

**CALIFORNIA COASTAL COMMISSION**

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



**DATE:** September 18, 1996

**TO:** COASTAL COMMISSIONERS  
AND INTERESTED PARTIES

**FROM:** MARK DELAPLAINE, FEDERAL CONSISTENCY SUPERVISOR

**RE:** NEGATIVE DETERMINATIONS ISSUED BY THE EXECUTIVE  
DIRECTOR [Note: Executive Director decision letters are attached]

*Tw9*

<b>PROJECT #:</b>	NE-046-96
<b>APPLICANT:</b>	City of Santa Barbara
<b>LOCATION:</b>	Laguna Channel in the City of Santa Barbara
<b>PROJECT:</b>	improvements to a flood-control channel
<b>ACTION:</b>	No Effect
<b>ACTION DATE:</b>	8/26/96

<b>PROJECT #:</b>	ND-049-96
<b>APPLICANT:</b>	Navy
<b>LOCATION:</b>	Santa Cruz Island Road, Santa Cruz Island
<b>PROJECT:</b>	Repair of road
<b>ACTION:</b>	Concur
<b>ACTION DATE:</b>	8/28/96

<b>PROJECT #:</b>	NE-064-96
<b>APPLICANT:</b>	San Luis Obispo County
<b>LOCATION:</b>	Toro Creek, 1.15 miles east of State Highway 1, South of Cayucos
<b>PROJECT:</b>	Bridge construction across Toro Creek
<b>ACTION:</b>	No Effect
<b>ACTION DATE:</b>	9/11/96

PROJECT #:	ND-091-96
APPLICANT:	Corps of Engineers
LOCATION:	Humboldt Bay and Offshore Dredge Material Disposal Site
PROJECT:	Maintenance dredging with ocean disposal
ACTION:	Concur
ACTION DATE:	8/27/96

PROJECT #:	ND-095-96
APPLICANT:	Navy
LOCATION:	Point Loma, City of San Diego
PROJECT:	Fuel Pipeline Repairs, 19 locations
ACTION:	Concur
ACTION DATE:	8/26/96

PROJECT #:	ND-096-96
APPLICANT:	Navy
LOCATION:	Naval Construction Battalion Center, Port Hueneme
PROJECT:	Addition to existing office bldg.
ACTION:	Concur
ACTION DATE:	8/23/96

PROJECT #:	NE-097-96
APPLICANT:	Port of Oakland
LOCATION:	Offshore disposal site SF-DODS, 50 mi. offshore of San Francisco
PROJECT:	Disposal of 42,300 cu. yds. of dredge sediments
ACTION:	No Effect
ACTION DATE:	8/28/96

PROJECT #:	ND-099-96
APPLICANT:	Corps of Engineers
LOCATION:	Border Patrol Station, I-5, Camp Pendelton Marine Corps Base, San Diego County
PROJECT:	Expansion of Border Patrol Checkpoint
ACTION:	Concur
ACTION DATE:	8/28/96

PROJECT #:	NE-102-96
APPLICANT:	Caltrans
LOCATION:	I-5, Camp Pendleton, San Diego County
PROJECT:	Seismic retrofit of six bridges
ACTION:	No Effect
ACTION DATE:	8/30/96

PROJECT #:	NE-106-96
APPLICANT:	Caltrans
LOCATION:	Interstate 805 and Interstate 5, City of San Diego
PROJECT:	Seismic retrofit existing bridges
ACTION:	No Effect
ACTION DATE:	8/28/96

PROJECT #:	ND-107-96
APPLICANT:	Navy
LOCATION:	Camp Pendleton Marine Corps Base
PROJECT:	Test individual sensor components of a planned seismoacoustic detection system
ACTION:	Concur
ACTION DATE:	9/5/96

PROJECT #:	ND-108-96
APPLICANT:	Navy
LOCATION:	Naval Submarine Base, Point Loma
PROJECT:	Passive acoustic sensor test
ACTION:	Concur
ACTION DATE:	9/6/96

PROJECT #:	ND-110-96
APPLICANT:	Food and Drug Administration
LOCATION:	University of California, Irvine
PROJECT:	Construction of an FDA laboratory
ACTION:	Concur
ACTION DATE:	9/16/96

PROJECT #:	ND-111-96
APPLICANT:	Coast Guard
LOCATION:	Coast Guard Facility, Corona del Mar, Orange County
PROJECT:	Replace existing timber pier
ACTION:	Concur
ACTION DATE:	9/13/96

PROJECT #:	ND-112-96
APPLICANT:	National Park Service
LOCATION:	Slide Ranch, coastal Marin County
PROJECT:	Slide Ranch Master Plan
ACTION:	Concur
ACTION DATE:	9/13/96

PROJECT #:	NE-113-96
APPLICANT:	City of Pacific Grove
LOCATION:	Coast Guard Property, City of Pacific Grove
PROJECT:	Improvements to golf course
ACTION:	No Effect
ACTION DATE:	9/13/96

PROJECT #:	NE-116-96
APPLICANT:	Caltrans
LOCATION:	I-5, south of downtown San Diego
PROJECT:	Seismic retrofit, five bridges on I-5
ACTION:	No Effect
ACTION DATE:	9/16/96

**CALIFORNIA COASTAL COMMISSION**

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



August 26, 1996

Suzanne Elledge  
Permit Processing Services  
629 State Street, Suite 228  
Santa Barbara, CA 93101

RE: NE-046-96, No-Effects Determination for the improvements to Laguna Channel in the City of Santa Barbara.

