

CALIFORNIA COASTAL COMMISSION

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



W-12

DATE: November 21, 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]

PROJECT #:	ND-058-96
APPLICANT:	Navy
LOCATION:	Naval Station, San Diego and LA-5
PROJECT:	disposal of maintenance dredge material at ocean disposal site
ACTION:	object
ACTION DATE:	10/31/96

PROJECT #:	NE-105-96
APPLICANT:	Santa Barbara Municipal Airport
LOCATION:	Santa Barbara Airport
PROJECT:	construction of a hold apron adjacent to existing runway
ACTION:	no effect
ACTION DATE:	10/31/96

PROJECT #:	ND-128-96
APPLICANT:	Navy
LOCATION:	Naval Construction Batallion Center, Port Hueneme
PROJECT:	construction of education facility
ACTION:	concur
ACTION DATE:	10/28/96

PROJECT #:	ND-130-96
APPLICANT:	Navy
LOCATION:	Naval Battalion Center, Port Hueneme
PROJECT:	Construction of two steel towers, northwest corner of NCBC
ACTION:	concur
ACTION DATE:	11/12/96

PROJECT #:	ND-131-96
APPLICANT:	Navy
LOCATION:	Naval Amphibious Base, Coronado
PROJECT:	Modification to CD-100-95, revised dredge disposal quantities and locations
ACTION:	concur
ACTION DATE:	11/1/96

PROJECT #:	ND-133-96
APPLICANT:	Navy
LOCATION:	Naval Construction Batallion Center, Port Hueneme
PROJECT:	demolition of four buildings, and construction of three new laboratories and research shops
ACTION:	concur
ACTION DATE:	11/12/96

PROJECT #:	ND-134-96
APPLICANT:	Navy
LOCATION:	Naval Construction Batallion Center, Port Hueneme
PROJECT:	construction of a facility for storage of hazarous waste
ACTION:	concur
ACTION DATE:	11/12/96

PROJECT #:	ND-135-96
APPLICANT:	Navy
LOCATION:	Naval Air Station, North Island, San Clemente Island
PROJECT:	abalone reseeding
ACTION:	Concur
ACTION DATE:	11/20/96

CALIFORNIA COASTAL COMMISSION

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October 31, 1996

Dan Muslin, Head, Environmental Planning Branch
Department of the Navy, Southwest Division
Attn: Pat McKay
Naval Facilities Engineering Command
Planning and Real Estate Department
1220 Pacific Highway
San Diego, CA 92132-5180

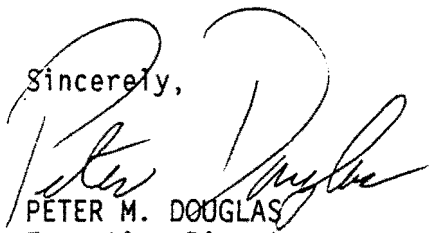
RE: **ND-58-96** Negative Determination, U.S. Navy, Dredging Modifications,
Chollas Creek, Naval Station San Diego

Dear Mr. Muslin:

The Coastal Commission staff has received the above-referenced negative determination for modifications to the previously-concurred-with consistency determination for the maintenance dredging of 99,000 cu. yds. of material at Chollas Creek, at the Naval Station San Diego on the east side of San Diego Bay. As originally concurred with by the Commission in CD-55-95, disposal was to occur at a landfill site outside the coastal zone. Since the time of that concurrence (July 12, 1995), the Navy has retested the material and now proposes to dispose of 45,000 cu. yds. of the material at the EPA-approved offshore disposal site LA-5. However, our coordination with EPA and the Corps reveals that the Navy's test results do not sufficiently establish at this time that the material has passed all applicable "Green Book" standards. We believe that some or all of the material proposed for ocean disposal is not suitable for ocean disposal.

We therefore disagree with your assessment that the resources of the coastal zone will not be adversely affected by the project as modified, and object to 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
EPA (Steven Johns)
Army Corps of Engineers (David Zoutendyk)

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October 31, 1996

Allison Cook
City of Santa Barbara
Santa Barbara Municipal Airport
601 Firestone Road
Goleta, CA 93117

RE: NE-105-96, No-Effects Determination for the construction of a hold apron
adjacent to existing runway, Santa Barbara Airport

Dear Ms. Cook:

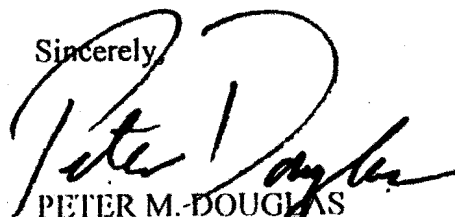
The Coastal Commission has received and reviewed the above-referenced no-effects determination. The proposed project includes construction of a hold apron adjacent to existing runway within Santa Barbara Airport. The hold apron is a small, approximately 17,000 square feet, paved area used for pre-flight preparation. The Santa Barbara Airport constructed this project in August 1993. The Airport applied for and received a coastal development permit from the City of Santa Barbara. In evaluating the project site, the City of Santa Barbara concluded that the project would not affect wetland resources. The Airport is participating in an after-the-fact federal consistency review because new information indicates that the project resulted in impacts to 0.22 acres of wetland resources. The Corps of Engineers reviewed this new information and has concluded that the project requires an after-the-fact permit pursuant to Section 404 of the Clean Water Act. Additionally, that federal permit triggers federal consistency review by the Commission.

