

CALIFORNIA COASTAL COMMISSION

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



Tu 10

DATE: MARCH 20, 1996

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: MARCH 1996

-
- | | |
|-----------------------------|---|
| 1. Number: | NE-15-96 |
| Applicant/Federal Agency: | Irvine Ranch Water District, (Army Corps permit) |
| Project & Location: | Low Flow Diversion, San Diego Creek, Newport Beach, Orange County |
| Administrative Action/Date: | <u>Concurrence</u> with No Effects Determination, March 1, 1996 |
-
- | | |
|-----------------------------|--|
| 2. Number: | ND-23-96 |
| Applicant/Federal Agency: | U.S. Coast Guard |
| Project & Location: | Mooring Facilities, Coast Guard Station Channel Island, Oxnard, Ventura County |
| Administrative Action/Date: | <u>Concurrence</u> with Negative Determination, March 4, 1996 |
-
- | | |
|-----------------------------|--|
| 3. Number: | ND-22-96 |
| Applicant/Federal Agency: | U.S. Army Corps of Engineers |
| Project & Location: | Maintenance Dredging/Beach Disposal, Marina del Rey/Dockweiler Beach, Los Angeles County |
| Administrative Action/Date: | <u>Concurrence</u> with Negative Determination, March 6, 1996 |
-

Negative Determinations Memo
Page 2

4. Number: NE-11-96
Applicant/Federal Agency: Devereux Foundation
Project & Location: Wetland Restoration, Devereux Slough,
Santa Barbara County
Administrative Action/Date: Concurrence with Negative Determination,
March 8, 1996

5. Number: ND-9-96
Applicant/Federal Agency: U.S. Navy
Project & Location: Seawall repair and ditch clearance, Naval
Air Weapons Station, Pt. Mugu, Ventura
County
Administrative Action/Date: Concurrence with Negative Determination,
March 11, 1996

6. Number: ND-21-96
Applicant/Federal Agency: U.S. Navy
Project & Location: Road Repair, San Nicolas Island, Ventura
County
Administrative Action/Date: Concurrence with Negative Determination,
March 11, 1996

7. Number: ND-19-96
Applicant/Federal Agency: U.S. Navy
Project & Location: Storage Building, Naval Air Station North
Island, Coronado, San Diego County
Administrative Action/Date: Concurrence with Negative Determination,
March 13, 1996

Negative Determinations Memo
Page 3

8. Number: ND-17-96
Applicant/Federal Agency: U.S. Army Corps of Engineers
Project & Location: Spring 1996 Maintenance Dredging,
Humboldt Bay, Humboldt County
Administrative Action/Date: Concurrence with Negative Determination,
March 14, 1996

9. Number: ND-29-96
Applicant/Federal Agency: U.S. Army Corps of Engineers
Project & Location: Maintenance Dredging Extension, Morro
Bay, San Luis Obispo County
Administrative Action/Date: Concurrence with Negative Determination,
March 14, 1996

10. Number: ND-20-96
Applicant/Federal Agency: U.S. Navy
Project & Location: Hillside Erosion Repair, Air Weapons
Station, Pt. Mugu, Ventura County
Administrative Action/Date: Concurrence with Negative Determination,
March 19, 1996

PROJECTS WHERE JURISDICTION ASSERTED: MARCH 1996

1. Date: February 29, 1996
Applicant/Federal Agency/: Santa Barbara County Flood Control &
Water Conservation District (Army Corps
Permit)
Project & Location: Vegetation and sediment removal, Santa
Ynez River, Santa Barbara County.
Action: Commented on Army Corps Notice of Permit
Application and requested consistency
review

2. Date: March 1, 1996
Applicant/Federal Agency/: U.S. Army Corps of Engineers
Project & Location: Wind Farm Facilities, San Clemente Island
Action: Commented on Notice of Preparation of
Environmental Assessment and requested
consistency review

1968p

CALIFORNIA COASTAL COMMISSION

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



March 1, 1996

Kenneth Thompson
Irvine Ranch Water District
P.O. Box 57000
15600 Sand Canyon Ave.
Irvine, CA 92610-7000

Re: **NE-15-96** Irvine Ranch Water District, Low Flow Diversion, San Diego
Creek, Newport Beach, Orange County

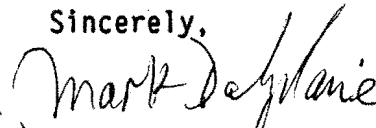
Dear Mr. Thompson:

The Coastal Commission has received your "No Effects" Determination for the above-referenced project. The project consists of diverting up to 5 cubic feet per second (cfs), during low flow periods (April through September), from San Diego Creek. The water would be temporarily stored within existing waterfowl ponds adjacent to the creek. After circulation in the ponds, the water will be returned to San Diego Creek (although approximately 10% will be lost to evaporation; thus 4.5 cfs will be returned to the creek). The water intake will be designed to avoid fish entrainment. Water diversion will cease if flows in San Diego Creek drop below 5 cfs. Construction is scheduled to commence in for Spring 1996. The project is a demonstration project and would operate for a 2 year period.

