

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
710 E STREET, SUITE 200
EUREKA, CA 95501
(707) 445-7833

www.coastal.ca.gov

W3



NORTH COAST DISTRICT DEPUTY DIRECTOR'S REPORT

For the

September Meeting of the California Coastal Commission

MEMORANDUM

Date: September 14, 2005

TO: Commissioners and Interested Parties
FROM: Chuck Damm, North Coast District Deputy Director
SUBJECT: *Deputy Director's Report*

Following is a listing for the waivers, emergency permits, immaterial amendments and extensions issued by the North Coast District Office for the September 15, 2005 Coastal Commission hearing. Copies of the applicable items are attached for your review. Each item includes a listing of the applicants involved, a description of the proposed development, and a project location.

Pursuant to the Commission's direction and adopted procedures, appropriate notice materials were sent to all applicants for posting at the project site. Additionally, these items have been posted at the District office and are available for public review and comment.

This report may also contain additional correspondence and/or any additional staff memorandum concerning the items to be heard on today's agenda for the North Coast District.

DE MINIMIS WAIVERS

- 1-04-067-W Barbara Copperman (King Salmon Area South Of Eureka, Humboldt County)
- 1-04-074-W Thomas Home Center, Attn: Connie Lorenzo (Bayside, Humboldt County)
- 1-05-045-W Louisiana Pacific Corporation, Attn: Neil Sherman (, Humboldt County)

EMERGENCY PERMITS

- 1-05-042-G California Department Of Transportation (Fernbridge, Humboldt County)

EXTENSION - IMMATERIAL

- A-1-MEN-02-029-E1 Dan Shia (Elk, Mendocino County)
- A-1-MEN-01-051-E1 Gene A. & C. J. Meredith (Fort Bragg, Mendocino County)
- 1-89-028-E1 Gene A. & C. J. Meredith (Fort Bragg, Mendocino County)

TOTAL OF 7 ITEMS

DETAIL OF ATTACHED MATERIALS

REPORT OF DE MINIMIS WAIVERS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 30624.7 of the California Coastal Act of 1976.

<p>1-04-067-W Barbara Copperman</p>	<p>(1) Merge and adjust the parcel lines between three 25-foot-wide lots at 162 and 150 Sole St. resulting in two parcels of 4,366 sq.ft. and 4,484 sq.ft. with one existing house per parcel; (2) adjust the parcel lines between two lots at 1473 and 1493 Buhne Dr. resulting in two parcels of 4,765 sq.ft. and 5154 sq.ft. with one existing house per parcel; and (3) adjust the parcel lines between two lots at 1417 and 1445 Buhne Dr. resulting in two parcels of 3,282 sq.ft. and 4295 sq.ft. with one existing house per parcel.</p>	<p>1417 & 1445 Buhne, 1473 & 1493 Buhne, 162 & 150 Sole Street, King Salmon Area South Of Eureka (Humboldt County)</p>
<p>1-04-074-W Thomas Home Center, Attn: Connie Lorenzo</p>	<p>Convert an existing test well on APN 402-321-23 to a production well to serve three parcels by installing a pump, water pressure system, supporting valves, and waterlines within utility rights-of-way along Lombard Road and Hidden Valley Road and through existing parcels.</p>	<p>Along Lombard Road And Hidden Valley Road And At 1161 And 1211 Lombard Road, Bayside (Humboldt County)</p>
<p>1-05-045-W Louisiana Pacific Corporation, Attn: Neil Sherman</p>	<p>Removal of (1) a 20 ft. x 72 ft. x 40 ft. dock building constructed of non-friable asbestos panels, and (2) associated equipment in and adjacent to the building.</p>	<p>At the Louisiana Pacific Dock, adjacent to Humboldt Bay along the Samoa Peninsula, Humboldt County</p>

REPORT OF EMERGENCY PERMITS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 13142 of the California Code of Regulations because the development is necessary to protect life and public property or to maintain public services.

<p>1-05-042-G California Department Of Transportation</p>	<p>Fernbridge guard rail and support post replacement</p>	<p>State Route 211, Post Mile 78.1/78.6, Fernbridge (Humboldt County)</p>
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REPORT OF EXTENSION - IMMATERIAL

