Sensitive Habitat Area (ESHA).

I have been told by members of the California Native Plant Society, San Luis Obispo Chapter that in the 1970's, OHV use caused the native vegetation around Little Oso Flaco lake to become destabilized. The once stable dunes started to move. Excess siltation began to occur in Little Oso Flaco lake. Basically the dunes were no longer stabilized by plants, and started to do what dunes do, move into the lakes! The lakes were in danger!

After that the area was closed to OHV use, and restoration work began. At some point, The Nature Conservancy became involved and spearheaded the restoration efforts. Youth from the California Conservation Corps and volunteers helped build the boardwalk over the lakes and out to the beach so that the pedestrians would not disturb the Federally and State listed endangered plants, and animals such as the La Graciosa thistle, the very rare endemic Nipomo Mesa Lupine, California Least Tern, and Western Snowy Plover, just to name a few.

I personally spoke with a former docent who worked the gate when it was being managed by The Nature Conservancy. His feeling was that the entire project A concerning Oso Flaco Lake would ruin the area. I agree, and I think people are seeing dollar signs and want to make money from developing an undeveloped area. The local county plan LCP, designated the Oso Flaco Lake area as a SRA, Sensitive Resource Area, and therefore requires any development permit to be separate and not included in an overall plan such as this one.

In summary, I feel the entire process to be a railroading, a steamrolling, or whatever you want to call it. They hope that the lower income neighbors and non-english speaking communities nearby will not notice or pay attention to the development grab and environmental injustice they are in the process of committing. I am just a hiker, identifier of native plants, and someone interested in the conservation of the very productive environmentally sensitive habitat that is a global treasure, and should be protected - the wetlands and dunes of adjacent San Luis Bay which in their 18 mile length, need to be managed and protected as a whole.

I for one am speaking up about unfair and biased State Parks and their flawed PWP which only serves the OHV users and makes money for developers.

Thank you very much for reading and I hope you succeed in your mission to uphold the California Coastal Act of 1976.

Sincerely,

Leif Behrmann



Greetings!

This final planning update is to inform you of The Nature Conservancy's donation of the Mobil Coastal Preserve and the U.S. Fish and Wildlife Service's decision regarding establishment of the Guadalupe-Nipomo Dunes National Wildlife Refuge.



In this update:

Attached: Your Comments, Our Responses

KKK

U.S. Fish & Wildlife Service

Guadalupe-Nipomo Dunes National Wildlife Refuge

Planning Update 4, August 2000

What is the Final Decision?

The U.S. Fish and Wildlife Service (Service) has decided to implement a modified Alternative C which establishes an approved Refuge boundary encompassing approximately 8,330 acres (see map on page 4). Alternative C as described in the *Environmental Assessment, Land Protection Plan, and Conceptual Management Plan for the Proposed Guadalupe-Nipomo Dunes National Wildlife Refuge* included 8,900 acres within the proposed Guadalupe-Nipomo Dunes Refuge (Refuge) boundary. The modified Alternative C excludes the 570-acre Pismo Dunes Natural Preserve from the Refuge boundary in response to local agency and municipality concerns that a National Wildlife Refuge could affect maintenance activities on Arroyo Grande Creek. The decision is documented in the Finding of No Significant Impact (FONSI) which was signed July 17, 2000.

The Nature Conservancy Donation Establishes Refuge

On August 1, 2000, The Nature Conservancy (TNC) donated the 2,553-acre Mobil Coastal Preserve to the U.S. Fish and Wildlife Service. Upon acceptance of this valuable wildlife habitat, the Service established the Guadalupe-Nipomo Dunes National Wildlife Refuge.

Productive habitat in the Guadalupe-Nipomo Dunes National Wildlife Refuge. Photo USFWS.



How Does Establishing the Refuge Affect the Other Properties Located within the Refuge Boundary?

The other properties within the 8,330-acre Refuge boundary will not become part of the Refuge unless willing sellers or donors make those lands available for acquisition by the Service, or, if a cooperative management agreement is made between the Service and landowner(s). Until then, the Service will not have the authority to manage those additional lands.

The purpose for establishing the 8,330-acre Refuge boundary is to have a larger area defined that has already been evaluated and determined to be appropriate to become part of the Refuge, if in fact, the neighboring lands should ever become available for inclusion into the Refuge System. Approval of the Refuge boundary means that the Service may negotiate with willing sellers to obtain interest in or acquire the lands identified in the modified Alternative C. Protection of these lands through acquisition, or other mechanisms, will allow for the conservation, protection, and restoration of migratory bird habitat, endangered and threatened species habitat, biodiversity, and wildlife-dependent public use activities.

Are the Planning Documents Available?

A final Environmental Assessment (EA) will not be printed. However, your comments and our responses are attached, and are in the FONSI as well. The Land Protection Plan (LPP) and Conceptual Management Plan (CMP) and the Interim Compatibility Determinations (CDs) within the CMP have been revised and reprinted.

While no comments are requested on the FONSI, LPP, and CMP, copies are available by request from the Hopper Mountain National Wildlife Refuge Complex by calling (805) 644-5185 or by writing to Hopper Mountain National Wildlife Refuge Complex, P.O. Box 5839, Ventura, California 93005.

The Planning Schedule

The public comment period for the draft Environmental Assessment, Land Protection Plan, and Conceptual Management Plan ended as announced in Planning Update 3.

Planning Updates 1, 2, and 3.....Completed

Public Open House...Completed

Issue Identification
Period Ends......Completed

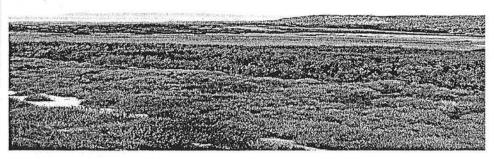
Draft Documents
Released......Completed

Public Comment
Period Ends.....Completed

Final Documents and Notice of Decision released by......8/00

Stabilized dunes inland from the foredunes support central coast dune scrub and coastal sage scrub plant communities.

Photo USFWS.



Who Do I Contact?

For comments and general questions, contact:

Marc Weitzel, Project Leader
Hopper Mountain National Wildlife Refuge Complex
U.S. Fish and Wildlife Service
P.O. Box 5839
Ventura, California 93005

Phone: (805) 644-5185 Fax: (805) 644-1732

Email: marc_weitzel@fws.gov

For information on land protection planning process and compliance requirements, contact:

Charles Houghten, Chief Division of Refuge Planning (ARW/RPL) U.S. Fish and Wildlife Service 911 NE 11th Avenue Portland, Oregon 97232-4181 Phone: (503) 231-6207 or (800) 662-8933

Fax: (503) 231-6161

Email: r1planning guest@fws.gov

For email messages, please type "Guadalupe/ Nipomo Dunes" in the subject line. If your comments are attached to an email message, submit as an ASCII file, avoiding the use of special characters and any form of encryption.







Table 1.

Properties Within the Proposed Boundary for the Guadalupe-Nipomo Dunes National Wildlife Refuge

Priority	Tract #	Property	Owner	Approximate Acreage	Possible Methods of Protection by the Service
2	2a	Oso Flaco Lake Natural Area	California State Parks, Off Highway Vehicle Division	800	Donation/Cooperative Agreement/Easement
1	10	Mobil Coastal Preserve	The Nature Conservancy	2,553	Donation/Cooperative Agreement/Easement/Fee Purchase
2	10a	Black Lake	The Nature Conservancy	182	Donation/Cooperative Agreement/Easement/Fee Purchase
2	11	Guadalupe Oil Field	Leroy Trust	2,300	Cooperative Agreement/Easement
2	12	Dune Lakes Properties	Private	1,854	Donation/Cooperative Agreement/Easement/Fee Purchase
2	13	Tosco Buffer Area	Tosco Refining Company	650	Donation/Cooperative Agreement/Easement/Fee Purchase

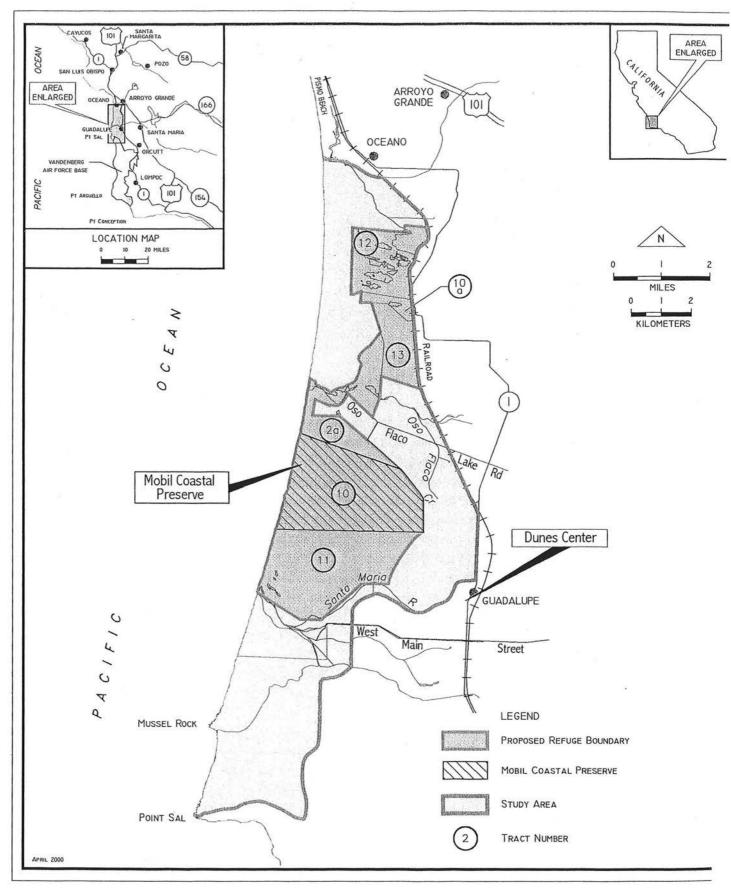


Figure 1. Proposed Guadalupe-Nipomo Dunes National Wildlife Refuge Tract Map

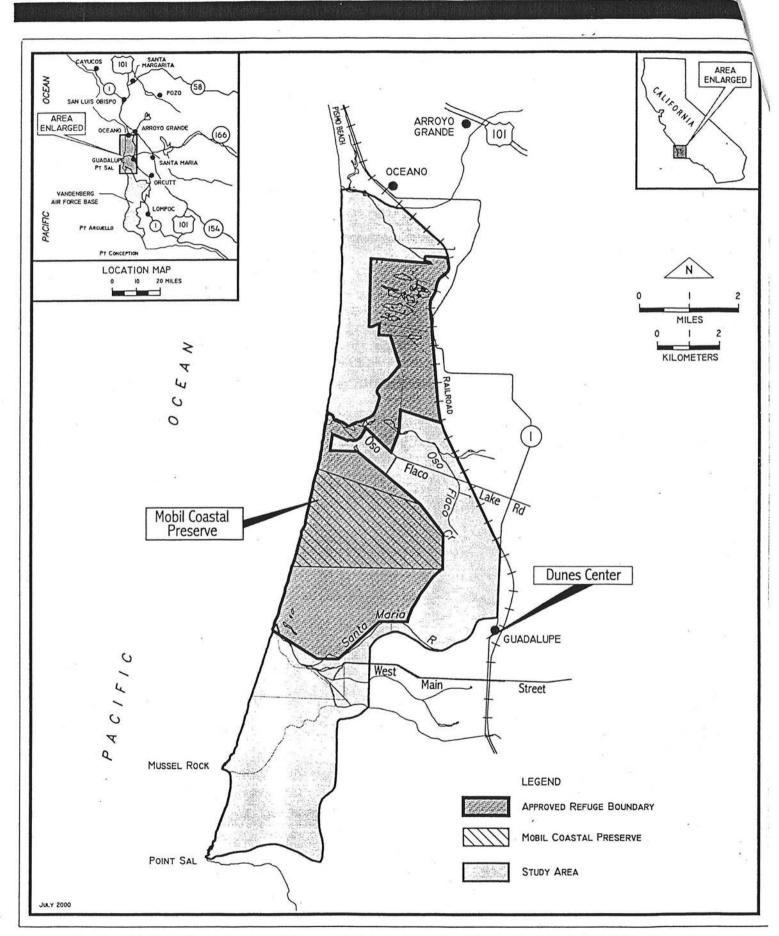


Figure 1. Modified Alternative C establishes a 8,330-acre Guadalupe-Nipomo Dunes National Wildlife Refuge Boundary.



Concerned Citizens for Clean Air

July 2, 2020

Dear Executive Director Ainsworth and Coastal Commissioners,

Concerned Citizens for Clean Air is a group formed to advocate for clean air for Nipomo Mesa residents. The Oceano Dunes State Vehicular Recreation Area managed by State Parks has been identified as the main source of PM10 and 2.5 air pollution that impacts the local residents. State Parks management has been very slow in addressing this public health threat and nuisance. Therefore, CCCA cannot support expanding the riding, camping, driving, etc. into the Oso Flaco Lake area.

CCCA opposes the Public Works Plan including:

- 1) Widening Oso Flaco Lake Road that would bring in more vehicles and the associated air pollution. Mixing ohv traffic and pedestrian walkways should not occur anywhere.
- 2) Converting any presently vegetated areas such as the 40 acres woods to trails or riding area of any kind. This would ultimately result in more erosion and air pollution for those downwind.
- 3) Creating a southern day use, camping, and park operations facility on the present agricultural fields. This would also have the potential to increase air pollution.
- 4) An access point and staging area east of the park in what is now non-riding area. The dust from this staging area would travel east into a large housing development. Further, it would increase traffic in the area.

The Coastal Commission has provided State Parks with 15 coastal development permit issues to be addressed in the PWP. We do not see those issues being addressed in this most current proposal available to us at this time. They should be. And any Plan that weakens the Coastal Commission's oversight of State Parks operations is unacceptable.

Finally, given that we are in July, we must wonder when a PWP will be finalized inasmuch as State Parks said it would be completed "this summer."

Thank you for the opportunity to comment.

Arlene Versaw and Rachelle Toti, Co-founders Concerned Citizens for Clean Air



Oceano Dunes State Vehicular Recreation Area

Tony Salome <tsal3@earthlink.net>

Thu 7/2/2020 11:17 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Coastal Commission Members,

Thank you for your continued diligence in consideration of the essential mitigation process at the Oceano Dunes State Vehicular Recreation Area. I support the recreation area but it is obvious that the park is being overrun by people and vehicles. All the data indicates that the particulate matter in the air due to vehicular traffic on the dunes is toxic. Further, the fragile ecosystem including native plants and animals is in danger. Some of the damage may be irreversible.

I urge you to stand up for human health over recreation and implement the mitigation program in order to reduce dust and particulate matter. I would like to see the camping and vehicular use drastically reduced. This would not only protect the natural resources in the area but also help with public safety. The best time for mitigation was 20 years ago but now is the next best time. I attended the informational meeting held in San Luis Obispo several months ago and understand how intimidating the ORV lobby is. However, I hope you will not succumb to the pressure and speak up for the health of local residents and the ecosystem.

Best regards,

Tony Salome Los Osos

July 9th Hearing re: Coastal Development Permits (CDP) for the dust control mitigation

Jean Baker <jbakerlcsw@gmail.com>

Thu 7/2/2020 11:01 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Coastal Commissioners:

It seems that the dust mitigation efforts have been successful in reducing particulate matter on the Nipomo Mesa. This is a hopeful sign for those that live down wind and have concerns regarding respiratory health. Therefore, I am writing to request that the commission continue with this effort as required by the Air Pollution Control District, the Hearing Board, and the Scientific Advisory group.

Studies have shown that the air pollution was caused by damage to the dunes from overuse by vehicular recreation. Restoration and protection of environmentally sensitive habitat areas are required and supported by the Coastal Act. We know that the Snowy Plovers have been able to spread out during the Covid-19 closure of the Oceana Dunes to ORVs and camping. Other California coastal areas have no problem with the environmental protections needed but Oceano Dunes doesn't follow the same guidelines. It's about time that they do.

Thank you for taking my opinion into account, Jean Baker Nipomo, CA

Jean Baker

Oceano Dunes CDP response and request...

Michael Young <mikero1@mac.com>

Thu 7/2/2020 8:44 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Members of the California Coastal Commission,

I write in support of the Commission staff recommendations and the pointed requests that you have made to State Parks to recognize the serious health and safety issues that are directly related of continued OHV activities at the Oceano Dunes SVRA.

One would think that 38 years (since the original CDP) would be enough time to put into place practices, procedures, and policies requested by the Coastal Commission. But, alas, State Parks has been and continues to be serially and willfully unresponsive to any suggestions, recommendations, or requests you make.

More than a dozen recommendations were laid out by your staff a year ago, but none have been implemented fully. When can the public expect consequences for ignoring your requests rather than more talk, more delay, more false and meaningless concerns?

Most recently, State Parks has been caught big footing the Snowy Plover. The abuse of the citizens of the Nipomo Mesa and other places adjacent to ODSVRA is more subtle, but just as clear and documented.

We ask once again that the Coastal Commission insist that its recommendations be implemented on a date certain and that any delay or violation whatsoever will result in the immediate revocation of the CDP and cessation of State Parks occupation and operations within the Coastal Zone, a heritage for all Californians to enjoy and respect.

Mike Young Nipomo, CA 93444

Oceano Dunes CDP for Dust Mitigation

Rosemary Nelson < rosemarynelson@me.com >

Thu 7/2/2020 8:03 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Members of the Coastal Commission,

I am writing to you to ask that you please follow the recommendations put forth by your staff regarding this issue. It is of vital importance that dust mitigation work as required by the APCD, the Hearing board and the SAG, continue until there is no longer a significant public health, air quality problem. Furthermore, damage to the dunes, which has been scientifically proven to have been caused by overuse of vehicular recreation, cannot continue. The coastal environment is being threatened and people's lives are at risk.

Personally, after several years of having to remain indoors for most of the summer, due to the dust pollution on the Mesa, my husband and I have purchased a motor home so we can travel away from the area to places where the air is clean and we can enjoy the outdoors. Currently we are on the road. Just last week we were fortunate to spend several days at the Indiana Dunes State and National Parks. It was a wonderful experience to hike and enjoy the the beautiful dunes and beaches...So peaceful and relaxing, without the horrible sound of ATVs tearing up the terrain. Families picnicked on the beach and children could play safely without worry of their being in the path of vehicles. Everyday the parking lots were full, but it never felt crowded. Perhaps someday we will be able to have such an experience on the beautiful Oceano Dunes. We have an Ocean! But sadly this will not happen unless you are willing to step up and do what needs to be done to protect our beautiful dunes, protect our health and give us back this great coastal treasure.

Rosemary Nelson Nipomo

Sent from my iPad

Michael Normoyle Nipomo, CA m.normoyle@mcnlegal.com

To: California Coastal Commission (July 2020 Meeting - San Diego, CA)

Subject: Th9a - ODSVRA PWP Update

Dear Director Ainsworth and Commissioners:

First, the obvious. It's very difficult to provide informed public comment on documents that don't yet exist – or at least have not yet been shared with the public. As of July 9, 2020, there is no draft Public Work Plan or a draft environmental impact statement that has been shared with the public, and State Parks and its OHMVR Division cannot establish compliance with any of the following statutory and regulatory requirements: Public Resources Code Sec. 30605 or 14 CCR Sections 13352,13353,13353.5, 13354, 13355 or 13358.

Nonetheless, it is timely to consider the following as you receive and evaluate the Off-Highway Motor Vehicle Recreation Division's (the OHMVR Division's)¹ quarterly PWP update:

- 1. Representations were made to the OHMVR Commission in January 2020 about the 2017 "hatching" of the PWP concept as a vehicle to, in important part, develop OHV access through a new southern entrance at or near Oso Flaco. How can State Parks and the OHMVR Division proceed with a proposed PWP incorporating wholesale changes to the Oso Flaco Lake campground area without first amending the 1975 General Development Plan (GDP) which calls for uses in that area to be totally passive? Particularly when such an amendment to the GDP is specifically referenced in Special Condition 1.C of CDP 4-82-300? (See Attachment 1)
- 2. In general, how can State Parks and the OHMVR Division proceed with the processing of a PWP that in significant ways is at odds with what is contained and allowed by the General Development Plan, let alone what also is at odds with policies of the Coastal Act and SLO County's Local Coastal Plan (LCP)?

¹ Although the PWP update presentation will once again prominently feature faces and voices from "State Parks," it is important to emphasize the OHMVR Division because that is the governmental entity that operates the ODSVRA and that is the specific governmental entity identified throughout pertinent documentation as the one seeking to obtain approval of the Public Works Plan.

California Coastal Commission July 9, 2020 Agenda Item Th-9a Page 2

- 3. If the PWP is to be consistent with the Coastal Act and SLO County's LCP, how can State Parks and the OHMVR Division continue to avoid the mandatory standard set forth in the LCP requiring (since certification in 1988) that State Parks' General Development Plan be amended to be consistent with the LCP? (See Attachment 2)
- 4. How can State Parks and the OHMVR Division proceed with a PWP without first submitting and processing a required amendment to the LCP, as specifically identified in a letter from SLO County dated July 18, 2018? (See Attachment 3)
- 5. After issuance to State Parks and the OHMVR Division of the Commission's letter dated June 16, 2020 relating to HCP issues, how can State Parks and the OHMVR Division proceed with a PWP that does not address the types of HCP-related "development" identified in that letter?
- 6. With so much else depending on the ultimate selection of a permanent staging area -- and the amendment of the County's LUP and State Parks General Development Plan to incorporate (and consider) the site selected for a permanent staging area, how can any proposed PWP be fairly and reasonably evaluated until State Parks and the OHMVR Division have complied with the requirements of CDP 4-82-300 Special Condition 1.B? (See Attachment 4)
- 7. In light of State Parks' and the OHMVR Division's failure to deliver as promised in July 2019 (i.e. having a fully developed and approvable PWP and environmental impact report ready by summer 2020), does the Commission intend to have an annual review of State Parks' and the OHMVR Division's compliance (or non-compliance) with CDP 4-82-300 as required by the terms and conditions of that permit? Since it does not appear that State Parks and the OHMVR division will be able to produce compliant documents any time soon, might it be helpful to consider implementing the recommended conditions from July 2019 at the Commission's meeting in September 2020?
- As July 2020, State Parks and the OHMVR Division has yet to produce a
 document living up to the representations made by Director Lisa Mangat in
 February 2020. Have State Parks and the OHVMR Division yet demonstrated a

California Coastal Commission July 9, 2020 Agenda Item Th-9a Page 3

real commitment and ability to incorporate into an actual draft Public Works Plan management and operational provisions covering matters pertaining to endangered species, compliance with APCD Rule 1001, and compliance with the Stipulated Order of Abatement?

