

CALIFORNIA COASTAL COMMISSION

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



RECORD PACKET COPY

Th 11**DATE:** May 18, 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-031-05
APPLICANT:	U.S. Navy
LOCATION:	Naval Weapons Station Seal Beach, Orange Co.
PROJECT:	Demolish and remove remnants of old Pacific Coast Highway bridge
ACTION:	Concur
ACTION DATE:	4/25/2005

PROJECT #:	ND-036-05
APPLICANT:	U.S. Coast Guard
LOCATION:	Coast Guard Dorado Moorings, Crescent City, Del Norte Co.
PROJECT:	Repair eroded rip rap
ACTION:	Concur
ACTION DATE:	4/25/2005

PROJECT #:	ND-053-05
APPLICANT:	U.S. Marine Corps
LOCATION:	Marine Corps Base Camp Pendleton, San Diego Co.
PROJECT:	Construct retaining wall at San Onofre Recreation Beach
ACTION:	Concur
ACTION DATE:	5/4/2005

PROJECT #:	NE-056-05
APPLICANT:	San Luis Obispo Co.
LOCATION:	Los Osos, San Luis Obispo Co.
PROJECT:	Turri Rd. Bridge Replacement
ACTION:	No effect
ACTION DATE:	4/20/2005

PROJECT #:	ND-057-05
APPLICANT:	U.S. Coast Guard
LOCATION:	Point Loma, San Diego
PROJECT:	Maintenance dredging at Ballast Point Mooring and nearshore disposal at Imperial Beach
ACTION:	Concur
ACTION DATE:	4/26/2005

PROJECT #:	ND-058-05
APPLICANT:	U.S. Forest Service
LOCATION:	Los Padres National Forest, Santa Barbara and Ventura Counties
PROJECT:	Onshore (inland of coastal zone) oil and gas leasing
ACTION:	Concur
ACTION DATE:	4/21/2005

PROJECT #:	ND-060-05
APPLICANT:	U.S. Customs and Border Protection
LOCATION:	Ports of Los Angeles and Long Beach, Los Angeles Co.
PROJECT:	Install passive radiation portal monitoring detection systems
ACTION:	Concur
ACTION DATE:	4/27/2005

PROJECT #:	ND-061-05
APPLICANT:	Department of the Navy
LOCATION:	Mugu Lagoon barrier beach, Naval Base Ventura County, Pt. Mugu, Ventura Co.
PROJECT:	Construct fence to protect California least tern and Western snowy plover habitat
ACTION:	Concur
ACTION DATE:	4/27/2005

PROJECT #:	ND-062-05
APPLICANT:	Corps of Engineers, San Francisco District
LOCATION:	San Francisco Main Ship Channel and offshore of Ocean Beach, San Francisco
PROJECT:	Dredge San Francisco Bar Channel and dispose at SF-8 and/or nearshore demonstration site
ACTION:	Concur
ACTION DATE:	5/3/2005

PROJECT #:	ND-064-05
APPLICANT:	Department of the Navy
LOCATION:	Naval Base Ventura County, Pt. Mugu, Ventura Co.
PROJECT:	Remove six underwater piles at site of old Mugu Pier
ACTION:	Concur
ACTION DATE:	5/5/2005



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April 25, 2005

Jo Ellen Anderson
Community Planner
Naval Facilities Engineering Command
1220 Pacific Highway
San Diego, CA 92132-5190

Subject: Negative Determination ND-031-05, Demolition and removal of PCH bridge remnants and construction of replacement shoreline protection revetment, Naval Weapons Station Seal Beach, Orange County

Dear Ms. Anderson:

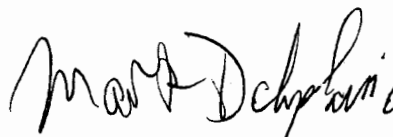
The Coastal Commission staff has reviewed the above-referenced negative determination. The Navy proposes to demolish and remove the concrete remnants of the old Pacific Coast Highway (PCH) bridge, which currently serve as a shoreline revetment along both sides of the navigation channel between Anaheim Bay and the current PCH bridge. The Navy also proposes to construct a replacement revetment at the same location within the secured boundary of Naval Weapons Station Seal Beach. The project area includes 700 feet and 150 feet of shoreline on the north and south sides of the navigation channel, respectively. Work includes: (1) removal of 1,000 cu.yds. of reinforced concrete construction debris (bridge deck, piers, piles, abutments, caissons, and guardrails) along the shorelines and within the channel between -1 and +12 feet mean lower low water (MLLW); (2) recontouring the slope beneath the existing concrete debris revetment to a maximum 1.75:1 slope by removing 3,000 cu.yds. of material from a narrow band of intertidal and shallow subtidal area to a depth of -1 foot MLLW; (3) placement of 2,700 cu.yds. of sand, gravelly rocks, and riprap upon a geo-fabric liner on the new slope between -1 and +13.8 feet MLLW; and (4) replacement of existing chain link fencing, relocation of an existing navigation sign, and construction of road-end barricades.

