# RECORD PACKET COPY

PETE WILSON, Governor

CALIFORNIA COASTAL COMMISSION 45 FREMONT, SUITE 2000 SAN FRANCISCO, CA 94105-2219 VOICE AND TDD (415) 904-5200

DATE: NOVEMBER 27, 1995

- TO: COASTAL COMMISSIONERS
- FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR MARK DELAPLAINE, FEDERAL CONSISTENCY SUPERVISOR
- RE: **NEGATIVE DETERMINATIONS** ISSUED BY THE EXECUTIVE DIRECTOR [NOTE: Executive Director decision letters are attached.]

STATUS OF NEGATIVE DETERMINATIONS: NOVEMBER 1995

1.	Number:	ND-108-95
	Applicant/Federal Agency:	U.S. Navy
	Project & Location:	Erosion Repair, Naval Air Station North Island (NASNI), Coronado, San Diego Co.
	Administrative Action/Date:	<u>Concurrence</u> with Negative Determination, November 1, 1995
2.	Number:	ND-102-95
	Applicant/Federal Agency:	U.S. Navy
	Project & Location:	Two water storage tanks and one water supply station building, Naval Construction Battalion Center, Port Hueneme, Ventura Co.
	Administrative Action/Date:	<u>Concurrence</u> with Negative Determination, November 9, 1995
3.	Number:	ND-109-95
	Applicant/Federal Agency:	U.S. Army
	Project & Location:	Disposal and Reuse of Parcels on Former Fort Ord, Monterey Co.
	Administrative Action/Date:	<u>Concurrence</u> with Negative Determination, November 13, 1995



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4.	Number:	ND-111-95
	Applicant/Federal Agency:	U.S. Navy
	Project & Location:	Slope Stabilization, Naval Submarine Base, Point Loma, San Diego
	Administrative Action/Date:	<u>Concurrence</u> with Negative Determination, November 20, 1995
5.	Number:	ND-99-95
	Applicant/Federal Agency:	U.S. Army Corps of Engineers
	Project & Location:	Port of Richmond Deep-Draft Navigation Improvements, Disposal of Dredged Material at SF-DODS
	Administrative Action/Date:	<u>Concurrence</u> with Negative Determination, November 21, 1995
5.	Number:	ND-103-95
	Applicant/Federal Agency:	U.S. Dept. of Commerce
	Project & Location:	Automated Surface Observing System, Santa Barbara Airport, Santa Barbara
	Administrative Action/Date:	<u>Concurrence</u> with Negative Determination,

Negative Determinations Memo Page 3

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# PROJECTS WHERE JURISDICTION ASSERTED: NOVEMBER 1995

1.	Date:	November 7, 1995
	Applicant/Federal Agency/:	McDonnell Douglas Space Systems Co./U.S. Air Force
	Project & Location:	Delta II vehicle launch activities at SLC-2W, Vandenberg AFB, Santa Barbara Co.
	Action:	Requested permission from OCRM (Office of Ocean and Coastal Resources Management) to conduct consistency review on "unlisted" federally authorized activity
2.	Date:	November 9, 1995
	Applicant/Federal Agency/:	Southern Pacific Transportation Co./U.S. Air Force
	Project & Location:	Construction of gate blocking public access, former Surf railroad station, Vandenberg AFB, Santa Barbara Co.
	Action:	Requested permission from OCRM to conduct consistency review on "unlisted" federally authorized activity
3.	Date:	November 22, 1995
	Applicant/Federal Agency/:	U.S. Army Corps Of Engineers
	Project & Location:	Construction of FDA Mega-Lab., U.C. Irvine, Orange Co.
	Action:	Commented on Notice of Intent to Prepare Draft EIS and requested coastal development permit or consistency review

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VOICE AND TDD (415) 904-5200

### CALIFORNIA COASTAL COMMISSION 45 FREMONT, SUITE 2000 SAN FRANCISCO, CA 94105-2219



November 1, 1995

A.V. Bernardo, Director Staff Civil Engineer Dept. Naval Air Station North Island Box 357033 San Diego, CA 92135-7033

RE: ND-108-95 Negative Determination, Navy Erosion Repair, Naval Air Station North Island (NASNI), Coronado

Dear A.V. Bernardo:

The Coastal Commission staff has received the above-referenced negative determination for erosion repair, between South Moffett Rd. and the ocean, on the south side of NASNI. The project would consist of placement of 60 cu. yds. of rip rap within an area totalling 0.01 acres of an existing drainage ditch. The project is needed to protect the existing road from erosion. The project will not affect any environmentally sensitive habitat or any other coastal zone resources. We therefore concur with your negative determination for this project made pursuant to Section 15 CFR 930.35(d) of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5289 if you have questions.

