

FORM FOR DISCLOSURE OF
EX-PARTE COMMUNICATIONS

Name or description of the project: Agenda Item Th.14.c. Appeal No. A-1-EUR-09-049 (CUE VI, LLC, Eureka)

Time/Date of communication: Friday, December 4th, 2009, 9:30 am

Location of communication: La Jolla

Person(s) initiating communication: Dave Grubb, ~~Gabriel Solner~~ ^{PK}

Person(s) receiving communication: Patrick Krueer

Type of communication: Meeting

Support the staff recommendation to find substantial issue.

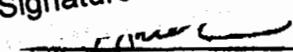
This CDP is inconsistent with the City's and the Coastal Act's ESHA protection policies in that it would allow wetland ESHA to be filled and graded to manage polluted stormwater runoff.

This is not an allowable use for filling of wetlands. It is inconsistent with the City's certified LCP and the Coastal Act, and could set a troubling precedent with respect to how the City may interpret its LCP in the future.

The City and the project applicant need to consider feasible alternatives that would minimize or avoid impacts to coastal resources and water quality.

Date: December 4, 2009

Signature on File


Patrick Krueer

RECEIVED
DEC 07 2009
CALIFORNIA
COASTAL COMMISSION

**FORM FOR DISCLOSURE
OF EX PARTE
COMMUNICATION**

RECEIVED
DEC 07 2009
CALIFORNIA
COASTAL COMMISSION

Date and time of communication:
(For messages sent to a Commissioner by mail or facsimile or received as a telephone or other message, date time of receipt should be indicated.)

December 4, 2009, Various Times

Location of communication:
(For communications sent by mail or facsimile, or received as a telephone or other message, indicate the means of transmission.)

via telephone and voice mail

Person(s) initiating communication:

Various Humboldt County Residents

Person(s) receiving communication:

Commissioner Bonnie Neely

Name or description of project:

Agenda Item Th14c: Appeal No. A-1-EUR-09-049,
CUE VI, LLC, Eureka, Marina Center Project

Detailed substantive description of content of communication:
(If communication included written material, attach a copy of the complete text of the written material.)

See attached phone call log from 12/04 with callers regarding this Agenda Item.

Signature on File



Date: December 4, 2009

Commissioner Bonnie Neely

If the communication was provided at the same time to staff as it was provided to a Commissioner, the communication is not ex parte and this form does not need to be filled out.

If communication occurred seven or more days in advance of the Commission hearing on the item that was the subject of the communication, complete this form and transmit it to the Executive Director within seven days of the communication. If it is reasonable to believe that the completed form will not arrive by U.S. mail at the Commission's main office prior to the commencement of the meeting, other means of delivery should be used, such as facsimile, overnight mail, or personal delivery by the Commissioner to the Executive Director at the meeting prior to the time that the hearing on the matter commences.

If communication occurred within seven days of the hearing, complete this form, provide the information orally on the record of the proceedings and provide the Executive Director with a copy of any written material that was part of the communication.

Coastal Commission Fax: 415 904-5400

RECEIVED

DEC 07 2009

CALIFORNIA
COASTAL COMMISSION

**FORM FOR DISCLOSURE
OF EX PARTE
COMMUNICATION**

Date and time of communication:
(For messages sent to a Commissioner by mail or facsimile or received as a telephone or other message, date time of receipt should be indicated.)

December 2, 2009, 10:00 a.m.

Location of communication:
(For communications sent by mail or facsimile, or received as a telephone or other message, indicate the means of transmission.)

Commissioner Neely's Eureka Office

Person(s) initiating communication:

Maggy Herbelin, Local ORCA Representative

Person(s) receiving communication:

Commissioner Bonnie Neely

Name or description of project:

Agenda Item Th14c - Appeal Phase 1 of Marina Center Project.

Detailed substantive description of content of communication:
(If communication included written material, attach a copy of the complete text of the written material.)

Ms Herbelin states that ORCA supports the staff recommendation to find substantial issue.

Signature on File

Date: December 2, 2009

Commissioner Bonnie Neely

If the communication was provided at the same time to staff as it was provided to a Commissioner, the communication is not ex parte and this form does not need to be filled out.

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Coastal Commission Fax: 415 904-5400

Phone Expartes

From: Neely, Bonnie
Sent: Friday, December 04, 2009 11:46 AM
To: Hampton, Nancy
Subject: exparte by phone

John & Michele Fretland of Eureka support balloon tract clean-up.

Karen Thomas re Marina Center – supports the clean up of the site.

Larry Tubbs – Vickers Insurance – would like to see the clean up happen on the balloon tract.

Sharon – no last name – wants balloon tract cleaned up

Stan Park support balloon tract clean up – It will provide more jobs

Bill Lambo, Herrick Avenue, Eureka – supports Marina project. Go forward, great opportunity

Monica Frances supports cleanup of balloon tract.

Rick Storrs – support efforts to clean up balloon tract. The appeal from Pete Nichols is bogus.
Clean up this shit hole

Dora McCalter – wants balloon tract cleaned up

**FORM FOR DISCLOSURE
OF EX PARTE
COMMUNICATION**

RECEIVED

DEC 07 2009

CALIFORNIA
COASTAL COMMISSION

Date and time of communication:
(For messages sent to a Commissioner by mail or facsimile or received as a telephone or other message, date time of receipt should be indicated.)

Various - 12/2 - 12/4, 2009

Location of communication:
(For communications sent by mail or facsimile, or received as a telephone or other message, indicate the means of transmission.)

via e-mail

Person(s) initiating communication:

Various Humboldt County Residents

Person(s) receiving communication:

Commissioner Bonnie Neely

Name or description of project:

Agenda Item Th14c - Appeal No. A-1-EUR-09-049,
DUE VI, LLC, Eureka - Appeal of City of Eureka
granting permit with conditions to CUE, VI, LLC for
Phase I of the Marina Center project implementing the
Supplemental Interim Remedial Action Plan.

Detailed substantive description of content of communication:
(If communication included written material, attach a copy of the complete text of the written material.)

See attached e-mail correspondence (49 pages) on this Agenda Item from various Humboldt County residents.

Signature on File

Date: December 4, 2009

Commissioner Bonnie Neely

If the communication was provided at the same time to staff as it was provided to a Commissioner, the communication is not ex parte and this form does not need to be filled out.

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Coastal Commission Fax: 415 904-5400

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:08 PM
To: Hampton, Nancy
Subject: FW: Balloon Track

exparte

-----Original Message-----

From: Vickie Aust [mailto:avangel123@sbcglobal.net]
Sent: Wednesday, December 02, 2009 5:27 PM
To: Neely, Bonnie
Subject: Balloon Track

Bonnie we desperately need your help at cleaning up the Balloon Track and getting this blight cleaned up. By doing this it will create much needed jobs which are so desperately needed with our unemployment rate. The Coastal Commission needs to approve this project and let the work get done. Please listen to your constituents and strongly voice your opinion. Thank You. Vickie Aust
avangel123@sbcglobal.net

Yesterday is gone..
Tomorrow is but forgotten..
We have only today,
So live like there are no tomorrows...!

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:06 PM
To: Hampton, Nancy
Subject: FW: Marina Project

exparte

-----Original Message-----

From: Banducci, Dave [mailto:Dave-Banducci@Redwoods.edu]
Sent: Wednesday, December 02, 2009 5:35 PM
To: Neely, Bonnie
Subject: Marina Project

Bonnie,

I think it has been long enough that the city and county have waited for someone, like the Marina Project, to step up to the plate and begin to get something done with this blighted area. I have been watching and listening to this fiasco go on long enough. The project is a good one, they are willing to do the work and by a few using the system to stonewall and drag their feet is preposterous. I am personally very disappointed in what the project has had to go through to even get this far. This is exactly why our city and county are in the mess they are in. We have no jobs, the young people are leaving, there is no future, because we don't invite the future to our area. We make much too difficult for anyone to have or make a future here. Business dies because of the lack of support it gets to survive.

The California Coastal Commission should not veto this at their meeting. That would be a travesty. You, being one of our representatives should be very supportive and see that this continues to move along. I appreciate your time and thank you for your service.

Cordially,

Dave Banducci
707.444.8880

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:07 PM
To: Hampton, Nancy
Subject: FW: Restoration of wetlands

exparte

—Original Message—

From: Bill Dolfini [mailto:billdolfin@yahoo.com]
Sent: Wednesday, December 02, 2009 5:36 PM
To: Neely, Bonnie
Subject: Restoration of wetlands

**My wife and I would like to see the restoration of wetlands and wildlife habitat on this long neglected and contaminated property to begin immediately.
Thank You for your dedication and service,
Walter W. Dolfini Jr.**

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:06 PM
To: Hampton, Nancy
Subject: FW: clean up of baloon tract

exparte

-----Original Message-----

From: judith gilkey [mailto:ickysmom@yahoo.com]
Sent: Wednesday, December 02, 2009 6:06 PM
To: Neely, Bonnie
Subject: clean up of baloon tract

please help us get the baloon tract cleaned up. something nice that people would want to go see. why leave a contaminated area when someone is willing to clean it up and make it nice. thank you Judith Gilkey p o box 2090 Mc Kinleyville ca 95519

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:07 PM
To: Hampton, Nancy
Subject: FW: Restoration of wetlands

exparte

—Original Message—

From: Bill Dolfini [mailto:billdolfini@yahoo.com]
Sent: Wednesday, December 02, 2009 5:36 PM
To: Neely, Bonnie
Subject: Restoration of wetlands

**My wife and I would like to see the restoration of wetlands and wildlife habitat on this long neglected and contaminated property to begin immediately.
Thank You for your dedication and service,
Walter W. Dolfini Jr.**

12/3/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:06 PM
To: Hampton, Nancy
Subject: FW: clean up of baloon tract

exparte

-----Original Message-----

From: Judith Gilkey [mailto:ickysmom@yahoo.com]
Sent: Wednesday, December 02, 2009 6:06 PM
To: Neely, Bonnie
Subject: clean up of baloon tract

please help us get the baloon tract cleaned up. something nice that people would want to go see. why leave a contaminated area when someone is willing to clean it up and make it nice. thank you Judith Gilkey p o box 2090 Mc Kinleyville ca 95519

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:06 PM
To: Hampton, Nancy
Subject: FW: Balloon Track Cleanup

exparte

-----Original Message-----

From: Bob Gafford [mailto:bob_gafford@hotmail.com]
Sent: Wednesday, December 02, 2009 6:40 PM
To: Neely, Bonnie
Subject: Balloon Track Cleanup

Dear Bonnie Neely,

Please support the cleanup of the Balloon Track by not letting the Coastal Commission appeal move forward. We should move on the cleanup without further delay.