Dear Ms. Elledge:

The Coastal Commission has received and reviewed the above-referenced no-effects determination. The proposed project includes improvements to Laguna Channel in the City of Santa Barbara. Specifically, the project involves the following activities:

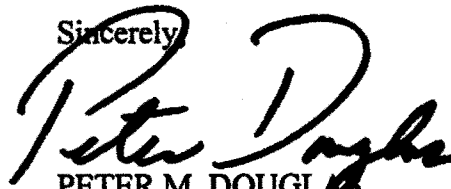
1. Removal of vegetation from the bottom and banks of the trapezoid-shaped unlined channel. Work involves removal of approximately 400 cubic yards of vegetation that is clogging the channel (primarily water hyacinth and other non-native species) with equipment operated from the top of the banks between Highway 101 to Cabrillo Boulevard. The applicant will place vegetation removed from the bottom and banks of the channel above the bank to dry out before being taken off-site.
2. Recontour the channel banks (currently at 2:1) to a maximum slope of 3:1 for the stretch of channel between the Southern Pacific Railroad tracks and Cabrillo Boulevard (approximately 160 feet). This work involves the use of standard earth-moving equipment, such as a large excavator, to conduct approximately 100 cubic yards of cut and 56 cubic yards of fill.
3. Revegetate and restore the channel from Highway 101 to Cabrillo Boulevard, in accordance with "Laguna Channel Mitigation and Restoration Plan" dated February 28, 1996, and Chase Palm Park Expansion Project landscape plans.

Although the project includes grading and vegetation removal in a stream, it will not significantly affect coastal resources. The applicant will complete the channel maintenance activities during the dry season when there is no water in the channel. The applicant will conduct all of stream maintenance activities from the stream bank, and thus the project does not require grading of roads or the use of heavy equipment in the stream.

The applicant will transport and dispose of the vegetation removed from the stream at a landfill. The applicant will use any excess sediment excavated from this project as fill in the approved Chase Palm Park expansion. Finally, the mouth of the channel provides habitat for the federally listed tidewater goby. However, the project will not affect this species because the applicant will implement the project during the dry season. Additionally, existing water control structures isolate the channel lagoon (tidewater goby habitat) from the portion of the stream where the construction activities will be occurring.

In conclusion, the Coastal Commission staff agrees that the proposed project will not adversely affect coastal zone resources. We, therefore, concur with the no-effects determination made pursuant to 15 C.F.R. Section 930.50. If you have any questions, please contact James R. Raives of the Coastal Commission staff at (415) 904-5292.

Sincerely,

A handwritten signature in dark ink, appearing to read "Peter Douglas", written over the typed name.

PETER M. DOUGLAS  
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  
Mike Jewel, Corps of Engineers, Ventura Field Office

PMD/JRR  
NE04696.DOC

**CALIFORNIA COASTAL COMMISSION**

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



August 28, 1996

Vivian Goo  
Deputy Public Works Officer  
ATTN: James Danza  
Naval Air Weapons Station  
521 9th Street  
Point Mugu, CA 93042-5001

Subject: Negative Determination ND-49-96 (Santa Cruz Island Road Repairs,  
Santa Barbara County).

Dear Ms. Goo:

The Coastal Commission staff has reviewed your negative determination for proposed repairs to Santa Cruz Island Road. The Navy's lease agreement with The Nature Conservancy, which owns most of Santa Cruz Island, requires that the Navy maintain Santa Cruz Island Road, which connects the Prisoners Harbor boat landing area and the Navy's 11-acre mountain-top radar site. The purpose of this project is to repair road segments damaged during the severe winter storms in 1995 and to improve the road's ability to withstand future storm damage. The Navy intends to add fill material to eroded and damaged sites within the existing road alignment, repair and replace approximately twelve damaged culverts and headwalls, and place loose gravel on the roadway surface. A maximum of 4,000 cubic yards of sand and gravel would be excavated from the dry streambed of Prisoners Creek, approximately 0.6 miles upstream from the shoreline at Prisoners Harbor, and used in the road repair project. A one-acre area would be excavated to an average depth of 2.5 feet and an additional one-quarter acre would be used as a staging area and access way.

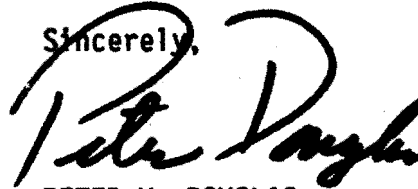
The Navy examined several alternatives for obtaining sand and gravel for the repair project but all were eliminated due in large measure to adverse environmental affects. The Navy also worked with the Nature Conservancy to locate a suitable site on the island for obtaining the needed fill materials while minimizing resource impacts. The proposed Prisoners Creek extraction site is located in a portion of the creek that has a wide canyon with fluvial material deposited in thick layers throughout the canyon bottom. The site is mostly devoid of vegetation, and dewatering and/or stream diversion will not be necessary because the creek is dry most of the year. The Navy has received a California Department of Fish and Game Streambed Alteration Agreement (5-271-96) and a waiver of water quality certification from the Central Coast

Regional Water Quality Control Board.

The proposed sand and gravel extraction and road repairs will not affect sensitive habitat or resources adjacent to the extraction area or road corridor. Short-term and long-term erosion control measures in and adjacent to the road corridor are included in the proposed activity in order to minimize impacts on surface water quality during storm periods. Disturbed areas will be revegetated with native species and diversion benches and berms will be constructed to retard and divert runoff to protect drainage courses. Known archaeological sites in the project area have been mapped and will be flagged, and an archeologist will monitor construction activity to ensure that these sites are avoided.