Sincerely,

OC PETER M. DOUGLAS Executive Director

cc: San Diego Area Office NOAA Assistant Counsel for Ocean Services OCRM California Department of Water Resources Governors Washington D.C. Office

CALIFORNIA COASTAL COMMISSION 45 FREMONT, SUITE 2000 SAN FRANCISCO, CA 94105-2219 VOICE AND TDD (415) 904-5200

November 9, 1995

LCDR R.P. Sauerwein Environmental Officer Department of the Navy Naval Construction Battalion Center Port Hueneme, CA 93043-4301

RE: ND-102-95 Negative Determination, Two water storage tanks and one water supply station building, Naval Construction Battalion Center, Port Hueneme, Ventura County

Dear LCDR Sauerwein:

The Coastal Commission staff has received the above-referenced negative determination for the Navy's proposed construction of two water storage tanks and a metal supply line building at the Naval Construction Battalion Center (NCBC) in Port Hueneme. The project includes demolition of three existing water storage tanks and would be located within existing developed portions of the NCBC. The project would not affect public views, environmentally sensitive habitat, or public access and recreation. We therefore agree with the Navy that the project will not affect coastal resources, and we <u>concur</u> with your negative determination made pursuant to Section 15 CFR 930.35(d) of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5289 if you have questions.

Sincerely PETER M. DOUGLAS

PETER M. DOUGLAS Executive Director

cc: Ventura Area Office NOAA Assistant Counsel for Ocean Services OCRM California Department of Water Resources Governors Washington D.C. Office

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CALIFORNIA COASTAL COMMISSION 45 FREMONT, SUITE 2000 SAN FRANCISCO, CA 94105-2219 VOICE AND TDD (415) 904-5200



November 13, 1995

U.S. Army Corps of Engineers Sacramento District CE-SPK-PM (ISS/B. Verkade) 1325 J Street, 12 Floor SE Sacramento, CA 95814-2922

RE: ND-109-95 Negative Determination U.S. Army, Disposal and Reuse of Parcels on Former Fort Ord, Monterey County

Dear Mr. Verkade:

The Coastal Commission staff has received the above-referenced negative determination for several modifications to a previously-concurred-with submitted consistency determination for the disposal and reuse of Fort Ord. The Commission concurred with the previous disposal/reuse plan on March 17, 1994 (CD-16-94). In that decision the Commission expressed concerns over the impacts on the coastal zone from reuse activities; these concerns included habitat protection, infrastructure planning (especially traffic and water supply), and view protection. The Commission's concurrence was based on commitments made by the Army for continued Commission review of caretaker/remediation/disposal activities, and, for reuse activities, the Army's commitment to:

work... with local communities and agencies requesting lands to assist them in reducing the intensity of their reuse plans and formulating measures for the communities to consider and implement as mitigation for potential impacts on coastal zone resources. These local communities and agencies have signed a letter committing to these mitigation measures.

The Commission's concurrence was also based on the Army's inclusion within its consistency determination a letter submitted by FORG (Fort Ord Reuse Group, which consisted of local governments, and which has now been superseded by FORA (Fort Ord Reuse Authority). This letter committed to mitigation measures to protect coastal zone resources from the impacts of intensification of development on Fort Ord on water supply, traffic impacts, and public views.

The Commission staff appreciates the Army's cooperation in submitting this negative determination to enable us to assess whether any coastal resources impacts not previously addressed in CD-16-94 are raised by the modified plan. The modifications included in this negative determination are as follows:

ND-109-95, Army, Fort Ord November 13, 1995 Page 2

(1) lessened restrictions on public access in the Main Garrison area to assist in the establishment of the campus for California State University;

(2) combination of two remediation sites into one with no change in proposed remediation activities;

(3) reduction in size of POM (Presidio of Monterey) Annex footprint by 625 acres (down from 1,425 acres to 800 acres), due to a reduced student load at the Dept. of Defense's Defense Language Institute;

(4) disposal of two golf courses, totalling 375 acres; and

(5) reuse plan changes consisting of an additional golf course and a resort hotel, located in the southern portion of the base near Del Rey Oaks.