Thank you,

Bob Gafford
Eureka, CA

Windows 7: Unclutter your desktop. [Learn more.](#)

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:05 PM
To: Hampton, Nancy
Subject: FW:

exparte

-----Original Message-----

From: Ralph [mailto:ralph@matsen.com]
Sent: Wednesday, December 02, 2009 7:05 PM
To: Neely, Bonnie
Subject:

Dear Supervisor Neely:

I am writing you to urge you to support the "Balloon Track" application and to insure that this clean up process goes forward without delay. If the applicant backs away from the problem and lets the property go to the City of Eureka or the County of Humboldt, then may I ask who then will be willing to pickup the cost to clean this "Balloon Track"?

If you are unsure of taking the correct action to move forward with the project, then I suggest that you put the matter on the ballot and let the people decide. You will then learn that the majority of the people of Humboldt County want to see this project to proceed post haste.

Your action will be monitored by myself and many friends.

Thanking you in advance for your favorable action. Ralph Matsen

12/3/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:05 PM
To: Hampton, Nancy
Subject: FW: Eureka Balloon Tract

exparte

-----Original Message-----

From: bill o'brien [mailto:obsstudy@yahoo.com]
Sent: Wednesday, December 02, 2009 7:06 PM
To: Neely, Bonnie
Subject: Eureka Balloon Tract

Seriously, Bonnie, please talk some sense into the Coastal Commission; You have an entrepreneur willing to risk his hard earned capital to create a wetland and cleanup an eyesore at his expense with the potential of making a profit (heaven forbid) increasing local employment and developing part of the Bay real estate. What ever contaminants are in the Balloon Tract are already there-any improvement is better than what is there-The environmentalist-surfriders or whatever they want to call themselves-probably didn't extort the proper donation they wanted from the Arkleys. In a capitalist oriented society the entrepreneur attempts to create something someone wants with the potential of making a profit. In the process, everyone benefits. If I was Mr Arkley-I'd tell the coastal commissiion and the City of Eureka to stick it up theirs and take my money somewhere else. Someone should give him and his corporation a medal for heraism against stupidity and prejudice of the people in Humboldt County, and the environmentalist that dispise any human developement. You will be standing up for private property rights, for the developement of the community, for economic welfare, for entrepreneurship and capitalism if you vote for this and encourage this developement. (Not to mention, increasing the tax base for the City of Eureka) Of course, you can vote against it and not encourage the coastal commission to vote for it and it will just contribute to more malaise, indifference and a society where nothing of any significance gets done and a society that is tied up in Gordian Knots by stupid, overbearing, overzealous, overprotective, malisciously anticapitalist overcontrolling fascist statist government. The choice is yours. You now know how I feel and good portion of the people in Humboldt County feel. Your Call
Sincerely, Bill O'Brien

Hampton, Nancy

From: Neely, Bonnie
Sent: Wednesday, December 02, 2009 9:58 AM
To: Hampton, Nancy
Subject: FW: The Bay and surrounding areas

Exparte for appeal on Thursday – City of Eureka

-----Original Message-----

From: PAUL Glennie [mailto:pjglennie@yahoo.com]
Sent: Tuesday, December 01, 2009 8:26 PM
To: Neely, Bonnie
Subject: The Bay and surrounding areas

Dear Bonnie;

My name is Paul Glennie. I had the pleasure of meeting you a couple of times during my Grand Jury experience in 2006-2007. I would just like to comment on our Bay and balloon track areas. We have done very little to improve these locations for many years. We need to start looking towards the future if we are to sustain our local economy. Growth is a good thing. Be a creator Bonnie, you sit on the Coastal Commission which has some power to promote and make change happen. Please give every opportunity for common sense growth that you can. We have a beautiful Bay, lets utilize it. Thank you,
Paul Glennie

12/2/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:01 PM
To: Hampton, Nancy
Subject: FW: Clean up at the Balloon Tract

exparte

-----Original Message-----

From: George Chase [mailto:george9n46@sbcglobal.net]
Sent: Wednesday, December 02, 2009 8:52 PM
To: Neely, Bonnie
Subject: Clean up at the Balloon Tract

In spite of the local worry that the Marina Center Project will impact our local businesses the cleanup of the property is far removed from the actual approval of the zoning changes, building permits and public hearings that will have to go before the planning commission and city council for approval to allow the construction phase to even begin.

At this point I believe it is in the best interest of the City Of Eureka as a whole and the county as well for the Coastal Commission to approve the cleanup of the site - especially the Clark Slough that is a direct course of potential pollution into the bay.

As a contractor myself who has lived here for over 30 years and actually worked on your house I ask you to support the cleanup phase of this project as is being done along other areas of Railroad Ave. to and beyond Del Norte St.

Personally I like going to Pierson's because I have a one on one connection to most of the people working there just as I have with Shafer's and Jack's people. Price is not the thing I live by. Home Depot - if it does get here - will be a choice for very few things because they are price oriented and I prefer walking in to people who greet me by name. "Hi George" is MUCH more customer service than "can I help you?" I have payed for that in the past and will continue to do so in the future.

I ask you to support the clean up phase to, at the very least, get that area cleaned up and presentable so when visitors to our area drive around our bay they see a place we all care about rather than an eyesore that is a city 'squabble'

Thank you for taking your time to let me add my support for this clean up.

George Chase CSLB 682927
george9n46@sbcglobal.net

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:02 PM
To: Hampton, Nancy
Subject: FW: Balloon Track

exparte

-----Original Message-----

From: EZEDELIN@aol.com [mailto:EZEDELIN@aol.com]
Sent: Wednesday, December 02, 2009 10:25 PM
To: Neely, Bonnie
Subject: Balloon Track

Bonnie

Please do not let the COE actions to approve the immediate clean up of the Balloon track get reversed. The Arkley's have shown their skill and desire to improve Eureka. Without their energy and willingness to spend their money we/COE would be a mess. No boardwalk, No Arkley center, no revitalized block between D and E streets on 5th to name only a few of the many improvements they are directly responsible for. All this despite the efforts of the jealous Arkley haters. Not only do the Arkleys do things right, I don't see anyone else stepping up to the plate. Don't let this opportunity to clean up the mess and add so much to the city get delayed any longer. I am a life long resident/property owner in Eureka (4th generation actually) and hope I get to walk and shop at the Marina center soon.

Thanks for your time and consideration
Chat & Debie Edaline
Eureka and Shelter Cove Residents

12/3/2009

17

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:02 PM
To: Hampton, Nancy
Subject: FW: coastal commission meeting

exparte

-----Original Message-----

From: DennisCS7@aol.com [mailto:DennisCS7@aol.com]
Sent: Wednesday, December 02, 2009 10:58 PM
To: Neely, Bonnie
Subject: coastal commission meeting

Dear Bonnie,

My name is Dennis Costa and I live in Eureka and have been a life time resident of Humboldt County. I am a retired school teacher of 34 years from the Fortuna High School District and have been a business owner in Eureka for 20 years. In fact my warehouse is on Broadway and Fairfield St in Eureka. I have owned the building for over 4 years now.

I know that the Coastal Commission has a very important meeting coming up in San Francisco next Thursday. A decision will be made as to have wetlands and wildlife habitat on a neglected property in Eureka and make this a vital place in the county or leave it as it is, a blank neglected and very likely contaminated property. For too many years this property has been an eye sore to this county. I have my warehouse for sale at this time as I would like to fully retire. In the last 3 weeks the building has been shown to people from Fort Bragg, Florida and Oregon. The comment has been the same, "I like the location, it has great visibility, but as I drive down Broadway I see other empty buildings for sale and an open field surrounded by a fence with nothing in it. Is anything happening anywhere around here to entice business of the future or am I just looking at nothing for the future." My realtor and I say the same thing, "we don't know its up in the air." As a result no sale. People coming in to open a business want to see something happening and know their investment will be right. Two of the three people looking wanted to open a restaurant and the other a possible furniture/kitchen type of business.

The clean up of the Balloon Track would be of great help to us business people on Broadway and to the whole county. I remember this county as exciting with things happening -our family trucking business-was always looking ahead with excitement. Now its kind of bland and will we make it another year type of attitude. The excitement is gone.

We do not need any more delays as we have years of them. We can't look at the past but must look to the future. The people of this area deserve to have something positive happen for a change and seeing the Balloon Track gets the approval to go forward would be a tremendous uplifting. There is much work and cleanup etc to be done but if it never has a change to get started what next will happened? Please allow the clean up to start. Findings etc will most likely lead itself to other dealings but at least lets get it started.

Thank you for your time and for being a County Supervisor and Coastal Commission Chairperson.