The Navy states that by removing the concrete bridge debris from intertidal and shallow subtidal areas, and by recontouring the slopes beneath the debris back to 1.75:1, approximately 475 sq.ft. of new shallow subtidal habitat will be created after construction of the replacement revetments. A recent caulerpa survey indicated that there is no calupera within the project area. Eelgrass was detected outside but not within the project area. Pre- and post-construction surveys will be conducted to verify no loss of eelgrass during debris removal and riprap placement. In-water construction will not occur during the April 1 through September 15 nesting season of the California least tern. Silt curtains will be used to minimize turbidity effects during construction.

The shorelines along Anaheim Bay at the Naval Weapons Station and along the navigation channel (west of the PCH bridge) connecting Anaheim Bay and Huntington Harbor are currently

armored. The concrete rubble revetment proposed for removal would be replaced with an engineered revetment similar in size and shape to the existing revetments in Anaheim Bay. The proposed project does not introduce a shoreline protection device into an area previously free of such structures. In addition, the removal of the existing concrete debris revetment will eliminate a visual blight and improve the view seaward from Pacific Coast Highway where it crosses Anaheim Bay. In conclusion, we **agree** with the Navy that the proposed revetment would not adversely affect coastal resources. We therefore **concur** with your negative determination made pursuant to Section 15 CFR 930.35 of the NOAA implementing regulations. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,


(for) PETER M. DOUGLAS
Executive Director

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

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45 FREMONT, SUITE 2000
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April 25, 2005

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

Subject: Negative Determination ND-036-05, Repair eroded rip rap at U.S. Coast Guard Dorado Moorings, Crescent City, Del Norte Co.

Dear Mr. Stalters:

The Coastal Commission staff has reviewed the above-referenced negative determination. The Coast Guard proposes to repair 160 feet of eroded armored shoreline adjacent to the mooring dock. The existing rip rap revetment has eroded due to wave action, slope failure, and pile driving. As a result, the concrete accessway to the mooring is at risk of collapse and rip rap and soil are washing into bay waters. The project includes demolishing the existing concrete sidewalk, excavating shoreline material to construct a 1.5:1 slope, and placing approximately 480 cu.yds. of rip rap (toe and armor stones) on the new slope. The footprint and extension below mean lower low water of the existing and proposed revetments are the same. The Coast Guard considered installing vertical sheet piling instead of riprap, but determined that this alternative could generate reflective waves that would create unsuitable conditions for mooring vessels. No dredging is required or proposed for this project. As this area has been routinely dredged for over thirty years, no sensitive marine habitat (e.g., eelgrass) is present in the project or adjacent areas. A silt curtain will be used to minimize turbidity effects during construction.