In conclusion, the proposed gravel extraction and road repairs will not adversely affect the coastal zone. We therefore concur with your negative determination made pursuant to 15 CFR 930.35(d) of the NOAA implementing regulations. Please contact Larry Simon of the Commission staff at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,



PETER M. DOUGLAS  
Executive Director

cc: South Central Coast Area Office  
NOAA Assistant Administrator  
Assistant General Counsel for Ocean Services  
OCRM  
Governor's Washington, D.C., Office  
California Department of Water Resources

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## CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000  
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Jurisdiction LetterDate: September 11, 1996

Stan Saude  
San Luis Obispo County Engineering Dept  
County Government Center, Room 207  
San Luis Obispo, CA 93408

Project: Toro Creek Bridge, 1.15 miles east of Highway 1, South of  
Cayucos, San Luis Obispo County

Coastal Commission file no. (if applicable)

NE-064-96

U.S. Army Corps of Engineers Notice No. (if applicable)

If a nationwide permit, NWP number \_\_\_\_\_

The Coastal Commission staff has received your request to identify Commission jurisdiction for the purposes of processing an individual, nationwide, general or regional permit from the Army Corps of Engineers (Corps). Pursuant to the federal Coastal Zone Management Act (CZMA), the Corps cannot issue a permit for an activity, either in or out of the coastal zone, that affects land and water uses or natural resources of the coastal zone until the applicant has complied with the requirements of Section 307(c)(3)(A) of the CZMA. (16 USC Section 1456[c][3][A].) These requirements can be met by receiving a Commission concurrence with a consistency certification prepared by the applicant or conclusion that the activity does not affect the coastal zone. Alternatively, these requirements can be satisfied by the issuance of a Commission approved coastal development permit. Since the federal consistency authority cannot be delegated to local governments, a coastal development permit issued by a local agency does not replace the requirement for a consistency certification. However, if an activity is within the Ports of San Diego, Long Beach, Los Angeles, or Port Hueneme and is identified in the Commission certified Port Master Plan, then no consistency certification is necessary.

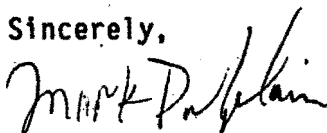
The Coastal Commission staff has reviewed the information submitted for the above-referenced project, and has concluded that it:

- ☒ Is not within the coastal zone and does not affect the coastal zone. Therefore no further Coastal Commission review is necessary.
- ☐ Is a non-federal activity within the coastal zone and is in an area where the Commission has not yet delegated permit authority to the appropriate local agency. Therefore, it needs a coastal development permit from the Commission. Contact our \_\_\_\_\_ Area Office (see addresses on the following page) for details and permit application form. (Note: Receipt of a Coastal Commission -issued coastal development permit satisfies federal consistency requirements.)

- ☐ Is a federally permitted activity within or affecting the coastal zone and does not otherwise need a coastal development permit from the Commission. Therefore, this project needs a consistency certification. Contact Jim Raives at (415) 904-5280 for information on the federal consistency process. (Note: Receipt of a local government-issued coastal development permit, as opposed to a Coastal Commission-issued coastal development permit, does not satisfy federal consistency requirements.)
- ☐ Is within or affects the coastal zone and is a federal agency activity. Therefore it needs a consistency determination (or, at a minimum, a negative determination). Contact Jim Raives at (415) 904-5280 for information on the federal consistency process.
- ☐ Is within the port of San Diego, Long Beach, Los Angeles, or Port Hueneme and is consistent with a certified Port Master Plan. Therefore, no further Coastal Commission review is necessary.
- ☐ Is within one of the above ports but is not consistent with a certified Port Master Plan. Therefore, a Port Master Plan amendment is necessary.
- ☐ We have insufficient information on the project location or details to determine jurisdiction. Please provide the following information:

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Sincerely,



MARK DELAPLAINE  
Federal Consistency Supervisor

cc: Santa Cruz Area Office, Coastal Commission  
Corps of Engineers, Los Angeles District  
Corps of Engineers, Ventura Field Office (Tiffany Welch)

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Coastal Commission Area Offices:

Coastal Commission  
North Coast Area Office  
45 Fremont St., Ste. 2000  
San Francisco, CA 94105  
Tel. No. (415) 904-5280

Coastal Commission  
Central Coast Area Office  
725 Front St., Suite 300  
Santa Cruz, CA 95060-4508  
Tel. No. (408) 427-4863

Coastal Commission  
South Central Coast Area  
89 S. California St., Ste. 200  
San Buenaventura, CA 93001  
Tel. No. (805) 641-0142

Coastal Commission  
South Coast Area Office  
P.O. Box 1450  
245 West Broadway, Ste 380  
Long Beach, CA 90802-4416  
Tel. No. (310) 590-5071

Coastal Commission  
San Diego Coast Area Office  
3111 Camino Del Rio North, Ste. 200  
San Diego, CA 92108-1725  
Tel. No. (619) 521-8036

## CALIFORNIA COASTAL COMMISSION

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August 27, 1996

Joseph Raoul, Jr.  
Chief, Planning and Engineering Division  
Attn: Tamara Terry  
U.S. Army Corps of Engineers  
San Francisco District  
333 Market Street  
San Francisco, CA 94105-2197

RE: **ND-91-96** Negative Determination, Fall 1996 Maintenance Dredging,  
Humboldt Bay

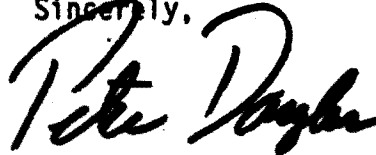
Dear Mr. Raoul:

On August 6, 1996, the Coastal Commission staff received the above negative determination for the maintenance dredging of up to 700,000 cu. yds. of material from the Humboldt Harbor Bar and Entrance and North Bay channels in Humboldt County. Disposal would be at the site used for the previous 12 maintenance dredging sessions, the HOODS site, approximately 3 miles offshore of the harbor entrance. As the Corps points out in its negative determination, this project is similar to projects previously concurred with by the Commission (ND-61-95, ND-10-95, CD-111-94, CD-64-94, CD-48-93, ND-33-93), thereby qualifying it for review under the negative determination process.

Fall dredging raises some different issues than spring dredging in Humboldt Bay, since fall dredging is predominantly sandy material, whereas spring dredging is predominantly fine material. The main outstanding concern raised during previous Commission and Executive Director reviews of fall dredging have been primarily the need for monitoring to assure that shoreline erosion is not occurring along the Humboldt Bay south spit, as well as the need for a permanent site designation. Since the last fall dredging episode was proposed, on Sept. 13, 1995, the Commission concurred with EPA's consistency determination for the designation of the HOODS site as the permanent site for Humboldt Bay dredging (CD-72-95). In addition, ongoing monitoring of shoreline erosion continues and indicates no evidence to date of shoreline erosion. We are therefore able to agree with the Corps that the project is similar to activities previously concurred with by the Commission through past consistency determinations and negative determinations. We also intend to work further with the Corps in considering a 5-year consistency determination for both Spring and Fall maintenance dredging, which may obviate the need for biannual submittals of dredging proposals.