- 9. Have State Parks and the OHMVR Division yet demonstrated that a Public Works Plan can be a truly adequate substitute for coastal development permit process that provides for on-going Coastal Commission review, oversight, scrutiny, and, where necessary, enforcement?
- 10. Have State Parks and the OHMVR Division yet proposed a Public Works Plan that demonstrates compliance with the requirement of the Coastal Act (Public Resources Code Sections 30402 (and 30404) which provides that "All state agencies shall carry out their duties and responsibilities in conformity with this division"?

If it can't be done right, it shouldn't be done. No one will be well-served if it can't be done correctly. Perhaps a case of trying to force the proverbial square peg into the proverbial round hole.

Sincere thanks for your work and the effort you all put into it.

Michael Normoyle

Attachments 1-4

CDP 4-82-300 Conditions (through 4-82-300-A5)

Staging Area Location:

A. An interim OHV staging area shall be operational no later than September 15th 1982 in a designated area on or adjacent to the beach south of the two mile post (Exhibit C). This staging area shall remain operational subject to the stated conditions and standards herein until such time as a permanent staging area is constructed.

Upon implementation of the interim staging area, all OHVs, ATCs and other non-street legal vehicles shall be trailored to and from Grande and Pier Avenues. At all times such vehicles when under their own power, shall be prohibited north of the northerly terminus of Sand Highway.

- A permanent staging area site shall be selected as expeditiously as possible but in B. no case later than 18 months from the effective date of the County's LUP certification consistent with the following standards. Construction of this permanent staging area shall begin no later than three (3) years form the date of the certification of the County's LUP of its LCP. If construction and operation of a permanent staging area cannot be accomplished within the above time limits, this permit shall be subject to review and modification if necessary or appropriate by the County or the Commission or either in consultation with the other. Prior to construction, the County's LUP and the State Parks General Development Plan shall be amended to include the selected site with all additional standards or conditions for its design and operation. At the present time, there are several known locations which shall be considered and evaluated for staging area use, these locations are: Callendar Road area; the stables/agricultural lands area south of Arroyo Grande Creek; Agricultural lands north of Oso Flaco Creek adjacent to the Union Oil property; on the beach as per the interim staging area described herein (see Exhibit C). Other potential sites may also be evaluated. The site selection process shall include an environmental impacts analysis adequate to enable the selection of the least environmentally damaging location for the use. Accordingly, the on and off-site impacts of each alternative shall be measured against the impacts of the others. In selecting the site and amending the County's LUP and the State Parks General Development Plan to incorporate the selected site, the following standards must be found to have been met: 1) that the site selected is the least environmentally damaging alternative; and 2) that all feasible design and operational related mitigations have been incorporated to minimize adverse environmental impacts. Additional standards for site selection are in their order of importance: locating a site which reduces to the maximum extent feasible OHV related impacts to the residential character of the community of Oceano; locating a site which facilitates the successful separation and regulation of recreational uses within the park itself; locating a site which can be constructed and operational expeditiously.
- C. Oso Flaco Lakes Area: An off-highway vehicle staging area shall not be constructed at the Oso Flaco Lake site indicated on Exhibit C. As part of the fencing proposed in this project, the Oso Flaco causeway to the PSVRA shall be permanently closed to vehicular traffic. Pedestrian and equestrian access only shall be allowed over

the causeway or in the vicinity of the Oso Flaco Lakes effective no later than March 1, 1992.

By acceptance of this permit the applicant agrees to not close equestrian access at Oso Flaco Lake until March 1, 1992 or sooner if an alternative equestrian access solution is identified. The intent of this condition is to allow additional time for all parties involved in the attempt to locate alternative access routes to the beach to identify a site which would be suitable and acceptable to the Commission. The Commission will review and make a decision on the appropriateness of that site at a subsequent date. If an alternative equestrian access route is identified prior to March 1, 1992, the applicant will submit the proposed route to the Commission for its review and approval at a subsequent date. In the event an alternative equestrian access route is not identified, equestrian access through Oso Flaco Lake Natural Area can be closed on March 1, 1992.

The state owned agricultural lands south of Oso Flaco Lakes may be utilized for the development of a campground for passive recreational use of the dune areas within the Park excluded from OHV use. The State Parks and Recreation Department shall amend its General Development Plan accordingly. Uses in this camping area shall be permitted only if consistent with the resource protection policies of the San Luis Obispo County Land Use Plan; 100 foot buffering setbacks from the lakes, creek and wetlands shall be applied at a minimum with greater setbacks required if necessary, only resource dependent uses and passive recreational activities shall be permitted.

- 2. Control of Access to the Park: Effective immediately upon issuance of this permit and until either a permanent staging area is operational or this permit and the County's LUP is amended to accommodate possible necessary minor adjustments in the operation of these conditions, access and egress to and from the park shall be controlled and monitored in the following manner:
 - A. All vehicular access and egress shall be via Grande Avenue and Pier Avenue, an effective vehicle barriers shall be placed at the southern end of the Oso Flaco causeway to assure that no OHV access over the causeway is permitted.
 - B. Manned vehicle contact stations (kiosks) shall be placed at the Pier and Grande Avenue access points.
 - C. Equestrian Gate: The applicant within sixty (60) days of approval (by November 10, 1991) shall reconstruct a portion of the existing fence along the southern Pismo Dunes State Vehicle Recreation Area (SVRA) boundary to allow equestrians and pedestrians to pass along the beach, while preventing passage by off-highway vehicles.
- 3. Control of uses within the Park: By the July 4 week-end of 1982 and as soon as possible prior to that date, the Parks and Recreation Department shall institute a Public Information program for vehicular recreational users within the Parks units. At the Grande and Pier Avenue's kiosks, occupants of all vehicles entering the Park will be provided a pass or ticket to the park and the following information:

RECREATION:

The following standards apply only to lands within the Recreation land use category in the rural portions of the planning area.

NOTE: PORTIONS OF THE TEXT ADDRESSING AREAS OUTSIDE THE COASTAL ZONE HAVE BEEN DELETED. (LCP)

Guadalupe Dunes. The following standards apply to the sand dune areas south of Oso Flaco Road (see Figure 2). (LCP)

- 1. Access. Access to the recreation area is not to be across lands designated in the Agriculture land use category. (LCP)
- 2. Dune Stabilization. Development of recreational uses is to include a program for dune stabilization to prevent sand migration into the adjacent farmland of the Oso Flaco Valley. (LCP)
- 3. Limitation On Use. Allowable uses identified in Coastal Table O, Part I of the Land Use Element are limited to the following: fisheries and game preserves; pipelines and power transmission; crop production and grazing; coastal accessways; and water wells and impoundments. No off-road vehicular use is permitted other than for management of the natural areas or to service allowable uses. (LCP)

Pismo State Beach and State Vehicular Recreation Area. Standards 4 through 13 apply to the development of the Pismo State Beach and State Vehicular Recreation Areas. (LCP)

4. General Development Plan Revisions. The General Development Plan (GDP) shall be revised in accordance with the Local Coastal Plan. The plan should identify a variety of recreational opportunities with use areas separated where possible to minimize conflicts. Passive recreational uses and nature study uses should be provided for in the sensitive vegetated areas restricted from OHV use. (LCP)

Approval of the GDP for inclusion into the County's LCP, or approval of a coastal development permit for a development within either Pismo Beach State Park or the Pismo Dunes State Vehicular Recreation Area, shall be subject to a finding that the State Department of Parks and Recreation is making a commitment for sufficient manpower to ensure resource protection, ordinance enforcement and access control in conformance with the conditions of Coastal Development Permit No. 4-82-30A. Should the terms and conditions of the coastal permit not be enforced or accomplished or should they not be sufficient to regulate the use in a manner consistent with the protection of resources, public health and safety and community values, then under the county's police powers, the imposition of an interim moratorium on ORV use may be necessary to protect resources while long-range planning, development of facilities and requisition of equipment and manpower is completed. (LCP)

- 5. Access Control. All access points to the park facility will be controlled. Primary access for off-road vehicles into the dunes will be as indicated in Coastal Development Permit No. 4-82-30A. (LCP)
- Noise Control. Noise control measures shall be required for ORV use in proximity to natural preserve areas. (LCP)



OFFICE OF THE

COUNTY COUNSEL

COUNTY OF SAN LUIS OBISPO COUNTY GOVERNMENT CENTER, ROOM D320 SAN LUIS OBISPO, CA 93408 TELEPHONE (805) 781-5400 FAX (805) 781-4221 ASSISTANT
TIMOTHY MCNULTY

CHIEF DEPUTY NINA NEGRANTI

DEPUTIES

ANN CATHERINE DUGGAN
PATRICK J, FORAN
LESLIE H, KRAUT
CHERIE J, VALLELUNGA
SHANNON G, MATUSZEWICZ
ERICA STUCKEY
DEBRA K, BARRIGER
BENJAMIN R, DORE
ADRIENNE RATNER
MATTHEW CHRISTEN
HILLARY A, MATOS
BRIAN J, STACK

RITA L. NEAL COUNTY COUNSEL

July 18, 2018

BY U.S. MAIL

California Department of Parks and Recreation Attn: Katie Metraux, Acting OHMVR Planning Manager 1725 23rd Street, Suite 200 Sacramento, CA 95816

Re:

Response to Notice of Preparation of an Environmental Impact Report – Pismo State Beach and Oceano Dunes State Vehicular Recreation Area Public Works Plan

Dear Ms. Metraux:

Thank you for the opportunity to comment on the Notice of Preparation (NOP) for the Environmental Impact Report (EIR) on Pismo Beach and Oceano Dunes Public Works Plan (PWP).

As you know, the County has been involved in the Oceano Dunes State Vehicular Recreational Area for decades. Starting in 1944 when we picked up 4,399 parcels in the 584 acre La Grande Tract for \$500, to playing a part in the 1982 Coastal Commission permit and being an active member of the Technical Review Team since its inception in 2001. In that time, we have attempted to work with State Parks to ensure maximum coastal access without negatively impacting the residents of Oceano. We recognize that the preparation of the PWP and its accompanying EIR represent an opportunity to describe and correct a number of longstanding problems associated with the continuing operation of the park.

Project Description

The project description in the Notice of Preparation for the PWP refers to several components of the project, including but not limited to: the Oso Flaco Campground and Public Access Project, the Park Corporation Yard Improvement Project, the Pier and Grand Avenue Entrances and Pier Avenue Lifeguard Tower Project, the Butterfly Grove Public Access Project, and the Pismo State Beach Boardwalk Project. This list of potential PWP components is long, but the County would like to see State Parks further broaden the EIR project description. Both of our agencies have acknowledged the need for a new Operating Agreement for those County-owned parcels within the La Grande Tract. We have also entertained serious discussions of the terms of a possible sale of the La Grande Tract parcels. Either of these activities, if undertaken, would likely require CEQA review. Including them in the project description for this EIR will allow the identification of impacts, mitigation measures and alternatives.

Katie Metraux, Acting OHMVR Planning Manager

Re: Response to Notice of Preparation of an Environmental Impact Report – Pismo State Beach and Oceano Dunes State Vehicular Recreation Area Public Works Plan July 18, 2018

1982 Coastal Development Permit Conditions

In 1982, the Coastal Commission approved Permit 4-82-300. This permit allowed two entrance kiosks – at Pier Avenue and Grand Avenues (another was proposed at Oso Flaco Lake but was not approved) and 35,000 linear feet of fencing. This permit was amendment five times (1982, 1983, 1984, 1991, and 2001). The amendment in 2001 created the Technical Review Team to protect environmentally sensitive habitat, find the appropriate carrying capacity of the park, and identify ways to lessen impacts to the residents of Oceano.

Some conditions were changed with the amendments (e.g., increasing the maximum number of camping sites from 500 to 1500 in 1983), but many of the original conditions remain in effect. For example, Condition 1B requires a "permanent staging area" site be selected within 18 months of the County's LUP certification, and construction begin at that staging area within 3 years remains unchanged. The County's LUP was certified in 1984, yet no permanent staging area has been identified, and no construction has begun. More importantly, no proposal for a permanent staging area has been submitted to, or approved by, the Coastal Commission.

State Parks has completed at least two access studies, with the most thorough study being completed in 2006 (Condor). In the Condor study, State Parks evaluated eight access alternatives – including the two existing points at Pier and Grand Avenues. State Parks concluded that the two access points (Pier and Grand) were the most feasible and environmentally preferable access locations. It is reasonable and appropriate for State Parks to come such a conclusion regarding a "permanent staging area", however, what is not reasonable and appropriate is for State Parks to stop there. Applicants (i.e., permittees) are supposed to submit condition compliance information or permit amendments to the permitting agency – in this case, the Coastal Commission – then the permitting agency makes the condition compliance determination. The permittee is never charged with determining permit condition compliance – that is the responsibility of the permit issuing agency. Further, we believe the County has more authority to determine permit compliance with Permit 4-82-300 than State Parks.

The permit amendment in 1983 increased the number of camping "units" from 500 to 1500 at the ODSVRA. Language was added to this condition including the County as part of the condition compliance determination. Specifically, the language stated: "If, after an annual (or any other) review it is found that the ORV use within the SVRA is not occurring in a manner that protects environmentally sensitive habitats and community values consistent with the conditions of this permit and County's Local Coastal Plan, the OHV access and the number of camp units allowed may be further limited by the Executive Director with concurrence by resolution of the Board of Supervisors of San Luis Obispo County." This language was added because it was becoming clear to the Coastal Commission that, although they issued the permit (and processed amendments), the local agency was answering complaints and dealing with significant issues related to the ODSVRA. It only made sense that the County should have some say as to whether conditions on the permit were being satisfied or not.

Katie Metraux, Acting OHMVR Planning Manager

Re: Response to Notice of Preparation of an Environmental Impact Report – Pismo State Beach and Oceano Dunes State Vehicular Recreation Area Public Works Plan July 18, 2018

As part of the PWP, or separately as part of a permit amendment, State Parks should submit a condition compliance report to the Coastal Commission and the County of San Luis Obispo for review and approval for all conditions listed in the 1982 coastal development permit (as amended).

Figure 4 of the LCP

Figure 4 (page 8-11) of the South County – Coastal Area Plan shows the La Grande Tract as a buffer area. "Buffer" in this case meaning an area between the riding area to the west and the native habitat to the east. This means no riding should occur there.

However, Standard #9 on the previous page states: "ORV use of the county held portion (generally lying between the sandy beach and Dune Lakes) shall be limited to the Sand Highway west to the sandy beach" indicating that some OHV riding is allowed. The Sand Highway runs north to south and a quick calculation would suggest that approximately 75% of the La Grande Tract is open for OHV use and 25% of the La Grande Tract is not (according to Standard #9). However, Figure 4 is clear and it shows that all the La Grande Tract is off-limits to OHV riding and is, instead, designated as a buffer area. There is a conflict between Figure 4 and Standard #9.

Figure 4 and Standard #9 need to be updated to be consistent with the Coastal Commission permit. The project description for the PWP EIR needs to be broad enough to address the potential impacts associated with such an amendment to the County Local Coastal Plan. State Parks should submit and receive approval for that Local Coastal Plan amendment prior to approving the PWP.

Impacts to Oceano Residents

Oceano residents are impacted by the operation of the ODSVRA. The two million annual visitors to the park are impacting the residents of Oceano as they come and go using Pier Avenue (the primary access point to the park). Residents must deal with sand tracked out of the park on vehicle tires and blown off their trailers as they depart Oceano. Residents must also deal with an increased crime rate, additional trash and periods of significant noise. In addition, local first responders and hospitals are impacted as a result of the operation of the ODSVRA.

The EIR for the PWP should thoroughly describe these offsite impacts and any potential changes that would result from implementation of the PWP. As part of the findings and/or conditions on the PWP, the State should mitigate the known and existing impacts to the residents of Oceano and surrounding areas by compensating the agencies that are responsible for dealing with these impacts (e.g., the County, APCD, Oceano Community Services District, the City of Grover Beach, etc.). The amounts paid to each agency should be negotiated between the State and each agency and these amounts should be codified prior to the approval of the PWP.

Katie Metraux, Acting OHMVR Planning Manager

Re: Response to Notice of Preparation of an Environmental Impact Report – Pismo State Beach and Oceano Dunes State Vehicular Recreation Area Public Works Plan

July 18, 2018

We appreciate the opportunity to comment on the preparation of an EIR for the proposed Public Works Plan. We hope State Parks agrees with us that the preparation of the PWP and its EIR will allow the investigation and resolution of many issues that have long concerned the County and its residents and visitors. Let us know if you have any questions.

Respectfully submitted,

RITA L. NEAL

County Counse

By: TIMOTHY MO

Assistant County Counsel

TM:Ir

cc:

John Peschong, Chair, San Luis Obispo County Board of Supervisors Dan Carl, Deputy Director, California Coastal Commission Gary Willey, Executive Director, Air Pollution Control District Marvin Rose, San Luis Obispo County Interim Planning Director Matt Janssen, Division Manager, Planning and Building

20182257 4662lrltr.docx

CDP 4-82-300 Conditions (through 4-82-300-A5)

Staging Area Location:

A. An interim OHV staging area shall be operational no later than September 15th 1982 in a designated area on or adjacent to the beach south of the two mile post (Exhibit C). This staging area shall remain operational subject to the stated conditions and standards herein until such time as a permanent staging area is constructed.

Upon implementation of the interim staging area, all OHVs, ATCs and other non-street legal vehicles shall be trailored to and from Grande and Pier Avenues. At all times such vehicles when under their own power, shall be prohibited north of the northerly terminus of Sand Highway.

- A permanent staging area site shall be selected as expeditiously as possible but in B. no case later than 18 months from the effective date of the County's LUP certification consistent with the following standards. Construction of this permanent staging area shall begin no later than three (3) years form the date of the certification of the County's LUP of its LCP. If construction and operation of a permanent staging area cannot be accomplished within the above time limits, this permit shall be subject to review and modification if necessary or appropriate by the County or the Commission or either in consultation with the other. Prior to construction, the County's LUP and the State Parks General Development Plan shall be amended to include the selected site with all additional standards or conditions for its design and operation. At the present time, there are several known locations which shall be considered and evaluated for staging area use, these locations are: Callendar Road area; the stables/agricultural lands area south of Arroyo Grande Creek; Agricultural lands north of Oso Flaco Creek adjacent to the Union Oil property; on the beach as per the interim staging area described herein (see Exhibit C). Other potential sites may also be evaluated. The site selection process shall include an environmental impacts analysis adequate to enable the selection of the least environmentally damaging location for the use. Accordingly, the on and off-site impacts of each alternative shall be measured against the impacts of the others. In selecting the site and amending the County's LUP and the State Parks General Development Plan to incorporate the selected site, the following standards must be found to have been met: 1) that the site selected is the least environmentally damaging alternative; and 2) that all feasible design and operational related mitigations have been incorporated to minimize adverse environmental impacts. Additional standards for site selection are in their order of importance: locating a site which reduces to the maximum extent feasible OHV related impacts to the residential character of the community of Oceano; locating a site which facilitates the successful separation and regulation of recreational uses within the park itself; locating a site which can be constructed and operational expeditiously.
- C. Oso Flaco Lakes Area: An off-highway vehicle staging area shall not be constructed at the Oso Flaco Lake site indicated on Exhibit C. As part of the fencing proposed in this project, the Oso Flaco causeway to the PSVRA shall be permanently closed to vehicular traffic. Pedestrian and equestrian access only shall be allowed over

Fw: Future of Oceano Dunes

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Thu 7/2/2020 6:13 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Robert Wood <robertwood86@yahoo.com>

Sent: Thursday, July 2, 2020 2:09 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Future of Oceano Dunes

To whom it may concern,

There are very few opportunities in this state for off highway vehicle use. OHV access and parks create and maintain cities economies, allows for families and friends to enjoy the outdoors together, and prevents illegal off road behavior. The grounds for closure of Oceano Dunes for OHV access have proven to be fraudulent as air quality levels have managed to worsen not improve with its temporary COVID closure. The city of Pismo relies on Oceano Dunes for year round revenue. The mothers, fathers, and families who run the restaurants, work the hotels, gas stations, and rentals will all lose their way of life and paycheck due if it goes through. Family friendly tradition and enjoyment of the beach will be removed and people will have to travel elsewhere to establish new traditions and enjoy their hobbies. I am sad to see so many blindly supporting this closure instead of realizing the real causes for the air quality issues being seen. Too many love, live for and sustain life through Oceano Dunes.