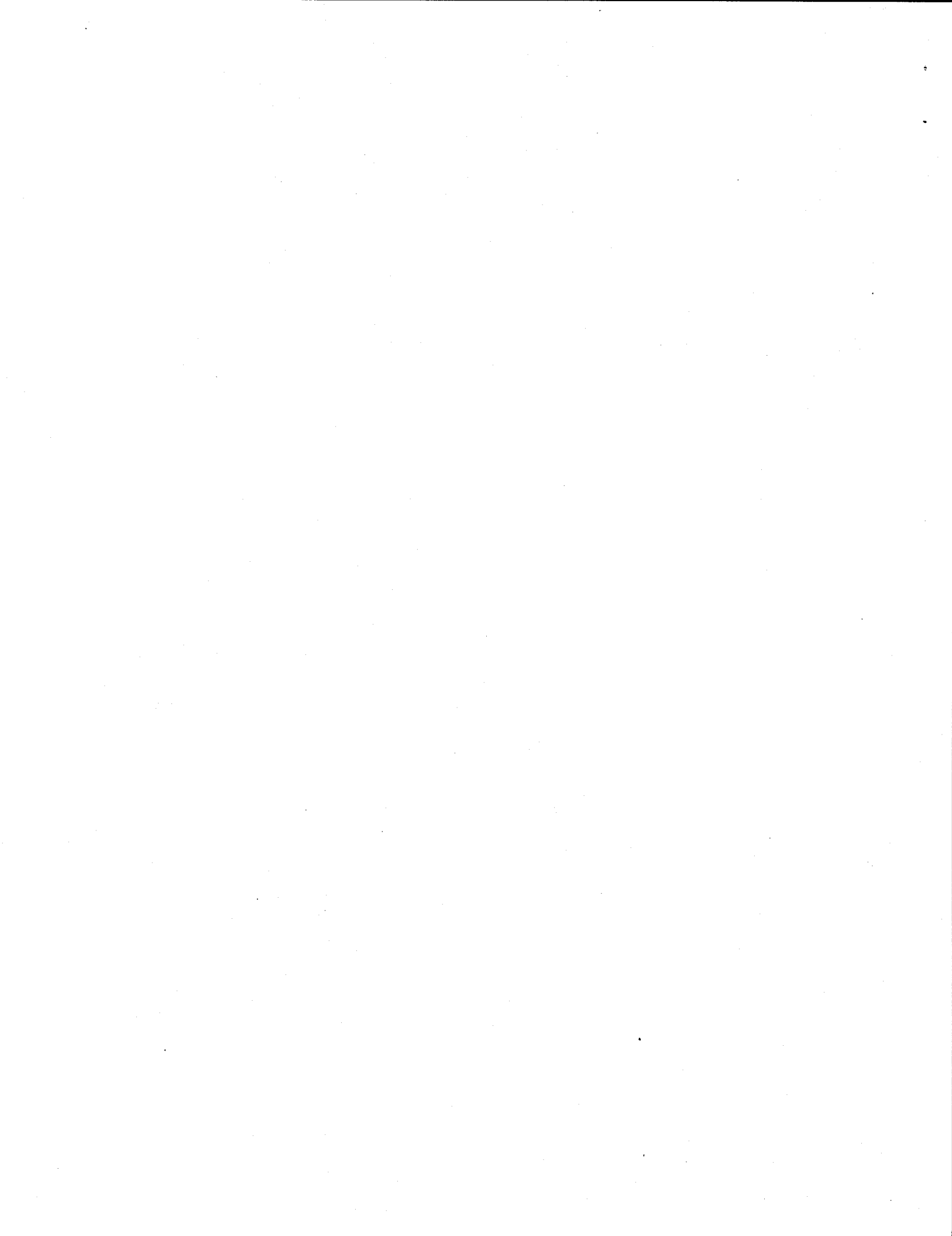
In conclusion, we **agree** with the Coast Guard that the proposed revetment repair will not adversely affect coastal resources. We therefore **concur** with your negative determination made pursuant to Section 15 CFR 930.35 of the NOAA implementing regulations. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter M. Douglas".

PETER M. DOUGLAS
Executive Director

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



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May 4, 2005

S.W. Norquist
Head, Natural Resources Department
Marine Corps Base Camp Pendleton
ATTN: Bud Phillips, Environmental Security
Box 555008
Camp Pendleton, CA 92055-5008

Subject: Negative Determination ND-053-05, Erosion control structure at San Onofre
Recreation Beach, Camp Pendleton, San Diego County

Dear Mr. Norquist:

The Coastal Commission staff has reviewed the above-referenced negative determination. The Marine Corps proposes to construct a two-foot high (above existing grade), 165-foot long concrete retaining wall on the seaward edge of Beach Access Road, located at the northern end of San Onofre Recreation Beach within the military security boundary of Marine Corps Base Camp Pendleton. Winter rains and overland stormwater runoff eroded sections of the low bluff and road fill along the western edge of the roadway at the north end of the beach. The proposed retaining wall is designed to protect the roadway from further erosion, to prevent additional dirt, asphalt, and concrete from washing onto the adjacent beach and San Onofre Creek lagoon, to prevent potential damage to the sewage lift station located immediately across the road, and to allow restoration of and re-opening to vehicle use of the now-closed Beach Access Road. This roadway provides the only secure vehicle access route to the military's Recreation Beach, which is situated between the northern and southern San Onofre State Beach lease areas on Camp Pendleton.