In conclusion, for this proposed dredging episode, we concur 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 any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter Douglas", written over the typed name.

PETER M. DOUGLAS  
Executive Director

cc: North Coast Area Office  
NOAA  
OCRM  
California Dept. of Water Resources  
Governors Washington, D.C. Office  
EPA

PMD/MPD/ltc/1966p

## CALIFORNIA COASTAL COMMISSION

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August 26, 1996

Sherry Ashbaugh  
Natural Resources Specialist  
Department of the Navy, Southwest Division  
Naval Facilities Engineering Command  
Planning and Real Estate Department  
1220 Pacific Highway  
San Diego, CA 92132-5180


RE: **ND-95-96** Negative Determination, U.S. Navy, Fuel Pipeline Repairs,  
Point Loma, San Diego

Dear Ms. Ashbaugh:

The Coastal Commission staff has received the above-referenced negative determination for fuel pipeline repairs in 19 locations near Shelter Island on the east side of the Point Loma peninsula, between Qualthrough St. to the south and Talbot St. to the north. The Navy has identified deficiencies in the existing pipeline; the repairs are needed to prevent future fuel leaks. Nine of the projects will consist of placing sleeve encirclements around existing pipe; the other ten will consist of replacing existing pipeline sections. Work will begin in early- to mid-September 1996 and will be completed by mid-January 1997. The activity has been scheduled to avoid the least tern nesting season. Erosion controls around temporarily stockpiled material will avoid runoff effects, and stockpiling will be limited to 2-3 days at any one site. Disturbed areas will be revegetated to pre-project conditions. The Navy's spill prevention control plan will be implemented to prevent fuel leaks or spills during construction. The repairs will not affect any coastal zone resources and will reduce fuel spill risks, thereby providing net environmental benefits.

We agree with your assessment that the project will not affect any coastal zone resources. We therefore concur 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  
Executive Director

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

PMD/MPD/mcr/1966p

## CALIFORNIA COASTAL COMMISSION

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SAN FRANCISCO, CA 94105-2219  
VOICE AND TDD (415) 904-5200



August 23, 1996

LCDR H.A. Bouika  
Environmental Officer  
Department of the Navy  
Naval Construction Battalion Center  
1000 23rd Ave.  
Port Hueneme, CA 93043-4301

RE: **ND-96-96** Negative Determination, Building addition, Naval  
Construction Battalion Center, Port Hueneme, Ventura County

Dear LCDR Bouika:

The Coastal Commission staff has received the above-referenced negative determination for the Navy's proposed addition to building 452, to provide administrative office space, at the Naval Construction Battalion Center (NCBC) in Port Hueneme. The project would be located within existing developed areas of the NCBC. The project would not involve any discharges into marine waters. No scenic public views would be affected. The project sites contain no environmentally sensitive habitat. Public access and recreation would not be affected by the project.

We therefore agree with the Navy that the project will not affect coastal resources, and we concur 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,

(for) *Mark Delaplaine*  
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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1966p

## CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000  
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August 28, 1996

Jim McGrath  
Port of Oakland  
530 Water Street  
Oakland, CA 90604-2064

Subject: **NE-97-96** No Effects Determination, Port of Oakland, Deepening of Berths 22-26, Disposal of Dredged Material at SF-DODS

Dear Mr. McGrath:

The Coastal Commission staff has received the above-referenced "no effects" determination for ocean disposal of 42,300 cubic yards of material to be dredged for channel deepening in outer Oakland Harbor. The disposal site is the EPA-approved deep ocean disposal site (SF-DODS), located approximately 50 miles west of San Francisco. The proposed dredging and disposal project is anticipated to begin and end in November 1996. 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 Coastal Commission has determined in reviewing past federal consistency submittals, on the EPA site designation of the deep water ocean disposal site (SF-DODS) (Consistency Determination No. CD-36-94), the Navy's Negative Determination No. ND-105-92, and Army Corps dredging in the Ports of Oakland and Richmond (ND-82-94 and ND-99-95, respectively) 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 continuation 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 Ocean Dumping Implementation Manual).

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 permit 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 adequacy of the monitoring efforts.

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 has agreed to submit monitoring reports described above and required under the SMMP to the Commission for its review.

In addition, project-specific monitoring obligations imposed on the Port of Oakland include the following measures:

To prevent water or dredged material from leaking or being washed overboard during the journey to the disposal site, the SF-DODS Site Management and Monitoring Plan imposes restrictions on leaving the Bay, tow speeds, scow loads and requiring turning back when waves exceed or are expected to exceed certain heights and periods. Going to and from the ocean disposal site, tugs towing scows must use routes which pass at



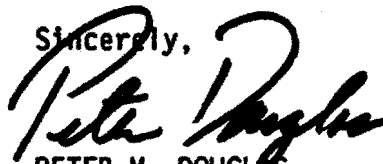
least 3.5 miles from the Farallon Islands. For disposal operations, tugs are required to use electronic positioning equipment with an accuracy and precision of at least 100'. All material must be discharged within a 6700' diameter circle and no portion of a discharging scow can be further than 3,200' from the center.

Finally, the Port has submitted test results for the material to be dredged. These test results have been reviewed by the Corps, EPA, BCDC, and the RWQCB, and the test results show the material proposed for disposal at SF-DODS is suitable for open ocean disposal.