The proposed modifications to the caretaker/remediation/disposal activities would not affect the coastal zone. However, in the absence of adequate infrastructure planning and siting design, proposed modifications in the reuse plan could affect coastal resources. The reuse plan changes include addition of a resort hotel and addition of a new golf course. The Army notes that it does not have ultimate control over reuse but, nevertheless, has considered its effects in this negative determination. Addressing visual effects, the Army states that a new resort hotel would not significantly affect views from the coastal zone and Highway 1 because:

... the hotel would be located at a lower elevation away from the ridge top, the coastal dunes block most of the view particularly from the coastal zone, and the extensive nature of mature landscaping in the vicinity of the existing golf courses and the Hayes Park housing development would effectively screen much of this facility.

The Army further notes that to maintain the visual buffer between the area and Highway 1, local communities have agreed to maintain and enhance the landscaping and natural landform screening immediately east of SR 1 where necessary.

Addressing traffic impacts, the Army states:

To ensure ensure visitor accessibility to the coastal zone is not hindered by traffic congestion, the local communities agreed to prepare a traffic study and assess the cumulative effects of the planned uses on the roadways in coordination with the Transportation Agency for Monterey County.

Addressing water supply, the Army notes that a resort hotel and new golf course would increase water demand. The Army states:

To ensure adequate water supplies for the coastal zone and all reuse areas, all reuse of former Fort Ord lands will be planned and implemented in coordination with the Monterey County Water Resources Agency and other appropriate agencies, and initial priority will be given to coastal zone lands, including coastal-dependent agricultural and visitor-serving uses. ND-109-95, Army, Fort Ord November 13, 1995 Page 3

Addressing habitat impacts, the Army states that the Installation-Wide Multispecies Habitat Management Plan, which was included in CD-16-94, will assure the protection of sensitive habitat species occurring on the parcels in the disposal plan, and that no new significant adverse impacts would occur under the proposed modifications.

With these assurances, the Army concludes:

In summary, the disposal of these newly excessed areas, potential transfer of the golf courses, and changes that have occurred to the proposed reuse described in this negative determination would have no direct effect on the coastal zone and minimal indirect effect on coastal zone resources. The action would be consistent with the CZMA to the maximum extent possible.

The Commission staff agrees with the Army that caretaker/remediation/disposal activities, as modified, would have no coastal zone effects that were not previously considered in CD-16-94. With respect to reuse activities and infrastructure planning, the Commission staff has consulted with FORA and Monterey County. FORA is undertaking extensive infrastructure planning efforts, and the County Water Agency and Transportation Agency are responsible for assuring growth matches available water supply and traffic capacity. These agencies have assured the Commission staff that the previous commitments regarding infrastructure planning are still being observed, and that additional development will not be authorized until adequate water and traffic capacity is available.

Based on this information, we agree with the Army's conclusion that the proposed modifications to the disposal and reuse plan do not raise any coastal resource impacts that were not previously raised and adequately addressed in CD-16-94. We therefore <u>concur</u> with your negative determination for this activity made pursuant to Section 15 CFR 930.35(d) of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5289 if you have questions.

TER M. DOUGLAS

Executive Director

cc: Santa Cruz Area Office NOAA Assistant Administrator Assistant General Counsel Ocean Services OCRM Department of Water Resources

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## CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000 SAN FRANCISCO, CA 94105-2219 VOICE AND TDD (415) 904-5200



November 20, 1995

Dan Muslin, Head Environmental Planning Branch Department of the Navy, Southwest Division Naval Facilities Engineering Command 1220 Pacific Highway San Diego, CA 92132-5190

RE: ND-111-95, Negative Determination, Slope Stabilization, Naval Submarine Base, Point Loma, San Diego

Dear Mr. Muslin:

The Commission has received the above referenced negative determination for slope stabilization along three sections of McClelland Road on the eastern slopes of the Point Loma Peninsula. The project is necessary due to a safety hazard from falling rocks and the risk of a major slope failure. The proposed project will include one or more of the following measures:

- excavation of unlined debris catch basins at the base of the failure areas;
- construction of an approximately five foot wide, lined brow ditch;
- slope stabilization through the use of tie-backs and/or soil nails; and/or
- replacement of unstable material with stable imported fill.