<p>A-1-MEN-02-029-E1 Dan Shia</p>	<p>Construct a 3,025-square-foot, single-story, single-family residence with a maximum height of 18 feet above average natural grade, a 685-square-foot attached garage, septic system, wood fences and wood gate, add parking areas and turnouts to the existing driveway, extend underground utilities, connect the new residence to the existing community water system, install a new underground propane tank, and replace an existing mobile home with a new 768-square-foot 16 1/2-foot-high, single-story residence.</p>	<p>5260 South Highway One, Elk (Mendocino County)</p>
<p>A-1-MEN-01-051-E1 Gene A. & C. J. Meredith</p>	<p>Construction of a 6,966-square-foot, two-story residence with an 886-square-foot attached garage, driveway, water supply system from existing well, septic system and landscaping.</p>	<p>17230 Ocean Drive, Fort Bragg (Mendocino County)</p>
<p>1-89-028-E1 Gene A. & C. J. Meredith</p>	<p>Change the existing location and configuration of the building envelope for the 10.6-acre parcel at the southern end of the subdivision at 17230 Ocean Drive, Fort Bragg, Mendocino County. The new configuration would be a 125-foot by 80-foot rectangle retaining the 10,000 square foot size of the originally approved building envelope located a minimum of 50 feet from the coastal bluff edge.</p>	<p>17230 Ocean Drive, Fort Bragg (Mendocino County)</p>

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NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER

DATE: September 13, 2005
TO: Barbara Copperman
FROM: Peter M. Douglas, Executive Director
SUBJECT: Waiver of Coastal Development Permit Requirement:
Waiver De Minimis Number 1-04-067-W

Based on project plans and information submitted by the applicant(s) named below regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13238 of the California Code of Regulations.

APPLICANT: Barbara Copperman

LOCATION: 1417 & 1445 Buhne, 1473 & 1493 Buhne, 162 & 150 Sole Street, King Salmon Area South Of Eureka (Humboldt County) (APN(s) 305-073-62, 305-073-69)

DESCRIPTION: (1) Merge and adjust the parcel lines between three 25-foot-wide lots at 162 and 150 Sole St. resulting in two parcels of 4,366 sq.ft. and 4,484 sq.ft. with one existing house per parcel; (2) adjust the parcel lines between two lots at 1473 and 1493 Buhne Dr. resulting in two parcels of 4,765 sq.ft. and 5154 sq.ft. with one existing house per parcel; and (3) adjust the parcel lines between two lots at 1417 and 1445 Buhne Dr. resulting in two parcels of 3,282 sq.ft. and 4295 sq.ft. with one existing house per parcel.

RATIONALE: The proposed project would adjust parcel boundaries so that six existing houses would be located on separate parcels rather than straddling lot lines. As each of the parcels as adjusted would include an existing residence, and as the 5,000-sq.-ft. minimum parcel size of the residential single family zone would preclude further division of the parcels, the proposed lot line adjustments would not facilitate future development that would increase density. In addition, none of the parcels contains wetlands or other sensitive habitat, and the parcels are located within an existing developed residential neighborhood. Therefore, the development would not adversely affect coastal resources and is consistent with all applicable Chapter 3 policies of the Coastal Act.

IMPORTANT: This waiver is not valid unless the site has been posted AND until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of Thursday, September 15, 2005, in Eureka. If four Commissioners object to this waiver, a coastal development permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,
PETER M. DOUGLAS
Executive Director

By: ROBERT MERRILL
District Manager

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**NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER**

DATE: September 13, 2005
TO: Thomas Home Center, Attn: Connie Lorenzo
FROM: Peter M. Douglas, Executive Director
SUBJECT: Waiver of Coastal Development Permit Requirement:
Waiver De Minimis Number 1-04-074-W

Based on project plans and information submitted by the applicant(s) named below regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13238 of the California Code of Regulations.

APPLICANT: Thomas Home Center, Attn: Connie Lorenzo

LOCATION: Along Lombard Road And Hidden Valley Road And At 1161 And 1211 Lombard Road, Bayside (Humboldt County) (APN(s) 402-321-23, 402-321-09)

DESCRIPTION: Convert an existing test well on APN 402-321-23 to a production well to serve three parcels by installing a pump, water pressure system, supporting valves, and waterlines within utility rights-of-way along Lombard Road and Hidden Valley Road and through existing parcels.

RATIONALE: The proposed buried water lines have been routed to avoid installation within wetlands. In addition, the County Division of Environmental Health has determined that the well has sufficient capacity to serve the three residential parcels within the existing residential neighborhood that the water system is designed to serve. The development has no adverse impacts to coastal resources and is consistent with all applicable Chapter 3 policies of the Coastal Act.

IMPORTANT: This waiver is not valid unless the site has been posted AND until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of Thursday, September 15, 2005, in Eureka. If four Commissioners object to this waiver, a coastal development permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,
PETER M. DOUGLAS
Executive Director

Handwritten signature of Robert D. Merrill in black ink.

By: ROBERT MERRILL
District Manager

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NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER

DATE: September 13, 2005
TO: Louisiana Pacific Corporation, Attn: Neil Sherman
FROM: Peter M. Douglas, Executive Director
SUBJECT: Waiver of Coastal Development Permit Requirement:
Waiver De Minimis Number 1-05-045-W

Based on project plans and information submitted by the applicant(s) named below regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13238 of the California Code of Regulations.