Sincerely,

Dennis Costa
Costa Distributors

12/3/2009

11

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:07 PM
To: Hampton, Nancy
Subject: FW: Marina Center

exparte

—Original Message—

From: JeffClark@suddenlink.net [mailto:jeffclark@suddenlink.net]
Sent: Thursday, December 03, 2009 6:48 PM
To: Neely, Bonnie
Subject: Marina Center

Ms Neely,

My name is Jeff Clark and I am a former Pulp Mill employee. I have been in Humboldt all of my life, my father was born at the Humboldt Life Boat Station in 1912.

I would like to urge you to not delay the restoration of the wetlands and wildlife habitat on the long neglected balloon track.

Jeff

12/3/2009

12

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:03 PM
To: Hampton, Nancy
Subject: FW: Balloon track

exparte

-----Original Message-----

From: leppek@suddenlink.net [mailto:leppek@suddenlink.net]
Sent: Thursday, December 03, 2009 7:14 AM
To: Neely, Bonnie
Subject: Balloon track

Dear Ms. Neely:

I am a native Eureka, and am quite familiar with the Balloon Track area. At one time, I even had relatives working the railroad roundhouse that was in that area. I know what that area was, and, I know what it has turned into.

As part of the current issues surrounding the Balloon Track, I must convey my thoughts that the work, in my opinion, being done to upgrade this area is phenomenal. The cleanup proposed is, I believe, is beyond adequate. The projects proposed have gone through many, many reviews with extensive input from the public through many advertised and communicated sessions.

I am struggling with the opposition to this extensively researched project. As I've reviewed the issues, I've not seen any logical reasons for opposition other than "no". I see the cleanup as extensive.....I see the establishment of a large wetland area available for wildlife and areas for the public to enjoy....none of this that is available now. Currently, this is, and has been for many years, a blight on the community and a negative area for the birds to nest in...I just don't see why anyone would feel that this should not be changed.

Thank you for allowing me to express my opinions through this e-mail. I know that you are involved in the final decisions for this project and I hope that my comments are contributory.

Dan Leppek
50 Barscape Lane
Eureka, CA., 95503

12/3/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:00 PM
To: Hampton, Nancy
Subject: FW: Balloon Track

Exparte

-----Original Message-----

From: Clark, Cindy [mailto:CClark@sns.com]
Sent: Thursday, December 03, 2009 7:48 AM
To: Neely, Bonnie
Subject: Balloon Track

Dear Supervisor Neely.

Please do whatever you can to keep the cleanup of the balloon track from being delayed any further. It has been such a waste of land and resources to let it sit as long as it has, and it is such an eyesore; it is well past time to get this area cleaned up! I do not understand why anyone would NOT want this area to be cleaned up and parts restored to wetlands and wildlife habitat! My family and friends - and even strangers I meet at various places - are all very concerned about the politics and people involved that are preventing this cleanup and development from happening.

As a Eureka citizen - born and bred - I understand the significance of the battle that has been going on over this parcel. Enough is enough already! Let us do what is best for our city, our community and our people, and get this State-ordered cleanup done as soon as possible!

Again, I ask - for myself and my family and friends - let's get this done! Please do what you can.

Thank you,

Cindy A. Clark

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12/3/2009

1-1

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:04 PM
To: Hampton, Nancy
Subject: FW: Marina Center

exparte

-----Original Message-----

From: Barnick, Gretchen [mailto:GBarnick@spsc.com]
Sent: Thursday, December 03, 2009 8:22 AM
To: Neely, Bonnie
Subject: Marina Center

I can not believe that we as a city and the water Quality Control Board can approve to CLEAN up our city and restore the wetlands and some one in SF can put yet another hold on this project! We need to get this project done and the sooner the better. It is ridiculous that it has even taken this long. PLEASE do what ever you can to move this forward.

Thank You,

Gretchen Barnick

6200 Beachwood, Eureka, CA

This message (and any associated files) is intended only for the use of the individual or entity to which it is addressed and may contain information that is confidential, subject to copyright or constitutes a trade secret. If you are not the intended recipient you are hereby notified that any dissemination, copying or distribution of this message, or files associated with this message, is strictly prohibited. If you have received this message in error, please notify us immediately by replying to the message and deleting it from your computer.

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12/3/2009

15

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:04 PM
To: Hampton, Nancy
Subject: FW: Marina Center
Attachments: image003.gif

exparte

—Original Message—

From: Pat McDonald [mailto:pacbpatm@pacbell.net]
Sent: Thursday, December 03, 2009 8:31 AM
To: Neely, Bonnie
Subject: Marina Center

3 Dec 09

Good morning Bonnie,

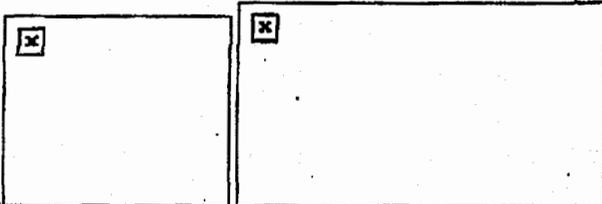
This morning I am writing you, to ask you for your support for the Marina Center / Balloon Track property. To do nothing is wrong, or to allow nothing to happen to move the clean up project forward is also wrong. Today we have the city of Eureka in support of the clean up, a willing party to pay for the clean up. This clean up will benefit the citizens of Humboldt County, the surrounding land and the waters of Humboldt Bay. To allow a few nay say'er, to stop this would be wrong.

Several years ago, we were involved with the Ash-Vellutini project on the bay at the foot of F Street in Eureka. John had the financing and tenant's lines up for the 70,000 sq ft project. The Humboldt Tax payer League successfully stopped this project with a bad lawsuit. John and Dolores, won the lawsuit in court, and lost the project, because of the long time delay.

We were involved in another project in Eureka, where the local coastal commission dragged there feet for a year.

Ezequiel Sandoval could no longer wait, again the long time delay killed the project.

The point I am trying to make is you have a project, a willing person to pay for the clean up, don't let the time delay kill this project.



Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:03 PM
To: Hampton, Nancy
Subject: FW: Clean It Up!

exparte

-----Original Message-----

From: LARRY TUBBS [mailto:larrytubbs@vickersins.com]
Sent: Thursday, December 03, 2009 8:35 AM
To: Neely, Bonnie
Subject: Clean It Up!

Happy Holiday's, Please move forward and get the C.C. to approve this clean up. Give Eureka & Humboldt County a great Christmas gift by getting it done. Thank you for your help.

Wishing you and your family a very Merry Christmas and a Happy & Prosperous New Year.

LARRY A. TUBBS

OWNER/BROKER dba
VICKERS INSURANCE AGENCY
CA License #0690285
P.O. Box 1003 / 514 K Street
Eureka, CA 95501
Cell V. M. (707) 832-2885
Phone Direct (707) 268-0952
Phone Office (707) 443-1648
Fax Office (707) 443-1640
larrytubbs@vickersins.com

Ex Parte

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2008 1:06 PM
To: Hampton, Nancy
Subject: FW: Marina Center/Ballon Tract Clean-up

Exparte.

-----Original Message-----

From: JoAnn Bonner [mailto:joann_bonner@admngmt.com]
Sent: Thursday, December 03, 2009 9:10 AM
To: Neely, Bonnie
Subject: Marina Center/Ballon Tract Clean-up

Dear Ms. Neely,

I am writing to urge you to push for the cleanup of the Ballon Track now using the protocols that have been approved by the Eureka City Council and the Water Quality Control Board. this property has been an eye sore for far to long. Please understand that as the environmentalists delay this cleanup more toxic runoff is released in the bay as they strive to find a perfect cleanup that meets their needs. One has to wonder if it is not their lack of support for the project that is driving their persistent delaying tactics. It would appear that they are not concerned about our bay's viability but about some other ideological fault with the entire project.

Vote to Clean up the ballon tract NOW.

Thanks

JoAnn Bonner, R.N., BSN, CCM
Medical Case Manager
MSA Specialist, Life Care Planner

Direct Phone: (707) 445-2151
Direct Fax: (707) 445-1129
JoAnn_Bonner@ADMngmt.com



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12/3/2009

14

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 2:58 PM
To: Hampton, Nancy
Subject: FW: Clean Up the Balloon Track

exparte

-----Original Message-----

From: Candida Wolff-Vadden [mailto:cwolff2003@yahoo.com]
Sent: Thursday, December 03, 2009 9:55 AM
To: Neely, Bonnie
Subject: Clean Up the Balloon Track

We cannot allow the State-ordered clean-up to be delayed another day. We want restoration of wetlands and wildlife habitat on this long neglected and contaminated property to begin immediately. Thank you.

12/3/2009

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Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 2:57 PM
To: Hampton, Nancy
Subject: FW: enviomment

exparte

-----Original Message-----

From: Paul Harris [mailto:naz-pastor@sbcglobal.net]
Sent: Thursday, December 03, 2009 10:01 AM
To: Neely, Bonnie
Subject: enviomment

Dear Ms. Neely,

I am writing to ask you to use your leadership position on the California Coastal Commission to see to it that our beautiful Humboldt bay-front is cleaned up. With the proposal to clean up the old Balloon Track Eureka has the opportunity to move forward with some long-needed environmental clean-up. Please do not let outside environmental groups with political agendas that do not have Eureka's best interest at heart lengthen this already drawn-out process. Ms. Neely, please use your leadership to do what the overwhelming majority of Eureka's want for their home town; a clean bay-front.

