

CALIFORNIA COASTAL COMMISSION

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



RECORD PACKET COPY

Th 18**DATE: January 26, 2005****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]

PROJECT #:	ND-087-04
APPLICANT:	Department of the Navy
LOCATION:	Naval Weapons Station, Seal Beach, Orange Co.
PROJECT:	Wharf 311 Pile Replacement
ACTION:	Concur
ACTION DATE:	12/16/2004

PROJECT #:	ND-093-04
APPLICANT:	National Park Service
LOCATION:	Santa Monica Mountains National Recreation Area, Los Angeles Co.
PROJECT:	Removal of check dams and Arizona crossings from Solstice Creek
ACTION:	Concur
ACTION DATE:	1/4/2005

PROJECT #:	ND-001-05
APPLICANT:	U.S. Coast Guard
LOCATION:	Coast Guard Station Morro Bay, San Luis Obispo Co.
PROJECT:	Replace wooden docks with concrete docks
ACTION:	Concur
ACTION DATE:	1/4/2005

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December 16, 2004

David Baillie
Environmental Director
Department of the Navy
Naval Weapons Station, Seal Beach
800 Seal Beach Boulevard
Seal Beach, CA 90740-5000

Attn: Hiphil Clemente

RE: **ND-087-04** Negative Determination, Navy Pile Replacement, Naval Weapons Station,
Seal Beach, Orange Co.

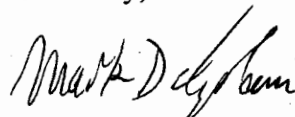
Dear Mr. Baillie:

The Coastal Commission staff has received the above-referenced negative determination for the replacement of 18 wooden piles located at Wharf 311 at the Naval Weapons Station in Seal Beach. The replacement piles would be fiberglass covered concrete filled piles. The existing piles are severely deteriorated and pose a threat to the integrity of the wharf.

The Navy asserts that it owns the submerged tidelands that will be affected. The Navy has conducted eelgrass and "Caulerpa" surveys; neither is present and no eelgrass or other environmentally sensitive habitat will be affected. Construction will not occur during the least tern nesting season. The Navy has agreed to monitor the integrity of the fiberglass coatings to assure they do not result in marine debris. The project will not affect public access and recreation, scenic coastal public views, or any other coastal resources.

In conclusion, we **agree** with your that the activity would not adversely affect any coastal zone resources, and we hereby **concur** with your negative determination for this project made pursuant to Section 15 CFR 930.35 of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5289 if you have any questions.

Sincerely,


(for) PETER M. DOUGLAS
Executive Director

cc: Long Beach District Office
Corps of Engineers, L.A. District (Stephanie Hall - 200400151-SJH)
Hiphil Clemente
U.S. Navy, Southwest Division
Naval Facilities Engineering Command
1220 Pacific Highway
San Diego, CA 92132-5190

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January 4, 2005

Noel Davis
Chambers Group
17671 Cowan Ave., Ste. 100
Irvine, CA 92614

Re: **ND-093-04**, Negative Determination, National Park Service, Solstice Creek
Steelhead Restoration, Santa Monica Mountains, Malibu, Los Angeles Co.

Dear Ms. Davis:

The Coastal Commission staff has reviewed the above-referenced negative determination for the removal of seven artificial barriers (small dams and Arizona crossings) that block steelhead passage in Solstice Creek, on federal land in the Santa Monica Mountains. The project would affect approximately 1 mile of the creek, removing barriers above Pacific Coast Highway and below a natural waterfall, and would restore stream gradients to allow steelhead passage. The project duration would be approximately two weeks. The Park Service is coordinating with the National Marine Fisheries Service/NOAA Fisheries, which supports the project, as well as the State Historic Preservation Officer. Impacts to trail users will be temporary, and any detours will include signs (in English and Spanish) to redirect hikers to alternative trails.

We **agree** with the Park Service that the project will not adversely affect, and will in fact benefit, coastal zone resources, and we therefore **concur** with your negative determination made pursuant to Section 15 CFR 930.35 of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5289 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Delaplaine", written over the typed name.

(for)

PETER M. DOUGLAS
Executive Director

cc: South Central Coast District Office
California Department of Water Resources
Governor's Washington, D.C., Office
Army Corps, Los Angeles District (Regulatory)

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January 4, 2005

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

Attn: Roy Clark

Re: **ND-001-05** Negative Determination, Coast Guard, Boat Dock Extension
Modifications, Morro Bay, San Luis Obispo County

Dear Mr. Stalters:

The Coast Guard has submitted a negative determination for minor modifications to a previously-concurred-with project in Morro Bay. In ND-089-89 and ND-123-00, the Commission staff concurred with Coast Guard negative determinations for improvements to an existing floating dock at the U.S. Coast Guard Station Morro Bay. The proposed additional modifications would consist of changing the dock material from wood to concrete, and slightly widening one corner of the dock.

Under the federal consistency regulations a negative determination can be submitted for an activity "which is the same or similar to activities for which consistency determinations have been prepared in the past." The Commission staff previously concurred with negative determinations for expansions to the floating dock (ND-089-89 and ND-123-00). Previously agreed-to measures to protect sea otters and brown pelicans, and to avoid eelgrass impacts, would remain in place. We agree with your conclusion that these minor modifications to the dock extension project would not adversely affect coastal zone resources and would be similar to activities with which we previously concurred. We therefore **concur** with your negative determination for the project modifications made pursuant to Section 15 CFR 930.35 of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5289 if you have any questions.

Sincerely,

Mark Delaplaine
(for) PETER M. DOUGLAS
Executive Director

cc: Central Coast District Office
California Department of Water Resources
Governor's Washington D.C. Office