Sincerely,

Robert Wood

Fw: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Thu 7/2/2020 6:10 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Elie Axelroth <elie.axelroth@gmail.com>

Sent: Wednesday, July 1, 2020 7:02 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Cc: Elie Axelroth <elie.axelroth@gmail.com>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

To the Coastal Commission:

I have lived on the Central Coast for over 30 years. Until recently, I had never visited the stretch of beach that was over-run with vehicles. Now that the beach is closed to vehicles, I have taken to walking there several times a week. Sometimes alone, sometimes with a friend. I have seen egrets and pelicans, gulls, turkey vultures, herons, sandpipers, whimbrels. And yes, the snowy plover. When the tide goes out, there are even living, breathing, delicate jelly fish. It is a spectacularly beautiful, magical, lively stretch of sand.

It is clear that the California Dept. of Parks and Recreation are not stewards of the land. They scuffed out snowy plover nests and have turned away from the pollution and gas emissions and yearly deaths caused by vehicle traffic on the sensitive dunes. Their intent it to develop as much of that stretch of beach as possible—without regard to the stewardship that is their mission. We don't get a do-over when it comes to destruction of the dunes.

COVID-19 has presented us with a unique opportunity. I implore the Coastal Commission to vote no on any new development in the area of Pismo and Oceano dunes and to approve a moratorium of any new projects on the Oceano and Pismo Dunes area so that we can study over time the effects of dust and other emissions from off-road vehicles and protect the snowy plover and other precious wildlife.



Thank you.

Elie Axelroth San Luis Obispo elie.axelroth@gmail.com

FW: ocean dunes

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >

Tue 6/30/2020 8:54 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Sent: Tuesday, June 30, 2020 11:21 AM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Subject: Fw: ocean dunes

From: scott procircuitelectric.com < scott@procircuitelectric.com >

Sent: Tuesday, June 30, 2020 6:17 PM

To: CentralCoast@Coastal.ca.gov>

Subject: ocean dunes

Please do not close Oceano Dunes. There has been so many closures of offroad areas. You have a larger population of people and then you keep reducing the area that is available. This area has already been significantly reduced. I am 57 years old and my family (kids, brothers, sisters, dad, grandfathers, aunts, uncles and many friends have been going there since the 50's. We are in an offroad club since 1956. By camping, it gives us an extended quality time for our kids to spend time with their cousins or grandfather, etc, etc. This is what we do, we love offroading and the outdoors. We don't do soccer and baseball, not that those are bad, but you don't get to spend Life together like you do offroading and camping. As with anything, you have some people who leave trash or what ever, but you can't close it down because off a few. That's like closing the freeway because there are accidents. For the people that live close and complain, the dunes were there before they moved there. They are the ones that need to move. Please do not close the dunes, I am asking you to open them back up.

Thank You. Scott Johnson

951/368-3980 Cell www.procircuitelectric.com scott@procircuitelectric.com

Oceano Dunes

JimSheila Miller <jimsheilamiller@gmail.com>

Thu 7/2/2020 4:43 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

I am an older adult that lives on the Nipomo mesa. I suffer from heart disease and diabetes. We moved here almost 3 years ago. Before moving we did our due diligence regarding the air quality issues caused by the off road vehicles that are allowed on the dunes. I spoke several times with the local air quality air board and was assured that mitigation actions were in place to make it a safe place for me to live. I am very concerned that those mitigation issues have been ignored or delayed. Please do what is necessary to protect me and other residents from the harm caused by off road riding on the dunes. There are days that actually look like there is wildfire smoke in our neighborhood, but is actually sand. Please follow the science and the scientific recommendation to resolve this problem.

James E. Miller 1017 Jacqueline Pl. Nipomo, CA

Oceano Dunes SVRA

Sheila Miller <millerltco@gmail.com>

Thu 7/2/2020 4:31 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

I live on the Nipomo mesa and am very concerned about the impact the combination of winds off the ocean along with dune riding has on my health. I am an active person, but am unable to leave my home many days in the afternoon due to air quality concerns. Our local air quality department issues health alerts when the air quality has reached a level that affects the health of the residents that live on the mesa and I abide by those alerts. It simply seems unfair to me that individuals that do not reside in this county, that want to recreate, trump the health needs of county residents.

Please either close dune riding or put in place adequate measures that protect our health.

Sheila Miller 1017 Jacqueline Pl. Nipomo, CA 93444 California Coastal Commission Central Coast District Office 725 Front Street #300 Santa Cruz, CA 95060

To: California Coastal Commissioners

RE: CDP 3-12-050 (ODSVRA Dust Control Remand)

CDP 3-12-050-A1 (ODSVRA Dust Control Amendment)

We have read and support Commission Staff recommendations prepared for Application Numbers 3-12-050 and 3-12-050-A1 and agree that the Commission should only approve the Coastal Development Permit Remand and Amendment by "Resolution to the Approve CDP" as specified by staff in "Th10a – Section I" and "Resolution to the Approve CDP Amendment" as specified by staff in "Th11a – Section I". We also agree with Staff that Remand and Amendment approvals must include all "Special Conditions" as specified by Staff in reports "Th10a – Section III" and "Th11a – Section III.

As residents of the Nipomo Mesa, our families, friends, neighbors and those living and working downwind of the ODSVRA are continually subjected to unacceptable and extremely unhealthy air quality conditions. These conditions are scientifically proven to be directly caused by Off Highway Vehicle (OHV) use in the Oceano Dunes riding area and are especially prevalent on windy days. On a yearly basis there are numerous days when Nipomo Mesa residents are advised by local air quality monitoring stations to stay indoors to avoid exposure to harmful levels of PM10 and PM2.5 airborne dust particulates. The San Luis Obispo County Air Pollution District has issued numerous orders to State Parks, but there has been a long history of spotty compliance. State Parks has continued to blatantly violate environmental rules at Oceano Dunes SVRA not only in air quality standards, but in ecological standards as well. As reported in the San Luis Obispo Tribune 6/28/2020, State Parks has recently been found to have disturbed some of the new nesting areas of the endangered Snowy Plover in the ODSVRA, a violation of federal law.

We strongly urge the Coastal Commission to approve Staff recommendations regarding dust mitigation, air quality control and all ecological and environmental concerns at the Oceano Dunes SVRA. We appreciate your time and consideration of these matters and look forward to the upcoming Coastal Commission meeting in on July 9.

Sincerely, Scott and Heidi DiSalvo Nipomo Mesa

Oceano Dunes State Vehicular Recreation Area

Dorothy Modafferi <tdmod7@icloud.com>

Thu 7/2/2020 2:38 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

California Coastal Commission Members:

After years of denying there was an air pollution problem coming from the Oceano Dunes, State Parks finally admitted this was true after many scientific data and reports showing this and agreed to enact scientific solutions to the problems. Since then, there have been delays and non-compliance by State Parks. It is time to hold CA State Parks accountable with more than suggestions.

The recent egregious matter with the snowy plover nests is one of State Parks ignoring the mandates with no consequences.

After reading the agenda items 10a and 11a, I agree that the Commission should approve both recommendations from your staff.

The Coastal Act requires the restoration and preservation of environmentally sensitive habitat in California. Oceano Dunes ecology and wildlife certainly qualify for this unique area of the California coast. Instead, the dunes, plant life, wildlife are being destroyed by the off highway vehicles tearing up the landscape.

The homeowners, agricultural workers, students in schools affected by the particulate matter air pollution downwind from the Oceano Dunes have suffered too long. Health risks are too great for them to continue to be affected by the air pollution. The mitigation mandates must be continued with no delay by State Parks.

I have previously written about my opposition to the Public Works Plan to bring further riding, campgrounds, and access point and staging area to the Oso Flaco Lake. Once again, another plan to ruin a tranquil, natural, ecological site. Many enjoy the boardwalk to the ocean, past the lake with the variety of bird life, and access to see dolphins and other ocean life, and ability to walk unimpeded along the ocean and view the coastline. Please vote against this and keep it natural for the public to enjoy.

Thank you.

Dorothy Modafferi Nipomo, CA

Sent from my iPad

Coastal Commission hearing on July 9th concerning the Coastal Development Permits (CDP) for the dust control mitigation at Oceano Dunes.

JOSEPH BRISKEY <jbriskey@icloud.com>

Wed 7/1/2020 10:57 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Date: July 1, 2020

To: The California Coastal Commission

Subject: Coastal Commission hearing on July 9th concerning the Coastal Development Permits (CDP) for the dust control mitigation at Oceano Dunes.

We are greatly upset that State Parks is being allowed to continue degrading our precious coastal environment. This agency continues to do as little as possible of the Oceano Dunes dust mitigation work required by the Air Pollution Control District, the Hearing Board, and the Scientific Advisory group. At every opportunity, parks has tried to ignore or circumvent staff recommendations. They try to evade or even dismiss the results of studies showing that the original cause of air pollution was damage to the dunes by overuse for vehicular recreation.

Actions that Parks have promised for years have fallen woefully short, usually by what appears to be intentional foot dragging. In other cases, by statements that appear designed to mislead the public and other state officials about what they are doing or are willing to do to protect our coastal environment. Destroying nesting grounds of the federally protected Snowy Plovers is but the latest example. Don't believe anything they say. We are disappointed that the governor's office has not lowered the boom on this agency.

The amendment to item 10a (No. 3-12-050-A1) is of critical importance as it addresses known and significant public health and air quality problems that must be taken seriously. Restoration and protection of environmentally sensitive coastal areas is fundamentally required and supported by the Coastal Act. The Coastal Commission has an admirable track record of implementing the Act, but is now confronting one of its most important challenges. It's time for State Parks to be reined in and its "leadership" taken to task.

Please take a firm stand in favor of our coastal environment on all of these problems, now and in the future.

Thank you for all that you do,

Joe and Cheri Briskey

Nipomo, CA

Comment on Public Works Plan

Marcia <mardale42@gmail.com>

Wed 7/1/2020 9:23 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Commissioners,

I would like to direct my comments to the Public Work Plan for the OSVR Park.

I think the PWP should evaluate transitioning away from SVRA. At the very least, reduce the use limits of the park for riding and camping. This would reduce pollution from dust, trash, and noisy pollution from vehicles. This would allow restoration of vegetation & nesting habitat for the endangered Western Snowy Plover and Least Tern.

Now that the OSVR Park has been closed to vehicles due to the coronavirus shut down, the wildlife has started to come back. The Western Plover has expanded its nesting areas, sometimes into the riding areas. Because of this the Park's closure should be extended till the plover's breeding season is over in Sept. Then the areas that need to be excluded to riding during future breeding seasons should be expanded to protect the areas where the plovers find suitable for nesting. Remember the point of protecting these birds is to increase their numbers. That can only happen if their nesting areas are left undisturbed during the nesting season.

I have to say, since the park has been closed to vehicles, it is such a pleasure to walk along the beach and into the dunes. Just as beaches were meant to be, without vehicles. There are plenty of other ways to enjoy the beach and dunes, without destroying them and all that lives there. The dunes are a very fragile environment and this needs to be taken into account. Years of abuse will require years of restoration.

Thank you for considering my comments.

Best regards,

Marcia Johnson

Nipomo

ODSVRA PWP Comment

Marcia <mardale42@gmail.com>

Wed 7/1/2020 8:46 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

July 1, 2020

Dear Commissioners,

I would like to direct my comments to State Park's Proposed Oso Flaco Improvement Project. I would like to see Oso Flaco remain a nature preserve with no campgrounds, additional paths, or parking lots created around the lake. I have major concerns about the increase in noise, smoke pollution, increased trash problems, and the increased stress from all this on the local wildlife. These added features would only destroy the peaceful character of Oso Flaco for walking, fishing, birdwatching, picnicking, or just sitting and enjoying being in nature.

Oso Flaco is a wonderful place to learn about not only our local flora & fauna, but the native peoples, the Chumash. It's a great honor to be able to spend time in a place where the native wildlife & vegetation can survive & live fairly undisturbed by human interaction. I would like it to see it kept that way.

Thank you for considering my comments. Best regards for all your work, Marcia Johnson Nipomo

FW: From Grandma Tink

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Wed 7/1/2020 8:14 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: ethel landers <ethellanders@gmail.com> Sent: Wednesday, July 01, 2020 1:03 PM

To: Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Subject: From Grandma Tink

Concerning: Oceano dunes recreation area

via email

July 1, 2020

Ethel M Landers

Email: ethellanders@gmail.com

On Behalf Of: myself

Comments: Please commissioners help us save our coast. I am 70 years old and due to the corona virus I have been sheltering at home. However two senior friends and I venture out to Oceano at least twice a week. We park at the end of Pier Avenue and walk south along the beach. It has been so wonderful to see nature restoring now that vehicles are banned from this beach. I walk safely and with plenty of social distancing yet can walk for miles along a pristine beach, breathing clean air and not fearful of being run over by a powerful truck, car or off-road vehicle. Now you hear the sound of the surf and the birds versus engines. Now you smell the sea and sea life versus oil and gasoline and diesel fuel. The sand is littered with intact shells and sand versus oil spills and trash. Plover scamper ahead of us and birds of all types returned to inhabit the shoreline in April. The dunes are healing too as a crust formed after the rains. Nature has a marvelous way of crusting over the sands and allowing plants and crusts to swirl and control fine particulate matter. Flowers started popping up where usually machines grind the sand and life into dust.

I have hiked the dunes and have been dismayed to find trash buried in the sands just inside the dunes fencing at marker two in several locations. It appears there has been organized burial of trash. Not just from individuals but on a large scale. The winds have unearthed garbage and outside the fencing you can see that trash has been burned on a large scale! Plastic pieces and glass and bits of metal garbage are strewn amongst charcoal. I ask you Why is this allowed? Why in heaven's name would State Parks people bury and burn trash versus haul it away? I cry for this gorgeous natural treasure. We are so blessed to have this beach and these dunes. Why is humankind abusing them?

I am a grandmother and local resident for the past 26 years. I feel now is the right time to change the complexion of Oceano beach and allow it to be enjoyed by people on foot and horseback versus on powerful machines. Now is the time to value and protect wildlife and plant life and ocean life versus destroy nature in the name of "family fun." Since the covid-19 shutdown it has been marvelous to see families of people and birds enjoying this gorgeous stretch of beach. Families on horseback and with backpacks have returned to traverse the beaches and up into the dunes. Families of all ages and cultures are returning safely to this safe area to commune with nature, walk barefoot in the water, collect sand dollars, and build sand castles.

Now is the time to start new traditions that promote ongoing health of California citizens and recreation by returning Oceano beach to passive recreation, horse-back riding, hiking, exploring and communing with nature. This will allow nature to heal herself as well as noise and air pollution to be greatly reduced. Please start a new tradition for this area of our beautiful coastline.

Thank you, Grandma Tink aka Ethel Landers Arroyo Grande, CA

Public comments submitted to the Coastal Commission are public records that may be disclosed to members of the public or posted on the Coastal Commission's website. Do not include information, including personal contact information, in comments submitted to the Coastal Commission that you do not wish to be made public. Any written materials, including email, that are sent to commissioners regarding matters pending before the Commission must also be sent to Commission staff at the same time.







FW: Oceano Dunes

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >

Wed 7/1/2020 5:32 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

----Original Message----

From: Erica Biely <ebiely@gmail.com> Sent: Wednesday, July 1, 2020 10:28 AM

Subject: Oceano Dunes

As a life-long resident and tax payer on the Central Coast, I respectfully ask that you be a non-biased, fact-checking, data scientist and put your political, financial, and personal interests aside when it comes to the evaluation of the closure of Oceano Dunes. Now is the time to reevaluate the scientific data regarding air quality in the Oceano Dunes. The decision to close the dunes needs to be based on unbiased facts, not emotional pleas. After reading this recent article in the Cal Coast News (https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/), I am now questioning the integrity of the APCD. I am now questioning the decisions of the California Coastal Commission. I am now questioning the motives and political agendas of local representatives. I am questioning the testing that was conducted and the analysis of the results. I am questioning how local tax dollars have been spent. I am now questioning how much the economy of our local cities has been damaged by the mismanagement of this process.

And you should question it too.

In the years to come, do you want to be known as part of the problem or part of the solution?

Thank you for your time.

FW: Oceano Dunes SVRA

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >

Wed 7/1/2020 4:22 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Robert Castañeda < robert.castaneda 797@gmail.com >

Sent: Wednesday, July 1, 2020 12:52 AM

To: Office of the Secretary CNRA <secretary@resources.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org; gwilley@co.slo.ca.us; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org; jpeschong@co.slo.ca.us; bgibson@co.slo.ca.us; ahill@co.slo.ca.us; lcompton@co.slo.ca.us; darnold@co.slo.ca.us; rfonzi@atascadero.org; jhamon@prcity.com; crayrussom@arroyogrande.org; jpaulding@arroyogrande.org; kstorton@arroyogrande.org; Igeorge@arroyogrande.org; apease@slocity.org; ewaage@pismobeach.org; jheadding@morrobayca.gov; OHV, OHVINFO@Parks <OHVINFO.OHV@parks.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Wilson, Mike@Coastal <mike.wilson@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Info@jordancunningham.org

Evening,

Subject: Oceano Dunes SVRA

As we are in the midst of one of the most widespread pandemics we've seen, I am taking some time and focusing my energy on things that matter. Oceano Dunes SVRA is one of the many locations where I have invested my energy for the past couple of years.

I understand the why behind keeping the park closed now due to COVID, but what about afterwards? This park brings revenue into the CA State Parks system every year. California may very well not recover from this due to the rippling effects COVID has done. Open up Oceano Dunes and allow patrons to bring revenue in! I just received notification that my reservation to ODSVRA was cancelled. I personally look forward to going every July during my birthday as I see no other place providing the satisfaction that Oceano does. I am heartbroken that I will not be able to hear the waves crashing or the motors of the ATVs and bikes riding to the dunes. Please do not make this mistake of closing one of the top destinations in California!

We need answers, the why. Why the "air quality" argument? As a fellow pro-OHV rider, I have never seen dust fill the sky compared to what has been claimed. The videos that surfaced of dust storms at Oceano are due to excessive winds. The dunes have not been compacted from riders for quite some time which is why there is so much dust.

Lastly, Oceano Dunes has had a profound impact on my life that my senior project @ CSUF was about ODSVRA. I have had the immense pleasure of taking a weekend trip for research and

hearing from those who visit annually. Of the people I have met, all of them have a personal attachment to Oceano. I can agree, as I too, have a personal attachment to this park. Some of these individuals have been coming for decades and have now passed this tradition down to their kids in hopes to influence new generations.

Please consider what you all are doing. I believe in the political system as I received my BA in Political Science, but I also believe in standing up for injustices and this is one of them. Please help us save Oceano Dunes!!

Thanks for your time!

Robert Castañeda California State University, Fullerton '20 Tusks Up!

FW: Corruption and the Oceano Dunes

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Wed 7/1/2020 4:16 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Brian Pismo <pismoboss@gmail.com>

Sent: Tuesday, June 30, 2020 7:15 PM

To: OHV, OHVINFO@Parks <OHVINFO.OHV@parks.ca.gov>; ahill@co.slo.ca.us; apease@slocity.org; bgibson@co.slo.ca.us; bod@oceanodunes.org; crayrussom@arroyogrande.org; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; darnold@co.slo.ca.us; ewaage@pismobeach.org; gwilley@co.slo.ca.us; info@jordancunningham.org; info@slocleanair.com; jhamon@prcity.com; jheadding@morrobayca.gov; Ainsworth, John@Coastal < John. Ainsworth@coastal.ca.gov>; jpaulding@arroyogrande.com; jpeschong@co.slo.ca.us; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; kstorton@arroyogrande.org; lcompton@co.slo.ca.us; lgeorge@arroyogrande.org; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; mshah@groverbeach.org; rfonzi@atascadero.org; Office of the Secretary CNRA <secretary@resources.ca.gov>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>

Subject: Corruption and the Oceano Dunes

This notice is to all of our elected officials that have found themselves involved in the decades long "tug of war" over the Oceano Dunes SVRA.

While we're aware many of you have your own plans for the Oceano Dunes SVRA, I thought this was a good time to address the corruption and lies surrounding many of those plans.

Over the years it has become increasingly obvious that science does not support any arguments being used to close the Oceano Dunes, and every attempt to steal these public lands (from the people) has been based on nothing but lies.

In the 80's, over half of the usable area at Oceano Dunes was closed for the snowy plover, which we now know spends much of their time back on the ohv beach, avoiding the predators found in the closed "plover" areas. Next the geriatrics on the hill came up with their dust argument, which many of you have been pushing as fact (for years) only to find out that harmful PM levels have doubled since the trailers (and off-roading) have left the beach. Oops...

Over the years all of these arguments have not only fallen apart, but in doing so, have exposed many public officials willingness to ignore the facts, fake their own science, and run with their lies.

Because you are all individually liable for any crime you commit against your office(s), and the ridiculous claims supported by many of you have been repeatedly proven to be lies. You must ask yourselves how far you are willing to take these lies?

Several of the names on this list are already under federal investigation for fraud, and misuse of public office. How many more of you will knowingly put yourselves in the same position?

Aware & Outraged, Pismo Boss

Lastly, I had to ask: Who is the overpaid genius that thinks hay bails and plastic fences (filled with holes) will block wind better than RV's? Again, more nonsense that could only be believed by the corrupt, or the ignorant.