Paul and Janelle Harris
Eureka citizens

12/3/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 2:56 PM
To: Hampton, Nancy
Subject: FW: Wetlands Cleanup

Exparte

-----Original Message-----

From: halonet@suddenlink.net [mailto:halonet@suddenlink.net]
Sent: Thursday, December 03, 2009 10:28 AM
To: Neely, Bonnie
Subject: Wetlands Cleanup

Good Morning Ms. Neely,

I am in favor of cleaning up the balloon track and the wetlands. Currently, they are a public safety hazard for local residents and wildlife.

I would love to take a walk on the harbor after a busy day at work. Or, enjoy the sunset, watch the boats, and toast a glass of wine while overlooking the bay with friends discussing the commerce of the day. But there are no cuisine businesses on the Eureka side where you can do this.

Eureka enjoys a beautiful bay and mild climate. I don't do it because I do not feel safe and it sickens my stomach to see the way the detritus of homeless people and the deterioration due to neglect. I believe it is time to clean up that whole corridor. Give the homeless work so they can have decent housing and recover their lives. Those who want to remain transient should be encouraged to go elsewhere.

I think a prime example of this is the murder incident that happened at Ray's on Broadway this summer. I used to shop at that store regularly until then. Now, I look around fearfully at doing any business in the mall. The mall is a gathering place for people to shop and meet friends. Just beyond its borders are scores of drug havens and transient encampments. I think is underwriting disease, destruction and indigence by encouraging this lifestyle with sleeping bags, tents, showers and public assistance.

Why work when you can stay stoned so you are not even in touch with your environment or health, steal what you want, and if you go to jail you get three squares a day and a cot?

I pay taxes and give to charities and these services are provided. I object. Let's clean up the balloon track and Eureka for the working people who support the community, want it to thrive, and do not want to burn it to the ground with indifference.

We need your support and leadership to make our dreams come true.

Thank you for considering my opinion. If you care to discuss it, please feel free to contact me anytime.

E. Parte

Hampton, Nancy

From: Neely, Bonnie
 Sent: Thursday, December 03, 2009 1:03 PM
 To: Hampton, Nancy
 Subject: FW: Balloon track Project

Exparte

—Original Message—

From: Maintenance Man [mailto:maintenance_man@sbcglobal.net]
 Sent: Thursday, December 03, 2009 10:44 AM
 To: Neely, Bonnie
 Subject: Balloon track Project

Hello Ms Neely,

My name is John Chaffin. I am a locally born and raised citizen from Blue Lake in 1963 transplanted to Eureka in 1990. I've been part of the political Silent Majority for most of my adult years. I am also a business owner here in Eureka since 1996, "The Shop" Chaffin's Auto Repair and now Johnson's Auto Electric. I have employed up to 12 people and currently I am down to 2 part time and 3 full-time employees.

I believe the effects of this depressed financial community are the cause for the shrinkage of my staff and customer count. So when I see opportunities to generate up to 1000 jobs I also see the opportunity to generate more customers and in return gain more employees. It's called Trickle Down.

The part of the community that is opposed to the development of the Balloon Project obviously does not care about our local community. If they do not care then why do they get to have the loudest voice?

Furthermore those that are opposed to the Balloon Track project are probably the same people that believe a hefty tourist based economy can be had here. I find this laughable, because smack dab in the middle of town is the largest "Eye Sore" in the county. Thank God for the Arkley's and their realistic vision of our local community and resilience to stand toe to toe with the selfish squeaking wheels of the north coast.

I have seen the transformations the Arkley's have made to down town Eureka, it's beautiful. I have no reason to believe the Balloon Track project will be any less meticulous and beautiful.

I find the idea that the addition of a Home Depot will create unfair competition with Pierson Building Center or any other hardware stores ridiculous.

Just look to Ukiah where they have 2 very large hardware companies side by side.

I deal with severe competition every day. It seems everybody thinks they are a mechanic, either with a legal business or they are "Back Yard Mechanic's"

I also have to deal with a sever "Starec Type" as an opportunist that will take advantage of women student or the uneducated auto owner. Plus the everyday expenses of being one of the most expensive service industries to own and operate in the state.

So in the end Ms Neely, I see no reason to not continue on and progress toward the start and completion of the Balloon Track project. It will make our city more attractive, generate up to 1000 jobs and trickle down service jobs from those who will then be able to afford to pay for services from companies like mine.

Thank you

John W Chaffin

810 W Del Norte St
 Eureka, CA 95501

707-444-8195

12/3/2009

n2

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 2:59 PM
To: Hampton, Nancy
Subject: FW:

exparte

-----Original Message-----

From: Miller, Gina [mailto:GMiller@snsr.com]
Sent: Thursday, December 03, 2009 12:28 PM
To: Neely, Bonnie; bmerrill@coastal.ca.gov
Subject:

I am confused, why would the California Coastal Commission delay or stop the clean up of the Balloon Track in Eureka?

Thank You
Gina Miller
800-603-0836 ext 2688
fax 916-231-2630
email gmiller@snsr.com

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12/3/2009

73

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 2:57 PM
To: Hampton, Nancy
Subject: FW: Balloon Tract

Exparte

-----Original Message-----

From: Pilgrim, Sherry [mailto:SPilgram@snc.com]
Sent: Thursday, December 03, 2009 12:34 PM
To: Neely, Bonnie
Subject: Balloon Tract

Dear Bonnie Neely

Enough is enough! We the citizens of Eureka fully & totally support the clean-up of the Balloon tract & the forward movement of this project. The Costal Commission for some ridiculous reason is set on putting up stumbling blocks all the way. What is the problem?

Please encourage the Callifornia Costal Commission to move forward & let the project continue in the best interest of all of us

Thank you
Sherry Pilgrim

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12/3/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:17 PM
To: Hampton, Nancy
Subject: FW: Balloon Track

exparte

-----Original Message-----

From: Margaret Willhite [mailto:willhite@northcoast.com]
Sent: Thursday, December 03, 2009 12:53 PM
To: Neely, Bonnie
Subject: Balloon Track

Hi Bonnie,

Just have to add my two cents! I've lived here since 1961 and it's long past time something was done about the balloon track. We need it cleaned up. We cannot allow the State-ordered clean-up to be delayed another day. I want to see restoration of wetlands and wildlife habitat on this long neglected and contaminated property to begin.

It is long over due to have that property in use to benefit Humboldt County.

Thank you,
Margaret Willhite

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 4:24 PM
To: Hampton, Nancy
Subject: FW: Clark Slough and the Balloon Track clean-up

exparte

-----Original Message-----

From: Laboratory [mailto:laboratory@suddenlink.net]
Sent: Thursday, December 03, 2009 1:38 PM
To: Neely, Bonnie
Subject: Clark Slough and the Balloon Track clean-up

*Bonnie Neely,

The restoration of wetlands and wildlife habitat on this long neglected and contaminated property SHOULD begin immediately. **We cannot allow the State-ordered clean-up to be delayed another day.

Thank You,
Steven Mielke, Arcata, CA
*

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:17 PM
To: Hampton, Nancy
Subject: FW: Support the balloon track clean up
Importance: High

exparte

-----Original Message-----

From: Toland, Heather [mailto:HToland@sns.com]
Sent: Thursday, December 03, 2009 1:38 PM
To: Neely, Bonnie
Subject: Support the balloon track clean up
Importance: High

My name is Heather Toland and I wanted to tell you that that my husband Darren Toland and I SUPPORT the clean-up of the Balloon Track and that the Coastal Commission shouldn't stand in the way of the clean-up.

Heather Toland



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12/3/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:16 PM
To: Hampton, Nancy
Subject: FW: Marina Center

exparte

-----Original Message-----

From: margaret gordon [mailto:pma3022@sbcglobal.net]
Sent: Thursday, December 03, 2009 2:33 PM
To: Neely, Bonnie
Cc: info@marinacenter.org
Subject: Fw: Marina Center

Supervisor Bonnie Neely
825 5th Street
Eureka, CA 95501

Dear Supervisor Neely,

For 3 consecutive Tuesday evenings last November, local citizens from all walks of life came forward to the Eureka City Hall to overwhelmingly support the Marina Center project. Of course there were the usual fault finders who always appear when any positive program is involved. They have highly developed their skills of objecting but appear unable to provide any desirable alternate solutions. Such is the present case.

Consider this. Suppose the Marina Center finally became disgusted with the obstacles and delays and decided to abandon the project. Where in this world of 7 billion people could just one person be found to assume the exorbitant expense of cleaning up the Balloon Tract? Such a hypothetical person simply does not exist.

Thus the ensuing result would be that the crippling clean up expenses would have to be paid by the governing bodies. This is realism.

It is respectfully requested that you give your support to allow the project to expediently proceed to fruition.

Paul Augustine JR.
12.03.2009
pma3022@sbcglobal.net

12/3/2009

nd

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:15 PM
To: Hampton, Nancy
Subject: FW: Balloon Track cleanup

exparte

-----Original Message-----

From: ellen mattson [mailto:e.mattson@sbcglobal.net]
Sent: Thursday, December 03, 2009 2:54 PM
To: Neely, Bonnie
Subject: Balloon Track cleanup

TO: Bonnie Neely
From: Ellen J. Mattson
3209 W Street
Eureka, 95503

Regarding: Balloon Track clean-up

It is my hope that you will use your considerable influence to expedite the clean-up of the Balloon Track property.

As we all know, it has been an environmental mess for years. Finally, when someone has stepped forward with the resources to develop this area....there have been many groups that have protested for one reason or another. (Where were they years ago? We haven't heard from these groups until recently. It is fairly obvious that there is a hidden agenda here...and who is funding their protests? Hummmm I guess that is fairly obvious too.)

Cleaning up that property and getting it developed will benefit the City of Eureka with added tax revenue; it will benefit the environment, especially Humboldt Bay. Please use your influence to move this project along in a timely manner.