APPLICANT: Louisiana Pacific Corporation, Attn: Neil Sherman

LOCATION: At the Louisiana Pacific Dock, adjacent to Humboldt Bay along the Samoa Peninsula, Humboldt County (APN(s) 401-112-11, 401-112-12)

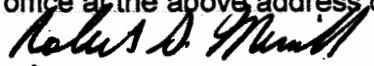
DESCRIPTION: Removal of (1) a 20 ft. x 72 ft. x 40 ft. dock building constructed of non-friable asbestos panels, and (2) associated equipment in and adjacent to the building.

RATIONALE: A recent asbestos survey conducted at the site pursuant to the requirements of the EPA National Emission Standards for Hazardous Air Pollutants (NESHAP) regulations concerning demolition activities determined that the dock building was constructed of non-friable asbestos panels. The building was constructed in 1976 and is in a state of disrepair. Removal of the building will eliminate the risk of asbestos-containing material entering the waters of Humboldt Bay. Protective measures will be implemented to prevent material from entering the waters of the bay, including the use of 6-mil. Polyethylene ground covers and disposal bags. No work would occur within Humboldt Bay. The proposed development would not result in any significant adverse impacts to coastal resources, or to public access to the shoreline.

IMPORTANT: This waiver is not valid unless the site has been posted AND until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of Thursday, September 15, 2005, in Eureka. If four Commissioners object to this waiver, a coastal development permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,
PETER M. DOUGLAS
Executive Director


ROBERT S. MERRISH FOR
By: TIFFANY S. TAUBER
Coastal Planner

CALIFORNIA COASTAL COMMISSION

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MAILING ADDRESS:
P. O. BOX 4908
EUREKA, CA 95502-4908



EMERGENCY PERMIT

California Department of Transportation
P.O. Box 3700
Eureka, CA 95502-3700

Date September 9, 2005
Emergency Permit 1-05-042-G

LOCATION OF EMERGENCY WORK:

Fembridge, State Route 211, Post Mile 78.1/78.6, Humboldt County

WORK PROPOSED:

Replace posts and guard rail on existing bridge deck, with aesthetic match of existing posts and guard rail of the historic Fembridge.

This letter constitutes approval of the emergency work you or your representative has requested to be done at the location listed above. I understand from your information that an imminent threat to public safety exists in the form of physical damage to the bridge that was caused by a collision that destroyed a significant section of the existing reinforced concrete posts and guard rail on the narrow, historic Fernbridge, on Route 211 leading to the community of Ferndale. The situation requires immediate action because the damage of a recent collision revealed extensive deterioration of the reinforcing bar inside the existing concrete posts, including the posts that were not damaged by the collision, and a substantial amount of existing guard rail was destroyed by the impact. The temporary "k-rail" guard rail placed on the shoulder of the bridge cannot be fully secured to the bridge deck without damaging the historic bridge and thus inadequate protection against further collision exists until permanent repairs are made. In addition, due to the new information about the deterioration of the "rebar" inside the existing posts, Caltrans believes that the posts and guard rail of the entire bridge should be replaced immediately, particularly in consideration of the extraordinary damage caused by the previous collision and the potential structural inadequacy of the remaining posts and guard rail. In addition, Caltrans proposes to replace the existing posts and rails with specially constructed new posts and guard rail that will match the existing posts and guard rail, including treatment of the concrete to match the historic, weathered concrete of the existing materials. Caltrans states that the new concrete posts and concrete rails will match the original as closely as possible in color, texture, size, shape, details, and massing.

Additionally, Caltrans proposes to undertake all work from the bridge deck, with no operation of equipment within the Eel River or adjacent habitat areas. Temporary containment will be provided on the bridge deck while concrete pours are made, thus preventing overspill from reaching the waters of the Eel.

Emergency Permit Number: 1-05-042-G

Date: 9/09/05

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Therefore, the situation requires immediate action to prevent or mitigate loss or damage to life, health, property, or essential public services: 14 Cal. Administrative Code, Section 13009. The Executive Director of the Coastal Commission hereby finds that:

- (a) An emergency exists which requires action more quickly than permitted by the procedures for administrative or ordinary permits, and the development can, and will be, completed by October 31, 2002 unless otherwise specified by the terms of this permit;
- (b) Public comment on the proposed emergency action has been reviewed if time allows;
- (c) As conditioned, the work proposed would be consistent with the requirements of the California Coastal Act of 1976.

The work is hereby approved, subject to the conditions listed on the attached page.