FW: For more than a decade, San Luis Obispo County's Air Pollution Control District (APCD) warned about silica dust blowing inland from the Oceano Dunes

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Wed 7/1/2020 4:16 PM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

From: Ronald Bogdanovich <bogies12@hotmail.com>

Sent: Tuesday, June 30, 2020 8:37 PM

To: McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal

<John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org <Bod@oceanodunes.org>; Lynch, Tara@Parks

<Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org

info@slocleanair.org>; gwilley@co.slo.ca.us <gwilley@co.slo.ca.us>; Office of the Secretary CNRA

<secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org

<mshah@groverbeach.org>; jpeschong@co.slo.ca.us <jpeschong@co.slo.ca.us>; bgibson@co.slo.ca.us

<bgibson@co.slo.ca.us>; ahill@co.slo.ca.us <ahill@co.slo.ca.us>; lcompton@co.slo.ca.us

<lcompton@co.slo.ca.us>; darnold@co.slo.ca.us <darnold@co.slo.ca.us>; rfonzi@atascadero.org

<rfonzi@atascadero.org>; jhamon@prcity.com <jhamon@prcity.com>; crayrussom@arroyogrande.org

<crayrussom@arroyogrande.org>; jpaulding@arroyogrande.org <jpaulding@arroyogrande.org>;

kstorton@arroyogrande.org <kstorton@arroyogrande.org>; lgeorge@arroyogrande.org

<lgeorge@arroyogrande.org>; apease@slocity.org <apease@slocity.org>; ewaage@pismobeach.org

<ewaage@pismobeach.org>; jheadding@morrobayca.gov <jheadding@morrobayca.gov>; OHV, OHVINFO@Parks

<OHVINFO.OHV@parks.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Brownsey, Donne@Coastal

<donne.brownsey@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Turnbull-

Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal

sara.aminzadeh@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Wilson, Mike@Coastal

<mike.wilson@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Escalante, Linda@Coastal

linda.escalante@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Uranga, Roberto@Coastal

<roberto.uranga@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>;

Info@jordancunningham.org < Info@jordancunningham.org >

Subject: For more than a decade, San Luis Obispo County's Air Pollution Control District (APCD) warned about silica dust blowing inland from the Oceano Dunes

https://calcoastnews.com/.../06/the-regulators-who-cried-wolf/

This article brings to light, again, the corruption and blatant disregard of science and facts by the local APCD, California Coastal Commission, and California State Parks. Millions of our tax dollars have been wasted on scientific reports that were ignored because they didn't fit the narrative of our adversaries.

It's time to demand answers to why you are ignoring the science, why are you keeping California's second most visited State Park closed, and why are you content to allow this corruption to continue? I demand some answers!

Why are there no response to the Cal Coast News article? Link provided to assist. Have been patiently awaiting answers for years.

Sincerely,

Cindy Bogdanovich

Sent from Mail for Windows 10

FW: # Stop Injustice for Profit

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >

Tue 6/30/2020 10:57 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

----Original Message----

From: bill house <pirate805@gmail.com> Sent: Tuesday, June 30, 2020 2:38 PM

To: Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-</pre> sanders@coastal.ca.gov>; Padilla, Stephen@Coastal <Stephen.Padilla@coastal.ca.gov>; Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>; Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>; Craig, Susan@Coastal <Susan.Craig@coastal.ca.gov>; Hart, Caryl@Coastal <caryl.hart@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Uranga, Roberto@Coastal <roberto.uranga@coastal.ca.gov>

Cc: directorvilla@oceanocsd.org; oceanobeachca@gmail.com

Subject: # Stop Injustice for Profit

The Coastal Commission needs to end the policies that have made Oceano a low income sacrafice community, with disposable people of color, for the benefit of the State Parks-OHV Division and local majority communities.

Silence is not an option.

re: CDP Application #3-12-050

Carol Scott <cascott6@hotmail.com>

Tue 6/30/2020 9:23 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Members of the Coastal Commission,

We have lived on the Nipomo Mesa, in the Callendar-Garrett tract, adjacent to the dunes for 43 years.

The first 25 years the dust blowing onto our property was minimal, probably due to less off-road activity, lowered powered vehicles and eucalyptus trees on Hwy 1 that helped as a barrier. Since the trees have been removed, much larger vehicles and many more people involved in off road, on windy days it is unbearable to go outside and work in our yard.

The Coastal Commission has a great opportunity at this time with the park closed to vehicles. Continue the closure, allow the crust of sand on the dunes to heal and after another year or more, evaluate the difference in our air quality. You will never get this real chance to check the facts on who causes the dust pollution, or an easier way to solve it.

We invite all CC members to walk our beautiful coastline by the dunes while it is free of vehicles. It is such a magical place of unsurpassed beauty, that continued closure is a no brainer.

Thank you **Robert and Carol Scott** 573 Winterhaven Way Arroyo Grande 805-343-2375

Virus-free. www.avast.com		

FW: What do you have to say about this news article?

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >

Tue 6/30/2020 8:58 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Karen Suty < jandksuty@comcast.net> Sent: Monday, June 29, 2020 9:48 PM

To: Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; McGuirk, Liz@Parks <Liz.McGuirk@parks.ca.gov>; Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>; Bod@oceanodunes.org; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>; info@slocleanair.org; gwilley@co.slo.ca.us; Office of the Secretary CNRA <secretary@resources.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; mshah@groverbeach.org; jpeschong@co.slo.ca.us; bgibson@co.slo.ca.us; ahill@co.slo.ca.us; lcompton@co.slo.ca.us; darnold@co.slo.ca.us; rfonzi@atascadero.org; jhamon@prcity.com; crayrussom@arroyogrande.org; jpaulding@arroyogrande.org; kstorton@arroyogrande.org; lgeorge@arroyogrande.org; apease@slocity.org; ewaage@pismobeach.org; jheadding@morrobayca.gov; OHV, OHVINFO@Parks <OHVINFO.OHV@parks.ca.gov>; Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Info@jordancunningham.org

Subject: What do you have to say about this news article?

Hello!I'm writing to you to express my anger, concern, and frustration about a recent news article published by CalCoast News. Here is a link to the article in case you're not familiar with it.https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/

Imagine my surprise when I read it! Since when is it ok for Government agencies to partake in corruption and lies?!Unfortunately this has become the new-norm for Californians.I can only hope you will have the gumption to put an end to it!

My questions to are:

Are you familiar with the article I mentioned above and what are your thoughts on it?

How are you going to explain YOUR part in this mess? The blatant disregard of science and facts are disgusting. How anyone can continue to frighten people into thinking they are going to die and continue that narrative for YEARS is beyond my reasoning. It's just plain irresponsible on the part of the APCD and the California Coastal Commission.

Why are the Oceano Dunes still closed to overnight camping and recreation? I'm looking for the REAL answer, not the blame game of COVID19. The 5 Cities Community depends on the \$243 million dollars that comes into the community with visitors to this park. In this time of economic crisis these dollars are needed now more than ever.

I'm also asking for your response to the 48 acres of prime camping area that were stripped from the park visitors in a shady back room deal. During the busy Christmas Holidays, State Parks closed this area in the name of science and dust mitigation. Bah Humbug! This 48 acre parcel has no scientific justification for being taken; it was based on the "hunch" of a scientist, not real data. The results of this closure for dust mitigation are not even positive. With all the dust control efforts by State Parks, there has been no real improvement!In fact, the dust is worse this Spring, even without the OHV activity on the dunes! Why hasn't this area been returned back to the park visitors? Makes one wonder doesn't it, what's really going on in San Luis Obispo County and at California State Parks!

I look forward to hearing your answers and your assurance that you will be the person to take this corruption on and put and end to this once and for all. It's time to wake up and take this State Park back for its originally Legislated use; and that is a State Vehicular Recreation Area.

Yours in truth and honesty,

Karen Suty

San Jose, CA

FW: Formal Request for Response - Oceano Dunes SVRA

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >

Tue 6/30/2020 8:57 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Jennifer Dundon < jennifer.c.dundon@gmail.com>

Sent: Tuesday, June 30, 2020 7:03 AM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov> Subject: Formal Request for Response - Oceano Dunes SVRA

Hello,

My name is Jennifer and I am a resident of Grover Beach in San Luis Obispo county.

The Oceano Dunes SVRA is an integral part of our community.

- The Oceano Dunes provide outdoor recreation and activities for children.
- The Oceano Dunes offer an affordable lodging option.
- · As an affordable lodging option, the Oceano Dunes directly impact low income families and minorities.
- The Oceano Dunes provide beach access to individuals with disabilities who would not otherwise be able to access the beach.
- The Oceano Dunes have an economic impact of \$243m on our local communities.
- The Oceano Dunes generate 3300 jobs locally.

In the past month, Cal Coast News published the following articles:

- The regulators who cried wolf published on June 29, 2020.
- Coronavirus shutdown shows dust on the Nipomo Mesa science is flawed published on May 25, 2020.

According to the article published on May 25, 2020, "At both of the air monitoring stations, a substantially greater number of May exceedances occurred this year compared to the other years, even though there have been no recreational vehicles on the dunes..."

Regardless of the exceedances, the article published on June 29, 2020 cites the APCD's 2019 report on testing which says that "None of the 26 samples exceeded the Occupational Safety and Health Administration (OSHA) 8-hour workplace health-based standard for respirable crystalline silica. An estimate of the 2018 annual average silica concentration does not exceed the California chronic Reference Exposure Level."

Meanwhile, Shea Homes continues to build within the Trilogy development and even shows plans for a resort on their community map. According to the June 29, 2020 article "Over the past 10 years, the state has spent more than \$15 million in taxpayer revenue to reduce dust concentrations on the mesa." Why do our government entities and people like you allow Shea Homes to continue to build in this location when the "Superior Court and the APCD have characterized them as 'unacceptably high,' 'highly toxic,' and 'a significant public health threat." What is our government mandating of Shea Homes to ensure that their future homeowners aren't faced with this "health threat?"

Frankly, the stories don't line up. You can't cry on behalf of public health and continue to allow homes to be built.

I am writing to formally request your response to the Cal Coast News articles (linked above). I am also requesting a formal explanation from you regarding the continued development in the Nipomo-Mesa.

Thank you for your time.

Jennifer

From: Emjay C < mj625c@gmail.com >

Subject: On the subject of Oceano beach access for all

Date: June 29, 2020 at 4:09:20 PM PDT

To: Erik@erikhowell.com

June 29, 2020

Mr. Howell,

I 'd like to give my input into the ongoing issue of off-road vehicles and the closure (or not) of the Oceano Dunes Beach area for driving and camping. Living on and roaming the Central Coast region for over 50 years, I have only ventured into the off-road side (south of Pier Avenue) twice, once when I was a younger person and once again when I wanted to see if the beach was less crowded for walking than the Pismo Beach side (north of Pier Avenue). Neither time was a particularly pleasant time because the Oceano beach seemed more of a noisy campground than a fishing or walking area. However, in the past three months since the beach was closed to driving, I've ventured down that beach as far as I could legally access. Perhaps the Coastal Commission has not been able to visit this beach yet. So, the pictures you see attached are from two of my first walks down that beach. The pure unspoiled beauty looking toward Avila and the starkly delineated beach photos were breathtaking. THIS was here the entire time? Why hadn't I been on the Oceano side before?

The answer is I wasn't attracted to the Oceano side of the beach. I'd been in the veterinarian's office when a bleeding dog vs. off-roader emergency walked in, and I'd seen firsthand (and I'd read the newspaper articles about) other emergency visits when Arroyo Grande Hospital was receiving casualty victims from off road accidents. It just seemed safer not to venture away from the Pismo Beach side.

Yet I also believe that beaches are for all, including off roaders if that is the only way some people want to be on a beach. So I would like to make a proposal regarding how the Oceano side might try to accommodate both types of beach enjoyment. Since camping is an activity that is usually wholesome and clean fun, and jogging/walking/fishing/surfing on the beach is also wholesome and clean, would it be feasible to allow the off roaders beach time from, say, Thursday at noon to Sunday night, and walker/fishermen/ surfers safe access to the beach from Sunday morning to Wednesday night (or any other reasonable combo of time for each)? Neither side of this issue would be pitted against the other and the larger national organizations advocating for the pre-Covid status quo would have an equal access to enjoy the beach areas.

I hope that you would consider my proposal as a path to granting access for all to enjoy one of our national pleasures, a unique seaside experience along the California coast.

Sincerely, Marcialyn Carter Arroyo Grande, CA Mj625c@gmail.com



FW: Oceano Dunes SVRA

Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov >

Tue 6/30/2020 8:54 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Amanda Coffman <amanda@errotabereranches.com>

Sent: Tuesday, June 30, 2020 12:21 PM

To: Amanda Coffman <amanda@errotabereranches.com>

Subject: Oceano Dunes SVRA

Importance: High

Good afternoon,

I hope this Tuesday afternoon, the last day of June 2020, finds you doing very well. I read the Cal Coat News article "The Regulators Who Cried Wolf" yesterday morning. It sparked quite a few questions and I found myself making confused faces as I read through the article. I mulled the article around in my mind all day. I read the article again yesterday evening to my 10 year old daughter. This was both to make sure I had read it correctly and thoroughly earlier in the day and to also keep my daughter informed of issues in the state. Then, together, we researched some of the points made in the article to verify they were accurate. The attempted complete closure of Oceano Dunes SVRA is something I can remember my grandparents and parents discussing while barbecuing back before I was even in grade school so I've been following the issue for quite some time. If you haven't read the article, here's the link so you can read it for yourself so you may know where my questions have come from: https://calcoastnews.com/2020/06/the-regulators-who-cried-wolf/.

Now, before I ask the questions, I would just like to state the fact that I am not going to give you some sad story about family time spent there and how much the closure will sadden us. I will not tell you how important the health of the residents living downwind from natural sand dunes is more important than family traditions or preservation of local, county, and state revenues, nor will I go on a tangent and call people names.

- 1. Why have there been multiple studies performed by various people within various agencies yet their findings have not been acknowledged? This makes it look as though those who ignore the scientific findings are only out for selfish reasons and could care less about the wellbeing of their neighbors, friends, and family
- 2. The residents in the area, especially the elderly who do not get out much, have underlying medical conditions, and obviously do not use the internet because they grew up with and have relied on newspapers forever, continue to be told the sand is causing health issues according to various agencies just to get them wound up on the idea that these "off-roaders" are out to harm and potentially kill them with the "silica" found in the sand. Why?? Why are these people being repeatedly lied to? If you were these residents or the children of these residents and were being told such blasphemous lies you would be pretty upset and want a solution to the issue, albeit. Now imagine you're still that resident or child of said resident and you find out the information you and your parents have been given is nothing but lies, lies that were knowingly told as lies, how would you feel then?? Especially after the worry it has caused you and your family and not to mention all of the money and time wasted? I believe any person in their right mind would be furious with these lies and ALL of those who have knowingly repeated them. So, PLEASE tell me why these lies should be accepted by the residents, their families, and the remainder of the world!
- 3. Now, due to COVID-19, the dunes have been closed for months. Based on the corruption and lies spread throughout the community and state, the dust situation should have DRASTICALLY IMPROVED. But it hasn't, has it?? And research has show the dust particles have MORE THAN DOUBLED since the closure

proving the "off-roaders" are NOT the cause of the dust. HOW can you or anyone you associate with be okay with and support the continuing lies and corruption going on in the situation??

4. How is keeping California's second most visited park closed good for the vast majority of the population? It seems like just another way to cause a massive financial impact on the local, county, and state revenue which will cause the remainder of the states taxes to increase because, lets face it, the elected officials still need to be paid and need their annual bonus and raise, right?? Where will that come from? You guessed it! The tax payers of the State of California! I don't know about you but I would much rather spend my money at local stores, restaurants, souvenir shops, etc. as opposed to just letting the government take it without me being able to enjoy spending it first. Would you rather hand your money over to another person because they claim it is theirs or would you rather make memories with family and friends while spending it in various locations helping others earn a living by bringing joy to your life with those memories you're making?

When I was a child, I recall my father always reminding me that every lie will eventually be shown for exactly what it is and every truth will be shown for exactly what it is. I was reminded of this all throughout my adolescence. Soon I came to realize no matter what the lie was, it didn't matter how big or small it was, the truth was always revealed. And the longer it was before the lie was revealed, the bigger the consequences and the more people's trust you lost. That is why it is something I have shared with my daughter and will continue to remind her of every time she thinks she can sneak an extra cookie or throwing all of her toys in the closet to make her room look clean so she can play (admit it, we've all tried this and so have our children). It is time to be responsible adults and admit these lies before they become so big there will be nothing left of anyone's reputation who has been involved in the spreading of these lies. I highly doubt you will have the courage to respond to me but I hope and pray to the good Lord above after reading the Cal Coast News article and removing yourself from the epicenter of this "circus" you will be able to see the factual information for what it is: factual information.

May you have a blessed day, week, and remainder of the year with the guidance, love, and protection from God above.

Amanda Coffman

FW: Formal Request for Response - Oceano Dunes SVRA

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Tue 6/30/2020 4:57 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: "Ainsworth, John@Coastal" < John.Ainsworth@coastal.ca.gov>

Date: Tuesday, June 30, 2020 at 7:47 AM

To: "Kahn, Kevin@Coastal" < Kevin.Kahn@coastal.ca.gov>, "Carl, Dan@Coastal"

<Dan.Carl@coastal.ca.gov>

Subject: FW: Formal Request for Response - Oceano Dunes SVRA

I am sure we will be getting a lot of testimony like this at the meeting next week. Jack

From: Jennifer Dundon < jennifer.c.dundon@gmail.com>

Sent: Tuesday, June 30, 2020 6:52 AM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov> **Subject:** Formal Request for Response - Oceano Dunes SVRA

Hello,

My name is Jennifer and I am a resident of Grover Beach in San Luis Obispo county.

The Oceano Dunes SVRA is an integral part of our community.

- The Oceano Dunes provide outdoor recreation and activities for children.
- The Oceano Dunes offer an affordable lodging option.
- As an affordable lodging option, the Oceano Dunes directly impact low income families and minorities.
- The Oceano Dunes provide beach access to individuals with disabilities who would not otherwise be able to access the beach.
- The Oceano Dunes have an economic impact of \$243m on our local communities.
- The Oceano Dunes generate 3300 jobs locally.

In the past month, Cal Coast News published the following articles:

- The regulators who cried wolf published on June 29, 2020.
- Coronavirus shutdown shows dust on the Nipomo Mesa science is flawed published on May 25, 2020.

According to the article published on May 25, 2020, "At both of the air monitoring stations, a substantially greater number of May exceedances occurred this year compared to the other years, even though there have been no recreational vehicles on the dunes..."

Regardless of the exceedances, the article published on June 29, 2020 cites the APCD's 2019 report on testing which says that "None of the 26 samples exceeded the Occupational Safety and Health Administration (OSHA) 8-hour workplace health-based standard for respirable crystalline silica. An

estimate of the 2018 annual average silica concentration does not exceed the California chronic Reference Exposure Level."

Meanwhile, Shea Homes continues to build within the Trilogy development and even shows plans for a resort on their community map. According to the June 29, 2020 article "Over the past 10 years, the state has spent more than \$15 million in taxpayer revenue to reduce dust concentrations on the mesa." Why do our government entities and people like you allow Shea Homes to continue to build in this location when the "Superior Court and the APCD have characterized them as 'unacceptably high,' 'highly toxic,' and 'a significant public health threat." What is our government mandating of Shea Homes to ensure that their future homeowners aren't faced with this "health threat?"

Frankly, the stories don't line up. You can't cry on behalf of public health and continue to allow homes to be built.

I am writing to formally request your response to the Cal Coast News articles (linked above). I am also requesting a formal explanation from you regarding the continued development in the Nipomo-Mesa.

Thank you for your time.

Jennifer

FW: Formal Request for Response - Oceano Dunes SVRA

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

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Frankly, the stories don't line up. You can't cry on behalf of public health and continue to allow homes to be built.

I am writing to formally request your response to the Cal Coast News articles (linked above). I am also requesting a formal explanation from you regarding the continued development in the Nipomo-Mesa.

Thank you for your time.

Jennifer

I am a strong advocate for clean air!

KAREN STEVES < karensteves@yahoo.com>

Tue 6/30/2020 4:35 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Members,

Covid has brought many changes to our lives - and some of these changes are very good. For example, we are able to see what life without ATVs on our beautiful dunes would be like.

We can see cleaner air and clearer skies on weekends - stirring up sand on the dunes was not only unhealthy but also unsightly.

We do not have to endure the roaring of their engines while we try and have a guiet afternoon outside relaxing on our patios.

The general cleanliness of the beaches and surrounding areas is much improved.

The beaches are calmer, quieter and much more enjoyable now.

Frankly, I have been intimidated by some of the groups that use the beaches by the hostility and failure to abide by the rules presently in place.

I do not go there on weekends but I cannot escape the dust particles and noise on busy weekend while staying at home.

For these reasons and more, I plead that you do not open the beaches to ATVs.

Karen Steves

Oceano Dunes Dust Mitigation Decisions

Martin Akel <akelassoc@earthlink.net>

Tue 6/30/2020 3:37 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Members of the California Coastal Commission:

Nothing in life remains the same. Our nation's demographics change. Society's views of how we treat one another changes. Culture changes. Technology changes. Approaches to health and wellness change. Political views change. Everything moves on.

And now, it's time for change regarding dust control mitigation at the Oceano Dunes.

Decades ago there was sparse disturbance of the dunes. There were a relative handful of OHVs and RVs, but not enough to cause serious dunes destruction ... not enough to raise serious dust issues. Also, there weren't numerous communities near the coast nor citizens inhaling dunes dust particulates.

But times changed. Over the years, more and more off-roaders and RVs from every part of California began targeting the Oceano Dunes due to its "vehicles welcome" policy.

Ultimately, that policy caused an unimagined explosion in the number of vehicles clawing along the beaches and tearing at high speeds across sensitive habitats. The resulting damage caused by the vehicles and their frequent disregard for environmental rules and safety regulations, was also never imagined.

Significantly -- at the same time, Central Coast government officials and agencies, with good intent and proper diligence, approved the construction of new communities along the coast.

The result -- the dust/particulates generated by the thousands of vehicles, is driven by strong winds into the lungs of nearby residents, especially those on the Nipomo Mesa. This cause and effect has been documented by multiple scientific studies.