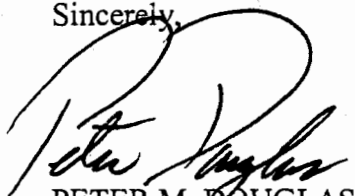
The Marine Corps states that the retaining wall would be built within the hard-packed soils adjacent to but outside of the San Onofre Creek lagoon. Project elements include: (1) ten-foot deep and 18-inch diameter concrete forms and footings (the upper four feet reinforced with steel rebar) installed at four-foot intervals along the 165-foot long wall alignment; (2) a two-foot high and ten-inch wide reinforced block retaining wall constructed on top of the concrete footing; (3) a four-foot wide asphalt spillway constructed at the approximate mid-point of the retaining wall; and (4) three- to six-inch diameter rock riprap placed between the toe of the spillway and the high tide line. The proposed spillway would be placed at the existing low point of the roadway, where stormwater flow from adjacent upland terrain collects and causes most of the erosion damage to the road as it drops onto the beach and/or into the lagoon. The footprints of the proposed retaining wall and spillway/riprap are approximately 330 sq.ft. and 20 sq.ft., respectively. Prior to construction, a temporary silt fence barrier would be installed at the edge of the roadway to prevent erosion and runoff into the lagoon during the four- to six-week spring

construction period. Excavated soils would be stockpiled on the inland side of the roadway, covered to prevent erosion, and any excess soil not needed for backfilling the retaining wall footings would be disposed at an appropriate upland location on the base.

Construction of the proposed project would be contained within the existing fill and footprint of Beach Access Road, with no activity occurring within San Onofre Creek or its lagoon. The shape and size of the lagoon at the mouth of San Onofre Creek changes depending on seasonal flows in the creek, but typically the mouth is closed to the ocean after peak winter and spring flows recede. The lagoon provides habitat for the federally endangered tidewater goby and gobies were documented at this location in 2004. There are no records of arroyo toad, least Bell's vireo, or southwestern willow flycatcher at the project site, but this area may support wintering western snowy plovers. Biological Opinion 1-6-95-F-02 (*Programmatic Activities and Conservation Plans in Riparian and Estuarine/Beach Ecosystems on Marine Corps Base, Camp Pendleton*) provides for the implementation by the Marine Corps of general estuarine and beach conservation measures on Camp Pendleton. Under the provisions of Biological Opinion 1-6-95-F-02, the U.S. Fish and Wildlife Service concurred in March 2005 with the Marine Corps' determination that the proposed retaining wall would not adversely affect designated critical habitat for the tidewater goby and proposed critical habitat for the western snowy plover.

The proposed retaining wall will not affect public access or recreation as the project site is within an area of Camp Pendleton that is closed to the public for military security reasons. The project site is presently developed but given its location adjacent to the San Onofre Creek lagoon, measures have been incorporated into the project to control runoff and protect water quality and endangered species habitat. In conclusion, we agree with the Marine Corps that the proposed retaining wall would not adversely affect coastal zone resources. We therefore **concur** with your negative determination made pursuant to Section 15 CFR 930.35 of the NOAA implementing regulations. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,



PETER M. BOUGLAS
Executive Director

cc: San Diego Coast District Office
USFWS, Carlsbad

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April 20, 2005

Mark Hutchinson
Environmental Programs Manager
Department of Public Works
San Luis Obispo County
ATTN: Eric Wier
County Government Center, Room 207
San Luis Obispo, CA 93408

Subject: No-Effects Determination NE-056-05, Turri Road Bridge Replacement, Los Osos, San Luis Obispo County

Dear Mr. Hutchinson:

The Coastal Commission staff has reviewed the above-referenced no-effects determination. The County proposes to replace the existing Turri Road bridge with a single span, cast-in-place concrete slab bridge. The Coastal Commission staff has decided not to act on this consistency certification. This decision is based on the fact that the project received a locally-issued coastal development permit from the San Luis Obispo County Planning Department and this permit addressed all relevant coastal resource issues. In addition, the project is located within an area where such permits are appealable to the Coastal Commission; no appeals were filed with the Commission during the appeal period which ended on October 19, 2004. Pursuant to regulations implementing the Coastal Zone Management Act, the Commission's concurrence in your consistency certification "shall be presumed" if the Commission does not either concur in or object to that certification (15 CFR 930.62(a)). 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 "Mark Douglas".