Sincerely,

PETER M. DOUGLAS
Executive Director



Melanie Faust
Senior Staff Analyst

Enclosure: Acceptance Form



CONDITIONS OF APPROVAL:

1. The enclosed Emergency Permit Acceptance form must be signed by the PROPERTY OWNER and returned to our office within 15 days.
2. Only that work specifically described in this permit and for the specific property listed above is authorized. Project activities must conform to the description of project work submitted to the Commission on September 6, 2005. Any additional work requires separate authorization from the Executive Director.
3. The work authorized by this permit must be completed no later than October 31, 2005, and must be completed prior to that date if required by the Department of Fish and Game.
4. The permittee shall apply for a regular coastal development permit by November 15, 2005 to have the emergency work authorized by this permit considered permanent. A regular permit would be subject to all of the provisions of the California Coastal Act and may be conditioned accordingly. The follow-up permit application shall contain a complete photographic analysis of the existing and replaced concrete posts and concrete guard rail, and shall include an as-built set of plans and elevation views, to scale, in addition to all other applicable requirements for regular permit application submittals. If that application is denied by the Commission, the emergency work shall be removed in its entirety unless this requirement is waived or modified in writing by the Executive Director.
5. In exercising this permit, the applicant agrees to hold the California Coastal Commission harmless from any liabilities for damage to public or private properties or personal injury that may result from the project.
6. This permit does not obviate the need to obtain necessary authorizations and/or permits from other agencies (i.e. Dept. of Fish & Game, U.S. Fish & Wildlife, U.S. Army Corps of Engineers, State Lands Commission.) The permittee shall provide the Commission copies of all authorizations and/or permits obtained from other agencies for this project.
7. The development authorized herein is limited to the replacement of the concrete posts and concrete guard rail on the existing Route 211, Eel River Bridge #04-0134, known as "Fembridge" and does not include any other development that may affect the remainder of the bridge, including approaches, substructure, and surface treatments. Except for the specific emergency replacement in-kind of the existing concrete posts and concrete piers, no other changes shall be made to any part of the existing bridge, including the width and striping of lanes and shoulders.
8. No construction materials, debris, or waste shall be placed or stored where it may reach the waters of the Eel River. Any materials accidentally discharged into the Eel River shall be immediately contained and removed in the manner least damaging to water quality, fisheries or riparian habitat and shall be reported immediately to the Executive Director and to the California Department of Fish and Game.
9. All demolition and construction debris and wastes shall be immediately removed from the subject site and shall be properly disposed at a facility licensed to accept such wastes, and, if located in the coastal zone, the disposal site shall have an approved



Emergency Permit Number: 1-05-042-G

Date: 9/09/05

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coastal development permit for such use.

10. Prior to commencement of construction of the development authorized herein, the permittee shall submit evidence of final approval of the proposed design from the California State Historic Preservation Officer.

If you have any questions about the provisions of this emergency permit, please call the Commission's North Coast District Office at the address and telephone number listed on the first page.



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September 12, 2005

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **Dan Shia**
has applied for a one year extension of Permit No: **A-1-MEN-02-029-E1**
granted by the California Coastal Commission on: September 12, 2003

for **Construct a 3,025-square-foot, single-story, single-family residence with a maximum height of 18 feet above average natural grade, a 685-square-foot attached garage, septic system, wood fences and wood gate, add parking areas and turnouts to the existing driveway, extend underground utilities, connect the new residence to the existing community water system, install a new underground propane tank, and replace an existing mobile home with a new 768-square-foot 16 1/2-foot-high, single-story residence.**

at **5260 South Highway One, Elk (Mendocino County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director

A handwritten signature in black ink, appearing to read "Robert D. Merrill".

By: ROBERT MERRILL
District Manager

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September 13, 2005

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **Gene A. & C. J. Meredith**
has applied for a one year extension of Permit No: **A-1-MEN-01-051-E1**
granted by the California Coastal Commission on: **February 6, 2003**

for **Construction of a 6,966-square-foot, two-story residence with an 886-square-foot attached garage, driveway, water supply system from existing well, septic system and landscaping.**

at **17230 Ocean Drive, Fort Bragg (Mendocino County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director

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By: ROBERT MERRILL
District Manager

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September 13, 2005

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **Gene A. & C. J. Meredith**
has applied for a one year extension of Permit No: **1-89-028-E1**
granted by the California Coastal Commission on: **June 13, 1989**

for **Change the existing location and configuration of the building envelope for the 10.6-acre parcel at the southern end of the subdivision at 17230 Ocean Drive, Fort Bragg, Mendocino County. The new configuration would be a 125-foot by 80-foot rectangle retaining the 10,000 square foot size of the originally approved building envelope located a minimum of 50 feet from the coastal bluff edge.**

at **17230 Ocean Drive, Fort Bragg (Mendocino County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

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Sincerely,
PETER M. DOUGLAS
Executive Director

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By: ROBERT MERRILL
District Manager