For years State Parks, for their own financial selfish-interests, denied there was a problem, ignored it, or kicked it down the road. But local citizens continued to apply pressure. And lo and behold, times changed ... and the link between vehicles on the beaches and the resulting health issue was finally admitted to by State Parks. Astonishingly, they've even begun taking baby steps toward dust mitigation.

Therefore, the full-time residents of the Central Coast implore you -- please insist that State Parks continue to meet their dunes dust mitigation obligations. Respectfully, here's what your commission can do ...

- Endorse your staff's mitigation recommendations, specifically -- "The Park and the CDP cannot continue to operate as it has in the past. It is time to transition the Park away from high-intensity OHV use to other less intensive forms of public access and recreation."
- Reassert that <u>dust mitigation should remain a priority</u> because the particulates have become a serious health problem for residents.

- Stand by your Commission's commitment to protecting and restoring ESHA areas ... a commitment affirmed by the Coastal Act.
- Aggressively question State Parks, and seek out even more effective, long-term solutions they can implement to improve air quality for local citizens.

If this were still the 1950s, 60s or 70s ... perhaps action would not be required. But times have changed. There's been a sea change in the destructive usage of the Oceano Dunes, accompanied by dire health impacts. Please - align that usage with the reality of what's occurring today.

Respectfully, Martin & Myra Akel Nipomo, CA

Fw: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Tue 6/30/2020 2:30 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Cindy Blankenburg <cindy@cindyblankenburg.com>

Sent: Saturday, June 27, 2020 2:51 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

The pandemic has offered a unique perspective into dust and usage at the Oceano Dunes. It seems that particulates are still circulating in the air even with the restricted use.

Allowing use of the dunes to vehicles and family camping and activities is vital to the economic vitality of the area. For many years, families have enjoyed activities at the dunes including off-road riding and camping. These activities need to continue. It has been shown by the local chambers of commerce that people who come to visit the dunes area spend money in our community. We can see the vehicles stopped at restaurants and gas stations in addition to grocery stores.

In my profession as a Realtor, I have seen that people love this area. Enjoying the dunes is one of the first reasons that they explore the area. It is also one of the reasons to have a second home. Please consider a plan in which off roading, camping and other activities are allowed.

Cindy Blankenburg 805 710 3794 Www.BlankenburgProperties.Realtor Broker License #01950935 **Office:** Blankenburg Properties

127 E Branch Street Arroyo Grande, CA 93420

Fw: Oceano Dunes SVRA

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Tue 6/30/2020 2:29 PM

To: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

From: Ana Mazzon <themazzons@yahoo.com>

Sent: Friday, June 26, 2020 5:43 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Oceano Dunes SVRA

Our family has gone off-roading on the dunes for almost 30 years. The whole family goes-parents, kids and grandpa. This is the only coastal area available for us to drive and camp in the sand. Please keep it opened.

Justin, Andrea, Louis, Thomas, Ana, JP, Gus Mazzon

ODSVRA Public Works Plan

jack@jmoyer.net <jack@jmoyer.net>

Tue 6/30/2020 12:22 AM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

Cc: dp1hines@gmail.com <dp1hines@gmail.com>; lreynolds151@gmail.com <lreynolds151@gmail.com>

Last July at the Costal Commission hearing in San Luis Obispo, State Parks was again hoisted on their own petard for their continued failure to meet the requirements they negotiated to reduce dust emissions on the Oceano Dunes. At that meeting, Commission Steve Padilla stated, "This is a slow-moving environmental disaster; It is that slow train wreck that we're all standing there watching, and we're paralyzed about what to do about it." This is not the first time Commissioner Padilla has severely criticized State Parks, in 2018 at the Costal Commission hearing in Cambria, he also admonished them for their failure to take action and brought into question whether they had the proper permitted authority to operate the off-road vehicle operation on the Oceano Dunes.

With no regard to the voice of the people, State Parks has continued to pursue a pathway to expand, not contract as mandated, the riding area on the Dunes. It proposes to do so by converting a pristine environment (Oso Flaco) to a riding and camping area, creating a southern entrance to the park with a further decrease in air quality for the Nipomo Mesa. In addition to the proposal, we find State Parks has been actively engaged in destroying new nesting areas of the Snowy Plover in direct disobedience of stated mandates to not imping on the nesting area.

State Parks, and their supporter group of off-road enthusiasts will tell you of their fine citizenry, adherence to local regulations and they are the engine that runs the local economy. All of those items are debatable; some are good some aren't, they leave a lot of trash on our roads and the dunes when they leave, they continually violate the speed and safety requirements for operating on the dunes and their economic contribution will be replace by a different contributor when the dunes return to a more sedate visitor profile. These are all contributing factors, however the major contributor is State Parks continued blatant disregard for the environmental rules it is supposed to uphold; multiple studies have shown the extreme air quality issue on the Mesa was originally caused by, and continues to be exacerbated by, damage to the dunes from overuse by vehicular recreation. The San Luis Obispo Tribune in a recent editorial called on the Commission to hold State Parks accountable and give them more than another slap on the wrist.

Coastal Commission, it's time to step up to the plate and take the action that should have been taken years ago. Hold State Parks accountable, deny their proposed expansion to the south and into Oso Flaco and return this native treasure to the citizens of South County. They deserve the opportunity to breathe clean air and State Parks has failed to perform as mandated in the stipulated agreement.

Regards,

Jack Moyer Nipomo, CA

Comments about Items 10a (#3-12-050) and 11a (#3-12-050-A1) for the July 9th Coastal **Commission Hearing**

O'Connell, John P (jpo2x) <jpo2x@virginia.edu>

Sun 6/28/2020 8:34 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Commissioners,

This is to express my strong support for your approval of the staff recommendations about the permit application and amendment before you on July 9.

Since it has been unequivocally demonstrated that the dust pollution that causes considerable public health problems on the Nipomo Mesa originated, and continues, because of excessive vehicular recreation, you must mandate that State Parks fulfill its responsibility to implement the mitigation measures developed by the scientists, SLO APCD, and the Commission. In addition, State Parks must follow the laws and cease its disturbance of the environmentally sensitive areas of the Dunes.

You are the public's only control over abuses and disregard for the laws and regulations that have been developed for dealing with these vital issues. I urge you to act with courage and wisdom by adopting the guidance of our most informed and dedicated agencies.

Thank you,

John O'Connell Nipomo, CA

Comments on July 9 Coastal Committee hearing

Ed Harris <movieln2@gmail.com>

Sun 6/28/2020 8:23 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

I agree with the staff's recommendations on item 10a regarding the importance of continuing the dust mitigation on the Oceano Dunes. Studies have shown that the pollution was originally caused by damage to the dunes from overuse by off-highway vehicles.

I agree with the staff's recommendations on item TH11a addressing a known and significant public health and air quality problem. The restoration and protection of environmentally sensitive habitat areas such as the dune habitat, is fundamentally required by the Coastal Act. I support protecting our fragile coastal dune habitat and the wildlife trying to survive there.

Ed Harris Nipomo, CA

Coastal Commission Hearing 7/6/2020

shqitler@gmail.com <shqitler@gmail.com>

Sun 6/28/2020 4:28 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

In connection with agenda items, 10a and 11a at the scheduled Coastal Commission Hearing 7/6/2020:

Please be advised that I am a resident of the Nipomo Mesa and:

- 1) I am in agreement with the Coastal Commission staff recommendations.
- 2) Continuing the dust mitigation work as required by the Air Pollution Control District, the Hearing Board and the Scientific Advisory group is very important.
- 3) Studies have shown the pollution was originally caused by damage to the dunes from overuse by vehicular recreation;
- 4) The amendment addresses a known and significant public health and air quality problem.
- 5) Restoration and protection of environmentally sensitive habitat area such as the dune habitat, is fundamentally required and supported by the Coastal Act.

Thank you, Stanley H. Gitler 1014 Jane Ann Court, Nipomo, CA 93444-6667 shgitler@gmail.com; Home: 805-343-2916; Cell: 215-359-8928

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Public Comment, Items 10-11, July 9, 2020 Coastal Commission Virtual Meeting

Irwin Joseph <irwinjoseph.retired@gmail.com>

Sun 6/28/2020 3:49 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: John Laird <johnlaird9@aol.com>

Good morning:

At the last hearing I attended in San Luis Obispo, it was obvious that the presence of hundreds of offroad users had an effect on the Commission. This was unfortunate. Staff had assembled a complete, honest, objective report and recommendations that the Commission failed to implement.

At the hearing on July 9, you have the opportunity to express the will of those most intimately and directly affected by the use of the dunes for off-road recreation—those downwind. We continue to suffer. Our health and our ability to be outdoors is impacted.

Our County supervisors are bound to other interests that prevent them from taking protective action. Historically, they have failed their constituencies.

Our APCD has had varying positions over time, the most recent favoring county residents and being largely ignored by State parks.

I suspect that our numbers will, once again, be dwarfed by the off-road lobby and riders. Nonetheless, This is your opportunity to exert the power with which you are expected to keep us healthy.

My first request would be that off-roading be discontinued. Besides desecrating the beautiful dunes and killing environmentally protected species, the proven health hazard outweighs the risk. I know this is too much to ask for.

In other times, in other places, health hazards have been the primary focus of government and government agencies. When tobacco was found to harmful to health, advertising was stopped, warning labels attached and rules were imposed. When children's pajamas were found to be dangerous due to fire hazard, whole inventories of the product were destroyed and not permitted to be sold and regulations prevented future production. When dangerous traffic conditions exist, stop signs, speed limits and stop signals are installed by Traffic Commissions.

Now is the time for the Staff Report to be adopted without change or hesitation. Protection of the Plover, Protection of the residents downwind and Protection of the Dunes demand it.

Thank you.

Irwin Joseph irwinjoseph.retired@gmail.com

1025 Katrina Ct. Nipomo CA. 93444

Hearing on the ODSVRA Public Works Plan (PWP) Update, July 9, 2020

Sue Moran <smtatccc@gmail.com>

Sun 6/28/2020 3:39 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: letters@thetribunenews.com < letters@thetribunenews.com >

RE PWP to develop agricultural and natural lands into services supporting increased OHV usages on the CA central coast

Gentlepersons:

I write in support of the positions held by the Sierra Club and other environmental advocacy entities to retain the natural habitats of Oso Flaco and surrounding coastal areas.

It is past time for the Coastal Commission to enforce the Act at this location. I find the arrogance of the park personnel in proposing this PWP so abhorrent that my anger is beyond words. Because we have a lawless president is no excuse for our state employees' supporting lawlessness in doing their jobs.

Now is the time to put a stop to this new development proposal. The issue is crystal clear, and all the arguments in favor of recreation and local business profits are irrelevant. Time will heal the losers' wounds. The environment will never recover if you allow this to happen.

I urge you to do your duty and order the Park to protect our precious coastal environments.

Sincerely, Sue Moran Thole 663 Ocean View Avenue Grover Beach, CA 93433

FW: Environmental Justice for Oceano

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Fri 6/26/2020 11:17 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com>
Date: Friday, June 26, 2020 at 1:02 PM

To: "Brownsey, Donne@Coastal" <donne.brownsey@coastal.ca.gov>, "Padilla, Stephen@Coastal" <Stephen.Padilla@coastal.ca.gov>, "Turnbull-Sanders, Effie@Coastal" <effie.turnbull-sanders@coastal.ca.gov>, "Hart, Caryl@Coastal" <caryl.hart@coastal.ca.gov>, "Wilson, Mike@Coastal" <mike.wilson@coastal.ca.gov>, "Rice, Katie@Coastal" <katie.rice@coastal.ca.gov>, "Escalante, Linda@Coastal" linda.escalante@coastal.ca.gov>, "Uranga, Roberto@Coastal" <roberto.uranga@coastal.ca.gov>, "Groom, Carole@Coastal" <carole.groom@coastal.ca.gov>, "Luce, Shelley@Coastal" <shelley.luce@coastal.ca.gov>, "Howell, Erik@Coastal" <erik.howell@coastal.ca.gov>, "Ainsworth, John@Coastal" <John.Ainsworth@coastal.ca.gov>, "Kahn, Kevin@Coastal" <Kevin.Kahn@coastal.ca.gov>, "Carl, Dan@Coastal" <Dan.Carl@coastal.ca.gov>, "Craig, Susan@Coastal" <Susan.Craig@coastal.ca.gov>

Cc: "directorvilla@oceanocsd.org" <directorvilla@oceanocsd.org>, "oceanoca@gmail.com" <oceanoca@gmail.com>, "nnix@co.slo.ca.us" <nnix@co.slo.ca.us>, "mvaughan@thetribunenews.com" <mvaughan@thetribunenews.com>, "tony.barboza@latimes.com" <tony.barboza@latimes.com>, "news@kcbx.org" <news@kcbx.org>, "kbubnash@newtimesslo.com" <kbubnash@newtimesslo.com>, "louis.sahagun@latimes.com" <louis.sahagun@latimes.com>, "bfixler@co.slo.ca.us"

Subject: Environmental Justice for Oceano

" Independence means you decide according to the Law and the Facts". Stephen Breyer Supreme Court Justice

If the State Parks-OHV Division was a private corporation, I doubt that the Coastal Commission would ever approve a permit for them to continue operating.

It is not often we find a public agency that has abused their power under the color of law, lost public trust, strained intergovernmental agency relations, acted in bad faith, obstructed the Coastal Commission, ignores the rule of law, and suppresses justice.

Their management record shows a clear pattern of violations at the Oceano Dunes on the environment, air quality, public access, permit requirements, protecting sensitive natural and cultural resources.

Public Resources Code Section 5090- is clear that when OHV use is leading to problems, then it is appropriate to shut down that use to protect the Oceano Dunes.

Government Code Section 65040.12 - gives the Coastal Commission authority to specifically consider Environmental Justice when making permit decisions.

The Coastal Commission and other local agencies have give the OHV Division numerous opportunities to resolve the violations and work together with other agencies and local communities.

Clearly, the OHV Division realizes they cannot protect the environment, public health, adjacent communities if they continue to allow vehicles to drive on the Oceano Dunes.

That becomes the real problem!

We need to review the Law and the Facts, then make an independent decision on the future of Oceano and the Dunes.

Silence is no longer an option.

" veritate et justitia "

ODSVRA PWP and CDP #3-12-050

John Phipps <phipps.johnq@gmail.com>

Fri 6/26/2020 4:46 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Sirs:

The only progress the State Parks has made in the last 30 years are these public hearings that are blessed by the California Coastal Commission as being legitimate coastal goals. The State Parks have created the worst air quality on the California coast, that air quality has the same ill effects on residents down wind as covid-19 and makes residents more likely to catch covid-19. The State Parks was caught eliminating endangered species nesting sites to benefit off-road vehicles within the last week. That act alone tells me that the State Parks has no intention of ever meeting any environmental laws. Off-road vehicles need to be eliminated from the oceano dunes, the California Coastal Commission needs to do enforce the laws of the California Coastal Commission.

The Dunes

Earl Frounfelter <efrounfelter@yahoo.com>

Fri 6/26/2020 4:47 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

To Whom It May Concern,

The Oceano Dunes are a natural treasure that is degraded every single time authorities act to allow machinery of any kind to enter there. There is nothing natural about dune buggies, all-terrain vehicles or anything with a motor or engine. The natural sounds are destroyed, the wildlife is disturbed, the plant life is destroyed, a serene place becomes a road rally. There are plenty of places for people who need noise and speed to have fun. Please leave those places that are available for enjoying nature in its undisturbed state to exist, for those of us who appreciate them for what they are naturally.

Thank you. Earl Frounfelter Santa Maria, CA

(No subject)

Louise Easton <mleaston@charter.net>

Fri 6/26/2020 12:36 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Dear Coastal Commissioners,

Please seriously consider banning ATV site at Oso Flaco. We do not need further destruction of ESHA or increased sand production for neighboring areas. State parks needs to consider the health of the general population in the area and not the recreational activities of out of area individuals.

Quiet enjoyment of all the areas concerned should be the aim of the commission.

Thank you,

Jim and Louise Easton Nipomo, CA

Sent from Mail for Windows 10

Comments to California Coastal Commission for ODSVRA PWP, CDP 3-12-050, and CDP-12-050-A1

michael bondello <mbondello@gmail.com>

Thu 6/25/2020 11:55 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

To whom it may concern-

Concerning the PWP, I have previously stated my objection to any OHV incursion or facilities development in the areas adjacent to Oso Flaco Lake. This region is too sensitive and ecologically valuable to tolerate

such modifications as initially proposed by the SVRA. Recognizing the destructive nature of OHVs is essential to understanding that no action in this environmentally unique area is preferred to any of the proposed actions proposed in their PWP. In addition to OHV use, camping, raceway, and road construction projects should likewise be permanently banned from this area. In addition, human walking should be restricted to the established boardwalk. The ongoing protection and natural recovery of this area from previous abuses depends on permanently banning such destructive activities.

As for the CDP Amendment Application Numbers 3-12-050 and 3-12-050A1, if the real goal is to reduce the dust and particulates in the areas downwind from the ODSVRA, then the most cost-effective way to do this has been in practice since mid-March when the COVID-19 pandemic caused the authorities to close down vehicular use of the park, a claim that our local APCD will likely verify. If cleaner air is your ultimate goal, keep the vehicles off of this land.

Really, haven't you figured out that the managers of ODSVRA are not interested in preserving the natural values of this area? How many mandatory deadlines have they missed? How many incidents like their most recent violations of federal laws concerning Snowy Plover protection and reproduction are you willing to tolerate? Either they don't know how to properly govern this park, or they just don't care. Either way, it is time to finally draw down the curtain on this ongoing environmental tragedy that is the Oceano Dunes State Vehicular Recreation Area. Go down and visit that beach now and you will see many people enjoying the quiet beauty of this natural landscape, without the noise and interference of hoards of mechanized vehicles. Visit the downwind communities of the Nipomo Mesa and see that the air is noticeably cleaner and people are healthier. See the natural vegetation struggling back. See the shorebirds multiplying. In only a few short months, these gains have been made, despite the efforts of State Park personnel to interfere with the natural increase of the Snowy Plovers. It could not be clearer. The time to permanently close the ODSVRA is now!

- Michael C. Bondello Professor Emeritus, Biology Allan Hancock College

Sent from my iPad

CDP amendment app 3-12-050-A1

Pam Nelson <pamela05n@yahoo.com>

Thu 6/25/2020 9:07 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

I would like to comment on the amendment application 3-12-050-A1.

I approve of any addition to the current program. I would assume that nesting birds and vegetation are being considered during implementation.

My main concern is for the coastal habitat, so any added restrictions for vehicular travel on the shoreline are very important to me.

Thank you, Pam Nelson Warner Springs, CA

FW: Ban Vehicles at the Oceano Dunes and Beach

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Thu 6/25/2020 4:23 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: bill house <pirate805@gmail.com> **Date:** Thursday, June 25, 2020 at 2:34 AM

To: "Kahn, Kevin@Coastal" < Kevin.Kahn@coastal.ca.gov >, "directorvilla@oceanocsd.ca.gov"

<directorvilla@oceanocsd.ca.gov>, "directorteplogle@oceanocsd.ca.gov"

<directorteplogle@oceanocsd.ca.gov>, "nnix@co.slo.ca.us" <nnix@co.slo.ca.us>, "harmon@slocity.org"

<harmon@slocity.org>, "mvaughan@thetribunenews.com" <mvaughan@thetribunenews.com>,

"kbubnash@newtimesslo.com" < kbubnash@newtimesslo.com >, "bfixler@co.slo.ca.us"

dfixler@co.slo.ca.us>, "crayrussom@arroyogrande.org" <crayrussom@arroyogrande.org>,

"jpaulding@arroyogrande.org" < jpaulding@arroyogrande.org >, "Carl, Dan@Coastal"

<Dan.Carl@coastal.ca.gov>

Subject: Fwd: Ban Vehicles at the Oceano Dunes and Beach

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

From: Dave Congalton < dcongalton@americangeneralmedia.com >

Date: Wednesday, June 24, 2020

Subject: Re: Ban Vehicles at the Oceano Dunes and Beach

To: bill house <pirate805@gmail.com</pre>

We are talking about this Thursday at 4:05.

On Monday, June 22, 2020, bill house <pirate805@gmail.com> wrote:

When you cannot win on the Facts, Attack the Process, Delay, and Play the Victim-Old OHV Playbook.

What they fail to understand is that times have changed.

Facts, Science, Data, Equity, Access, Health and the Environment are all important.

Living in the past and not wanting things to change, is not a reason to destroy the environment and increase public health risk.

The OHV Division has for years been running the Oceano Dunes State Park as their own exclusive 'Kingdom'. Obstructing the California Coastal Commission, limiting equal access, and routinely violating environmental regulations and permits.

We all need to correct long standing inequities that for years have burdened low income communities of color near the Oceano Dunes.

It is no accident that communities like Oceano are targeted and exploited.

As a resident of Oceano, the time has come to ban vehicles on the Oceano Dunes and Beach.

By taking this action now, we can save and protect the dunes, Improve air quality, expand safe public access, promote a new economic development paradigm and reduce poverty rates in Oceano.

We all realize the pressure the Coastal Commission and Staff members are facing from well funded OHV Groups, the OHV Division, and those in power who want things to stay the same.

This is one of those Profile in Courage moments, not just for you, but for All of Us! Let history judge our actions at the Oceano Dunes.

Please support Social, Economic, Environmental Justice for the Oceano Dunes, Beach, and Community.

Thank You

Dave Congalton KVEC News/Talk 920 AM and 96.5 FM 3620 Sacramento Drive Suite #204 San Luis Obispo, CA 93401 920kvec.com

Co-Author of "The Talk Radio Guest Book: How to be the Perfect Talk Radio Guest." Available as a free download through Amazon.com

Fwd: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Tue 6/23/2020 4:57 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>

Hi Kevin,

Didn't know if you'd need to respond to this one personally, as well, so I've cc'd you to this OceanoDunes email just in case.