Thank you,

Ellen e.mattson@sbcglobal.net

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:14 PM
To: Hampton, Nancy
Subject: FW:

exparte

-----Original Message-----

From: jandmmcdonald@aol.com [mailto:jandmmcdonald@aol.com]
Sent: Thursday, December 03, 2009 3:06 PM
To: Neely, Bonnie
Subject:

Dear Bonnie,

Please help us to move forward with the cleanup of the balloon tract! We want progress in Eureka, and not a dying community!!!

Thank you,

The John McDonalds

12/3/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Thursday, December 03, 2009 3:14 PM
To: Hampton, Nancy
Subject: FW: Please Allow Balloon Track Cleanup to Move Forward

exparte

-----Original Message-----

From: Sean Olsen [mailto:seano@crestmarkam.com]
Sent: Thursday, December 03, 2009 3:09 PM
To: Neely, Bonnie
Subject: Please Allow Balloon Track Cleanup to Move Forward

Dear Miss Neely,

As a life-long resident of Eureka and local business owner, I am very interested in seeing the cleanup of the Balloon Track progress immediately. In my opinion, this blight on our city has been allowed to sit idle far too long already. I ask you to not allow the appeal by the California Coastal Commission to further delay this much needed cleanup.

Thank you so much for your attention in this matter,

Sean Olsen

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:32 AM
To: Hampton, Nancy
Subject: FW: Marina Center

exparte

-----Original Message-----

From: mommynanc325@att.net [mailto:mommynanc325@att.net]
Sent: Thursday, December 03, 2009 8:11 PM
To: Neely, Bonnie
Subject: Marina Center

We encourage your support for the Marina Center project at the upcoming Coastal Commission meeting. The project owners have and will continue to upgrade the Balloon Tract to make it a space we can all be proud of. Both the Eureka City Council and North Coast Regional Water Quality Control Board have approved and shown support of the project, we hope you will also.

Nanc & Ted Frazel
Eureka, CA

12/4/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:32 AM
To: Hampton, Nancy
Subject: FW: Marina Center Update: Coast Commission Meeting Dec 10th.

exparte

-----Original Message-----

From: Brenda Carlson [mailto:cadistrict26@sbcglobal.net]
Sent: Thursday, December 03, 2009 10:58 PM
To: Margaret Willhite
Ca: Neely, Bonnie
Subject: Re: Marina Center Update: Coast Commission Meeting Dec 10th.

Bonnie,
Let's "stay on track" with the Balloon Track and get it done!
Thanks for your efforts. Set the Coastal Commission straight. This should have
been done years ago,
Brenda Carlson

From: Margaret Willhite <willhite@northcoast.com>
To: Brenda Carlson <cadistrict26@sbcglobal.net>
Sent: Thu, December 3, 2009 12:55:13 PM
Subject: Fw: Marina Center Update: Coast Commission Meeting Dec 10th.

Hi Brenda
Don't know if you got this or not but I think it's a good idea and hope you do too.
Margaret

----- Forwarded Message -----

From: Marina Center <info@marinacenter.org>
To: e.mattson@sbcglobal.net
Sent: Wed, December 2, 2009 5:05:09 PM
Subject: Marina Center Update: Coast Commission Meeting Dec 10th.

Having trouble viewing this email? [Click here](#)

Dear Marina Center Supporters,

Thank you for your continued support of the Marina Center project. As you may know, the
Eureka City Council and the Water Quality Control Board have both approved the cleanup
of the Balloon Track. Now, the California Coastal Commission might overturn these

12/4/2009

approvals through an appeal, which would again delay the restoration of Clark Slough and the Balloon Track clean-up. The Coastal Commission will meet next Thursday December 10th in San Francisco and decide whether or not to allow the appeal to move forward.

It is very important to convey to County Supervisor and Coastal Commission Chair, Bonnie Neely, before this meeting, that we cannot allow the State-ordered clean-up to be delayed another day. Let Bonnie know that we want restoration of wetlands and wildlife habitat on this long neglected and contaminated property to begin immediately. Please contact her by email, phone or mail:

Bonnie Neely
825 5th Street
Eureka, CA 95501
(707)476-2394
bonnie.neely@co.humboldt.ca.us

Please show your support for the cleanup of the Balloon Track and make your voice heard. It is time to get rid of this crime ridden eyesore in Eureka and protect our bay. This can be done through Supervisor Neely's leadership. Thank you for your support.

Sincerely,

Mike Casey and Randy Gans

Forward email



Unsubscribe"

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This email was sent to e.mattson@sbcglobal.net by info@marinacenter.org.
[Update Profile/Email Address](#) | Instant removal with [SafeUnsubscribe™](#) | [Privacy Policy](#).
Marina Center | PO Box 1028 | Eureka | CA | 95502-9986

Email Marketing by



Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:31 AM
To: Hampton, Nancy
Subject: FW: Marina Center

exparte

-----Original Message-----

From: jeffandbecca@juno.com [mailto:jeffandbecca@juno.com]
Sent: Thursday, December 03, 2009 11:43 PM
To: Neely, Bonnie; bmerrill@coastal.ca.gov
Subject: Marina Center

Hello,

As a concerned citizen in Humboldt County I would like to express my support for the Marina Center project and ask for your support to help make it happen. I would like to see the balloon track cleaned up.
Thanks

Jeff Harrison

[Love Spell](#)

[Click here to light up your life with a love spell!](#)

12/4/2009

25

Hampton, Nancy

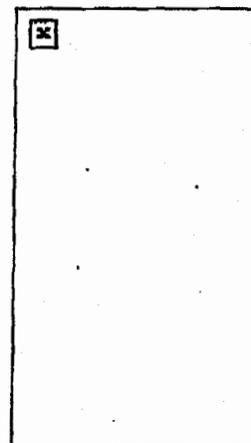
From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:30 AM
To: Hampton, Nancy
Subject: FW: Balloon Tract

exparte

-----Original Message-----

From: Tom Testerman [mailto:timbertom2n@yahoo.com]
Sent: Friday, December 04, 2009 8:53 AM
To: Neely, Bonnie
Subject: Balloon Tract

Lets go forward, this piece of property is doing nobody any good as it is. I've lived in Eureka almost 40 years and nothing has changed. What with that? Tom



12/4/2009

01

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:29 AM
To: Hampton, Nancy
Subject: FW: Balloon Tract Cleanup

exparte

-----Original Message-----

From: Royal Mccarthy [mailto:royalent2@yahoo.com]
Sent: Friday, December 04, 2009 9:14 AM
To: Neely, Bonnie
Subject: Balloon Tract Cleanup

Supervisor Neely,

I urge you to not allow the appeal to the permit for the cleanup of the Balloon Tract to go forward. It is time to get rid of the eyesore and proceed with the cleanup. Thank you in advance for your efforts in moving this cleanup to continue.

Royal McCarthy, P.E.
Eureka, CA

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:20 AM
To: Hampton, Nancy
Subject: FW: Balloon Tract
Attachments: Balloon Tract Cleanup 1.pdf

exparte

-----Original Message-----

From: Michael Retzliff [mailto:reelmen55@gmail.com]
Sent: Friday, December 04, 2009 9:22 AM
To: Neely, Bonnie
Subject: Balloon Tract

Bonnie.

Attached is a letter to you regarding the Balloon Tract issues.

Jack Retzliff

12/4/2009

00

Ms. Bonnie Neely
Humboldt County Board of Supervisors
825 5th Street
Eureka CA 95501

Dear Ms. Neely,

As shown by the growing support of citizens at the Eureka city council meetings, almost all of the citizens of Eureka believe that the Balloon Tract clean up is a good thing and believe that the interim cleanup work should begin immediately so that the determination of what additional cleanup work that needs to be done can be completed.

Environmental concerns are important to all but when the means to protect the environment include unusual delay and obstruction of projects deemed economically important to a community something is wrong.

Without obstruction of worthwhile economic projects around the bay and elsewhere in Humboldt County, the people engaged in the extremist environmental activist movement could not survive. These "environmentally conscious" people need those developer and donor dollars to provide for their own jobs and don't care about creating jobs for others. This type of environmental activism is really nothing more than greed in disguise. It helps a very few financially and leaves the great majority without economic options. Baykeeper appears to use obstruction via the justice system to strain the financial ability of, or even bankrupt, well intentioned and hardworking people attempting to develop the bay front. If the people attending the city council meetings in favor of the interim cleanup plan for the Balloon Tract are a gauge of thought, then these members of our community have drawn a line in the sand. The Baykeeper side offers no alternatives to the cleanup effort at hand other than to say more studies need to be done. I noticed no one crossed over to the Baykeeper side.

The Arkleys have given back to the community with many worthwhile projects from which they can never economically benefit but are nevertheless aesthetically pleasing and functional to the community. Everything they have done has been a first class effort. No corners have ever been out in any of these projects. All criticism of the past projects has proven to be baseless over time. I suspect the criticism of the Balloon Tract cleanup will eventually prove to be a non-issue as well.

The Arkleys have focused on cleaning up Eureka and giving back to the community. They don't have to do it here but they have chosen to. They have created a multitude of jobs and supported multiple local businesses as well. On the opposite extreme, by employing subterfuge and arrogance, Baykeeper and its ilk have focused on taking away from the community they claim to be helping. It is clear that Baykeeper and any supporters of Baykeeper are not really interested in cleaning up the environment. If they were, they would not be opposed to the initial cleanup and fact finding planned for the Balloon Tract.