(for)

PETER M. DOUGLAS
Executive Director

cc: Central Coast District Office

CALIFORNIA COASTAL COMMISSION

45 FREMONT STREET, SUITE 2000
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April 26, 2005

Dave Stalters
U.S. Coast Guard
Attn: Roy Clark
Civil Engineering Unit Oakland
2000 Embarcadero, Suite 200
Oakland, CA 94606-5337

RE: **ND-057-05**, Negative Determination, Coast Guard, Maintenance Dredging, Ballast Point, Point Loma, San Diego

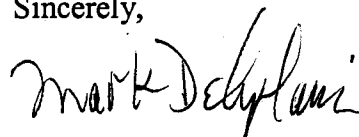
Dear Mr. Stalters:

The Coastal Commission staff has reviewed the above-referenced Coast Guard negative determination for 25,000-35,000 cu. yds. of maintenance dredging at Ballast Point Mooring, Point Loma, San Diego. The material contains sufficient (94-98%) sand to be suitable for beach or nearshore disposal, and the Coast Guard proposes placement of the material at a nearshore area offshore of Imperial Beach. The disposal site is within the littoral system and placement of sand at this site will serve to replenish beach sand.

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." In ND-10-01, the Commission staff concurred with a negative determination for a similar project: 45,000 cu. yds. of Coast Guard maintenance dredging at Ballast Point, with nearshore disposal at Imperial Beach. In that concurrence, the Commission staff noted that the activity was similar to two previous consistency determinations: CD-26-94, Coast Guard dredging at Ballast Point, with nearshore disposal offshore of Imperial Beach, and CD-91-93, Navy, Point Loma dredging, with disposal at the same site. The Coast Guard will survey for the area for kelp prior to the disposal and maintain a buffer from the kelp beds. Therefore, the project will not affect kelp beds.

In conclusion, the Commission staff **agrees** with the Coast Guard that this project is similar to previously-authorized activities, including ND-10-01, CD-26-94 and CD-91-93. We therefore **concur** with your negative determination made pursuant to 15 CFR Section 930.35 of the NOAA implementing regulations. Please contact Mark Delaplaine of the Commission staff at (415) 904-5289 if you have any questions regarding this matter.

Sincerely,

(for) 
PETER M. DOUGLAS
Executive Director

cc: San Diego District Office
Army Corps, L.A. District
Port of San Diego

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April 21, 2005

Gloria Brown, Forest Supervisor
U.S. Forest Service
6755 Hollister Ave., Suite 150
Goleta, CA 93117

Attn: Al Hess

RE: **ND-058-05**, Negative Determination, U.S. Forest Service, Oil and Gas Leasing, Los Padres National Forest, Santa Barbara, Ventura, and Los Angeles Counties

Dear Ms. Brown:

The Coastal Commission staff has received the above-referenced negative determination for the continuation of certain oil and gas leases in Los Padres National Forest, located in inland areas ranging from 25 to 40 miles inland of the coastal zone, in Santa Barbara, Ventura, and Los Angeles Counties. On June 7, 1988, the Commission concurred with the U.S. Forest Service's consistency determination (CD-18-88) for its Management Plan for the Los Padres National Forest. In that decision, following typical Commission review of federal agency management plans, which are to some degree a conceptual (i.e., "phased") review, the Commission identified future projects that might arise from the plan that would trigger further Commission federal consistency review, as summarized below:

The management plan covered a five to ten year period, identifying long-range goals and objectives for the Los Padres National Forest. The plan also evaluated federal and private activities within the Forest for consistency with the plan's goals and objectives. The management plan included provisions for monitoring its effectiveness. Although the Commission found that the overall management plan was consistent to the maximum extent practicable with the CCMP, it found that specific projects not clearly spelled out in the general plan that might directly affect the coastal zone would need to be submitted to the Commission for further consistency review.

A significant issue raised by the plan was its provision for limestone mining within Big Sur, Monterey County. Specifically, the plan considered and allowed Granite Rock Company to mine its claims on Pico Blanco. Since the plan did not include details of the proposed mining operation, the Commission reviewed this activity in terms of its land-use implications. The Commission found that that activity has the potential to adversely affect access, recreation, visual, and habitat resources of the

coastal zone and these effects had the potential to be inconsistent with the CCMP. Despite the potential inconsistencies, the Commission found in part, that the plan was consistent to the maximum extent practicable with the CCMP, because existing federal law prevented the plan's provisions for limestone mining from being fully consistent with the CCMP.