The purpose of the diversion is to supply water to the waterfowl ponds and to reduce nutrients inflows, and thus nitrogen concentrations (which lead to algal blooms), in upper Newport Bay. The project has been requested by the Regional Water Quality Control Board and has been coordinated with the California Department of Fish and Game and the U.S. Army Corps of Engineers. The project will benefit water quality in upper Newport Bay, which is an environmentally sensitive habitat area.

The project is located outside the coastal zone and would not adversely affect any coastal resources, and we 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) 904-5280.

Sincerely,


(for) PETER DOUGLAS
Executive Director

cc: Long Beach Area Office
OCRM
Assistant Counsel for Ocean Services
Governor's Washington D.C. Office
NOAA Assistant Administrator
Dept. of Water Resources
U.S. Army Corps of Engineers (L.A. District - 96-00109-MFS)

CALIFORNIA COASTAL COMMISSION

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



March 4, 1996

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

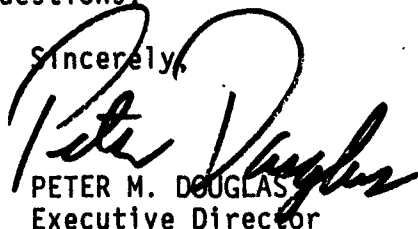
RE: **ND-23-96** Negative Determination, Mooring Facilities, Coast Guard
Station Channel Island, Oxnard, Ventura County

Dear Mr. Stalters:

The Coastal Commission staff has received the above-referenced negative determination for repairs to the Coast Guard Station on the east side of Channel Islands Harbor in Oxnard. The project consists of the replacement of an existing wood floating dock with prefabricated sections; replacement of an existing timber gangway with an aluminum gangway; replacement of 14 existing steel piles with 12 concrete piles; and increasing dock area by 10%. The existing facilities are in deteriorated condition and present a safety hazard. The proposed improvements constitute essentially replacement in kind of existing facilities. No in-water construction other than pile driving would occur, and the Coast Guard has committed to scheduling the project outside the sensitive period where noise from pile driving would affect snowy plovers or least terns. The project would, therefore, not affect marine resources, environmentally sensitive habitat areas, 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: Ventura 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)

1966p

CALIFORNIA COASTAL COMMISSION

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



March 6, 1996

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

RE: ND-022-96, Negative Determination for the maintenance dredging of Marina del Rey with surf zone disposal at Dockweiler Beach

Dear Mr. Joe:

The Coastal Commission has received and reviewed the above-referenced negative determination. The proposed project includes maintenance dredging of approximately 245,000 cubic yards of material from federal navigation channels and from the north jetty fillet within Marina del Rey. The Corps' operation will selectively dredge beach compatible sand from existing channels, and avoid areas of contaminated or otherwise unsuitable material. The Corps proposes to dispose of the dredged material in the intertidal zone of Dockweiler Beach, located south of Marina del Rey. The Corps proposes to dredge between mid-March and April 15, 1996, or after September 15, 1996.

In its negative determination, the Corps concludes that the proposed dredging is the same as or similar to other Marina del Rey dredging projects previously approved by the Commission. After evaluating this negative determination, the Commission staff agrees with the Corps' conclusion. The Federal Regulations implementing the Coastal Zone Management Act (15 C.F.R. Section 930.35(d)) allows for federal agencies to submit a negative determination for activities that are the same as or similar to previously approved projects. The Commission staff interprets this requirement to mean that the effects from the proposed project are similar to effects from projects previously approved by the Commission.

The Coastal Commission has previously reviewed several Marina del Rey dredging projects. At least one of those projects (CD-57-86) involved dredging of at least 200,000 cubic yards of sand from Marina del Rey channels and disposing of that material at Dockweiler Beach. The proposed project is similar to the previously approved project in that it involves dredging of beach compatible material and returning that sand into the littoral system. Additionally, like the previous project, the proposed dredging avoids activities during the least tern and popular beach recreation seasons (April 15 through September 15).