Best, Kelsey

From: Freedom Ropes <freedomrecoveryropes@gmail.com>

Sent: Monday, June 22, 2020, 4:56 PM

To: CentralCoast@Coastal

Subject: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050

(California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach

Hello,

We will be presenting WeatherSolve Windfence for Oceano Dunes.

We will have a presentation and scientists ready to speak. Let us know how we should proceed?

https://img1.wsimg.com/blobby/go/89341470-9bdf-4330-8d59e70e1b6a234e/downloads/WSS1089A%20Wind%20Fence%20Proposal%202019-11-15.pdf? ver=1579273143907

Thank you, Lea Hensley Offroaders United 310-729-8377

Fwd: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Tue 6/23/2020 2:26 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Mike McGarity <mmcgarity@cal4wheel.com>

Sent: Monday, June 22, 2020 2:40:31 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

Motorized Recreation on the Oceano Dunes SVRA:

Motorized Recreation has reached an all-time high of anti-OHV hate that I've never seen before in my lifetime. We always have to fight for our OHV access against the Environmental Racism. Much of their given power to discriminate against us is based on the State and/or Federal rules, regulations, policies and/or decisions that intentionally target the OHV community. We must fight to protect our access against a VERY disproportionately unreasonable forces. To make matters even worse, we are, as a group targeted, hated, insulted and called names. We are all told to stay in our valley. We are told to not come to where we like to recreate. People who have taken up their residence either along the coast, in the desert or up in the mountains have a sense of power and ownership over our public land. Even people several hundred miles away from popular OHV trails get on social media or public zoom meetings to cry about how horrible and despicable the OHV community is. When they cannot prove we're damaging the environment with their one-sided fake science, they smear us with insults, stereotypes, and socioeconomic statements. Since when has this become okay? I would expect that the state agencies who conduct these meetings would shut down such rhetoric!

The character assassinations keep happening. When hatful people generalize another group, it's broad statements that lump everyone into one category. If an individual is driving a lifted truck with a confederate flag yelling inappropriate statements at a park ranger; does this now mean that every lifted truck is bad? Does this mean that every individual in lifted trucks are bad? Does this mean that if you have a confederate flag that you're bad? That we all now don't have respect for the park ranger because of one individual. Don't base all OHV enthusiasts from a few who don't behave or act appropriately. This faulty generalizations lead to other conclusions which are incorrect. When trash is not picked up, does this mean that EVERYONE who is out on the trail litters?

Here's what is happening. Anti-OHV people are searching for, interpreting, finding information that will confirm or support their hatred. This is "Confirmation Bias"; which leads to cherry picking to support one's belief and convenience others to buy into their fallacies. The interpretation of ambiguous evidence that ALL OHV behave irresponsible and that they are against their personal beliefs or values. This all leads to overconfidence in their hatred. They have moved from wishful thinking into truly believing that they are 100% right. Rather than us finding balance, they want it all! True abolishment of all Motorized Recreation seems to be the ultimate end game. Due to this overconfidence, they have made many mistakes. Mistakes within their planning, science and now over generalization of good people. When science has not been enough, there is this recent push in creating emotionally charged public comments attacking all OHV as a whole. The opposing side has become so overconfident in this biases. They have called out naming the people who come recreated off road. They generalize us as all being from the valley, we're all slobs, we all want to trash the resources, leave garbage everywhere and don't care

about the environment. All of this is furthest from the truth. When will the propaganda end? The sad reality is by making us evil and bad people it confirms their bias. They continue their ambiguous statements which builds their base. All this does is causes division. Instead of us coming together to work out how to share our great outdoors, we continue to fight and argue over how we all wish to spend our time recreating in the outdoors.

Here is what I want everyone to hear. I want you to know who the majority of Motorized Recreation people are. We are not slobs. We come from all walks of life. We are teachers, lawyers, law enforcement, part time employees, nurses, business owners, farmers, politicians, etc.. We consider ourselves to be just as an "environmentalist" as our non-OHV activists. We promote Tread Lightly and Leave No Trace principles. We work with land managers to maintain the trails and protect the resources. We volunteer hundreds of hours to keep the OHV trails properly maintained. When we recreated off highway there are several things we consider and teach others. We plan and prepare our trips ahead of time. We use gps maps and travel on designated OHV trails. We travel and camp in approved locations. We are always aware of trail conditions which minimizes soil erosion. We're considerate of water crossings. We travel where the crossings are rock armored. We are aware that the water we drive through eventually end up in our reservoirs and then to our homes. We dispose of waste properly. All trash is packed out. Human waste follows proper disposal practices; which in some cases calls for a "wag bag" and waste is packed out. We minimize our use on the trails and within campsite areas. We avoid any actions which lessens our impact on the wildlife and habitats that we're visiting alone the way. We have true respect for wildlife and love to see all the beautiful animals, birds, fish as everyone else does. Lastly, we are considerate of others who are enjoying the outdoors as well. We follow trail etiquette and maintain courteous relations with everyone doing our best to not impact their visit. Are there people out there not following these principles? Sure there is, but those few do not represent the majority. People new to owning an off-road vehicle need to be taught and explained these principles. If you see someone not being good stewards, then say something. Be equally courteous and explain what they're doing jeopardizes the future of what we love to do. Explain why, then talk with them about these principles. Together we can make a difference. Together we can save our trails, keep our OHV access and educate others along the way.

I'll close with this. I want us to all recreate together and find balance between everyone who wants to enjoy the great outdoors. We must work together. We all have areas to recreate with or without Motorized Vehicles. I've been a backpacker since I was 12 years old. I love backpacking into the wilderness and camping out next to a lake. I go there because I'm away from vehicles. If I don't want to camp where vehicles are at, I have many options. If I want to take my 4 Wheel Drive and go camp at a lake, then I have limited options. If I want to go hike along the coast, we have 800 miles of coastline to enjoy without vehicles being on the beach. If I want to take my 4 Wheel Drive out on the beach, then I have limited options. I'm limited to a 3 mile section on the Oceano Dunes. We can all find balance if all sides would be willing to consider each other's love for their passions in life. This may sound selfish or naive, but I believe we can live life in peace with one another, we can have balance and it can happen between the Environmentalist and Motorized Recreation community.

Sincerely,

Mike McGarity

Vice President, Cal4Wheel Central District Past President, Clovis Independent 4 Wheelers

"You cannot be cautious and extraordinary at the same time, so instead be curious

and excel with new ideas, new thoughts and vision for what could be despite the forces against it"

0]]]]0



www.cal4wheel.com

1735 David E. Cook Way, Ste. C Clovis, CA 93611

This communication contains information which may be confidential to the person or group receiving the email. The information is intended only the use of the individual or entity named above. Please do not forward, copy or share on any social media such as Facebook without permission. Thank you.

FW: Oceano Dunes

Carl, Dan@Coastal < Dan.Carl@coastal.ca.gov>

Mon 6/22/2020 5:12 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

----Original Message----

From: Jill Watkins <talk2jillwatkins@gmail.com>

Sent: Sunday, June 21, 2020 1:59 PM

To: Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>

Cc: Allen, Peter@Coastal <Peter.Allen@coastal.ca.gov>; Alvarado, Marlene@Coastal

<Marlene.Alvarado@coastal.ca.gov>; Buhr, Justin@Coastal < Justin.Buhr@coastal.ca.gov>; Carl,

Dan@Coastal < Dan.Carl@coastal.ca.gov>; Engel, Jonna@Coastal < Jonna.Engel@coastal.ca.gov>

Subject: Oceano Dunes

Hello John,

I read with both interest and amazement in the LA Times that there was a dispute about the use of dune buggies on the Oceano Dunes. How can The Coastal Commission actually have as part of its mission statement/purpose "to protect our coasts" and at the same time allow motorized vehicles? Understanding the importance of biodiversity is critical for those in your position. It's not just the plover: it's EVERYTHING.

Please don't cave to the whims of a SMALL group of recreationists and do what is right for the people of California, plover and nature in general: no more motorized vehicles!

Thank you for your time and attention to this important matter.

Kind regards,

Jill Watkins

Fwd: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California Department of Parks and Recreation ODSVRA Dust Control, Grover Beach

CentralCoast@Coastal.ca.gov>

Mon 6/22/2020 4:59 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Jennifer Andrade < ljandradesr@gmail.com>

Sent: Monday, June 22, 2020 8:09:25 AM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Subject: Public Comment on July 2020 Agenda Item Thursday 10a - Application No. 3-12-050 (California

Department of Parks and Recreation ODSVRA Dust Control, Grover Beach

Since the park has been shut down due to Covid, I believe the results are very telling. Air pollution rates have been at its highest and it is as dusty as ever! It is important to view the actual data as it relates to science as the off road community has been directing your attention to. The wind blows and will continue to blow even if the off road vehicles are not there. This time period has definitely proven that off roaders are NOT the cause of the dust in Oceano SVRA and we need to look at the actual science of it all.

Second, the dust mitigation measures have failed! At the same time you have attempted to change the ecosystem of the beach by putting in these measures. Plants that were not indengeous to the location are being brought in. Orange fencing is an EYESORE and becomes litter as the sand merely blows it over. Once the sand blows over the top of it it becomes a hazard to any adult or child rider who could potentially impale themselves with the stake that is in the ground that is not visible. The additional fencing that was put up did not follow proper procedures and processes to be put up and therefore is illegal and can be taken down by anyone as it is not enforceable.

Finally, we need to look at real solutions to prevent the spread of natural sand by utilizing Wind Solve fencing to create a barrier to help the spread of dust plumes. Instead of wasting money, money that is being mismanaged from the OHV fund we need to invest it into a real solution.

Thank you

Jennifer Andrade

Fwd: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

CentralCoast@Coastal.ca.gov>

Mon 6/22/2020 4:58 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

From: Arlene Sackman <ajsbaglady@aol.com>

Sent: Friday, June 19, 2020 5:25:07 PM

To: CentralCoast@Coastal < CentralCoast@coastal.ca.gov>

Cc: ajsbaglady@aol.com <ajsbaglady@aol.com <jst4shel@aol.com <jst4

<KII50@sbcglobal.net>

Subject: Public Comment on July 2020 Agenda Item Thursday 9a - ODSVRA PWP Update

As a resident of the town of Oceano, I have been delighted to have our beaches returned to the shorebirds and the people who respectfully walk, run, and ride their horses on the beach. It has been much quieter, due to lack of constant fireworks, and I am thrilled to see the snowy plovers regain some of the territory that the vehicles had been using. The Covid-19 pandemic opened our eyes to what could be, and what should have been all along. Our beaches are not made for vehicular traffic, especially the type that comes to the dunes and takes advantage of a beautiful, natural habitat, and leaves behind mountains of trash that they either bury in the dunes or just leave wherever they have camped.

I strongly believe that the communities surrounding the dunes will survive without the off-roading vehicles. There have been plenty of visitors that have come to the coast during the pandemic, even though they have been discouraged to do so. There is no amount of money that can replace this natural habitat of the Oceano Dunes, so we must preserve it as it is, without vehicular traffic.

Thank you.

Arlene Sackman

Oceano dunes closures

dkcatsmeow < dkcatsmeow@aol.com>

Sat 6/20/2020 11:16 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Please open back up Oceano Dunes to camping and vehicles. With the expanding population, Californians need to have more areas open up to families for camping and enjoying off road activities together. Californias public lands should remain accessible to the tax paying public. Oceano /Pismo is a small portion of the Ca coastline. Years ago there were miles and miles of open beaches in this area. Over the years you have taken that away from us, and now have shut us out altogether. This is quite unfair to those of us that cant afford expensive coastal homes but still want to have that beachfront camping experience with our families. Please reconsider opening this area back up. There are many of us who have enjoyed this area for decades and want to continue to share it with our children and grandchildren. Thank you. Denise Kuba, Madera, CA. Sent from my Samsung Galaxy smartphone.

Access

chris erickson < chriserickson714@gmail.com>

Sat 6/20/2020 8:53 AM

To: OceanoDunesReview@Coastal < OceanoDunesReview@coastal.ca.gov>

Regarding the meeting on July 9 2020 I want to express my support to allow full access to ohv use and reopen the closed areas for ohv use. We have access to a very small patch of sand for ohv use and it's the job of the coastal commission to find a way to preserve access to the dunes with ohv use.

Sent from my iPhone

Maximum Conservation Please

S O'Keeffe < sokeeffe@sas.upenn.edu>

Sat 6/20/2020 7:28 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Hello,

I would like to submit a comment expressing my desire for the Oceano Dunes to receive the maximum amount of conservation possible. Recreational vehicles can be used elsewhere. This habitat needs to be left completely undisturbed and kept protected as much as possible.

Thank you, Sean O'Keeffe Los Angeles, CA 90064

Please do not close Oceano Dunes

howardktg < howardktg@gmail.com >

Sat 6/20/2020 12:17 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Oceano Dunes is the last remaining vehicle accessible beach in the state. It represents a very small fraction of our coastline. There is the entire coastline of the state for the wildlife.

The closure and ongoing reduction in available acreage is a disservice to tax-paying middleclass public and families that have enjoyed this recreational area for generations. Families have enjoyed Oceano long before the rich Coastal home owners bought their house. If California and the coastal homeowners are so concerned about their air-quality I recommend that they start first by eliminating dust producing yard / leaf blowers.

Since my grandfather started taking me to Oceano Dunes in 1968, I have witnessed the massive reduction in size of the Oceano Dunes area. The ongoing reduction in size has led to more condensed use in areas and also created more of a hazard for wildlife and people. I would like to recommend that the Oceano Dunes area be reopened and expanded to provide recreational activities and camping, that are available nowhere else in the state of California. The closures will also harm many local businesses that are dependent the recreationalist and campers.

Please do not destroy the family traditions of going to Oceano Dunes.

Howard Hughes

Sent from my Samsung Galaxy smartphone.

Oceano Dunes ORV Use

John Deacon < jmdeacon@outlook.com>

Fri 6/19/2020 11:13 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

To Whom It May Concern:

It is unbelievable that California would continue to allow ORVs to operate in this sensitive coastal area. I bird at Oso Flaco frequently. It is well established that Snowy Plovers use the immediate area for nesting and it has been recently documented that they are showing interest in the area that was previously being severely impacted by ORV usage. ORV usage on sensitive beaches is probably the most destructive use that can be imagined. It is also dangerous to people. Every year there are reports of people being severely injured and even killed at the park.

Back in the early 1980's, I worked with Clarence Minetti and Toru Myoshi to close Santa Barbara's Guadalupe Beach to illegal ORV usage. Shutting the beach to that kind of activity has resulted in very popular and nondestructive use of that beach like hiking, surfing, birdwatching and fishing. In addition, it is a haven for wildlife.

Now is the right time to close this beach to ORV usage.

Sent from Mail for Windows 10 John Deacon **Central Coast Birding** iseekbirds@verizon.net

Public comment

Mike harkness <slowaterdog@yahoo.com>

Fri 6/19/2020 5:49 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Hello,

I wish to provide public comment on the upcoming hearings on the future of Oceano Dunes. I have been a resident of the central coast for 40 years, and have spent many days on the beach in Oceano both professionally as a firefighter and ambulance driver, as well as recreationally as a surfer and kite surfer.

My input is strongly in favor of closing the beach and dunes to vehicles.

Right now with the beach closed, people are walking the beach and children are playing without danger, there is horseback riding without vehicle conflict, and most of all it is serene for wildlife and beach users. Let's keep it that way.

Thank you,

Michael Harkness 805-540-0334

Coast Preservation

Pat Chambers <snowyb@msn.com>

Fri 6/19/2020 4:15 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Commision Members et al,

I lived in California, north and south, city and wildlands for 47 years. I support the following. Complete closure of all beaches, wildlands, and preserves to wheeled vehicles of any design in perpetuity. Also, no granting of any construction permits within 1000 yards of any shoreline, lake, or reservoir borders. All parking of vehicles save those in designated lots approved for use by the commission. No vehicles which can be designated as RV's, motor homes, or caravans to be allowed at any time to park on public highways in the coastal zone.

Sincerely, John P. Chambers

5065 Skyline Blvd.. Palo Alto, 1971-93, 13300 Blueberry Hill lane, Valley Center, Ca., 1989-03, 9434 County Lane 192 Carthage Mo. 64836, 2003 to present day.

John P. (Pat) Chambers

Oceano Dunes

John Sherwood <jsherwd@gmail.com>

Fri 6/19/2020 3:55 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Motorized vehicles are not an acceptable activity in this fragile ecosystem and should be eliminated. Tearing up the dunes with ATVs and the constant parade of motor vehicles along the shoreline prevent all from enjoying this spectacular piece of our coast.

John Sherwood 633 Greenleaf Canyon Road Topanga, CA 90290 310/455-2771

Dunes

mike harkness <slowaterdog@yahoo.com>

Fri 6/5/2020 10:54 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sure,

Please include my voice and vote to permanently <u>close</u> Oceano dunes to vehicle traffic.

As a 40 year resident of the central coast, I object to the dust intrusion, noise, and threat to the wildlife in order to satisfy the needs of vocal non residents.

Thank you.

Michael Harkness 805-540-0334

July 11th Coastal Commission Meeting, Agenda Item 12a: Oceano Dunes State Vehicular Recreation Area (ODSVRA) CDP Review

MB < geosun_2000@yahoo.com>

Wed 4/22/2020 7:19 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

I am writing to oppose further limitations to off-highway vehicle use in the ODSVRA.

The following are reasons given for the closure from the Coastal Commission:

"The recommendation was due to issues regarding "air quality and public health, rare and endangered species and habitats, environmental justice, and tribal concerns," staff said in a June 21 report."

My response:

AIR QUALITY: This area has been a near-shore environment (windy) for over 2 million years. The current dune field may be 120,000 years old, that is, over one-hundred-thousand years old! And there are 60-300 feet of sand deposits below Nipomo: the wind and sand that new home owners are now complaining about, have created their building sites. (Source: The Morro Group, 1990, and the Nipomo Basin Management Area, 1st Annual Report, 2008). Sand and wind have been here for tens of thousands of years before people built towns in the area and will continue long after the sea level rises (climate change).

Dunes need three things to form: sediment (sand, in this case), a basin (storage area), and a transportation method (WIND, in this case). Wind contributes not only sand, but particulate matter from the ocean itself. This process Will. Not. Stop, no matter who is on/off the beach, unless people can come up with a way to change physics - the specific capacity of water (ocean) vs. land (their respective abilities to absorb and store heat energy from the sun).

PUBLIC HEALTH: Are they referring to air quality? See above. Asthma? It's the cool, moist air, and the wind that carries pollen, mold spores, insect waste (especially cockroaches), dust mites, pet dander and pets' dried saliva, etc. that aggravate asthmatics (Mayo Clinic). There are many, many asthma triggers - not just fine sand. Did these people have asthma before they moved here? Doctors have advised my friends and family who have developed asthma (living in other parts of the state) to move to a DRIER environment. Foggy, windy, cool, central-coast beaches are not dry, clean environments: flora and fauna live in the sea and on land, and all by products of that life will be carried down wind.

Are they referring to accidents among the off-roaders? There are accidents in every park in the country - would you close those as well? Over a ten-year period (2006-2016), Yosemite suffered 150 deaths (15 so far this year); Lake Mead, 254 deaths (averages 25 deaths PER YEAR); the Grand Canyon, 130 deaths; Yellowstone, 93 deaths; the Golden Gate National Recreation Area, 85; Glen Canyon, 82; Denali, 62; Great Smoky Mountains, 60; Grand Teton, 59; Natchez Trace Parkway, 56 deaths (outsideonline.com). Again, those numbers are for just a ten-year period. In twenty seven years, nearly three times as long, there have been 39 fatalities at Oceano (SLO Tribune, June 26, 2019). You have taken away hundreds of acres - of course there will be more accidents as the area grows smaller and smaller.

RARE AND ENDANGERED SPECIES: the Snowy Plover? Seagulls are the greatest danger to the Snowy Plover. How will taking away our beach, the only one of its kind, stop predation by seagulls, coyotes, possums, etc.? If anything, we help keep predators away:

"Memorial Day weekend is one of the park's busiest, and occurs during the plover nesting season. Yet, year after year, large numbers of plover nests are found at nesting sites closest to the open vehicle area at Oceano Dunes, [32] (Table 15) suggesting human presence may deter presence of predators, and that plover may receive refuge at these sites." (Wikipedia). And let us not forget, Snowy Plovers live and nest along the entire Western coast in many other protected areas, not just Oceano.

What we are doing at Oceano (partial closure during nesting season) is working: "POPULATION TREND: In California, numbers increased from 976 breeding plovers in 2000 to 1,680 adult plovers in 2005." (https://www.biologicaldiversity.org/species/birds/western_snowy_plover/natural_history.html)

" ... all the agencies involved agree that the Oceano Dunes has an excellent snowy plover nesting program—with 1.5 hatchlings fledged per breeding pair, exceeding the program's goal of at least one fledgling per pair." (newtimesslo.com/sanluisobispo/balancing-act-the-oceano-dunes-permit-compliance-issues)

The birds migrate; there is no need to close the nesting area permanently; we are doing better than expected.

ENVIRONMENTAL JUSTICE: Let us speak about Justice: Is money more deserving of influence than justice/fairness? This lies at the heart of whether we want a system that favors money, which has neither morals nor allegiance, vs. the ideals enshrined in the Declaration and Constitution which represent the rest of us who prefer to live peaceably amongst one another. "The law cannot protect anyone unless it binds everyone; and it cannot bind anyone unless it protects everyone." (Frank Wilholt, commentator, LG&M). The Oceano SVRA was signed into law decades ago.