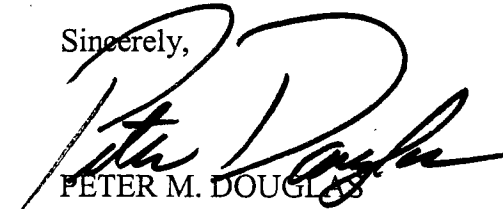
In addition, the Commission found that the proposed mining would require Forest Service approval of a Plan of Operation and that that approval would trigger a consistency certification. Finally, the Commission found that the proposed mining would also require a coastal development permit. The Commission also evaluated the Forest Management Plan's effect on scenic and visual resources, recreation and access, environmentally significant habitat areas, and agriculture. Although the plan provided for the protection and enhancement of these resources, the Commission identified several projects that could adversely affect the coastal zone. Since those projects would require additional consistency review, the Commission found that the plan was consistent to the maximum extent practicable with the CCMP.

The Forest Service is currently updating its Management Plan for the National Forest, which it will submit for further federal consistency review. In the meantime, while that plan is in preparation the Forest Service proposes to amend the existing Management Plan to address its federally mandated role in reviewing oil and gas leasing. For the leases at issue in the currently-submitted negative determination, the Forest Service projects the potential for a possible 25 additional wells, which would be in inland (Sespe, South Cuyama, and San Cayetano) oil fields already containing several hundred existing wells on Forest Service, as well as private, lands in these oil fields. These leases are located: (1) outside Big Sur where the Commission previously raised concerns (and in fact would not be in Monterey County at all); (2) far inland; (3) in areas of existing oil and gas development; and (4) where downstream drainage would stop at inland dams and therefore do not have the potential to affect the coastal zone.

Furthermore, the vast majority (92%) of the leased areas (52,000 acres) would contain "No Surface Occupancy" restrictions, and for the remaining 8%, any subsequent development ultimately proposed would trigger: (1) environmental restrictions and procedures to assure that any wetlands, riparian or environmentally sensitive habitat resources in the affected areas would be protected (including the application of Best Management Practices); and (2) further Forest Service review and NEPA analysis. In the unlikely event that such development raised any coastal zone resource concerns, the activities would be subject to Commission federal consistency review. Finally, we note (and appreciate) that at the request of the Commission staff, the Forest Service has removed from the areas originally being considered for leasing those portions of the National Forest that were near (and therefore where drilling could have had the potential to affect) the coastal zone.

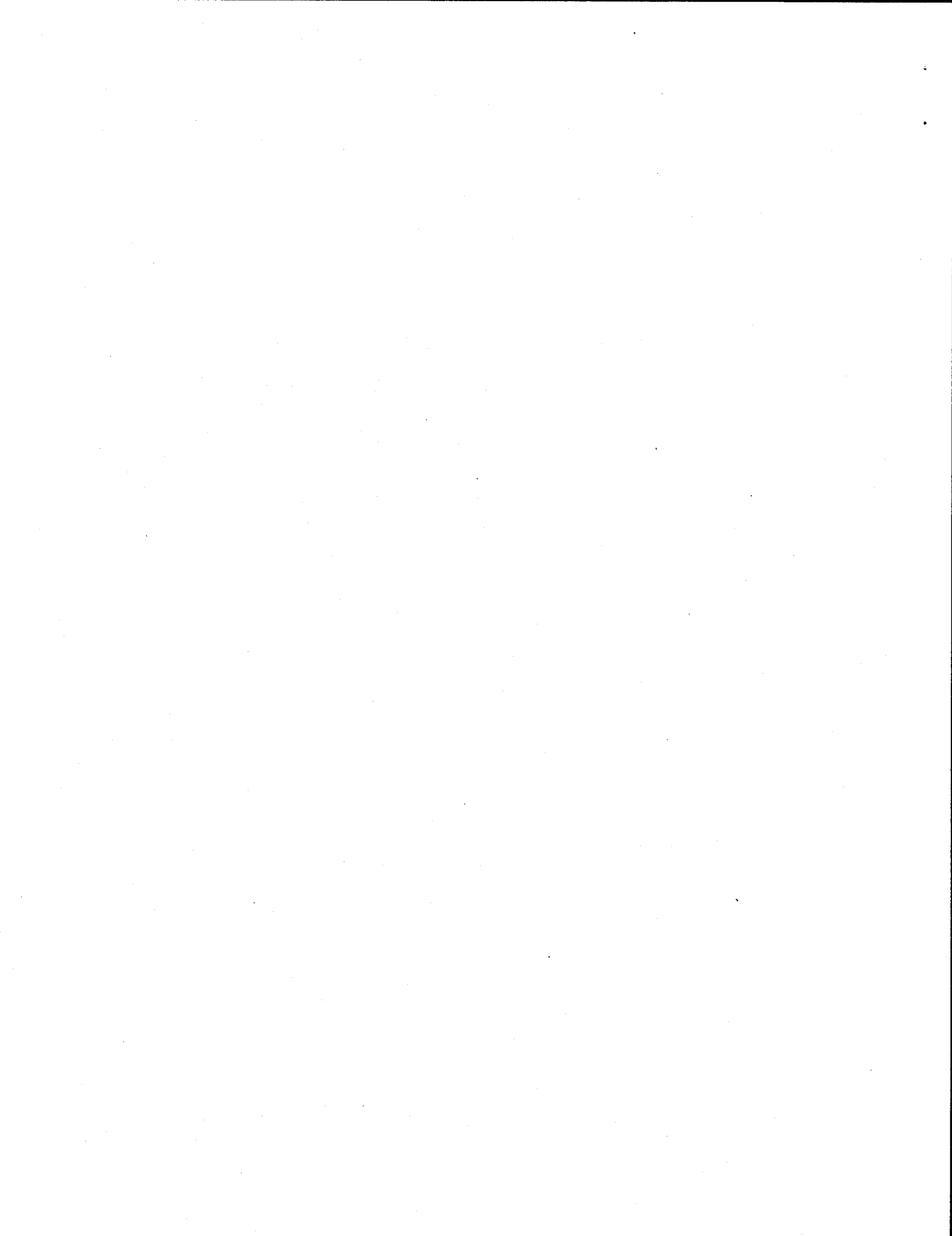
Under the federal consistency regulations (Section 930.35), a negative determination can be submitted for an activity "which is the same as or similar to activities for which consistency determinations have been prepared in the past." With the near-coastal zone portions removed from the lease areas, and for the reasons discussed above, the Commission staff agrees with the Forest Service that the proposed project qualifies for a negative determination both because development on these leases does not have the potential to affect the coastal zone, and because the lease continuations can be considered the same as or similar to a consistency determination with which the Commission has previously concurred (CD-18-88). We therefore concur with your negative determination made pursuant to 15 CFR Section 930.35 of the NOAA implementing regulations. Please contact Mark Delaplaine of the Commission staff at (415) 904-5289 if you have any questions regarding this matter.