In addition to the sand supply, recreational, and least tern issues raised above, the Commission staff is concerned about potential effects to water quality from dredging and disposal of material contaminated with heavy metals, pesticides, and other chemicals. The Corps evaluated the material in the channels and the results indicated that some of the material has slightly elevated levels of lead and dibutyltin. Unfortunately, the Commission staff does not have a complete record of the sediment quality data from the previous project to compare them with the current project. Therefore, the Commission staff cannot

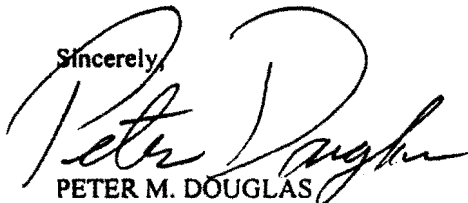
PAGE 2
ND-22-96
MARCH 6, 1996

conclude that the sediment quality is the same as or similar to the previously approved project. However, an independent evaluation of the sediment quality from the proposed dredging indicates that it will not affect water quality or recreational resources of the coastal zone.

Specifically, sediment from the south entrance channel contains elevated levels of lead and dibutyltin. The lead levels are slightly above the possible effects level (known as "ER-L") described by the National Oceanic and Atmospheric Administration (NOAA) in its report titled "The Potential for Biological Effects of Sediment-sorbed Contaminants Tested in the National Status and Trends Program." However, the sediment level is significantly below the probable effects level (known as the "ER-M") described by NOAA. Based on this comparison, the Commission staff believes that the lead levels in the sediment are not high enough to have any significant biological or effects on public recreation. Additionally, the Commission staff evaluated the dibutyltin levels and consulted with EPA, which has concluded that adverse biological and human health effects from dibutyltin are unlikely to occur at levels below 100 parts per billion (ppb). Since the concentration of dibutyltin within the Marina del Rey sediment is, at its highest, 13 ppb, the Commission staff does not expect it to affect resources of the coastal zone. Therefore, the Commission staff concludes that the material to be dredged from Marina del Rey channels will not significantly affect biological resources or public recreation.

In conclusion, the Coastal Commission staff agrees that the proposed project is the same as or similar to previously approved project and 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.

Sincerely,



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
Roger Gorke, Heal the Bay
Alan Ota, EPA
Dean Smith, Los Angeles County Beaches and Harbors

PMD/JRR
ND02296.DOC

CALIFORNIA COASTAL COMMISSION

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



March 8, 1996

John T. Gray
Manager of Environmental Services
Woodward-Clyde Consultants
130 Robin Hill Road, Suite 100
Santa Barbara, CA 93117

RE: NE-011-96, No-Effects Determination for the Devereux Foundation Master Plan Wetland Restoration Project in the South Finger of Devereux Slough, Santa Barbara County


Dear Mr. Gray:

The Coastal Commission has received and reviewed the above-referenced no-effects determination. The proposed project includes removal of fill, installation of an irrigation system, and the planting of native vegetation. The Devereux Foundation proposes to restore a total of 1.54 acres of wetland and related transitional habitat on the south finger of Devereux Slough, Santa Barbara County.

The proposed project will not result in any significant adverse effects on coastal resources. Even though the project result in impacts to 0.17 acres of wetlands, it will improve habitat quality of the existing resources and the effect is beneficial. Additionally, the project site does not contain any access, recreational, other coastal resources that would be affected by the proposed restoration. Finally, a Santa Barbara County approval of a coastal development permit for proposed project would appealable to the Commission, and if necessary any significant coastal resource issues can be resolved through that process.

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 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
Zack Hymanson, Coastal Commission's Wetland Coordinator
Los Angeles District Corps of Engineers, Ventura Field Office
U.S. Fish and Wildlife Service, Ventura Field Office

PMD/JRR
NE01196DOC

CALIFORNIA COASTAL COMMISSION

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



March 11, 1996

Vivian Goo
Deputy Public Works Officer
Department of the Navy
Naval Air Weapons Station
Point Mugu, CA 93042-5001

RE: ND-9-96, Negative Determination, Naval Air Weapons Station, Point Mugu, Ventura County

Dear Ms. Goo:

The Commission has received the above referenced negative determination for rock placement at the eastern terminus of the central seawall and for vegetation clearing in the Main Road Channel at the Naval Air Weapons Station. The project was completed in January, 1995, and was necessary to protect existing structures due to winter storms.

The existing seawall is several hundred feet in length; the expansion added 65 feet to the length of the seawall. Rock was placed extending the seawall perpendicular to the beach, which will help protect existing structures, but will not exacerbate shoreline erosion. The expansion was necessary to protect existing buildings, Beach Road, and the seawall from ongoing erosion. No flora or fauna were displaced by the project.