TRIBAL CONCERNS: Shall we go by who was here first? There are black and white photos of early vehicles and women in long dresses and hats (late 1800s/early 1900s) and men driving in the dunes. Why does it have to be an us vs. them scenario? Can we not share, as we have always done? The beach north of the Pier entrance is closed to off-highway vehicles - you have all of that! And most week days, you have the beach south, too. Why do you, personally, need ALL of the beach, ALL of the time?

You would deprive girls and women of a place where they can safely, with the oversight and tutelage of knowledgeable, experienced fathers, husbands, brothers, and uncles, break into a male-dominated field, empowering them by teaching them confidence through riding and automotive skills.

You will deprive "back-yard" mechanics of a safe place to test and practice their creative innovations and skills (instead of the streets) and a practical place to pass that knowledge down to the next generation.

We pay our taxes too! We shop at your grocery stores, your gas stations, your auto parts and hardware stores, your restaurants, your rental shops. We use your pump-out business, your towing services, your tire-inflation business, etc. We pay extra taxes to the DMV. We contribute \$243 million each year to the Oceano dunes area!

Big-box business and resort-like hotels, or even more housing developments, will have their own environmental impacts, traffic problems, air pollution, contaminated run-off (less water in your aquifers, inviting salt-water intrusion), noise and light pollution, etc.

From the San Luis Obispo County Department of Planning and Building, Resource Capacity Study, Water Supply in the Nipomo Basin Area, 2004:

"Potential consequences of continued overdraft. The DWR analyses, projections and water budget estimates clearly indicate that groundwater pumping in the Nipomo Mesa area is in excess of the dependable yield and that overdraft conditions have existed historically and are expected in the future. Increasing overdraft will lead to a condition, by 2025, where estimated outflow exceeds estimated inflow by at least 20 percent. To balance the assumed increases in pumping, sub-surface inflow from the Santa Maria Valley, which includes agricultural return flow, will increase, raising water quality issues; outflow to the ocean will decrease, increasing the potential for saltwater intrusion of the aguifer; discharge of groundwater to the coastal lakes will diminish, threatening the viability of those ecosystems; as storage is depleted, production capacity of some wells will be reduced and energy costs for pumping will increase."

Thank you for your time,

Malia Burrows

"Geologists inhabit scenes that no one ever saw, scenes of global sweep, gone and gone again, including sea, mountains, rivers, forests, and archipelagoes of aching beauty rising in volcanic violence to settle down quietly and then forever disappear."

-John McPhee

Sent from Mail for Windows 10

Poor air!

Jennifer Andrade < ljandradesr@gmail.com >

Thu 4/2/2020 3:33 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

I hope you are monitoring the dune riders and unhealthy air this week! OH WAIT THERE ARE NO DUNE RIDERS! The bad air is a result of natural winds and natural forces. This is the best example of why the CCC is full of A! If you see the downturn in the economy imagine what it will look like when there are no dune riders at all. We need to open back our OhV access once this is all over! Dune riders are the only ones who are going help to bring back your local economy.

On Thu, Jun 27, 2019 at 10:19 PM Jennifer Andrade < <u>liandradesr@gmail.com</u> > wrote:

Protect our right to ride and camp! This is a state beach that is California's not just the air pollution boards right to control. Based on the coastal act it is our right!

Over 200 million dollars are brought into Pismo from tourism, heads up if you shut down OHV riding and camping you are signing your cities economic death warrant! We will not have any use for 5 cities, Pismo, Oceano, the pier, the restaurants, local businesses, etc. because we will no longer come.

Stop being typical politicians and listen to the majority of the people instead! We want ohy to remain open for camping and riding in Pismo. We want another entrance made available and open back up devils slide. Closing off more space merely congests the area.

We pay nearly 2000\$ in just DmV fees for our trucks, trailers, and toys, we spend thousands of dollars a year with just 1 family when we come multiple times for a week on end a year. Keep our dunes open for ohv and camping.

Jennifer Andrade

Fwd: Tragedy at Oceano Dunes

jgail67@yahoo.com <jgail67@yahoo.com>

Mon 1/27/2020 9:17 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Sent from my iPhone

Begin forwarded message:

Tragedy at Oceano Dunes

It is with deep regret and sadness that groups like the Sierra Club as well as the California Coastal Commission have targeted a very family friendly beach for closure. For about 100 years, families have camped at Oceano Dunes enjoying all sand and water activities. Oceano Dunes was an inexpensive place for families to vacation. Motels and restaurants at the coast can be pricey especially for a family. Under the guise of establishing "a direct connection to nature where all people can benefit",

I ask, isn't keeping Oceano open for people to use an example of making nature available to all?

Some critics say the off road vehicles are too noisy. With very little housing near the sand dunes, how is noise an issue? To throw the baby out with the bath water seems rather drastic.

The financial impact, not only the loss of jobs resulting from this proposed closure, effects the local economy from restaurants to the off road vehicle rentals.

For years this area has afforded people the opportunity to enjoy the magnificent views of the ocean and marine wildlife. If we beach visitors are not respecting the environment, we should be cited and / or fined. To close this area is not only drastic, but a-thinking and a complete violation of the commonly held view that people should benefit from a direct connection to nature.

Jack and Gail Schweikart

10117 Dutch Iris Dr

Bakersfield, CA 93311

(661) 303-6333

Sent from my iPhone

Response for Kevin Kahn Letter of 13-Dec, 2019

JAMES SHAW <shawjjjj@comcast.net>

Fri 1/17/2020 4:00 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; Office of the Secretary CNRA <secretary@resources.ca.gov>; OHV, OHVINFO@Parks <OHVINFO.OHV@parks.ca.gov>; jim@oceanodunes.org <jim@oceanodunes.org>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Kahn, Kevin@Coastal < Kevin.Kahn@coastal.ca.gov>; StateInfo@state.ca.gov <StateInfo@state.ca.gov>

Cc: shawjjjj@comcast.net <shawjjjj@comcast.net>

Coastal Commission, State Parks, OHV, and stateinfo for Governor's Office

I have recently seen the 13-Dec letter from Kevin Kahn to the state parks

- I am appalled at the process!
- As a taxpayer and voter i hope there is review at the state level.

Direct quote from the letter is ".... time to start thinking about ways to transition the ODSVRA away from OHV to other forms of public access"

- It is clear the Coastal Commission has no desire to work with the OHV community and the state parks
- The one year period from meeting last July has not passed
- Beach has had further closures
- The OHV community has taken many steps towards improvement

There are competing objectives and conflicting mandates

- Why does Coastal commission feel that complete closure of already state park and OHV land is the only solution?
- 90% of the OHV and many concessions have already been made.
 - Where is your compromise?

For Lisa Mangat, State parks, and OHV - Please stand up for the OHV. Enough is enough and they are clearly not looking for a compromise.

- What is the review and appeal process for Coastal Commission actions?
 - Again, as a taxpayer and voter i am appalled

James Shaw United States Navy (Retired)

Oceano Dunes

Handy, Daren - MSW < Daren. Handy @ Dignity Health.org >

Fri 12/20/2019 4:39 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: 'daren.handy@gmail.com' <daren.handy@gmail.com>

To Whom this may concern

My family and ancestors have been going to the dunes on family and friend campouts for many years and would be devastated if this was closed to off road use. We really don't like the desert riding compared to the beaches. Also, I would like to know if there is a way to get the rest of the dunes open as it was 30 years ago. There would be less accidents as it wouldn't be so crowded. That way it would bring more revenue to the city and you can hire more rangers bringing jobs back to Oceano.

Please take this as a plea to keep the dunes open and not close any more. It's not fair that humans have to be forced off land that is not being used.

Thank you

Daren Handy Information Technology

Dignity Health Mercy Southwest Bakersfield 551 Shanley CT. Bakersfield, CA. 93311 661-663-6676 (O) Daren. Handy@DignityHealth.org

Caution: This email is both proprietary and confidential, and not intended for transmission to or receipt by any unauthorized persons. If you believe that it has been received by you in error, do not read any attachments. Instead, kindly reply to the sender stating that you have received the message in error. Then destroy it and any attachments. Thank you.

Stop Emergency Permit CDP G-3-19-0053 - What is Justification?

JAMES SHAW <shawjjjj@comcast.net>

Tue 12/17/2019 6:25 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; Office of the Secretary CNRA <secretary@resources.ca.gov>; OHV, OHVINFO.@Parks <OHVINFO.OHV@parks.ca.gov>; jim@oceanodunes.org < jim@oceanodunes.org>; Ainsworth, John@Coastal < John.Ainsworth@coastal.ca.gov>; rothlaw1@comcast.net <rothlaw1@comcast.net>; Lynch, Tara@Parks <Tara.Lynch@parks.ca.gov>; Tobias, Kathryn@Parks <Kathryn.Tobias@parks.ca.gov>

Cc: shawjjjj@comcast.net <shawjjjj@comcast.net>

All,

Please stop the Emergency Permit for early closure of the 48 acres of Oceano dunes camping area.

* What is the emergency to justify this?

Many are aware of the closures approved for next year. Recent meetings have stated closures would not happen until after Jan 6,2020 (still ahead of planting schedule)

Why are the areas being closed before stated states and during the holiday camping season?

There are many passionate arguments and disputes on both sides, but this looks like clear overstepping of prior agreements.

Please revoke this emergency permit

Thank you James Shaw 408-605-7129

OCEANO DUNES ACCESS ALLIANCE

November 14, 2019

APCD Hearing Board SLOAPCD District Office 3433 Roberto Court San Luis Obispo, CA 93401 ATTN: Ms. Alyssa R. Roslan

Email: aroslan@co.slo.ca.us

RE: November 18 APCD Hearing Board Petition Related to the Existing Stipulated Order of Abatement 17-01

Dear APCD Hearing Board:

The Oceano Dunes Access Alliance (ODAA) is petitioning the APCD Hearing Board to suspend or withdraw from the Stipulated Order of Abatement (SOA) with the California Department of Parks and Recreation (DPR). ODAA is a grassroots network of organizations and stakeholders who support responsible OHV recreation at the Oceano Dunes State Vehicular Recreation Area (SVRA).

ODAA believes written comments and testimony presented at the November 8, 2019 California Off-Highway Motor Vehicle Recreation Commission (OHMVR) meeting highlight fatal flaws in the SOA and related mitigation measures.

The rationale for this petition is listed below:

- In a March 29, 2017 letter to State Parks, the Central Coast District Director, Dan Carl, clearly expressed his concern regarding crystalline silica. He cited a letter he received just two days before from Larry Allen, then the executive director of the SLO APCD. Per Mr. Carl's letter, Larry Allen wrote, "Public exposure to unacceptably high levels of particulate matter, much of which occurs in the form of highly toxic crystalline silica, have continued to impact downwind residents." Later in his letter, Mr. Carl offered on his own, "The dust emissions are largely comprised of crystalline silica, which is known to be highly toxic."
- Several years ago, State Parks took it upon itself to find the truth. They had an expert review analytical data of Nipomo Mesa air samples collected in April, May, June and November of 2017, and March 2018.
- The expert's conclusion was as follows: "The presented and reviewed data provide no evidence of a realistic pulmonary (inhalation) risk with respect to respirable crystalline silica."
- At a March 21, 2018 meeting of the SLO APCD's Hearing Board, the SLO APCD's Larry Allen was confronted with this information, and despite his previous crystalline silica claims, he was forced

to concede publicly that crystalline silica in dust on the Nipomo Mesa was not an issue. He stated, "Well, you know it's a red herring...it has no bearing whatsoever."

- Current and proposed foredune manipulation projects, installing of wind fences, and exclosure
 are not supported by a peer reviewed scientific model. No documentation has been presented
 to the public that shows how modeling was verified and validated.
- There has been no data collection and analysis from non-OHV emitters such as industry, non-SVRA lands, agricultural operations, and other emitters in the 15-20K acre greater dune region.
- All regulatory agencies have irrationally focused data collection and mitigation measures solely on a 1,000 acre section of a 3,000 acre state park unit where OHV recreation has been authorized.
- There have been no environmental studies on the impacts of constructing man-made foredune structures which, over time, grow to create dense vegetation mats and deflation plains. Deflation plains are created directly behind the man-made foredunes. These relatively flat regions are blocked from receiving any new sand. As a result, the strong sea breezes scour its surface, eroding it down to the water table and creating a sprawling wetland. At the Oregon Dunes National Recreation Area where legal OHV use occurs, the wetlands in deflation plains have grown substantially, the result of many invasive plant species moving in and creating higher than normal foredunes. Currently, the Forest Service, OHV groups, and conservation organizations are removing some of these foredunes to abate proliferation of vegetation mats in the deflation plain.



Man-Made Deflation Plain in SVRA OHV Area

- The economic impacts and loss of jobs due to SOA-mandated mitigation measures have not been considered and included in any analysis.
- It is a gross misuse of OHV Trust Fund monies to pay for non-peer reviewed current and proposed dune manipulation measures based on flawed or non-existent science.

CONCLUSION

ODAA requests the APCD Hearing Board orders suspension of the SOA and take immediate steps to begin region-wide air monitoring to better understand the relationship between wind events and the dust plume. This should be done by an independent 3rd party.

Secondly, the APCD should analyze new information collected to study the correlation between the days where the air standards are exceeded and what the wind levels on those days. Unless and until DPR and the SLO APCD better understand the nature of the dust issue and pinpoint the causes, they will continue to take steps that only reduce public access while not doing anything to deal with the cause of the wind-blown dust particles that leave the dune system.

Respectfully submitted,

Oceano Dunes Access Alliance

Is Don Amador

CC: California Governor Gavin Newsom
California Natural Resources Agency
California Department of Parks and Recreation
California Off-Highway Motor Vehicle Commission
California Coastal Commission
San Luis Obispo County Board of Supervisors

ODAA Members: American Motorcyclist Association, District 36, American Motorcyclist Association, District 37, California Four Wheel Drive Association, American Motorcyclist Association, Point Mugu 4x4 Club, Orchard City RV, American Sand Association, California Off Road Vehicle Association, Freedom Ropes, Off Roaders United, Jerk Pirates Off Road Group, Tehachapi Four Wheelers, The Bakersfield Trailblazers 4x4 Club, Red Rock Crawlers, California Dual Sport Riders, Clovis Independent 4 Wheelers, Southern California Overland Trail Association, Ditch Bank Off-Roaders 4x4, Pismo Freeride, Pismo Dunes Property Owners Association, Joaquin Jeepers, Rugged Radios, Johnboy's Towing, Kautz Chevron, Clawson Motorsports

ODAA – 555 Honey Lane – Oakley, CA 94561 – Phone: (925) 783 -1834 – Email: <u>Damador@cwo.com</u>

Please close the ATV use

Beverly Marron beverlymarron@gmail.com

Sat 10/26/2019 12:46 AM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Hi there

I'm all for stopping all atv use of the coast any where. It's a health hazard for local residents and seems to lead to drinking and generally rowdy to bad behaviour.

Beverly Marron 222 Effie Way Pismo Beach, CA 93449

Right restrictions at Oceano Dunes

Jared Emge < jaredexoticauto@gmail.com >

Thu 10/3/2019 5:45 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

To whom this may concern

I writing to you in concern about the future shut down of tax payer access to the Oceano Dunes ohy and camping park at Pismo beach. I appears that our government has forgotten who their employer is and who's right they were hired to protect! I don't even camp or ride at this location/ facility but it should be available if I choose to do so as there is plenty of non ohv beachs along the coast line of the state. this particular section should be upheld for the OHV and camping community as it already has the reputation for these activities and is not encroaching on any unexpected day use or non OHV camping sections of the California coast. Also shutting this area down could also lead to future truss passing on private or non maintained public areas that is not set up for such activities,

Right restrictions at Oceano Dunes

Jared Emge < jaredexoticauto@gmail.com >

Thu 10/3/2019 5:45 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

To whom this may concern

I writing to you in concern about the future shut down of tax payer access to the Oceano Dunes ohy and camping park at Pismo beach. I appears that our government has forgotten who their employer is and who's right they were hired to protect! I don't even camp or ride at this location/ facility but it should be available if I choose to do so as there is plenty of non ohv beachs along the coast line of the state. this particular section should be upheld for the OHV and camping community as it already has the reputation for these activities and is not encroaching on any unexpected day use or non OHV camping sections of the California coast. Also shutting this area down could also lead to future truss passing on private or non maintained public areas that is not set up for such activities,

ODSVRA

Richard Hepner <rhepner@hepnerlaw.com>

Sat 8/31/2019 10:27 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Richard Hepner <rhepner@hepnerlaw.com>

To whom it may concern,

I write the California Coastal Commission (CCC) today to express my concern over the proposed changes to the Oceano Dunes State Vehicular Recreation Area (ODSVRA). This area is the only such area south of the San Francisco Bay where it is permissible to utilize Off-Highway Vehicles (OHVs) on beaches and is unique for many other reasons. It is literally a breath of fresh air for those who cannot afford or otherwise able to live on the Central Coast. This area is very dear to me and as a user I believe my voice and the voice of other users should not be overlooked by those who have decided to either move within close proximity to this area or do not consider OHVs to be a hobby/sport or a credible use of this area.

I believe that this is not a management decision rooted in strong, credible scientific evidence. This is a calculated assault on the use of OHVs by affluent and well-connected people who are not users of OHVs. Furthermore, such an action could also be seen as an attempt to exclude a certain group of people from visiting this area. The intention of the CCC to remove OHVs comes with much hypocrisy, is borderline discriminatory, and very much unfounded due to the following reasons:

- -The air quality issues often cited are unmistakably hypocritical. Due to the location of communities along the Central Coast, the area relies heavily on goods coming in from other areas which generates emissions to support this area. The influx of users to ODSVRA is minimal in comparison to emissions generated to keep this area supplied. Coastal airsheds are also very good at dispersing pollutants emitted from OHVs and an SVRA next to an ocean is ideal in terms of air quality.
- -In addition to emissions, blowing dust is also an air quality concern. With or without OHVs blowing dust will always be an issue in this area. In past decades places like the Owens Valley have experienced a drying up of lakes which causes similar problems on a larger scale to residents already living nearby. In this case, we have residents knowingly move near dunes that have previously existed for thousands of years.
- -An item seldom addressed by the CCC is the socio-economic issue at hand. Without a doubt the majority of ODSVRA users reside in the counties of Kern, Fresno, Tulare, or Kings with the remaining coming from further distances and a small percentage being local. These people live in counties enduring much greater levels of air pollution than that of the Central Coast and are likely unable to afford moving to the coast. Removing OHVs is essentially an attempt at removing the influx of visitors from these areas.
- -Wildlife and vegetation at ODSVRA has been well-protected for years. The CA State Parks employees overseeing ecosystem health in the ODSVRA have done an outstanding job and are held to what are easily some of the most stringent environmental protective measures in the nation if not the world. Over-sand travel is without a doubt one of the most if not most resilient terrain types to vehicle travel. Deserts often have fragile soil, rocks retain visual evidence of use, dirt can erode, etc but a path made in the sand by an OHV is easily erased by wind or water and any vegetation in dune habitat is easily protected.
- -Closure of ODSVRA will also create tremendous pressure elsewhere in California. The result of regular users of ODSVRA utilizing other areas for camping and OHV use will strain an already shrinking system of CA SVRAs. The Coastal Commission is overstepping its boundaries and pushing it's would-be users off onto other areas which are less resilient and more susceptible to problems associated with over-use.

-The removal of OHVs will also inevitably result in the loss of jobs and a downturn in the local economy. Those losing their jobs are not the same people complaining about noise or dust. Those who will experience a downturn in the economy and be hit the hardest are likely not those able to afford the lifestyle those who live in close proximity to ODSVRA. A loss in tax revenue and a downturn in the economy will also result in a loss of services and goods provided to the citizens of San Luis Obispo County.

In conclusion, I ask that the commission alter the current decision to move forward with complete removal of OHVs from Oceano Dunes. The commission needs to accommodate all parties involved in this debate and place a greater emphasis on multiple uses of Oceano Dunes rather than exclusion of one particular group of users.

Signed,

Richard J. Hepner Attorney & Counselor at Law **USPTO** Registered Patent Attorney Voice: (949) 280-4800

Email: rhepner@hepnerlaw.com

Online: hepnerlaw.com

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ODSVRA

Richard Hepner <rhepner@hepnerlaw.com>

Sat 8/31/2019 10:27 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Richard Hepner <rhepner@hepnerlaw.com>

To whom it may concern,

I write the California Coastal Commission (CCC) today to express my concern over the proposed changes to the Oceano Dunes State Vehicular Recreation Area (ODSVRA). This area is the only such area south of the San Francisco Bay where it is permissible to utilize Off-Highway Vehicles (OHVs) on beaches and is unique for many other reasons. It is literally a breath of fresh air for those who cannot afford or otherwise able to live on the Central Coast. This area is very dear to me and as a user I believe my voice and the voice of other users should not be overlooked by those who have decided to either move within close proximity to this area or do not consider OHVs to be a hobby/sport or a credible use of this area.

