

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE

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Filed: April 17, 2001
49th Day: June 5, 2001
Staff: T. S. Tauber
Staff Report: April 27, 2001
Hearing Date: May 11, 2001
Commission Action:

STAFF REPORT: APPEAL

SUBSTANTIAL ISSUE

LOCAL GOVERNMENT: County of Humboldt

DECISION: Approval with Conditions

APPEAL NO.: A-1-HUM-01-022

APPLICANT: Humboldt Area Foundation

PROJECT LOCATION: At 373 Indianola Road, at the northeast corner of the intersection of Indianola Road with Indianola Cutoff, Humboldt County (APN 402-031-29).

PROJECT DESCRIPTION: A two year extension of a Coastal Development Permit approved in 1998 for the expansion of the Humboldt Area Foundation meeting facilities and office building. The originally approved project includes 1) an approximately 6,390-square-foot, 33-foot-high building to house public meeting facilities, support office staff and a research library; 2) a 65-stall paved parking lot; 3) a foot path to connect the existing facility to the new facility; 4) excavation of approximately 800 cubic yards of soil, and placement of 820 cubic yards of fill for building pad and parking areas; 5) construction of on-site drainage facilities;

and 6) construction of off-site drainage facilities on APN 501-201-26 and in the Indianola Road right of way.

APPELLANTS:

**Save the Public's Lynn Vietor Nature Preserve,
Attn: John Perrott**

**SUBSTANTIVE FILE:
DOCUMENTS**

- 1) Humboldt County CDP No. 98-23A; and
- 2) Humboldt County Local Coastal Program

STAFF RECOMMENDATION:

The staff recommends that the Commission OPEN AND CONTINUE the public hearing to determine whether substantial issue exists with respect to the grounds on which the appeal has been filed for the following reasons:

Pursuant to Section 30621 of the Coastal Act, an appeal hearing must be set within 49 days from the date an appeal of a locally issued coastal development permit is filed. The appeal on the above-described decision was filed on April 17, 2001. The 49th day falls on June 5, 2001. The only meeting within the 49-day period is May 8-11, 2001. In accordance with the California Code of Regulations, on April 17, 2001, staff requested all relevant documents and materials regarding the subject permit from the County, to enable staff to analyze the appeal and prepare a recommendation as to whether a substantial issue exists. However, the requested documents and materials were not received by Commission staff before the mailing of staff reports for the May meeting. Thus, the requested information was not requested or received in time for the staff to review the information for completeness or prepare a recommendation on the substantial issue question. Consistent with Section 13112 of the California Code of Regulations, since the Commission did not timely receive the requested documents and materials, the Commission must open and continue the hearing until all relevant materials are received from the local government.