Most reasonable people can see the damage that has been done to our local economy as a result of extremist environmental activism. Humboldt County no longer has abundant, good paying jobs that can support families as a result of past environmental extremism. It is generally agreed by most reasonable people that Baykeeper and other environmental extremist groups have been a part of the disruption process to prevent logging, revival of rail, green port shipping, and any kind of development along the Humboldt Bay harbor. Almost everyone in our community cares about the environment these days. All development projects are required to and make every attempt to provide for mitigation in the event that the environment in some way becomes damaged as a result of the development. Is this money well spent or is it overkill?

There are no alternative solutions to the cleanup or how it should be done, only compromise. The entire community should be working together to get the Balloon Tract cleaned up, not arguing about HOW it should be done. The Arkleys have paid real experts to make sure that the cleanup is carried out with the best effort man can make with the financial resources at hand. This is more than anyone else in our community can do and more than anyone else is willing to do.

Why does Baykeeper insist on making this effort harder than it needs to be? Another lawsuit to stall the project? Does anyone wonder why the Baykeeper folks have no experts to refute the current Balloon Tract cleanup plans? Is it because all of the experts actually agree with the current plan? Why doesn't Baykeeper provide some financial assistance to the cleanup effort if they feel so strongly that more needs to be done before anything gets started? Now that would really be helping the community move forward and joining hands to get this job done. Lawsuits are not financial assistance; there is no real motive other than delay, intimidation, obstruction, and financial harm to the targeted party. Very few individuals have the financial means or determination to stand up to these lawsuits and all communities suffer from them.

This has never been a perfect world and it never will be. We can only make it as good as we can. No matter how much planning goes into a project, some kind of change usually needs to be made as a project moves along and unforeseen things get discovered. That's the way it is.

Our community is busy cleaning up at home. Everyone should work with together to get it done. Unless you are receiving funds from these "environmental" groups, you have no compelling reason not to listen to what your constituents are demanding.

Respectfully,

Jack Retzloff
2439 "S" Street
Eureka, CA

707-601-8488

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:29 AM
To: Hampton, Nancy
Subject: FW: Do not Delay Ballon Tract Clean up

exparte

-----Original Message-----

From: Mike Newman [mailto:insmike1313@yahoo.com]
Sent: Friday, December 04, 2009 9:40 AM
To: Neely, Bonnie
Subject: Do not Delay Ballon Tract Clean up

Bonnie,

Please do all you can to not allow any more delays in the **initial interim cleanup** of the Ballon Tract for the sake of our community. The Eureka city council voted to allow this proceed after many meetings with the citizens of our city. The Regional Water Quality Board **experts** have thoroughly analyzed interim clean up plan and subsequently reaffirmed its approval of the plan after receiving public comment and extensive input and environmental data from the Baykeeper's legal representatives.

Listen to our community, not a few special interests.

-Mike L Newman

PO Box 6266

1125 Searles Street

Eureka, CA 95501

"One's philosophy is not best expressed in words; it is expressed in the choices one makes. In the long run, we shape our lives and we shape ourselves. The process never ends until we die. And, the choices we make are ultimately our own responsibility."

Eleanor Roosevelt
1884-1962, American First Lady, Columnist and Lecturer

12/4/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:28 AM
To: Hampton, Nancy
Subject: FW: Balloon Track

exparte

-----Original Message-----

From: katie kubala [mailto:katie_kubala@hotmail.com]
Sent: Friday, December 04, 2009 9:54 AM
To: Neely, Bonnie; bmerrill@coastal.ca.gov
Subject: Balloon Track

Hello,

I am emailing you to express my support with the clean up of the Balloon Track, and I feel the Coastal Commission should not stand in the way. Please assist us in supporting the clean up and preservation of Eureka and our Bay. This can only be done with your leadership. I appreciate your consideration.

Thank you,
Katie Kubala
Humboldt County Resident

Chat with Messenger straight from your Hotmail inbox. [Check it out](#)

12/4/2009

119

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:28 AM
To: Hampton, Nancy
Subject: FW: Another e on the Bay

exparte

-----Original Message-----

From: Willie McCarthy [mailto:w.jmccarthy@yahoo.com]
Sent: Friday, December 04, 2009 10:01 AM
To: Neely, Bonnie
Subject: Another e on the Bay

You know Bonnie, you still are suppose to work for the people in your district not just the party from which you serve. It seems that you in Gov't have forgotten to do good for the communities in which you live. Even if Security National has an agenda for cleaning up the Balloon Track, the fact is that the tract is not just an eye-sore but a contamination beyond belief. The Arkleys, whether you like them or not, would save the citizens of our City, County and State Hundreds of Thousands of dollars by paying for the clean up and to make the area environmentally safe. Who Else is so generous beside the Gov't with our money, by the way which we don't have.

Get Real for once and listen to the people.

They are out of jobs, money and tired of the ones we elect not doing their jobs for the good of all. Vote for the clean up now...and listen to the majority not the obstructionists...and the ones that are saying "I've got mine, there is no way you are goingt to get yours".

For once, get out of the party lines and do something good for our County before you leave office.
w.j.mccarthy

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:27 AM
To: Hampton, Nancy
Subject: FW: Baloon Track Phase 1

Exparte

-----Original Message-----

From: Linda Atkins [mailto:ncwoman@sbcglobal.net]
Sent: Friday, December 04, 2009 10:22 AM
To: Neely, Bonnie
Subject: Baloon Track Phase 1

Hello Bonnie, I just wanted to get a word in about the Coastal Commission appeal that's coming before you next week. I voted for the Phase 1 remediation expressly because I trust the review process that we have in California. I did not have all of the information that was included in your Commission's staff work at that time. I might have voted differently if I had that information.

Anyway, I would like to encourage you to allow our staff to speak at your meeting in order to put forth the City of Eureka's position on this appeal.

Linda Atkins
Eureka City Councilmember, Ward 2

12/4/2009

ml

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:33 AM
To: Hampton, Nancy
Subject: FW: clean up

exparte

-----Original Message-----

From: Judi Pollace [mailto:jpollace1@yahoo.com]
Sent: Friday, December 04, 2009 10:28 AM
To: Neely, Bonnie
Subject: clean up

Hi Bonnie,

I would very much appreciate it if you would come out in favor of a clean up for the Balloon Track. Regardless of future outcomes regarding this project, this site has been tainting our environment along with our image for so many years, it's time now. Lets just get it done.

In anticipation of your cooperation, thank you!

Sal and Judi Pollace

12/4/2009

45

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:33 AM
To: Hampton, Nancy
Subject: FW: Balloon Tract

exparte

-----Original Message-----

From: Munson, Michael [mailto:michael.munson@wellsfargoadvisors.com]
Sent: Friday, December 04, 2009 10:28 AM
To: Neely, Bonnie; 'bmerrill@Coastal.ca.gov'
Cc: 'Ryan, Jennifer'
Subject: Balloon Tract

Dear Ms Neely and Mr. Merrill,

I am writing you in support of the Balloon Tract clean up and in general the support of the Marina project. I fully support letting the owner of the balloon tract start the clean up procedure I feel it is a huge step in the right direction for our community and that the owners have gone above and beyond in their efforts to address all concerns. This project is good for our community and a much better alternative to letting the land just sit which is pretty much the alternative if the owners were not to follow through with their vision, as I do not see anyone else stepping up to the plate with the backing to make anything else work there. The "due process" has been followed and the approvals and permits have been issued, where does this stop? I urge you not to allow anymore delay in the clean up of the balloon tract. Stop delaying and let our community thrive!

Sincerely,

Michael Munson
First Vice President of Investments, Officer
Financial Advisor
Munson Bowen Financial Strategies Group
315 Fifth St.
Eureka, CA 95501

Phone: (707) 442-2225
Toll Free (800) 925-2422
Fax (707) 442-2576
michael.munson@wfsadvisors.com

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12/4/2009

41.

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 11:23 AM
To: Hampton, Nancy
Subject: FW: Marina Center (Balloon Tract clean-up)

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DEC 07 2009

CALIFORNIA
COASTAL COMMISSION

exparte

-----Original Message-----

From: wes johnson [mailto:wesonfire@hotmail.com]
Sent: Friday, December 04, 2009 11:01 AM
To: Neely, Bonnie
Subject: Marina Center (Balloon Tract clean-up)

Please move this project forward. The studies are complete, the negotiated mitigations have been included in the project. There are no further reasons to delay this project except as a stalling tactic by its opponents. Please move it on to the next step.

Wesley Johnson
3076 Main Street
Eureka, Ca. 95503

707-443-5457

Chat with Messenger straight from your Hotmail Inbox. [Check it out](#)

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 10:30 AM
To: Hampton, Nancy
Subject: FW: Marina Center

exparte

-----Original Message-----

From: Carol Rose [mailto:crose149@hotmail.com]
Sent: Friday, December 04, 2009 12:04 AM
To: Neely, Bonnie
Subject: Marina Center

Please help to get the Marina Center clean up started. The land has sat long enough without anything on it and it is still draining into the bay. Let the clean up start, please.

Thank you,
Carol Rose
670 Eureka St.
Eureka, CA 95503

Windows LiveT Hotmail is faster and more secure than ever. [Learn more.](#)

Hampton, Nancy

From: Neely, Bonnie
Sent: Friday, December 04, 2009 2:52 PM
To: Hampton, Nancy
Subject: FW: Marina center

exparte

-----Original Message-----

From: cfjr [mailto:cfjr3@hotmail.com]
Sent: Friday, December 04, 2009 2:21 PM
To: Neely, Bonnie
Subject: Marina center

To: Bonnie Neely

I am in favor of the propose Marina center. I would like to see the clean up the area get started and finish.