I believe that this is not a management decision rooted in strong, credible scientific evidence. This is a calculated assault on the use of OHVs by affluent and well-connected people who are not users of OHVs. Furthermore, such an action could also be seen as an attempt to exclude a certain group of people from visiting this area. The intention of the CCC to remove OHVs comes with much hypocrisy, is borderline discriminatory, and very much unfounded due to the following reasons:

- -The air quality issues often cited are unmistakably hypocritical. Due to the location of communities along the Central Coast, the area relies heavily on goods coming in from other areas which generates emissions to support this area. The influx of users to ODSVRA is minimal in comparison to emissions generated to keep this area supplied. Coastal airsheds are also very good at dispersing pollutants emitted from OHVs and an SVRA next to an ocean is ideal in terms of air quality.
- -In addition to emissions, blowing dust is also an air quality concern. With or without OHVs blowing dust will always be an issue in this area. In past decades places like the Owens Valley have experienced a drying up of lakes which causes similar problems on a larger scale to residents already living nearby. In this case, we have residents knowingly move near dunes that have previously existed for thousands of years.
- -An item seldom addressed by the CCC is the socio-economic issue at hand. Without a doubt the majority of ODSVRA users reside in the counties of Kern, Fresno, Tulare, or Kings with the remaining coming from further distances and a small percentage being local. These people live in counties enduring much greater levels of air pollution than that of the Central Coast and are likely unable to afford moving to the coast. Removing OHVs is essentially an attempt at removing the influx of visitors from these areas.
- -Wildlife and vegetation at ODSVRA has been well-protected for years. The CA State Parks employees overseeing ecosystem health in the ODSVRA have done an outstanding job and are held to what are easily some of the most stringent environmental protective measures in the nation if not the world. Over-sand travel is without a doubt one of the most if not most resilient terrain types to vehicle travel. Deserts often have fragile soil, rocks retain visual evidence of use, dirt can erode, etc but a path made in the sand by an OHV is easily erased by wind or water and any vegetation in dune habitat is easily protected.
- -Closure of ODSVRA will also create tremendous pressure elsewhere in California. The result of regular users of ODSVRA utilizing other areas for camping and OHV use will strain an already shrinking system of CA SVRAs. The Coastal Commission is overstepping its boundaries and pushing it's would-be users off onto other areas which are less resilient and more susceptible to problems associated with over-use.

-The removal of OHVs will also inevitably result in the loss of jobs and a downturn in the local economy. Those losing their jobs are not the same people complaining about noise or dust. Those who will experience a downturn in the economy and be hit the hardest are likely not those able to afford the lifestyle those who live in close proximity to ODSVRA. A loss in tax revenue and a downturn in the economy will also result in a loss of services and goods provided to the citizens of San Luis Obispo County.

In conclusion, I ask that the commission alter the current decision to move forward with complete removal of OHVs from Oceano Dunes. The commission needs to accommodate all parties involved in this debate and place a greater emphasis on multiple uses of Oceano Dunes rather than exclusion of one particular group of users.

Signed,

Richard J. Hepner Attorney & Counselor at Law **USPTO** Registered Patent Attorney Voice: (949) 280-4800

Email: rhepner@hepnerlaw.com

Online: hepnerlaw.com

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An Update on the State Parks PWP

Kara Woodruff < KWoodruff@blakeslee-blakeslee.com>

Thu 8/8/2019 7:53 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Cc: Kahn, Kevin@Coastal <Kevin.Kahn@coastal.ca.gov>; Staben, Jeff@Coastal <Jeff.Staben@coastal.ca.gov>; Schwartz, Noaki@Coastal <Noaki.Schwartz@coastal.ca.gov>; Christie, Sarah@Coastal <Sarah.Christie@coastal.ca.gov>; Ainsworth, John@Coastal <John.Ainsworth@coastal.ca.gov>; Brownsey, Donne@Coastal <donne.brownsey@coastal.ca.gov>; Turnbull-Sanders, Effie@Coastal <effie.turnbull-sanders@coastal.ca.gov>; Aminzadeh, Sara@Coastal <sara.aminzadeh@coastal.ca.gov>; Escalante, Linda@Coastal linda.escalante@coastal.ca.gov>; Rice, Katie@Coastal <katie.rice@coastal.ca.gov>; Groom, Carole@Coastal <carole.groom@coastal.ca.gov>; Howell, Erik@Coastal <erik.howell@coastal.ca.gov>; Uranga, Roberto@Coastal <rookroomselectory.comselectory.

Dear Coastal Commissioners and Staff Members:

Please find attached an email submitted to Petra Unger (State Parks consultant), in response to her following up after a recent State Parks workshop for environmental groups regarding the Public Works Plan (PWP). As noted, the workshop was rather disappointing, because it revealed some concern on the part of the members of the Dunes Alliance regarding State Parks' willingness to consider and act upon Coastal Commission mandates from your July 11 hearing in San Luis Obispo.

Please let me know if you have any questions. Best wishes, Kara

Kara A. Woodruff
President, American Woodland Conservancy

Good morning, Petra (with a copy to the Dunes Alliance and others).

Thank you for holding your July 30th workshop – it was informative, however also disappointing.

During the presentation, State Parks indicated that it only had to "take into consideration" the Coastal Commission's 13 items contained in its July 11 staff report, pertaining to the operation of the Oceano Dunes SVRA. However, in a letter dated July 23, 2019 to State Parks (one week prior to our workshop), the Coastal Commission made it clear that more than that was needed. Specifically, the letter states that State Parks is required to:

"incorporate all of staff's recommended operational and other short-term changes in the staff report as permanent conditions through the PWP."

In addition, in spite of the public outcry and the <u>multitude</u> of concerns regarding Parks' proposed development at the Oso Flaco Lake Natural Area (including a new campground, staging, riding, and OHV entrance) you and your colleagues told us that the Oso Flaco Lake project proposal was "still on the table" in the Public Works Plan. Clearly, State Parks has ignored Coastal Commission's admonition that the Oso Flaco proposal "not only presents what appear to be serious LCP inconsistencies related to agricultural conversion and ESHA degradation, at a minimum, but instead of circumscribing Park uses and activities in ways that resolve the problems identified, it actually would appear to *increase* OHV use and related impacts associated with the same." The Coastal Commission has also stated that it does <u>not</u> believe that the proposed Oso Flaco Lake project "is approvable, nor does it believe it shows that the PWP effort is moving in the right direction." [July 12, 2019 Letter from Coastal Commission to State Parks]

But State Parks staff doesn't seem to have read nor considered the Coastal Commission's statements about the Oso Flaco Lake proposal, stating rather inaccurately and dismissively at the July 30th 2019 workshop that the

project is "just a campground on a broccoli field."

So we are rather discouraged by what we learned at the workshop, and concerned more than ever that State Parks is not moving in the right direction. We question, seriously, whether State Parks has any desire and/or ability to meaningfully respond to the Coastal Commission mandates nor comply with state and federal law pertaining to the operation of the ODSVRA.

Sincerely,

Kara A. Woodruff President, American Woodland Conservancy

From: "Unger, Petra" < Petra.Unger@aecom.com>

Date: August 5, 2019 at 3:05:48 PM PDT

To: "Unger, Petra" < Petra.Unger@aecom.com>

Subject: Thank you for attending last week's focused Stakeholder Meeting for the Public Works Plan

Hello-

Thank you for attending last week's focused Stakeholder Meeting for the Pismo State Beach and Oceano Dunes State Vehicular Recreation Area (SVRA) Public Works Plan (PWP). The planning team appreciates your participation and values your contribution to an interactive dialogue on the PWP.

The presentation from the Stakeholder Meeting is available for your reference on the PWP website, located here: https://oceanodunespwp.com/en/documents

As a reminder, to stay up-to-date on the PWP, we encourage you and your group members to sign up for our email subscriber list on our website: https://oceanodunespwp.com/en/contact

We look forward to your continued participation and input into the planning process.

Sincerely,

The PWP Planning Team

Petra Unger

Principal - Natural Resources **AECOM Environment** D +1 916.414.5835 M +1 916.712.3740 petra.unger@aecom.com

AECOM

2020 L Street, Suite 400, Sacramento, CA 95811 USA T+1916.414.5800 F+1916.414.5850 www.aecom.com

Imagine it. Delivered.

Oceano Dunes closure NO NO NO

kwmurph@gmail.com <kwmurph@gmail.com>

Mon 7/29/2019 3:41 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Don't close pismo to jeeps

To whom it may concern,

I write the California Coastal Commission (CCC) today to express my concern over the proposed changes to the Oceano Dunes State Vehicular Recreation Area (ODSVRA). This area is the only such area south of the San Francisco Bay where it is permissible to utilize Off-Highway Vehicles (OHVs) on beaches and is unique for many other reasons. It is literally a breath of fresh air for those who cannot afford or otherwise able to live on the Central Coast. This area is very dear to me and as a user I believe my voice and the voice of other users should not be overlooked by those who have decided to either move within close proximity to this area or do not consider OHVs to be a hobby/sport or a credible use of this area.

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- -In addition to emissions, blowing dust is also an air quality concern. With or without OHVs blowing dust will always be an issue in this area. In past decades places like the Owens Valley have experienced a drying up of lakes which causes similar problems on a larger scale to residents already living nearby. In this case, we have residents knowingly move near dunes that have previously existed for thousands of years.
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to vehicle travel. Deserts often have fragile soil, rocks retain visual evidence of use, dirt can erode, etc but a path made in the sand by an OHV is easily erased by wind or water and any vegetation in dune habitat is easily protected.

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- -The removal of OHVs will also inevitably result in the loss of jobs and a downturn in the local economy. Those losing their jobs are not the same people complaining about noise or dust. Those who will experience a downturn in the economy and be hit the hardest are likely not those able to afford the lifestyle those who live in close proximity to ODSVRA. A loss in tax revenue and a downturn in the economy will also result in a loss of services and goods provided to the citizens of San Luis Obispo County.

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Signed,

@blewto4x4

-Keith

Keith Murphy 949-701-6377 Cell



Oceano Dunes SVRA PMRP NOP - Attn: Ronnie Glick

Jim Shaw <jshaw@juniper.net>

Wed 7/17/2019 3:01 AM

To: OHV, OHVINFO@Parks <OHVINFO.OHV@parks.ca.gov>

Cc: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>; Mangat, Lisa@Parks <Lisa.Mangat@parks.ca.gov>; Canfield, Dan@Parks <Dan.Canfield@parks.ca.gov>; Office of the Secretary CNRA <secretary@resources.ca.gov>; Jim@oceanodunes.org < Jim@oceanodunes.org >

To Ronnie Glick/OHV, Coastal Commission and State Parks.

This is in response to June 17,2019 letter on 'Notice of Preparation of a Subsequent EIR and Public Scoping Meeting'

First I do want to thank the Coastal Commission for the 11 July meeting. The amount of time and research the commission puts forth was evident. I gained an appreciation for the process and I think both sides of the Oceano Dunes proposal benefitted from hearing all concerned.

Several times throughout the meeting there were questions about the data in the draft PMRP. There was obviously a lot of detailed research done by qualified personnel. But as someone who does data analysis as part of my engineering responsibility for a high tech firm, I do believe there are questions and possibly different conclusions that can be reached.

I have some specific questions below and I hope that my questions and others raised at the 11 July meeting will be addressed before reports and recommendations are finalized.

Questions are in italics, underlined, and prefaced with "Q-#".

Thank you for your time and consideration James Shaw United States Navy (Retired)

- 1. (Q-1) With the variances in an active sand dune, is data from the long term averages being <u>used to make recommendations and decisions?</u> (as opposed to 24 hour averages)
 - a. Several places in the PMRP, 24 hour averages are shown and used in analysis.
 - b. Measured data from table 4-2 shows the 93 day average was 51ug/m3 (Essentially at the state standard).
 - i. (Q-1a) Why isn't more weight given to a 93 day average?
- 2. (Q-2) Since the average measured data is only 1ug/m3 above state standard, why is a 50% reduction being asked for in the SOA?
- 3. (Q-3) Does the state standard for air quality of 50ug/m3 have any allowances for an active <u>dune area?</u>
 - a. (Q-3a) Isn't it expected that an active sand dune in a high wind area would be higher than rest of state and exceed limits on specific days?
 - b. It seems reasonable that a dune environment is naturally higher and should have a variance. Especially when the state standard is already 1/3 the federal standard.
- 4. Table 4-1 Concerns. Table 4-1 has a column for 'Riding Area Only' and 'Riding and non-Riding area'
 - a. (Q-4) Since a Riding area is also subject to non-riding environmental conditions, how is the non-riding impact being accounted for in the Riding Area data?

- i. (Q-4a) To get percent of emissions from a riding area, don't you need to have a non-riding and riding area of equal sizes and conditions and then determine the excess in the riding area?
- ii. The high percentage of emissions from the riding area appears skewed since it is not measuring just the impact from riding.
- 1. (Q-4b) i.e. How is the contribution from riding only being determined?
- 5. Annual variation. It is recognized in section 6 that California suffered drought conditions between 2011-2015.
 - a. (Q-5) Can the baseline years of a drought condition be measured against dust control measures that were put in place in non-drought years?
 - i. Many places in the report are comparing dust control from a drought baseline in 2013 to significantly different drought conditions in later years.
- 6. Dust Control.
 - a. Table 5-3 states that the average dust control measures reduced emissions by 8.0%. Section 5-3 Analysis states that the dust control measures will not reduce emissions by 50%.
 - i. (Q-6a) What is the theoretically limit possible that can be achieved in this active dune?
 - ii. (Q-6b) Since the SVRA size has already been reduced by 90%, how much reduction can be achieved by SVRA reduction?
 - b. Actual data.
 - i. (Q-6c) is there measured data at CDF and Mesa2 that shows emissions in these locations before and after dust control measures?
 - 1. I do understand the need and effectiveness of modeled data, but the ability to obtain actual data from before and after dust control measures can easily be accomplished.
 - b. Eucalyptus trees.
 - i. (Q-6c) Has the impact of removing the eucalyptus trees that provided a barrier to the mesa been estimated or measured? Are replacing the trees being considered as part of dust control?.

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Update.... Re: Public Comment

Vivian Krug <vivkrug@gmail.com>

Mon 7/15/2019 6:29 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

After your decision last week I was going to comment again how disappointed I was that you decided 'to kick the can down the road' again. You had such a great plan to start moving in the right direction and it seemed money won.

The next day I did not comment because yet another young life was taken at the dunes and now in today's paper yet another. I hope you have an emergency meeting and make a move not to wait for another year and more tragedies. Just how much more are we willing to take?

Vivian

On Wed, Jul 10, 2019 at 2:56 PM Vivian Krug < vivkrug@gmail.com > wrote: Hello and thank you for your efforts to contain dust on the Mesa and protect our habitat.

I know this subject is very controversial and sadly most of it seems to be based on economics. I realize that many people make their incomes from the ability of people to ride on the dunes, however I do feel that if done in steps the economic impact can be turned around and the dunes can be turned into an ecotourism destination not one for a free for all vehicle recreation location. I also heard a discussion that much of the income by the State Park is what has helped the Snowy Plover in our area make a comeback. I'm not certain if that is the case or not, but is certainly important as well as the livelihood of locals. Times do change however. Email basically did away with fax machines, delivery services had to change their business models when faxes came about, cell phone cameras have eaten into the traditional camera market, technology, education and science teach us and we change with the times. I believe we are at a time where we need to see a big change of the use of our dunes and beaches. The writing is on the wall.

We seem to have proof that we are damaging our habitat, our air, the environment and endangering some of our wildlife. For folks who come here to hike the dunes especially from the entrance at Oso Flaco, the noise of the ATVs, quads and bikes pretty much takes away your enjoyment of 'nature'. I can't even imagine what it does to the wildlife. The Sanderlings, Gulls, Egrets and other birds on the shoreline are usually fast enough to get away from vehicles, but not always. I've sadly seen many that have been run over. I also hike in at Oso Flaco and from the beach in Grover or up at Pacific Dunes Ranch and it's always wonderful to see raccoons, skunks, coyotes and other wildlife. Has there ever been a study on the impacts to these animals? There must be a way we can increase ecotourism to showcase the magic of the dunes. There is a world of travelers out there who visit areas for the nature, for birds, for beaches.

Over the past several years the numbers of campers and riders have risen dramatically. I used to love to camp on the beach, but what goes on today isn't families camping on the beach, it's loud, trash is left on the beach and there isn't much respect for anyone taking a walk, riding a bike or for the safety of the animals on the beach. I'm not sure where the respect of others has gone. With overcrowding it sure seems to have played into all the accidents and recent deaths. I read a letter to the editor in the Tribune from an ER employee and the numbers of accidents occurring at the dunes is staggering. And that is only the reported ones.

I would at least like to see a reduction in the number of vehicles and campers on the beach, maybe more trash bins and patrolling of the area to keep speeds down and limit the number of off road vehicles in the dunes. Sand is going to blow however why should we add to it? It would be great to work on a plan to eventually bring in a different sources of income to replace what those say would be lost by closing the area down. I'm not sure what happened to the plans of a 'convention center' and 'hotel' in the area. I suppose many are opposed to that as well, but it would certainly be an income generator for the area and much friendlier to our health and environment.

The dunes and off roading may have worked well in the past when you had a handful of campers and riders, but with all the problems that seem to be growing over the years with the change in our environment, overcrowding, etc., I think it is time to reexamine the use of this area and concentrate on a plan to turn back the hands of time, create a safe fun destination and experience for visitors, protect our air, the habitat and our wildlife.

Thank you for your time.

Vivian Krug

Vivian Krug-Cottonloving life in paradise on the Central Coast of California

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Vivian Krug-Cottonloving life in paradise on the Central Coast of California

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Oceano Dunes SVRA.

michael hewitt < mhewitt@lawverdict.com>

Thu 7/11/2019 5:27 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>; Canfield, Dan@Parks

- <Dan.Canfield@parks.ca.gov>; Office of the Secretary CNRA <secretary@resources.ca.gov>; OHV, OHVINFO@Parks
- <OHVINFO.OHV@parks.ca.gov>; Jim@oceanodunes.org <Jim@oceanodunes.org>; Canfield, Dan@Parks
- <Dan.Canfield@parks.ca.gov>; Office of the Secretary CNRA <secretary@resources.ca.gov>; OHV, OHVINFO@Parks
- <OHVINFO.OHV@parks.ca.gov>; Jim@oceanodunes.org <Jim@oceanodunes.org>

Dear Gentlepersons,

I have been recreating on Oceano Dunes for over 40 years. My recreation at Oceano Dunes includes four wheeling, motorcycling, ATVs, side by sides and camping. I have introduced many people to the beauty and pleasure of motorized recreation at Oceano Dunes, including disabled persons who could not otherwise enjoy the dunes without motorized travel. Every year, Oceano Dunes provide recreation for a vast swath of people who desire to explore the dunes.

Please keep Oceano Dunes SVRA open for public use. Best Regards, Mike Hewitt

Michael C. Hewitt Attorney at Law Law Offices of Michael C. Hewitt 2082 Michelson Drive, Suite 300 Irvine, CA 92612

(949) 825-5260 Voice (949) 825-5261 Fax

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Keep the dunes open

My Shit <amyfranco.lvn@gmail.com>

Thu 7/11/2019 5:01 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

To whom it may concern:

Please don't close the dunes it family fun I've been doing it for years with my family we love it and ask u don't take this away. Keep the Oceano dunes open please

Thank u Amy Franco

Garbage Dunes.

Mary Lucey <marylucey15@icloud.com>

Thu 7/11/2019 4:11 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

I've always enjoyed a drive down to the beach after a storm to pick up, what has washed up. That is no longer the case. The tourist have dumped so much trash/tires/car parts and drained there RV's tanks on to the Dunes, it is no longer safe. The people who are screaming the loudest have ruined this beach for everybody. Did it ever occur to you that we don't want to wade thru your garbage, that you left behind after your holiday. You only have yourself to blame for the state to step in and enforce a few guidelines. Now let's see if you can follow the rules and dump your trash in the garbage.

Sent from my iPad

Close Oceano Dunes and Oso Flaco Lake to OHV

Alma Quesnel <almaquesnel53@gmail.com>

Thu 7/11/2019 3:51 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

As resident of the Nipomo/Arroyo Grande Mesa, I strongly support the complete closure of the Oceano Dunes to any and all vehicles. It is damaging to the natural environment and to the health of local residents.

Personally, my allergies have increased with the years of living here and they get worse around long weekends, which leads me to believe that is a direct consequence of the OHV activity at the dunes.

I am adamantly opposed to the State Parks' OHMVR Division to turn the area around Oso Flaco Lake into a campground and junior ATV track. This would decimate an environmentally sensitive habitat area.

Alma Quesnel 544 Stanton Street Arroyo Grande, CA (805)474-1316

Oceano Dunes SVRA

Henry Schultz <zetaburn3@aol.com>

Thu 7/11/2019 3:30 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

To whom it may concern,

My family & friends have been enjoying Oceano Dunes for more than 20 years. It is our favorite vacation spot. There is such a variety of activities that it's the perfect vacation spot for everyone.

We've been fighting for a long time to ensure that this OHV park remains open. Not only is it a place where families can spend quality time together, it's a huge financial asset for the local community. We spend thousands of dollars each year supporting local establishments. These funds would be greatly reduced or eliminated if this area was closed or limited to OHV use

We hope and pray that you will not further infringe on our right to access public lands by shutting down the park entirely, further limiting the number of vehicles/campsites per day and/or restrict nighttime activity.

We strongly believe that if you want to limit anything, you should first look at the rental companies that impose on the lands daily merely for a monetary gain instead of looking to hurt the visitors that travel from great distances to enjoy the beauty and experience that Oceano Dunes provides.

Sincerely, Henry Schultz

Protect Oceana Dunes Petition

Travis Baird < overunder4x4@gmail.com>

Thu 7/11/2019 2:39 PM

To: OceanoDunesReview@Coastal <OceanoDunesReview@coastal.ca.gov>

Please know that off roaders do care about our outdoor recreation opportunities.

We love and want to protect areas. We have major economical impacts when we recreate in areas like Oceano Dunes. We look forward to the times spent with friends, family, clubs, trail maintenance days, and meeting new people in places like Oceano Dunes!

Outdoor recreationalism is a very American thing, and one of the many amazing opportunities that we get as citizens of this beautiful country.

Please keep the dunes open for 4x4 use.

Thank You!

Travis Baird Founder OverUnder4x4