Sincerely,



PETER M. DOUGLAS
Executive Director

cc: CCC Ventura and Long Beach District Offices (Gary Timm, John Ainsworth
CCC Energy Division (Alison Dettmer, Tom Luster)



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April 27, 2005

Thomas Nelson
Program Manager
Organizational Strategies, Inc.
1331 Pennsylvania Ave., NW Suite 1415
Washington, D.C. 20004

Subject: Negative Determination ND-060-05, Radiation Portal Monitors at the Ports of Los Angeles and Long Beach

Dear Mr. Nelson:

The Coastal Commission staff has reviewed the above-referenced negative determination submitted by Organizational Strategies, Inc. on behalf of the U.S. Customs and Border Protection (CBP), an agency of the U.S. Department of Homeland Security. CBP proposes to install Passive Radiation Portal Monitor (RPM) Detection Systems at numerous locations within the Ports of Los Angeles and Long Beach. (A similar RPM system was recently installed and is now operating at the Port of Oakland.) The proposed system allows for non-intrusive screening of cargo shipping containers entering the United States through the two ports. The system is capable of screening various types of radiation emanating materials for the presence of nuclear and radiological materials, as well as for isotopes commonly used in medicine and industry. The RPM system does not emit radiation but instead acts as a receiver that responds to certain types of radiation. Twenty RPM systems will be installed at the Port of Los Angeles and twelve at the Port of Long Beach. All cargo containers exiting the ports – whether by truck or railroad – will be screened. If nuclear or radiological material is detected, CBP will follow strict protocols to determine the source of the detected radiation and the appropriate response action.

The Commission staff **agrees** with Customs and Border Protection that the proposed RPM systems in the Ports of Los Angeles and Long Beach will not adversely affect coastal resources. We therefore **concur** with your negative determination made pursuant to Section 15 CFR 930.35 of the NOAA implementing regulations. 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 "Mark Douglas".

