

## CALIFORNIA COASTAL COMMISSION

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



## RECORD PACKET COPY

**W 6**

**DATE:** October 27, 2004

**TO:** Coastal Commissioners and Interested Parties

**FROM:** Peter M. Douglas, Executive Director  
Elizabeth A. Fuchs, Manager, Statewide Planning and Federal Consistency Division  
Mark Delaplaine, Federal Consistency Supervisor

**RE:** Negative Determinations Issued by the Executive Director  
[Executive Director decision letters are attached]

<b>PROJECT #:</b>	NE-068-04
<b>APPLICANT:</b>	Humboldt Co.
<b>LOCATION:</b>	Redwood Creek, upstream of Highway 101, Humboldt Co.
<b>PROJECT:</b>	Redwood Creek Flood Control Project
<b>ACTION:</b>	No effect
<b>ACTION DATE:</b>	10/12/2004

<b>PROJECT #:</b>	NE-074-04
<b>APPLICANT:</b>	Laguna County Sanitation District
<b>LOCATION:</b>	Orcutt/Solomon Creek south of Santa Maria, Santa Barbara Co.
<b>PROJECT:</b>	Sediment and vegetation removal
<b>ACTION:</b>	No effect
<b>ACTION DATE:</b>	10/12/2004

<b>PROJECT #:</b>	NE-077-04
<b>APPLICANT:</b>	San Diego Unified Port District
<b>LOCATION:</b>	LA-5 ocean disposal site, offshore San Diego Co.
<b>PROJECT:</b>	dispose 25,000 cu.yds. of sediment dredged from National City Marine Terminal
<b>ACTION:</b>	No effect
<b>ACTION DATE:</b>	10/12/2004

PROJECT #:	ND-078-04
APPLICANT:	National Park Service
LOCATION:	Mori Point, Golden Gate National Recreation Area, Pacifica, San Mateo Co.
PROJECT:	San Francisco garter snake recovery plan
ACTION:	Concur
ACTION DATE:	10/20/2004

PROJECT #:	NE-079-04
APPLICANT:	City of Goleta
LOCATION:	City of Goleta, Santa Barbara Co.
PROJECT:	Monarch Point/Ellwood Mesa land acquisition
ACTION:	No effect
ACTION DATE:	10/18/2004

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October 12, 2004

Adam Forbes  
Environmental Services Manager  
Department of Public Works  
County of Humboldt  
1106 Second Street  
Eureka, CA 95501-0579

Subject: No Effects Determination NE-068-04, Redwood Creek Flood Control Project

Dear Mr. Forbes:

The Commission staff has received and reviewed the above-referenced no-effects determination for the 2004 Redwood Creek Flood Control Project Maintenance Work Plan. The proposed work would occur along Redwood Creek inland of the coastal zone boundary and would commence approximately 1,500 feet upstream of the Highway 101 bridge. The County proposes to extract 38,000 cu.yds. of gravel and vegetation (primarily willow and alder) from four areas on three gravel bars within Redwood Creek. The proposed work has received approvals from NOAA Fisheries, California Department of Fish and Game, and Redwood National and State Parks.

With this letter we are waiving the need for a consistency certification, as the gravel extraction and vegetation removal will not adversely affect coastal zone resources. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,

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

(for) PETER M. DOUGLAS  
Executive Director

cc: North Coast District Office  
Corps of Engineers, Eureka

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October 12, 2004

Martin J. Wilde  
Engineer/Manager  
Laguna County Sanitation District  
Santa Barbara County Public Works Dept.  
123 Anapamu Street  
Santa Barbara, CA 93101

Subject: No Effects Determination NE-074-04, Orcutt/Solomon Creek Maintenance Project,  
Santa Barbara County.

Dear Mr. Wilde:

The Commission staff has received and reviewed the above-referenced no-effects determination for the Orcutt/Solomon Creek flood control maintenance project, south of Santa Maria and west of Orcutt. Orcutt/Solomon Creek flows into Green Canyon which in turn flows into the Santa Maria River. The project site is located approximately ten miles upstream from the mouth of the Santa Maria River. The County proposes to remove 20,000 cu.yds. of sediment and vegetation along a 5,500-foot-long reach of the aggraded stream bed. Mitigation measures, special conditions, and monitoring consistent with the California red-legged frog Biological Opinion issued by the U.S. Fish and Wildlife Service to the Santa Barbara County Flood Control District (for routine maintenance activities) will occur throughout project implementation.

With this letter we are waiving the need for a consistency certification, as the sediment removal and flood control work will not adversely affect coastal zone resources. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,

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

(fin) PETER M. DOUGLAS  
Executive Director

cc: South Central Coast District Office  
Corps of Engineers, Ventura

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October 12, 2004

Eileen M. Maher  
Assistant Director  
Recreation and Environmental Services  
San Diego Unified Port District  
P.O. Box 120488  
San Diego, CA 92112-0488

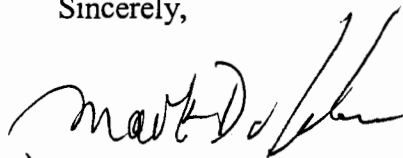
Subject: No-Effects Determination NE-077-04, Disposal of Dredged Material at LA-5 Ocean Disposal Site, San Diego County

Dear Ms. Maher:

The Coastal Commission staff has reviewed the above-referenced no-effects determination. The Port District proposes to dispose 25,000 cu.yds. of clean sediment at the LA-5 ocean disposal site, located six miles southwest of San Diego. The sediments will be maintenance-dredged from Berths 24-10 and 24-11 at the National City Marine Terminal. Based on "Green Book" testing protocol (including Tier III ocean disposal testing), the Corps of Engineers determined that the dredged materials were suitable for ocean disposal at the LA-5 site. U.S. EPA concurred with this determination in September 2004. The dredged materials are mostly fine-grained and are not suitable for beach nourishment.