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 remains in place; and (2) testing establishes that the material complies with "Green Book" standards (the procedures defined in the newest version of the Ocean Dumping Implementation Manual). The Corps has established for the Oakland Harbor project that an adequate monitoring program remains in place and that only the 42,300 cubic yards of dredged material that have passed "Green Book" standards will be disposed at the SF-DODS site. Thus, with the measures discussed above, we agree with the Port of Oakland's assertion that the proposed dredging and disposal at SF-DODS would not affect the coastal zone.

We therefore concur with your "no effects" determination. Please contact Mark Delaplaine at (415) 904-5289 if you have any questions.

Sincerely,

  
PETER M. DOUGLAS  
Executive Director

cc: North Coast Area Office  
EPA  
U.S. Army Corps of Engineers  
BCDC  
NOAA  
OCRM  
California Department of Water Resources  
Governor's Washington, D.C. Office  
RWQCB, S.F. Bay Region

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## CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000  
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August 28, 1996

Robert Joe, Chief  
Planning Division  
U.S. Army Corps of Engineers  
Los Angeles District  
Attn: Alex Watt (CESPL-PD-RQ)  
P.O. Box 2711  
Los Angeles, CA 90053-2325

RE: **ND-99-96** Negative Determination, Army Corps, Border Checkpoint  
Modifications, Camp Pendleton, San Diego County

Dear Mr. Joe:

The Coastal Commission staff has received the above-referenced negative determination for the expansion of the Border Patrol Station Checkpoint located on Interstate 5, approximately 5 miles south of San Clemente. The existing checkpoint consists of four lanes of freeway traffic. Traffic in the area is frequently interrupted by the Border Patrol to check the flow of illegal aliens, drugs, and other non-government sanctioned activities into the United States from neighboring Mexico. Current conditions at the checkpoint cause traffic backups on northbound I-5, extending several miles south from the checkpoint. The project is needed to speed the flow of traffic through the checkpoint, without any loss in efficiency of the border patrol vehicle checks. The existing four lanes of traffic will be expanded to six lanes through the checkpoint, with secondary inspection facilities being located on both sides of the northbound lanes. Canopies will be constructed over the secondary inspection areas, and over the actual checkpoint. Three temporary structures now used as administration buildings will be relocated temporarily to another site within the compound, and will be replaced by a new 2-story, 6,069 sq. ft., block building.

At present, this checkpoint does not allow for continuous, 24-hour a day, checkpoint operations due to: (1) the number of traffic lanes at the checkpoint; (2) the traffic volume of on I-5; and (3) safety concerns. The checkpoint now closes down during periods of inclement weather or episodes of heavy traffic. Congress has mandated that the checkpoint be expanded to allow unimpeded 24-hour operation.

Implementation will require temporary relocation of the existing checkpoint to an area at the junction of the existing truck inspection facility. The construction staging area will be located four miles south of the checkpoint, at Las Pulgas Road. The project includes the excavation and disposal of approximately 10,000 cubic yards of material; including paving, soil, fencing, and signs. Approximately 10,000 cubic yards of fill and 450 tons of asphalt-cement will be imported to the site for construction of the roadway, in addition to 4,000 cubic yards of concrete. New concrete barriers, as well as replacement vinyl coated chain-link fencing, will be installed along the median.

The Corps believes the proposed project will have no impact on the coastal zone. While traffic throughout the area will be slightly slowed temporarily, traffic patterns and volume will not be significantly affected. In the long term, there will be a overall beneficial impact to northbound traffic flow, as the increase in efficiency of the checkpoint will reduce traffic backups that would occur without the proposed project. All start-up construction activities associated with the installation of the safety barriers, the restriping of narrower lanes, and the actual relocation of the checkpoint, will be restricted to early morning hours to reduce the impact to traffic flow on I-5.

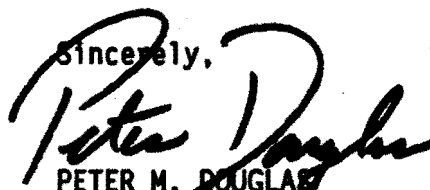
The new administration building will be compatible in both color and texture to the other permanent Border Patrol building in the compound. Upon completion of the building, the abandoned trailers will be relocated to the Otay Mesa Border Patrol Facility, near San Diego. The canopies over the checkpoint and the secondary inspection areas will be steel structures, painted light to medium grey, with translucent roofs. The canopies and signs will be similar to other highway structures and will be visually compatible with the existing features.

The proposed project will not displace any environmentally sensitive habitat. The project will occur within 100 meters of where sightings of the endangered California gnatcatchers occurred. Since all construction in that immediate area will be restricted to the highway shoulder, impacts to that species will be avoided. To further avoid impacts to coastal sage scrub habitat, the construction right-of-way will be staked and flagged prior to commencement of construction. A biologist will be on-site to ensure impacts to the coastal sage scrub habitat area are avoided. Any trees that are removed during construction will be replaced at an 5:1 ratio using 15-gallon sized container stock. All disturbed areas will be revegetated for erosion control, using a seed mix containing native species typical of the coastal sage scrub plant community. If hydroseeding is conducted during the period between November 1 and January 15, no irrigation will be needed. If the seeding occurs outside this window a temporary irrigation system will be provided. With these measures, habitat effects will be minimal.

Finally, noise and air impacts from construction will be minor and temporary. There will be no water quality impacts, as there will be no in-water construction or new discharges associated with this project.

With these measures, we agree with the Corps that the project will not affect any coastal zone resources, and we therefore concur 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  
Executive Director

cc: San Diego Area Office  
NOAA  
Assistant Counsel for Ocean Services  
OCRM  
California Department of Water Resources  
Governors Washington D.C. Office  
Jatin Desai (Army Corps, L.A. District)

PMD/MPD/mra/1966p

## CALIFORNIA COASTAL COMMISSION

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



August 30, 1996

Duy Ton  
Project Manager  
Department of Transportation  
District 11  
P.O. Box 85406  
San Diego, CA 92186-5406

Re: **NE-102-96** "No Effects" Determination, Caltrans, Seismic Retrofit,  
Six Bridges on I-5 between Santa Margarita River Bridge and San Onofre  
Creek, Camp Pendleton Marine Corps Base, San Diego Co.