(for)

PETER M. DOUGLAS
Executive Director

cc: South Coast District Office
Port of Los Angeles
Port of Long Beach

CALIFORNIA COASTAL COMMISSION

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April 27, 2005

Robert Wood
Department of the Navy
Naval Base Ventura, Public Works Department
311 Main Road, Suite 1
Point Mugu, CA 93042-5001

Attn: James Danza

RE: **ND-061-05**, Negative Determination, Navy, Least Tern Fencing, Naval Base Ventura County

Dear Mr. Wood:

The Coastal Commission staff has reviewed the above-referenced negative determination for a 200 ft. long, chain link fence (including portions of the fence extending into the marsh) to protect least terns and snowy plovers on the eastern barrier beach, Mugu Lagoon, Naval Base Ventura County. The fence will be sited across the sand spit, perpendicular to the shoreline. The fence will benefit sensitive wildlife habitat by reducing coyote predation of least terns and snowy plovers. The fence will not affect public access, which is restricted due to military security needs. The fence (but not the fence poles) will be removed when it is not nesting season for the birds. Navy biologists will be present during construction to protect sensitive resources.

The Coastal Commission staff **agrees** that the proposed project will not adversely affect coastal zone resources. We, therefore, **concur** with the negative determination made pursuant to 15 C.F.R. Section 930.35. If you have any questions, please contact Mark Delaplaine of the Coastal Commission staff at (415) 904-5289.

Sincerely,

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

(for)

PETER M. DOUGLAS
Executive Director

cc: Ventura District Office
Army Corps, Ventura Field Office

CALIFORNIA COASTAL COMMISSION

45 FREMONT STREET, SUITE 2000
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May 3, 2005

Roderick A. Chisholm II
Chief, Environmental Sciences Section
U.S. Army Corps of Engineers
333 Market Street
San Francisco, CA 94105-2197

Attn: Roger Fernwood

Re: **ND-62-05**, Negative Determination, Corps of Engineers, Disposal of maintenance dredged material at SF-8 and at nearshore Ocean Beach site, San Francisco

Dear Mr. Chisholm:

The Coastal Commission staff has reviewed the above-referenced negative determination for the disposal of approximately 215,000 cu.yds. of material from the maintenance dredging of the San Francisco Main Ship Channel. Disposal of the sandy material is proposed at SF-8, an authorized dredged material disposal site, and, as a demonstration project, disposal is also proposed in nearshore waters off Ocean Beach, San Francisco (just south of Sloat Blvd.). Sediment testing indicates the material is over 98% sand and is free of chemical contaminants. The proposed disposal at either SF-8 or at the nearshore Ocean Beach site would benefit local sand supply; sand placed at either site would serve to replenish downcoast beaches. In addition, the nearshore site has been selected to address particularly persistent erosion west of Sloat Blvd. The Commission has previously reviewed and authorized maintenance dredging of the Main Ship Channel with disposal at SF-8 (e.g. ND-12-04, ND-005-03, ND-004-02, ND-009-01, ND-018-00, and ND-010-98).

In conclusion, the Commission staff agrees with the Corps' determination that the proposed project will not significantly affect coastal resources and that it is the same as or similar to previously reviewed projects. We therefore **concur** with your negative determination for the project made pursuant to Section 15 CFR 930.35 of the NOAA implementing regulations. Please contact Mark Delaplaine at (415) 904-5292 should you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter M. Douglas".

(for)

PETER M. DOUGLAS
Executive Director

cc: North Central District Office

CALIFORNIA COASTAL COMMISSION

45 FREMONT STREET, SUITE 2000
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May 5, 2005

Robert Wood
Department of the Navy
Naval Base Ventura, Public Works Department
311 Main Road, Suite 1
Point Mugu, CA 93042-5033

Attn: James Danza

RE: **ND-064-05**, Negative Determination, Navy, Removal of piles, Point Mugu, Naval Base
Ventura County

Dear Mr. Wood:

The Coastal Commission staff has reviewed the above-referenced negative determination for removal of 6 deteriorating piles that were part of the former Mugu Pier, located offshore of Family Beach, at the Naval Base Ventura County. The pier was mostly destroyed by wave action in 1995; the remnant piles are a hazard to Navy base personnel who swim and recreate at this beach. The piles will be cut using a hydraulic chainsaw, connected to a truck located on land. The entire operation will be limited to one or two days. Fuel spill response equipment will be available, and no fueling or refueling will occur at the site. No sensitive wildlife resources will be affected. The project will not affect public access, which is restricted due to military security needs.

The Coastal Commission staff **agrees** that the proposed project will not adversely affect coastal zone resources. We, therefore, **concur** with your negative determination made pursuant to 15 C.F.R. Section 930.35. If you have any questions, please contact Mark Delaplaine of the Coastal Commission staff at (415) 904-5289.

Sincerely,

A handwritten signature in black ink that reads "Mark Delaplaine".

(fod)

PETER M. DOUGLAS
Executive Director

cc: Ventura District Office
Army Corps, Ventura Field Office