In most circumstances, the Commission staff requires a consistency certification for federally permitted activities that include the placement of fill into wetlands. However, in this case, the Airport has already constructed the project and the impacts to the wetland resources have already occurred. The hold aprons are a necessary part of the airport operations and are consistent with the Local Coastal Program designation for the area. Finally, the Airport proposes to fully mitigate for the wetland impacts and that mitigation project will require a permit from the Commission. Therefore, the Commission staff concludes that the project does not significantly affect wetland resources of the coastal zone.

In conclusion, the Coastal Commission staff agrees that the proposed project will not have a significant effect on 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 black ink, appearing to read "Peter Douglas", written over the printed 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
Theresa Stevens, Corps of Engineers

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October 28, 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-128-96** Negative Determination, Classroom Building, 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 construction of a classroom building, student lounge, and dispatch office, adjacent to "Building 1287" at the Naval Construction Battalion Center (NCBC) in Port Hueneme. The project would be located within an existing developed area of the NCBC. The project would not involve any discharges into marine waters. No scenic public views would be affected. The project site contains 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,

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

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

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November 12, 1996

H.A. Bouika
Naval Construction Battalion Center
Environmental
1000 23RD Avenue
Port Hueneme, CA 93043-4301

Attn.: Beverly Damron

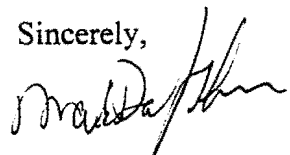
RE: ND-130-96, Negative Determination for the construction of two steel towers,
northwest corner of Naval Construction Battalion Center, Port Hueneme

Dear Mr. Bouika:

The Coastal Commission has received and reviewed the above-referenced negative determination. The proposed project includes construction of two steel towers, at the northwest corner of the Naval Construction Battalion Center, Port Hueneme. The towers are necessary to support exhaust system motors for two previously approved automobile maintenance training classrooms (see ND-65-96). The project site is within the developed area of the base and is consistent with surrounding development. The project will be visible from areas off the base, but is consistent with the visual character of the base and will not interfere with scenic views. Additionally, the project site does not contain any sensitive habitat resources. Finally, the project site is in an area where the Navy excludes public access to the shoreline for military security reasons. Therefore, the project will not affect shoreline access or recreational resources of the coastal zone.

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 R. Raives of the Coastal Commission staff at (415) 904-5292.

Sincerely,


(for) 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

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November 1, 1996

Pat McCay
Long Range Planning and
Real Estate Team Leader
Department of the Navy, Southwest Division
Naval Facilities Engineering Command
Planning and Real Estate Department
1220 Pacific Highway
San Diego, CA 92132-5190

RE: **ND-131-96** Negative Determination, U.S. Navy, Disposal Modifications,
Cyclone Class Patrol Ship Pier Dredging, Naval Amphibious Base, Coronado,
San Diego County

Dear Mr. McKay:

The Coastal Commission staff has received the above-referenced negative determination for modifications to the previously-concurred-with consistency determination for a pier replacement project at the Naval Amphibious Base in Coronado (see CD-100-95, Navy Cyclone Class Patrol Ship Pier). As originally concurred with by the Commission, the project included dredging of 33,000 cu. yds. of material, with disposal at three sites: as eelgrass substrate (clean material), ocean disposal at LA-5 (clean material), and within the "Homeporting" project (see CD 95-95) fill area (contaminated material). The project has been modified as follows:

(a) the total quantity of material to be dredged has been increased from 33,000 cu. yds. to 40,525 cu. yds.;

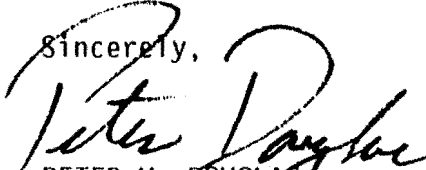
(b) the quantity for ocean disposal (of clean material) has been increased from 9,500 cu. yds. to 12,190 cu. yds.;

(c) the location for upland disposal (of contaminated material) has been changed from the "Homeporting" fill site to an initial dewatering site at Chollas Creek, with subsequent upland disposal at a suitable landfill site; and

(d) the quantity for upland disposal has been increased from 13,000 cu. yds. to 17,500 cu. yds.