Dear Mr. Ton:

The Coastal Commission has received your "No Effects" Determination for the above-referenced seismic retrofit of six bridges on I-5 in Camp Pendleton. Caltrans has coordinated with the U.S. Fish and Wildlife Service, and, in response to this coordination, has incorporated construction timing measures to avoid impacts to least terns and other seasonally sensitive wildlife species, has included light shielding to avoid effects to birds and mammals, and has provided mitigation measures for relatively minor losses of coastal sage scrub (gnatcatcher) habitat. With these measures, the habitat and water quality effects from the project have been addressed, and environmentally sensitive habitat will not be adversely affected by the project. The projects would not affect any other coastal zone resources. We therefore agree with your "No Effects" letter and your conclusion that no consistency certification needs to be submitted for these seismic retrofit projects. If you have questions, please contact Mark Delaplaine, federal consistency supervisor, at (415) 904-5289.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter Douglas".

PETER DOUGLAS  
Executive Director

cc: San Diego Area Office  
OCRM  
Assistant Counsel for Ocean Services  
Governor's Washington D.C. Office  
NOAA Assistant Administrator  
Dept. of Water Resources  
Army Corps of Engineers, San Diego Field Office

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## CALIFORNIA COASTAL COMMISSION

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



August 28, 1996

Majid Kharrati  
Project Manager  
Department of Transportation  
District 11  
P.O. Box 85406  
San Diego, CA 92186-5406

Re: **NE-106-96** "No Effects" Determination, Caltrans, Seismic Retrofit,  
Six Bridges on I-5 and I-805, Sorrento Valley, Soledad Canyon, and Rte  
5/805, North Central San Diego

Dear Mr. Kharrati:

The Coastal Commission has received your "No Effects" Determination for the above-referenced seismic retrofit of six bridges in north central San Diego. The project is a non-federal activity within the coastal zone and is in an area where the Commission has delegated permit authority to the City of San Diego. The project has received a coastal development permit waiver from the City, which has determined the project would not have substantial environmental effects. Caltrans has undertaken a biological resources review which also concludes impacts would be minimal. Caltrans has designed the project to minimize areas disturbed to the extent feasible, confine activities to avoid runoff effects, schedule the activities to minimize effects on avian breeding seasons, and avoid construction or staging in any environmentally sensitive areas. Caltrans has also committed to restoring any disturbed areas, including removal of any vegetation, to pre-project conditions. With these commitments, the habitat and water quality effects from the project have been addressed, and environmentally sensitive habitat will not be adversely affected by the project. The projects would not affect any other coastal zone resources. We therefore agree with your "No Effects" letter and your conclusion that no consistency certification needs to be submitted for this seismic retrofit project. If you have questions, please contact Mark Delaplaine, federal consistency supervisor, at (415) 904-5289.

Sincerely,

*(for) Mark Delaplaine*  
PETER DOUGLAS  
Executive Director

cc: San Diego Area Office  
OCRM  
Assistant Counsel for Ocean Services  
Governor's Washington D.C. Office  
NOAA Assistant Administrator  
Dept. of Water Resources  
Army Corps of Engineers, San Diego Field Office

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## CALIFORNIA COASTAL COMMISSION

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



September 5, 1996

Captain William A. Gaines  
Assistant Director  
Marine Physical Laboratory  
University of California, San Diego  
9500 Gilman Drive  
La Jolla, CA 92093-0701

Re: **ND-107-96** Negative Determination, U.S. Navy, Acoustic Experiment,  
Camp Pendleton and offshore waters, San Diego Co.

Dear Capt. Gaines:

The Coastal Commission staff has received the above-referenced negative determination for a scientific experiment to be conducted for the Navy by the University of California San Diego, Scripps Institution of Oceanography, Marine Physical Laboratory (MPL), at the Marine Corps Base Camp Pendleton, California, during the period October 28 to December 15, 1996. The objective of the military research experiment is to test sensor components of a planned seismoacoustic detection system. The project is designed to provide the Navy and Marine Corps with a covert monitoring system in support of amphibious warfare activities.

The area for the experiment is Las Pulgas Beach (Red Beach) on Camp Pendleton and offshore waters out to 3 miles. The experiment will consist of deploying ground sensors, acoustic sensors and water/bottom-pressure sensors in the surf zone and out to approximately 3 miles at sea. No permanent installations will be made. The following scientific equipment will be deployed during the period of the experiment: (1) 8 moored sonobuoys; (2) 13 ocean bottom seismometers; (3) 4 water-motion/bottom-pressure sensors; (4) 3 acoustic arrays; (5) 2 self-recording 3 component magnetometer and E-field sensors; and (6) a 24 channel land-based geophone array on the beach. All equipment will be removed from the area at the conclusion of the experiment, and all disturbed areas will be restored to pre-project conditions.

A portion of the experiment will involve the deployment of 4 explosive charges of 1/2 pounds of Pentolite, which will be fired at the seafloor at depths of 10 meters and 20 meters. The seismic waves from the shots will be recorded by ocean-bottom seismometers. Permission to use the explosive charges has been requested from the California Department of Fish and Game, which approved the same request last year. During the explosive shot deployments all requirements stipulated by the California Department of Fish and Game will be met. A dedicated mammal watch, biological observer, will be posted. If any marine mammals are observed in the test area, the project will be delayed until the area is clear. The biological observer report will be submitted to the Coastal Commission staff.

During the experiment two acoustic sources will broadcast continuous wave transmissions at a number of frequencies, between 70 Hz and 5.7 kHz. The source level of the transmitted frequencies will be approximately 145 dB. Source tows will be conducted from a small boat and carried out over a period of a few days, with a total transmission time of approximately 48 hours. Additionally, at a separate time, the sources will be moored west of the surf zone; again, the moored source transmissions will also be carried out over a period of a few days with a total transmission time of 48 hours. To determine the 120 dB area, an intensity below which impacts are generally considered minimal, transmission loss predictions have been calculated. The Navy estimates 65 meters to be the maximum distance within which the sound would exceed 120 dB.