Vegetation clearing along 800 feet of the Main Road Channel was necessary to prevent flooding of the area. Vegetation and approximately one to two feet of mud along the length of the channel was removed using a bucket. The mud and vegetation were placed near the north end of the airfield at the Naval Weapons Station. The vegetation removed was not quantified. Some vegetation has returned to the channel.

There will be no long-term adverse impacts to coastal resources from this project. The project has not affected any endangered or threatened species. Therefore, we concur with your negative determination for this project 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.

Sincerely,

A handwritten signature in black ink that reads "Peter Douglas".

Peter M. Douglas
Executive Director

cc: South Central 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) 904-3200

March 11, 1996



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

Subject: Negative Determination ND-21-96 (Road Repair on San Nicolas Island)

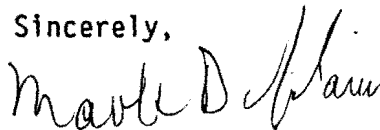
Dear Ms. Goo:

The Coastal Commission staff has reviewed your negative determination for proposed repairs to Beach Road at the Naval Air Weapons Station, San Nicolas Island. Approximately eighteen road segments were severely damaged during winter storms in 1995 and the proposed activity will repair damaged culverts, slopes, and shoulders. Proposed repair activities are located within the existing road corridor, away from the shoreline, and outside wetlands. Repairs will include asphalt patching on road surfaces, placement and improvement of road shoulders, swales, and flumes to control erosion and drainage, replacement of damaged culverts and headwalls, grading around culvert openings to stabilize road banks, placement of rock slope protection around culverts, and revegetation of exposed hillsides.

The proposed repair activities will not affect sensitive habitat or resources adjacent to the road corridor or elsewhere on the island. Four archeological sites are located adjacent to the road. These sites will be identified on the construction drawings, site boundaries will be flagged and a buffer zone between the sites and repair locations will be established, and an archeological monitor will be present during ground disturbing activities near the sites. In addition, exposed slopes will be revegetated with native plant materials to retard erosion and accelerate native species restoration.

In conclusion, the proposed road repairs will not adversely affect any resources of 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,

(for) 
PETER M. DOUGLAS
Executive Director

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

CALIFORNIA COASTAL COMMISSION

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



March 13, 1996

R. Mello, Captain, CEC
Department of the Navy
Naval Air Station
North Island
Box 367033
San Diego, CA 92135-7033

RE: ND-19-96, Negative Determination, Storage Facility, Naval Air Station, North Island,
San Diego County

Dear Captain Mello:

The Commission has received the above referenced negative determination for construction of a temporary 40,000 square foot storage facility and its eventual replacement by a permanent 56,000 square foot facility. The permanent structure will be in the same area as the temporary building. The facility is needed to house Mark V Special Operation Craft.

Although the project site is close to the shoreline, the development is in an existing developed area, and will therefore not degrade coastal views from the San Diego Bay. The project site was chosen due to its flat topography, which will require little, if any, excavation. Finally, the project site is located outside of any sensitive habitat area and will not affect any threatened or endangered species.

We agree that this project will have not affect any resources of the coastal zone; we therefore concur with your negative determination for construction of the temporary and permanent building 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.

Sincerely,

Mark DeHaine
(for) Peter M. Douglas
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

CALIFORNIA COASTAL COMMISSION

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



March 14, 1996

Thomas Kendall
Acting Chief, Planning/Engineering Division
San Francisco District
U.S. Army Corps of Engineers
ATTN: Tamara Terry
211 Main Street
San Francisco, CA 94105-1905

Subject: Negative Determination ND-17-96 (Spring 1996 Maintenance Dredging at Humboldt Bay)

Dear Mr. Kendall:

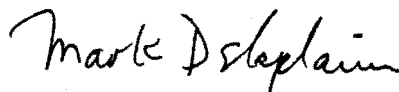
The Coastal Commission staff has reviewed your negative determination for maintenance dredging of 125,000 to 210,000 cubic yards of sand, silt, and clay sediments from the Eureka Channel, North Bay Channel, Field's Landing Channel, and Samoa Channel in Humboldt Bay. Dredged material disposal will occur at the recently-designated Section 102 Humboldt Open Ocean Disposal Site (HOODS) located approximately three miles west of Humboldt Bay. Dredging and disposal is scheduled to occur between March 25 and April 25, 1996, and is necessary in order to eliminate shoals in the aforementioned navigation channels and to assure safe transit through Humboldt Bay of deep draft, ocean-going cargo vessels and commercial and recreational boats. The Commission and the Executive Director have previously concurred with consistency determinations and negative determinations for similar maintenance dredging projects in Humboldt Bay (ND-61-95, ND-10-95, CD-111-94, CD-64-94, and others). In addition, the Commission concurred in 1995 with CD-72-95 (EPA) for the permanent designation of HOODS as a disposal site for dredged material from Humboldt Bay.