Thank you

Claudio Freixas Jr.
2121 Albee St
Eureka, CA 95501-3652

**FORM FOR DISCLOSURE OF
EX-PARTE COMMUNICATIONS**

Name or description of the project: Agenda Item Th.14.c. Appeal No. A-1-EUR-09-049 (CUE VI, LLC, Eureka)

Time/Date of communication: Monday, December 7th, 2009 9:00 am

Location of communication: Oceanside

Person(s) initiating communication: Dave Grubb

Person(s) receiving communication: Esther Sanchez

Type of communication: Meeting

Support the staff recommendation to find substantial issue.

This CDP is inconsistent with the City's and the Coastal Act's ESHA protection policies in that it would allow wetland ESHA to be filled and graded to manage polluted stormwater runoff.

This is not an allowable use for filling of wetlands. It is inconsistent with the City's certified LCP and the Coastal Act, and could set a troubling precedent with respect to how the City may interpret its LCP in the future.

The City and the project applicant need to consider feasible alternatives that would minimize or avoid impacts to coastal resources and water quality.

Date: December 7, 2009

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DEC 08 2009

CALIFORNIA
COASTAL COMMISSION

Signature on File

Esther Sanchez



FORM FOR DISCLOSURE
OF EX PARTE
COMMUNICATION

RECEIVED
DEC 08 2009
CALIFORNIA
COASTAL COMMISSION

Date and time of communication:
(For messages sent to a Commissioner by mail or
facsimile or received as a telephone or other
message, date & time of receipt should be indicated.)

December 4th, 2009

Location of communication:
(For communications sent by mail or facsimile,
or received as a telephone or other message, indicate
the means of transmission.)

Commissioner Neely's Eureka Office

Person(s) initiating communication:

Pete Nichols, Humboldt Baykeeper

Person(s) receiving communication:

Commissioner Bonnie Neely

Name or description of project:

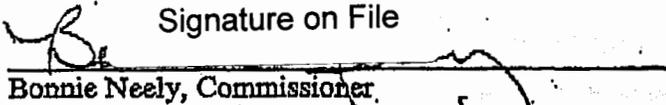
Agenda Item 14c. CUE VI, LLC, Eureka - Marina
Center Project, Phase 1

Detailed substantive description of content of communication:
(If communication included written material, attach a copy of the complete text of the written material.)

Mr. Nichols is requesting an opportunity to address the Commission at the upcoming meeting in San Francisco regarding the Marina Center Project, Phase I.

Signature on File

Date: December 7, 2009


Bonnie Neely, Commissioner

If the communication was provided at the same time to staff as it was provided to a Commissioner, the communication is not ex parte and this form does not need to be filled out.

If communication occurred seven or more days in advance of the Commission hearing on the item that was the subject of the communication, complete this form and transmit it to the Executive Director within seven days of the communication. If it is reasonable to believe that the completed form will not arrive by U.S. mail at the Commission's main office prior to the commencement of the meeting, other means of delivery should be used, such as facsimile, overnight mail, or personal delivery by the Commissioner to the Executive Director at the meeting prior to the time that the hearing on the matter commences.

If communication occurred within seven days of the hearing, complete this form, provide the information orally on the record of the proceedings and provide the Executive Director with a copy of any written material that was part of the communication.

Coastal Commission Fax: 415 904-5400

FORM FOR DISCLOSURE
OF EX PARTE
COMMUNICATION

RECEIVED

DEC 08 2009

CALIFORNIA
COASTAL COMMISSION

Date and time of communication:
(For messages sent to a Commissioner by mail or
facsimile or received as a telephone or other
message, date time of receipt should be indicated.)

December 7, 2009, 2:00 p.m.

Location of communication:
(For communications sent by mail or facsimile, or
received as a telephone or other message, indicate
the means of transmission.)

via U.S. Mail

Person(s) initiating communication:

Richard and Jean Twiddy of Eureka, CA

Person(s) receiving communication:

Commissioner Bonnie Neely

Name or description of project:

December Agenda Item Th14c, Cue Vi, LLC, Eureka -
Appeal of Marina Center Project, Phase I

Detailed substantive description of content of communication:
(If communication included written material, attach a copy of the complete text of the written material.)

See attached letter.

Signature on File

Date: December 7, 2009

Bonnie Neely, Commissioner

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If communication occurred seven or more days in advance of the Commission hearing on the item that was the subject of the communication, complete this form and transmit it to the Executive Director within seven days of the communication. If it is reasonable to believe that the completed form will not arrive by U.S. mail at the Commission's main office prior to the commencement of the meeting, other means of delivery should be used, such as facsimile, overnight mail, or personal delivery by the Commissioner to the Executive Director at the meeting prior to the time that the hearing on the matter commences.

If communication occurred within seven days of the hearing, complete this form, provide the information orally on the record of the proceedings and provide the Executive Director with a copy of any written material that was part of the communication.

Coastal Commission Fax: 415 904-5400

Richard T. & Jean I Twiddy
P.O. Box 6445
Eureka, California 95502
(707) 444-3196
Fax (707) 444-3597
E-mail: rtwiddy@gmail.com

RECEIVED
BOARD OF SUPERVISOR:

DEC 07 2009
AM
2 8 9 10 11 12 1 2 3 4 5 6 PM

December 3, 2009

Supervisor Bonnie J. Neely
825 Fifth Street, Room 111
Eureka, CA 95501

Dear Supervisor Neely:

My wife and I are asking for your help. Please confirm the Eureka City Councils Vote to begin the cleanup on the old railroad site during your upcoming Coastal Commission meeting.

Currently the "Balloon Tract" is ready for an interim cleanup and the Eureka City Council has voted to begin the process. Their decision has been sent back to the Coastal Commission for review. The site has been an eyesore and blight within our city.

Local environmental groups have been trying any way possible to delay the eventual project. I too am not fully certain of the final project, but I am fully convinced now is the time to clean up the mess. We have a developer who has the funding and is willing to proceed even in this very difficult financial time.

Thank you for your consideration and helping to move this interim cleanup forward.

Sincerely yours

Signature on File

Richard T. Twiddy
Jean I. Twiddy

Signature on File

**FORM FOR DISCLOSURE
OF EX PARTE
COMMUNICATION**

RECEIVED

Date and time of communication:
(For messages sent to a Commissioner by mail or
facsimile or received as a telephone or other
message, date & time of receipt should be indicated.)

December 7, 2009, 2:30 p.m.

DEC 08 2009

Location of communication:
(For communications sent by mail or facsimile,
or received as a telephone or other message, indicate
the means of transmission.)

via letter, hand delivered

CALIFORNIA
COASTAL COMMISSION

Person(s) initiating communication:

Larry Glass, Eureka City Councilmember

Person(s) receiving communication:

Commissioner Bonnie Neely

Name or description of project:

December Agenda Item 14c. CUE VI, LLC, Eureka
- Appeal of Marina Center Project, Phase 1

Detailed substantive description of content of communication:
(If communication included written material, attach a copy of the complete text of the written material.)

See attached letter regarding the Marina Center Project, Phase 1.

Signature on File

Date: December 7, 2009

Bonnie Neely, Commissioner

If the communication was provided at the same time to staff as it was provided to a Commissioner, the communication is not ex parte and this form does not need to be filled out.

If communication occurred seven or more days in advance of the Commission hearing on the item that was the subject of the communication, complete this form and transmit it to the Executive Director within seven days of the communication. If it is reasonable to believe that the completed form will not arrive by U.S. mail at the Commission's main office prior to the commencement of the meeting, other means of delivery should be used, such as facsimile, overnight mail, or personal delivery by the Commissioner to the Executive Director at the meeting prior to the time that the hearing on the matter commences.

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Coastal Commission Fax: 415 904-5400

Eureka, California
December 7, 2009

RECEIVED
BOARD OF SUPERVISOR
DEC 07 2009
AM 7 8 9 10 11 12 1 2 3 4 5 6 PM

Bonnie Neely, Chairperson
CALIFORNIA COASTAL COMMISSION

REF: Commission Staff Report No. Th14c dated Nov.20, 2009

SUBJ: Appeal No. A-1-EUR-09-049

Dear Bonnie,

Upon reading the extensive report from the Coastal Commission Staff in which "substantial issues" are found in the City of Eureka's granting a Coastal Development Permit to "CUE VI" (ref. CDP 09-0004), I realize that the City has violated both the letter and the spirit of the provisions of the California Coastal Act and the City's own Coastal Plan.

I therefore strongly encourage you to follow the recommendation of your Staff and schedule further hearings *de novo* on this matter so that the issues identified in their report can be fully addressed.

Sincerely,

Larry Glass, Councilmember Ward 1

FORM FOR DISCLOSURE
OF EX PARTE
COMMUNICATION

RECEIVED

DEC 08 2009

CALIFORNIA
COASTAL COMMISSION

Date and time of communication:
(For messages sent to a Commissioner by mail or
facsimile or received as a telephone or other
message, date time of receipt should be indicated.)

December 4, 2009, 1:30 p.m.

Location of communication:
(For communications sent by mail or facsimile, or
received as a telephone or other message, indicate
the means of transmission.)

Commissioner Nealy's Eureka Office

Person(s) initiating communication:

Dave Tyson, Eureka City Manager, Sydney Olson,
City Planner, Frank Jager, Eureka Councilmember,
Mike Jones, Eureka Councilmember, and Wendy
Chaitin, Humboldt County Counsel

Person(s) receiving communication:

Commissioner Bonnie Neely

Name or description of project:

Agenda Item Th14c. CUB VI, LLC, Eureka, Appeal
of Marina Center Project, Phase 1.

Detailed substantive description of content of communication:

(If communication included written material, attach a copy of the complete text of the written material.)