As was the case previously, the material proposed for bay and ocean disposal has been tested and shown to comply with applicable "Green Book" standards. All material not suitable for ocean disposal will be dewatered at the confined facility at Chollas Creek and disposed of outside the coastal zone at a suitable upland site. The dewatering will occur in compliance with all requirements of the Regional Water Quality Control Board, San Diego Region. The project as modified does not raise any coastal zone resource issues not already considered by the Commission in its concurrence with CD-100-96. We therefore concur with your negative determination for these project modifications 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
EPA (Brian Ross)
Army Corps of Engineers (David Zoutendyk)
RWQCB (San Diego Region)
City of Coronado (Ann McCaull)

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November 12, 1996

H.A. Bouika
Naval Construction Battalion Center
Environmental
Attn.: Beverly Damron
1000 23RD Avenue
Port Hueneme, CA 93043-4301

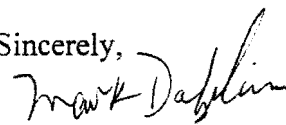
RE: ND-133-96, Negative Determination for demolition of four buildings and construction of three new laboratories/research shops, Naval Construction Battalion Center, Port Hueneme

Dear Mr. Bouika:

The Coastal Commission has received and reviewed the above-referenced negative determination. The proposed project includes demolition of four buildings, and construction of three new laboratories and research shops at the Naval Construction Battalion Center, Port Hueneme. Specifically, the Navy proposes to construct a new engineering laboratory/electronics shop (15,000 square feet), and two RTD&E storage laboratories (6,000 square feet and 3,000 square feet). Additionally, the project includes demolition of four existing buildings. The proposed projects are located within the developed area of the base and are consistent with surrounding development. The projects are not visible from areas off the base. Additionally, the project sites do not contain any sensitive habitat resources. Finally, the projects are located in areas where the Navy excludes public access to the shoreline for military security reasons. Therefore, the projects will not affect shoreline access or recreational resources of the coastal zone.

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 R. Raives of the Coastal Commission staff at (415) 904-5292.

Sincerely,


(for) 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

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November 12, 1996

H.A. Bouika
Naval Construction Battalion Center
Environmental
Attn.: Beverly Damron
1000 23RD Avenue
Port Hueneme, CA 93043-4301

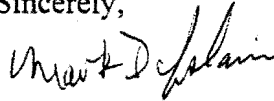
RE: ND-134-96, Negative Determination for construction of hazardous material storage facility, Naval Construction Battalion Center, Port Hueneme

Dear Mr. Bouika:

The Coastal Commission has received and reviewed the above-referenced negative determination. The proposed project includes construction of a hazardous materials storage facility within the Naval Construction Battalion Center, Port Hueneme. Specifically, the Navy proposes to construct an eight-foot high, eight-foot wide, and 20-foot long, three-bay hazardous materials storage facility. The project site is within the developed area of the base and is consistent with surrounding development. The Navy currently uses the project site for storage of hazardous material and the project will not result in a change in land use. The project is not visible from areas off the base. Additionally, the project site does not contain any sensitive habitat resources. Finally, the project site is in an area where the Navy excludes public access to the shoreline for military security reasons. Therefore, the project will not affect shoreline access or recreational resources of the coastal zone.

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 930.50(d). If you have any questions, please contact James R. Raives of the Coastal Commission staff at (415) 904-5292.

Sincerely,

(fwr) 
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

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November 20, 1996

Tracy D. Hofmann
Naval Command, Control and Ocean Surveillance Center
Attn: Andrew J. Aitken
Research, Development, Test and Evaluation Division
San Diego, CA 92152-5001

RE: ND-135-96, Negative Determination for abalone reseeding, San Clemente Island

Dear LCDR Hofmann:

The Coastal Commission has received and reviewed the above-referenced negative determination. The proposed project includes abalone reseeding at two locations offshore of San Clemente Island. After growing the abalone seeds to a 1/2-inch size at a Navy facility in Point Loma, San Diego, the Navy will place the abalone into cages and suspend them in water below the NOTS pier (away from boat traffic) and adjacent to several moorings between Wilson Cove and North Light (NRaD sea test Facility). The Navy will suspend the cages one to two meters below the sea surface. The Navy will install no more than six cages at each site. After the abalone seeds are grown, the Navy will plant the abalone into submerged rocky out crops in the kelp beds at NOTS pier and near the NRaD sea test Facility adjacent to Wilson Cove. The Navy will monitor the abalone throughout the entire project.

The project will not adversely affect coastal resources. The project does not involve any construction or permanent modifications to the marine environment. At the completion of the project, the Navy will remove the cages used to grow the juvenile abalone. The project will not discharge any pollutants into the marine environment. The Navy is placing the abalone in an area where it controls public access. Therefore, the project will not affect recreational resources of the coastal zone. Finally, the project beneficially affects habitat resources of the coastal zone by improving native abalone populations in the area.

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 R. Raives of the Coastal Commission staff at (415) 904-5292.

Sincerely,

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

(for) PETER M. DOUGLAS
Executive Director

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

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