The Environmental Assessment accompanying the negative determination includes an analysis of sediment chemistry and concludes that the dredged sediments are suitable for open ocean disposal and will not generate adverse ecological effects at HOODS. However, the primary concerns raised during previous Commission and Executive Director reviews of Humboldt Bay maintenance dredging centered on the need for monitoring to assure that shoreline erosion is not occurring along the Humboldt Bay south spit, and the need to locate and designate a permanent site for disposal of Humboldt Bay dredged sediments. The latter concern was addressed by EPA's 1995 designation of HOODS as the permanent disposal site for Humboldt Bay dredged materials. Ongoing monitoring of shoreline erosion by the Corps continues to indicate no evidence

of erosion along the south spit; periodic shoreline monitoring will continue as a part of the maintenance dredging program at Humboldt Bay.

In conclusion, the proposed maintenance dredging will not adversely affect the coastal zone. The project is similar to Humboldt Bay maintenance dredging previously concurred with by the Commission and the Executive Director. 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 of the Commission staff at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,



(for)

PETER M. DOUGLAS
Executive Director

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

8110/4

CALIFORNIA COASTAL COMMISSION

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



March 14, 1996

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

RE: ND-29-96: Negative Determination, Maintenance Dredging Extension, Morro Bay, San Luis Obispo Co.

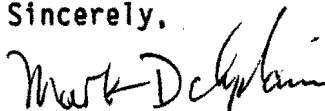
Dear Mr. Joe:

The Coastal Commission staff has received the above-referenced negative determination for an extension to a previously-concurred-with Corps proposal for the maintenance dredging of Morro Bay Harbor. The Commission previously authorized the Army Corps to dredge 1,100,000 cu. yds. of sandy material, to be used for beach replenishment. The Corps agreed to coordinate with us and with the U.S. Fish and Wildlife Service in the event dredging extended beyond March 15, to protect the Western snowy plover, a Federally-listed endangered species. Approximately one fourth of the material still needs be dredged, and it now appears that at least 100,000 cu. yds. will need to be dredged after March 15. The Corps has assured that disposal will not affect the plovers since all pipeline, equipment, and disposal activities will be restricted to areas outside of plover nesting habitat. The U.S. Fish and Wildlife Service, the National Marine Fisheries Service, and the California Department of Fish and Game have agreed that the project will not affect the plovers or any other environmentally sensitive habitat. The project will be completed before peak recreation periods and will benefit recreation through continued beach replenishment.

Under the federal consistency regulations a negative determination can be submitted for an activity "which is the same as or similar to activities for which consistency determinations have been prepared in the past."

Because impacts to snowy plovers will continue to be avoided, and all other impacts remain the same as those previously analyzed, this extended project is similar to the previous consistency and negative determinations with which we have concurred for Army Corps Morro Bay dredging (including CD-44-93, CD-81-91, and ND-28-95). We therefore concur with your negative determination for the extended 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,



(for)

PETER M. DOUGLAS
Executive Director

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

1967p

CALIFORNIA COASTAL COMMISSION

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



March 19, 1996

Vivian Goo
Deputy Public Works Officer
Department of the Navy
Naval Air Weapons Station
Point Mugu, CA 93042-5001

RE: ND-20-96, Negative Determination, Hillside Erosion Repair, Naval Air Weapons Station, Point Mugu, Ventura County

Dear Ms. Goo:

The Commission has received the above referenced negative determination to repair hillside erosion on Laguna Peak at the Naval Weapons Station. The site of the project is near water tanks 90 and 91, inland of Highway 1.

Storms during the 1994-95 season caused severe erosion and reactivated several landslides. The project will stabilize the hillside, preventing further erosion. Loose material from the hillside will be removed and benches will be cut into the slope. Sub-surface and surface drains will be constructed. The area will be reseeded.

There will be no long-term adverse impacts to coastal resources from this project. No state endangered or threatened species are on the site. Long-term aesthetics of the area will not be impacted as the soil overlying the bench cuts will be compacted to match adjacent slopes and will be revegetated.

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 Tania Pollak at (415) 904-5297 if you have any questions.

Sincerely,

Mark D. Douglas
(for) Peter M. Douglas
Executive Director

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