Construction of the brow ditch could require clearing of approximately 1.74 acres of maritime succulent scrub and southern maritime chaparral habitat. However the Navy has committed to revegetating the area around the ditch, leaving .35 acres of habitat impacted. Construction of tie-backs and replacement of fill could impact approximately .28 acres of habitat. During spring, 1994, the Navy conducted extensive surveys for the California gnatcatcher. The surveys found no evidence of the gnatcatcher or other species of concern. Further, the Navy has committed to avoid vegetation clearing during the March 1-July 31 avian breeding season. We therefore agree that the project will not affect environmentally sensitive habitat. Impacts on public views will also be minimal.

We agree that this project will not affect any resources of the coastal zone; we therefore concur with your negative determination for slope stabilization along McClelland Road made pursuant to Section 15 CFR 930.35(d) of the NOAA implementing regulations. Please contact Tania Pollak at (415) 904-5297 if you have any questions.

Executive Director

cc: San Diego Coast Area Office NOAA Assistant Counsel for Ocean Services OCRM California Department of Water Resources Governors Washington D.C. Office STATE OF CALIFORNIA-THE RESOURCES AGENCY

CALIFORNIA COASTAL COMMISSION 45 FREMONT, SUITE 2000 SAN FRANCISCO, CA. 94105-2219 VOICE AND TDD (415) 904-5200

November 21, 1995

Roderick A. Chisholm, II Chief, Planning Branch Planning/Engineering Division U.S. Army Corps of Engineers San Francisco District 211 Main Street San Francisco, CA 94105

Subject: Negative Determination ND-99-95 (Port of Richmond Deep-Draft Navigation Improvements, Disposal of Dredged Material at SF-DODS)

Dear Mr. Chisholm:

The Coastal Commission staff has received the above-referenced negative determination for ocean disposal of approximately 1.6 million cubic yards of material to be dredged for channel deepening in Richmond Harbor. The disposal site is the EPA-approved deep ocean disposal site (SF-DODS), located approximately 50 miles west of San Francisco. The ocean disposal project is one component of the Richmond Harbor Deep-Draft Navigation Improvement Project. As you are aware, most of that project entails activities within San Francisco Bay and adjacent uplands that do not involve Coastal Commission jurisdiction, but rather are within the jurisdiction of the San Francisco Bay Conservation and Development Commission.

The project currently proposed by the Corps is described in detail in the <u>Draft Supplemental Environmental Impact Statement/Environmental Impact Report.</u> <u>Richmond Harbor Deep-Draft Navigation Improvements</u>, October 1995 (DSEIS/R) [SCH 95053053]. The complete Richmond Harbor project consists of:

- \* Channel deepening of the existing 4.0-mile channel to -38 feet mean lower low water (MLLW) from -35 feet MLLW.
- \* Widening the entrance channel to approximately 600 feet and the inner harbor to approximately 500 feet.
- \* Construction of a new 1,200 foot diameter turning basin at Point Potrero.
- \* Disposal of approximately 140,000 cubic yards of dredged sediment unsuitable for ocean disposal at an upland site near Point Potrero for use as parking lot fill.



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ND-99-95 (Corps of Econeers) Page 2

> Disposal of approximately 1.6 million cubic yards of dredged sediment at the EPA San Francisco Deep Ocean Disposal Site (SF-DODS), approximately 50 miles west of San Francisco.

The proposed dredging and disposal project is anticipated to begin in April 1996 and last for 8 to 10 months.

The Coastal Commission has determined in reviewing past federal consistency submittals, both on the EPA site designation of the deep water ocean disposal site (SF-DODS) (Consistency Determination No. CD-36-94) and the Navy proposal to dispose of dredged material at the same site (Negative Determination No. ND-105-92), that transportation of material through the coastal zone to the site, and disposal at the site, could, if not properly conducted, affect the coastal zone. The key to avoiding these effects, according to the Commission, is incorporation of adequate testing and monitoring provisions.