Also during the experiment an acoustic source will be moored in the surf zone beneath the breaking surf broadcasting frequency swept transmissions over the frequency range 500Hz to 10kHz, with a similar source intensity of 145 dB. This acoustic source will be operated approximately 3 hours per day throughout the experiment period. The Navy estimates the 120 dB radius for this source to be a distance of 81 meters.

Last year we concurred with the Navy's Negative Determination for an almost identical project (ND-62-95). We had received that submittal as an after-the-fact negative determination; nevertheless because a biologist had been monitoring the project and had included a report showing only minor effects on small numbers of fish, we were able to concur with that negative determination. The Navy has committed to similar monitoring for this project, which includes cessation of activities if any marine mammals or if large numbers of birds or fish are observed in the area. Based on a lack of impacts from the 1995 project and commitments for continued monitoring and reporting, we are able to conclude that environmentally sensitive habitat areas and marine resources will not be adversely affected.

Finally, the project area is normally off limits to boaters, as it is a designated military training area, and one which is regularly used by the Marine Corps. Consequently recreational boaters and fishermen rarely use the area, and the project would therefore have minimal effects on recreational and other boating activities. In any event, the Navy will post a Coast Guard Notice to Mariners advising boaters of the activity.



In conclusion, due to the temporary nature of the project and a lack of adverse effects from the previous year's project, we agree with your assessment that the project will not affect coastal zone resources. We therefore concur 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,

A handwritten signature in dark ink, appearing to read "Peter Douglas", written over the typed name.

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  
U.S. Navy (Ann Rosenberry, SouthWestDiv)

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## CALIFORNIA COASTAL COMMISSION

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



August 28, 1996

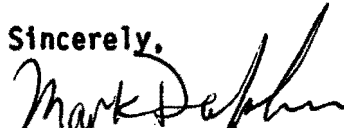
Majid Kharrati  
Project Manager  
Department of Transportation  
District 11  
P.O. Box 85406  
San Diego, CA 92186-5406

Re: **NE-106-96** "No Effects" Determination, Caltrans, Seismic Retrofit,  
Six Bridges on I-5 and I-805, Sorrento Valley, Soledad Canyon, and Rte  
5/805, North Central San Diego

Dear Mr. Kharrati:

The Coastal Commission has received your "No Effects" Determination for the above-referenced seismic retrofit of six bridges in north central San Diego. The project is a non-federal activity within the coastal zone and is in an area where the Commission has delegated permit authority to the City of San Diego. The project has received a coastal development permit waiver from the City, which has determined the project would not have substantial environmental effects. Caltrans has undertaken a biological resources review which also concludes impacts would be minimal. Caltrans has designed the project to minimize areas disturbed to the extent feasible, confine activities to avoid runoff effects, schedule the activities to minimize effects on avian breeding seasons, and avoid construction or staging in any environmentally sensitive areas. Caltrans has also committed to restoring any disturbed areas, including removal of any vegetation, to pre-project conditions. With these commitments, the habitat and water quality effects from the project have been addressed, and environmentally sensitive habitat will not be adversely affected by the project. The projects would not affect any other coastal zone resources. We therefore agree with your "No Effects" letter and your conclusion that no consistency certification needs to be submitted for this seismic retrofit project. If you have questions, please contact Mark Delaplaine, federal consistency supervisor, at (415) 904-5289.

Sincerely,

  
(for) PETER DOUGLAS  
Executive Director

cc: San Diego Area Office  
OCRM  
Assistant Counsel for Ocean Services  
Governor's Washington D.C. Office  
NOAA Assistant Administrator  
Dept. of Water Resources  
Army Corps of Engineers, San Diego Field Office

1966p

## CALIFORNIA COASTAL COMMISSION

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



September 16, 1996

Robert Joe, Chief  
Planning Division  
U.S. Army Corps of Engineers  
Los Angeles District  
Attn: Alex Watt  
P.O. Box 2711  
Los Angeles, CA 90053-2325

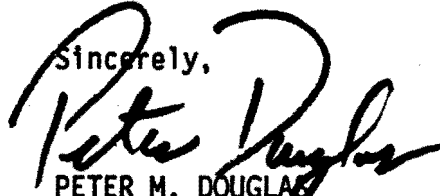
RE: **ND-110-96** Negative Determination, Army Corps, Food and Drug  
Administration (FDA) Laboratory, Irvine, Orange County

Dear Mr. Joe:

The Coastal Commission staff has received the above-referenced negative determination for the construction of a laboratory to be used by the FDA to allow it to consolidate existing laboratory activities in California. The proposed Irvine laboratory would be located on 10 acres of land now owned by the University of California (at U.C. Irvine). The project includes acquisition of the land by the FDA, construction of a 140,000 sq. ft. laboratory which would employ approximately 230 employees. The project is part of a nationwide FDA consolidation program; this facility would consolidate FDA activities now located in San Francisco, Los Angeles, and Irvine.

The Corps has circulated an EIR/S for the project which assesses its impacts. Based on this assessment, and the comments and responses included, it appears coastal zone impacts would be minimal. Noise and air quality impacts will be temporary and minor. There will be no water quality impacts, as runoff from the site will be contained and will be directed away from the University's nearby marsh (the San Joaquin Freshwater Marsh Reserve). A Water Quality Monitoring Plan has been coordinated with the University's Marsh Reserve program to assure wetland impacts will be avoided. No environmentally sensitive habitat exists on the site. Adequate parking (250 spaces) would be provided, and traffic impacts would not occur during peak recreation periods or on coastal access routes. The intensity of the development is comparable to adjacent and nearby facilities: to the west of the site is existing, high density and high-rise commercial development; to the north is UCI's north campus; and to the southeast is UCI's main campus. While the project site is currently vacant, the project would not block any public views to the marsh in the area. Architectural standards would conform to those in use at the UCI's north campus, so the building appearance would be similar to buildings in the surrounding area.