With this letter we are waiving the need for a consistency certification, as the proposed dredged material disposal will not adversely affect coastal zone resources. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,

  
(fav) PETER M. DOUGLAS  
Executive Director

cc: San Diego Coast District Office  
Corps of Engineers, San Diego  
San Diego RWQCB

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October 20, 2004

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

Attn: Darren Fong

Re: **ND-078-04**, Negative Determination, National Park Service, San Francisco Garter Snake habitat improvements, Mori Point, Pacifica, San Mateo Co.

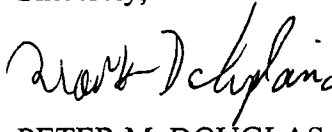
Dear Mr. O'Neill:

The Coastal Commission staff has reviewed the above-referenced negative determination for the creation of shallow ponds to benefit San Francisco Garter Snake habitat at Mori Point in Pacifica. The project includes excavation of 200-700 cu. yds. of material, up to 500 cu. yds. of which will be temporarily stockpiled and ultimately used to restore nearby upland sites disturbed by past quarry activities and motorbike use. The project also includes: placement of rock or wood piles adjacent to Laguna Salada Pond; removal of some upland habitat, in the footprint of the ponds and within the bed of the drainage ditch, to provide breeding habitat for additional California red-legged frogs; leaving cut materials from exotic plant removal on site to enhance slender salamander habitat; community outreach and education efforts regarding enhancement actions; pre- and post-project monitoring of hydrological and habitat conditions; monitoring of mosquito production, and if necessary, treating the area with *Bacillus thuringensis*; and measures to redirect hillslope seepage from Mori's Point Road and onto coastal scrub and grassland habitats to the north of the road (to stabilize the road bed and restore hydrologic connection to the wetlands north of the road).

The Park Service is coordinating with the USFWS, which is conducting a Section 7 consultation for the activities. In addition, post-project monitoring will be performed to assess the effects of pond excavation on the wetland habitat, hydrology, and herpetofauna use. With the monitoring and coordination, and the fact that the activity is located on federal land, short term construction impacts will be minor, and the project will benefit habitat protection. The Commission staff therefore agrees that the proposed project will not adversely affect coastal zone resources, and we therefore **concur** with your negative

determination made pursuant to 15 CFR Section 930.35 of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5289 if you have any questions regarding this matter.

Sincerely,

  
(for) PETER M. DOUGLAS  
Executive Director

cc: North Central District Office  
California Department of Water Resources  
Governors Washington D.C. Office

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October 18, 2004

Frederick C. Stouder  
City Manager  
City of Goleta  
130 Cremona Drive, Suite B  
Goleta, CA 93117

Subject: No-Effects Determination NE-079-04, Monarch Point/Ellwood Mesa land acquisition,  
Santa Barbara County

Dear Mr. Stouder:

The Coastal Commission staff has reviewed the above-referenced no-effects determination for acquisition of the Monarch Point/Ellwood Mesa property. The City of Goleta proposes to purchase the 137-acre, five-parcel property from the Trust for Public Land using federal funds received from the National Oceanic and Atmospheric Administration's Coastal and Estuarine Land Conservation Program. The subject oceanfront property is located within the coastal zone on the eastern edge of the Gaviota Coast, between Santa Barbara Shores Park and the Coal Oil Point open space lands of the University of California at Santa Barbara. The property contains coastal bluffs, sandy beaches, wetlands and other environmentally sensitive habitat, and trails.

The City of Goleta states that the purpose of the acquisition is to ensure protection and preservation of the site's natural resources while allowing and facilitating an appropriate level of public access and recreation. An Open Space Habitat Management Plan for the property has been approved by the City and addresses management and protection of natural resources, potential restoration and enhancement plans, and management of public access. Present and proposed uses of the property include hiking, biking, equestrian use, bird watching, natural history tours, and educational field trips. Elements of the Open Space Habitat Management Plan will be incorporated into the City's Coastal Land Use Plan, which is currently under preparation. However, until the Commission certifies a Local Coastal Program, the City will submit any necessary applications to the Commission for coastal development permits for any actions on the subject property that constitute development as defined by the Coastal Act. The City states that no development other than the proposed acquisition is proposed under this no-effects determination.

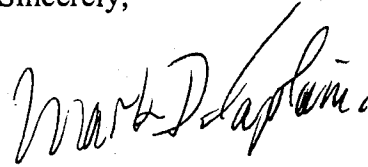
In conclusion, the Commission staff agrees that the proposed acquisition of the Monarch Point/Ellwood Mesa property by the City of Goleta will lead to the protection of sensitive coastal resources and provide public access to and along the shoreline. With this letter we are waiving the need for a consistency certification, as the proposed acquisition will not adversely affect



Frederick C. Stouder  
Page 2

coastal zone resources. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter M. Douglas". The signature is written in a cursive, somewhat stylized font.

(for)

PETER M. DOUGLAS  
Executive Director

cc: South Central Coast District Office  
Trust for Public Land, San Francisco  
NOAA, CELC Program Office