In reviewing EPA's site designation in CD-36-94, the Commission determined that:

The disposal site is located over 15 mi. from the nearest point of contact from the coastal zone, which includes 3 miles of ocean waters surrounding each of the Farallon Islands. Due to the distance of the proposed site from the coastal zone, the Commission's concerns are limited primarily to: (1) impacts from transportation of material through the coastal zone to the site by barge; (2) impacts on commercial and recreational fishing; and (3) impacts to threatened and endangered species such as northern sea lions, California brown pelicans, ... winter-run chinook salmon ... and [several whale] species.

Because disposal at the site will not affect the Gulf of the Farallones National Marine Sanctuary, which extends 12 miles out from the Farallones islands, disposal will not affect the coastal zone, which only extends 3 miles out from the islands. Further, dredging will not be authorized unless: (1) an adequate monitoring program is in place, to assure dredging will not affect the Sanctuary and to assure that transportation of dredged material through the coastal zone will not result in premature spills (short dumping) and adverse effects on coastal waters; and (2) testing establishes that the material complies with "Green Book" standards (the procedures defined in the newest version of the <u>Ocean Dumping</u> <u>Implementation Manual</u>).

Monitoring remains an important Commission concern. The key to assuring that disposal at the site addresses coastal marine resource impacts is to: (1) adequately test for contaminants in the dredge material; and (2) continue to monitor disposal at and transportation to the site. These assurances will be contained in the Site Management and Monitoring Plan (SMMP).... EPA has committed that no dumping will be authorized unless the monitoring program has been finalized and is in place. EPA will also submit annual monitoring reports to the Commission. With these commitments, and the fact that the Commission will continue to exercise federal consistency review authority over subsequent Corps permits for dredging, as well as any changes to the site management and monitoring program, the Commission will be able to continue to evaluate the impacts of dredging and the adequacy of the monitoring efforts. Addressing these concerns raised by the Coastal Commission concerning monitoring, the Corps is participating in a management and monitoring plan to minimize or avoid impacts associated with use of SF-DODS as a disposal site for Richmond Harbor dredged material. The Corps' DSEIS/R states on pages 4.6-75-76 that:

Mitigation measures to reduce impacts to the biological community include accurate positioning to ensure that dredged material is confined within the disposal site boundaries so that adjacent communities are not affected. Measures will also include monitoring the disposal operations and potential effects on the existing pelagic and benthic communities according to the monitoring program specifically designed for SF-DODS and for this project. The monitoring program outlined in the EIS for the EPA 102 deep water ocean disposal site (EPA 1993) and a Site Management and Monitoring Plan for the ocean disposal site (EPA 1994b) specify monitoring for both long and short-term (project-specific) impacts of dredged material disposal. The project-specific monitoring program described in the EIS including disposal monitoring and surveillance will be implemented in this program. Disposal monitoring will include the following:

- \* Daily records of dredging operations, transportation schedules, barge load volumes disposed, and exact location and time of disposal.
- \* Inspection of dredging operations by a qualified inspector who will submit a report describing operations.
- \* If a violation occurs, it must be reported to the EPA within 24 hours, and all modifications required to bring disposal operations into compliance must be made prior to continuation of disposal activities at the site.
- \* Monitoring of dredged material transport following disposal will occur in order to assess whether the material remains within the disposal zone or is transported out of the disposal site, and potentially into the Gulf of the Farallones Marine Sanctuary.

The surveillance and inspection of discharge operations may include the following:

- \* On-board inspection by EPA Region IX, the COE's San Francisco District staff, or a certified inspector to ensure that transportation and disposal of sediments occur within the designated discharge zone and that compliance with all permit terms and conditions are met.
- \* Accurate and precise navigation and positioning is required to ensure that disposal occurs within the designated site boundaries. A record of the barge navigation course while inside disposal boundaries throughout disposal operations will be maintained.

The Site Management and Monitoring Plan involves a tiered approach to addressing effects of dredged material on the biological community. The first tier of monitoring includes observations and sampling to identify if adverse impacts to the marine bird, mammal, or midwater-fish populations have occurred as a result of the surface and water column dredge plume, ND-99-95 (Corps of ineers) Page 4

> and to indicate if the dredged material footprint extends outside of the designated site boundary. If impacts have occurred to the birds, mammals, or fish populations, studies exploring the causes for the observed changes will occur in the second tier of testing. Tier 2 studies will also involve identifying if any impacts of dredged materials have occurred outside the designated disposal area on benthic community structure. If significant impacts have occurred to the biological communities, Tier 3 will involve various mitigation measures such as reducing the size or location of the disposal zone, moving the zone, revising permit conditions on placement, limiting the amounts of material disposed in a year, and various other options developed as the monitoring program progresses.