With these considerations, we agree with the Corps that the project will not affect any coastal zone resources, and we therefore concur 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  
Executive Director

cc: Long Beach 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



September 13, 1996

Dave Stalters  
Chief, Environmental Division  
U.S. Coast Guard  
Civil Engineering Unit Oakland  
2000 Embarcadero, Suite 200  
Oakland, CA 94606-5337


RE: **ND-111-96** Negative Determination, Coast Guard Boating Facility,  
Orange County

Dear Mr. Stalters:

The Coastal Commission staff has received the above-referenced negative determination for the replacement of existing facilities at the Corona del Mar Coast Guard Station in Orange County. The project consists of the replacement of existing fixed wood pier with a concrete floating pier. The project also includes a gangway, fenders, and utilities. The existing wood piles will be cut off at the mud line. The new pier will cover less area than the existing pier, so the project will reduce shading impacts. The proposed improvements constitute replacement of existing facilities. No in-water construction other than pile driving would occur. The pile driving will not affect any sensitive bird species, such as least terns or snowy plovers. The project will not adversely affect public access, and the maintenance of the Coast Guard's mission will enhance recreational boating by maintaining rescue capabilities. The project will not affect marine resources, environmentally sensitive habitat, public access and recreation, or any other coastal zone resources.

Therefore, we agree with your conclusion that no adverse impact to coastal resources would result from the project, and we hereby concur with your negative determination for the project made pursuant to Section 15 CFR 930.35(d) of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5280 if you have questions.

Sincerely,

  
PETER M. DOUGLAS  
Executive Director

cc: Long Beach Area Office  
NOAA  
Assistant Counsel for Ocean Services  
OCRM  
California Department of Water Resources  
Governors Washington D.C. Office  
U. S. Army Corps of Engineers (L.A. District)

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## CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000  
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September 13, 1996

Brian O'Neill  
General Superintendent  
National Park Service  
Golden Gate National Recreation Area  
Fort Mason  
San Francisco, CA 94123

RE: **ND-112-96** Negative Determination, National Park Service  
Slide Ranch Master Plan and two temporary structures, Marin County

Dear Mr. *Brian O'Neill*:

The Coastal Commission staff has received the above-referenced negative determination for improvements at Slide Ranch based on the Park Service's Master Plan for the ranch, as well as the temporary placement of two structures at the ranch. Slide Ranch is an educational and conservation ranch serving San Francisco Bay Area residents. The Master Plan proposes to continue and enhance the small scale, educational functions conducted at the ranch, which center around typical farming practices, recreation and wilderness education programs. The activities proposed under the Master Plan are consistent and compatible with the low-scale, environmentally "friendly" existing activities practiced at the ranch. While the ranch is in a highly scenic area and much of it is visible from Highway 1, the proposed activities would be confined to the existing, sensitively developed areas of the ranch. The temporary structures would consist of a small one-story cabin and a 30 ft. diameter, 12 ft. high yurt. Both structures would be visually compatible with nearby buildings on the ranch.

Thus, the proposal represents types of activities and facilities that support and are consistent with the resource protection and recreation goals of the Coastal Act. In addition, the ranch is located on federal land, and the activities would not adversely affect any resources of the coastal zone. We therefore concur with your negative determination for these activities 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  
Executive Director

cc: North Coast 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



September 13, 1996

Mike Leach  
City of Pacific Grove  
300 Forest Avenue  
Pacific Grove, CA 93950

Re: **NE-113-96** No Effects Determination, City of Pacific Grove, Golf Course Improvements

Dear Mr. Leach:

The Coastal Commission staff has received the above-referenced "No Effects" letter for several improvements to the portion of the City's golf course which is located on Coast Guard property. The project consists of the extension of an existing cyclone fence, for approximately 240 ft., as well as gate improvements and ice plant removal (to allow native plant re-vegetation). The project will not adversely affect environmentally sensitive habitat resources or public access. The project consists of modifications to existing facilities, and no other coastal resources are threatened by the project.

We therefore agree with your "No Effects" letter and your conclusion that no consistency certification needs to be submitted for this project. If you have questions, please contact Mark Delaplaine, federal consistency supervisor, at (415) 904-5289.

Sincerely,

A handwritten signature in dark ink, appearing to read "Peter Douglas".  
PETER M. DOUGLAS  
Executive Director

cc: Central Coast Area Office  
NOAA Assistant Administrator  
Assistant General Counsel for Ocean Services  
OCRM  
Governor's 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



September 16, 1996

Joseph Hull  
Design Manager  
Department of Transportation  
District 11  
P.O. Box 85406  
San Diego, CA 92186-5406

Re: **NE-116-96** "No Effects" Determination, Caltrans  
Seismic Retrofit of Five Bridges on I-5, City of San Diego

Dear Mr. Hull:

The Coastal Commission has received your "No Effects" Determination for the seismic retrofit of five bridges on I-5 in San Diego. The bridges are located on I-5 across local streets, at Beardsley, Sampson, 27th, 28th, and 30th Streets, just south of downtown San Diego. The project has already received a coastal development permit exemption from our San Diego Area Office, and in any event would not adversely affect any environmentally sensitive habitat, recreational traffic, cultural resources, or any other coastal zone resources. We therefore agree with your "No Effects" letter and your conclusion that no consistency certification needs to be submitted for this project. If you have questions, please contact Mark Delaplaine, federal consistency supervisor, at (415) 904-5289.

Sincerely,

*(For) Mark Douglas*  
(For) PETER DOUGLAS  
Executive Director

cc: San Diego Area Office  
OCRM  
Assistant Counsel for Ocean Services  
Governor's Washington D.C. Office  
NOAA Assistant Administrator  
Dept. of Water Resources  
Army Corps of Engineers, San Diego Field Office

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