

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA
200 SOUTH CALIFORNIA ST., SUITE 200
VENTURA, CA 93001
(805) 641-0142

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Permit Application No. 4-97-173
Date 9/10/97

ADMINISTRATIVE PERMIT

APPLICANT: City of Santa Barbara Parks and Recreation Department

PROJECT DESCRIPTION: Re-landscaping of intersection of East Cabrillo Blvd. and Los Patos Way, City of Santa Barbara

PROJECT LOCATION: Intersection of East Cabrillo Blvd. and Los Patos Way

EXECUTIVE DIRECTOR'S DETERMINATION: The findings for this determination, and for any special conditions, appear on subsequent pages.

NOTE: P.R.C. Section 30624 provides that this permit shall not become effective until it is reported to the Commission at its next meeting. If one-third or more of the appointed membership of the Commission so request, the application will be removed from the administrative calendar and set for public hearing at a subsequent Commission meeting. Our office will notify you if such removal occurs.

This permit will be reported to the Commission at the following time and place:

Date: October 7-10, 1997
Place: DelMar Fair Ground
2260 Jimmy Durante Blvd.
Time: 9:00 a.m.

IMPORTANT - Before you may proceed with development, the following must occur:

Pursuant to 14 Cal. Admin. Code Sections 13150(b) and 13158, you must sign the enclosed duplicate copy acknowledging the permit's receipt and accepting its contents, including all conditions, and return it to our office. Following the Commission's meeting, and once we have received the signed acknowledgement and evidence of compliance with all special conditions, we will send you a Notice of Administrative Permit Effectiveness.

BEFORE YOU CAN OBTAIN ANY LOCAL PERMITS AND PROCEED WITH DEVELOPMENT, YOU MUST HAVE RECEIVED BOTH YOUR ADMINISTRATIVE PERMIT AND THE NOTICE OF PERMIT EFFECTIVENESS FROM THIS OFFICE.

PETER DOUGLAS
Executive Director

By: [Signature]

Title: Coastal Program Manager

STANDARD CONDITIONS:

1. Notice of Receipt and Acknowledgment. The permit is not valid and development shall not commence until a copy of the permit, signed by the permittee or authorized agent, acknowledging receipt of the permit and acceptance of the terms and conditions, is returned to the Commission office.
2. Expiration. If development has not commenced, the permit will expire two years from the date this permit is reported to the Commission. Development shall be pursued in a diligent manner and completed in a reasonable period of time. Application for extension of the permit must be made prior to the expiration date.
3. Compliance. All development must occur in strict compliance with the proposal as set forth in the application for permit, subject to any special conditions set forth below. Any deviation from the approved plans must be reviewed and approved by the staff and may require Commission approval.
4. Interpretation. Any questions of intent or interpretation of any condition will be resolved by the Executive Director or the Commission.
5. Inspections. The Commission staff shall be allowed to inspect the site and the project during its development, subject to 24-hour advance notice.
6. Assignment. The permit may be assigned to any qualified person, provided assignee files with the Commission an affidavit accepting all terms and conditions of the permit.
7. Terms and Conditions Run with the Land. These terms and conditions shall be perpetual, and it is the intention of the Commission and the permittee to bind all future owners and possessors of the subject property to the terms and conditions.

EXECUTIVE DIRECTOR'S DETERMINATION (continued):

The Executive Director hereby determines that the proposed development is a category of development which, pursuant to PRC Section 30624, qualifies for approval by the Executive Director through the issuance of an administrative permit.

Subject to Standard and Special Conditions as attached, said development is in conformity with the provisions of Chapter 3 of the Coastal Act of 1976, will not prejudice the ability of the local government to prepare a Local Coastal Program that is in conformity with the provisions of Chapter 3, and will not have any significant impacts on the environment within the meaning of the California Environmental Quality Act.

If located between the nearest public road and the sea, this development is in conformity with the public access and public recreation policies of Chapter 3.

FINDINGS FOR EXECUTIVE DIRECTOR'S DETERMINATION:

The project consist of re-landscaping the intersection of East Cabrillo Boulevard and Los Patos Way at the entrance of the Andrea Clarke Bird Refuge.

The design encompasses 156,760 square feet of the existing landscaped area. The land scaping plan utilizes a variety of horticultural plant species which are compatible with the existing landscaping in the area. Two existing trees are slated to be removed (both introduced exotics), as well a number of weedy species (e.g., Pampus grass and Casterbean). Additionally, several other horticultural species will be removed which currently block the line of site of oncomming traffic to the Andrea Clake Bird Refuge. There are no existing structures or vehicular parking in the project area with the exception of a bicycle rack will be retained. (See Exhibits 1 and 2.)

The proposed project will not modify or change the existing intensity of uses of the site, or conflict with any applicable policies of Chapter 3 of the Coastal Act. The Executive Director therefore finds that the proposed project is inconformity with scenic and visual and environmentally sensitive habitat policies of Chapter 3 of the Coastal Act.

SPECIAL CONDITIONS:

None

ACKNOWLEDGMENT OF PERMIT RECEIPT/ACCEPTANCE OF CONTENTS:

I/We acknowledge that I/we have received a copy of this permit and have accepted its contents including all conditions.

Applicant's Signature

Date of Signing

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