To follow up on these commitments and enable the Commission to remain assured that disposal operations at SF-DODS will be conducted in a manner that protects marine and coastal zone resources, the Corps agreed to submit monitoring reports described above and required under the SMMP to the Commission for its review. This pre-existing commitment will include proposed disposal at SF-DODS of dredged materials from Richmond Harbor.

In conclusion, when the Commission concurred in April 1994 with EPA's consistency determination for the designation of the deep water ocean dredged material disposal site (SF-DODS), the Commission determined that disposal at the site would not affect the coastal zone, assuming that dredging would not be authorized unless: (1) an adequate monitoring program is in place; and (2) testing establishes that the material complies with "Green Book" standards (the procedures defined in the newest version of the <u>Ocean Dumping</u> <u>Implementation Manual</u>). The Corps has established for the Richmond Harbor project that an adequate monitoring program is in place and that only the 1.6 million cubic yards of dredged material that has passed "Green Book" standards will be disposed at the SF-DODS site. Thus, with the measures discussed above, we agree with the Army Corps' assertion that the proposed dredging of Richmond Harbor and disposal at SF-DODS would not affect the coastal zone and is appropriately reviewed as a negative determination.

We therefore concur with your negative determination made pursuant to Section 15 CFR 930.35(d) of the NOAA implementing regulations. Please contact Larry Simon at (415) 904-5288 if you have any questions.

DOUGL **Executive** Director

cc: North Coast Area Office EPA Port of Richmond BCDC NOAA OCRM California Department of Water Resources Governor's Washington, D.C. Office CALIFORNIA COASTAL COMMISSION 45 FREMONT STREET, SUITE 2000 SAN FRANCISCO, CA 94105-2219 VOICE AND TDD (415) 904-5200

November 22, 1995

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Mike Diestel ASOS Program Office United States Department of Commerce Office of the Deputy Under Secretary for Oceans and Atmosphere Washington, D.C. 20230

RE: ND-103-95, Negative Determination for the for the Automated Surface Observing system project at the City of Santa Barbara Airport

Dear Mr. Diestel:

The Coastal Commission staff has received and reviewed the above-referenced negative determination. The proposed project includes the construction of an Automated Surface Observing System (ASOS). The project consists of construction of instrument foundations and installation of sensor group instruments and power cable trenching along the existing access road for a distance of 1800 feet and backfilling the trench with excavated material. The Department of Commerce will place a three-inch depth gravel pad around the sensor area for a total of 230 sq. ft. The applicant will install eight 12-inch pedestals augured to a depth of 36 inches and filled with concrete. Approximately 3.0 cubic yards of excess material will be spread out within the 50-foot diameter sensor group area.

Because the proposed project is located in an area of extensive historic wetlands, the Commission staff is concerned about the project's effect on biological resources. On November 22, 1995, the Commission staff received a letter from Ms. Yelena Platt of your staff documenting that the proposed project site does not contain wetlands. This conclusion is based on a draft biological study being prepared by the Santa Barbara Airport and by a preliminary assessment by the regulatory staff of the Los Angeles District of the Corps of Engineers. The project, however, includes trenching through existing wetland resources for the placement of a power cable. The project includes backfilling of the trench after the placement of the power cable. The cable route follows an existing access road. The Commission staff agrees that this impact will not be

# ND-103-95 PAGE 2

significant because there is no permanent loss of wetland resources and because the cable will be located adjacent to an existing road. Additionally, the project site, including cable route, does not support any federally or state listed endangered or threatened species. Finally, the project will be visually consistent with the surround airport development.

In conclusion, the Coastal Commission staff **agrees** that the proposed project will not adversely affect coastal zone resources. We, therefore, **concur** with the negative determination made pursuant to 15 C.F.R. Section 930.35(d). If you have any questions, please contact James Raives of the Coastal Commission staff at (415) 904-5292.

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Executive Director

cc: South Central Coast Area Office
OCRM
NOAA Assistant Administrator
Assistant General Counsel for Ocean Services
Department of Water Resources
Governor's Washington D.C. Office
Yelena Platt, ASOS Program Office
Michael S. Jewell, Ventura Field Office, Los Angeles District, Corps of Engineers

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