Eureka City Staff delivered the attached letter regarding the Marina Center Project in Eureka. City staff commented on many of the points contained in the letter. City staff stated they will be submitting an additional letter countering the grounds for the appeals to the Coastal Commission early next week.

Signature on File

Date: December 7, 2009

Bonnie Neely, Commissioner

If the communication was provided at the same time to staff as it was provided to a Commissioner, the communication is not ex parte and this form does not need to be filled out.

If communication occurred seven or more days in advance of the Commission hearing on the item that was the subject of the communication, complete this form and transmit it to the Executive Director within seven days of the communication. If it is reasonable to believe that the completed form will not arrive by U.S. mail at the Commission's main office prior to the commencement of the meeting, other means of delivery should be used, such as facsimile, overnight mail, or personal delivery by the Commissioner to the Executive Director at the meeting prior to the time that the hearing on the matter commences.

If communication occurred within seven days of the hearing, complete this form, provide the information orally on the record of the proceedings and provide the Executive Director with a copy of any written material that was part of the communication.

Coastal Commission Fax: 415 904-5400



CITY OF EUREKA

531 K Street • Eureka, California 95501-1146 • (707) 441-4200

MAYOR

December 2, 2009

Bonnie Neely, Chairperson
California Coastal Commission
c/o Humboldt County Board of Supervisors
825 5th Street, Room 111
Eureka, CA 95501

Subject: Coastal Development Permit, Marina Center Phase 1. Appeal No. A-1-EUR-09-049, Item Th14c, December 10, 2009 Commission Agenda.

Chairperson Bonnie Neely:

The purpose of this letter is twofold; first, the City respectfully requests the courtesy of allowing city representatives to speak to the Coastal Commission at the Commission's December 10, 2009 meeting concerning the appeal referenced above. Second is to entreat your support of the Eureka City Council's action to approve the coastal development permit for Phase 1 of the Marina Center project by finding that there is "No Substantial Issue" with the appeal.

As a Coastal Commissioner and member of the Humboldt County Board of Supervisors, you have consistently supported and approved projects that are good for the environment. The purpose of Phase 1 of the Marina Center project is to clean-up the environment, and to improve and enhance coastal resources. We urge you to continue your defense of the environment by supporting the City Council's action to approve the Coastal Development Permit for Phase 1.

The City Council recognizes that additional cleanup will be required to achieve a "full clean-up" of the subject property. However, the Council approved Phase 1 of the Marina Center project, in part, because it will abate a nuisance identified by the Regional Water Quality Control Board by preventing storm water runoff containing contaminated soils from leaving the property and entering Humboldt Bay and Phase 1 will take additional steps to further remediate the site.

City staff is preparing a detailed response to the appeal and will be sending it to the Coastal Commission under separate cover. Nonetheless, briefly, the existing wetlands on the site were largely created incidental to, and as a result of, past human activities on the site; are contaminated with elevated levels of substances harmful to human health and wildlife; are usually dry, subject to vegetation removal to protect against fires; and are scattered, such that they have limited habitat value. The proposed Phase 1 cleanup will restore wetlands on-site in a quantity slightly greater than that which presently exists and to enhance their value by not only consolidating them but also by improving their hydrologic connectivity with Humboldt Bay and providing them with an upland buffer.

Approval of Phase 1 is consistent with past actions of the Coastal Commission. The Coastal Commission has employed balancing under Section 30007.5 to approve projects in circumstances analogous to those presented by this project on many occasions. For instance, in 2002, the Commission approved a Local Coastal Plan amendment of the City of Oxnard to annex a 91-acre site to the City and authorize a project providing remediation of contamination on the site, development of residential uses, and open space and habitat areas. The site was contaminated as a result of 30 years of use as an oil field waste disposal facility. The project proposed to remediate the contamination and pay for it from the proceeds of the residential development. Because the project required filling about 4.2 acres of wetlands, it was inconsistent with Section 30233, which limits development in wetlands to certain uses that do not include residential uses. The Commission found a conflict between this policy and the policies of Sections 30230, 30231, and 30240 calling for maintenance and improvement of the quality of sensitive coastal resources and water quality. The Commission resolved the conflict by finding that remediation of the site contamination together with mitigation of impacts on wetlands and sensitive resources was most protective of coastal resources.

The proposed project presents a similar policy conflict to the Oxnard case in that the site's contamination, resulting from years of use of the site as a railroad yard, calls for remediation to benefit human health, wildlife, and the environment and, without remediation, the existing degraded conditions would persist. Remediation of the site contamination entails permanently filling approximately 6.15 acres of wetlands and construction of the wetland reserve as delineated under the Coastal Act; remediation, though, is not among Section 30233's list of allowed purposes for filling wetlands. The project would create, restore, and preserve a total of approximately 9 acres of higher quality wetlands on the site. Under section 30007.5, the City and the Commission may resolve this policy conflict by determining that on balance it is more protective of significant coastal resources to remediate the site contamination as proposed in the project while mitigating resulting impacts on wetlands. Further, to the extent that remediation of site contamination may be inconsistent with the policy of Section 30233, that inconsistency may be resolved in keeping with the Coastal Act by the City exercising its authority to abate a nuisance.

I am attaching to this letter a copy of the California Regional Water Quality Control Board North Coast Region's response dated November 2009 to public review

comments on the June 2009 Supplemental Interim Remedial Action Plan for the Balloon Track. We received this document Tuesday and feel that the information contained therein is germane to some of the issues raised in the appeal.

The Eureka City Council strongly supports the proposed Phase 1 project and the Council is asking for your support to ensure the successful completion of the Phase 1 environmental cleanup and coastal resource enhancement and improvement. Respectfully, at the Coastal Commission's upcoming December 10, 2009 meeting, the City Council requests your support of their action to approve the Coastal Development Permit for Phase 1 of the Marina Center project by finding "No Substantial Issue" with the appeals and allow the Phase 1 project to move forward.

Finally, the City of Eureka will have representatives from both the City Council and City Staff in attendance at the December 10th meeting. As the current Coastal Commission Chair, we ask that you please solicit support from your fellow Commissioners to allow City representatives to address the Coastal Commission on this very important issue.

Thank you in advance for your consideration of our request.

Sincerely,

Virginia Bass

Virginia Bass
Mayor

cc: Honorable Board Members, California Coastal Commission
Bob Merrill, Director Manager, North Coast District Office
Jim Baskin, Coastal Planner, North Coast District Office
Eureka City Council
David Tyson, City Manager
Sheryl Schaffner, City Attorney
Kevin Hamblin, Director of Community Development
Sidnie Olson, Principal Planner
Randy Gans, Security National



Linda S. Adams
Secretary for
Environmental
Protection

California Regional Water Quality Control Board
North Coast Region
Geoffrey M. Hales, Acting Chairman

www.waterboards.ca.gov/northcoast
8880 Skylark Boulevard, Suite A, Santa Rosa, California 95403
Phone: (877) 721-9203 (toll free) • Office: (707) 576-2220 • FAX: (707) 523-0136



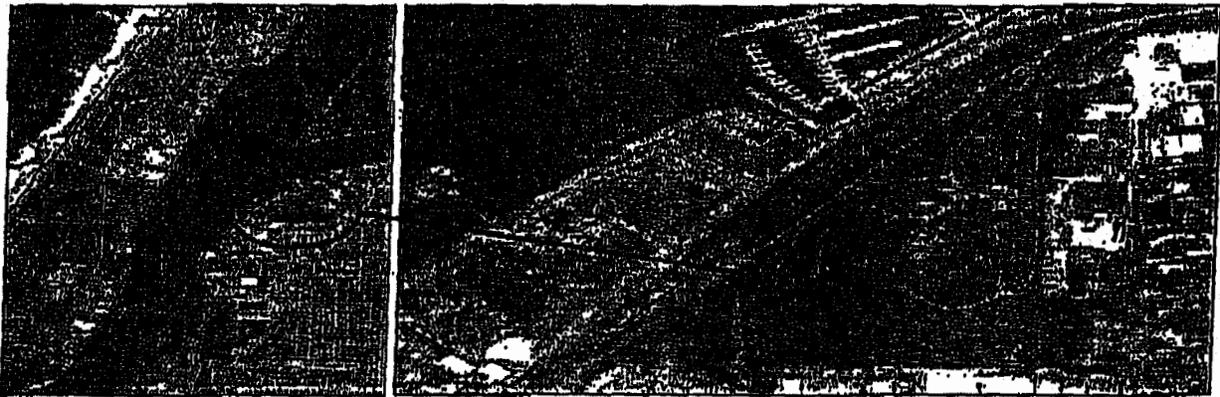
Arnold
Schwarzenegger
Governor

FACT SHEET

SOIL & GROUNDWATER CLEANUP AT THE
SOUTHERN PACIFIC TRANSPORTATION COMPANY SITE – EUREKA, CALIFORNIA

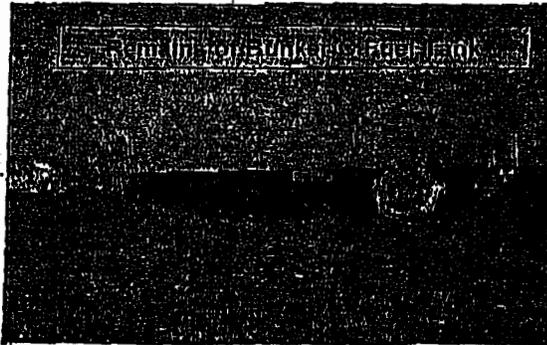
NOVEMBER 2009

Site Location – The Southern Pacific Transportation Co. site is located in Eureka at 736 Broadway.



Site History & Background –

From the late 1800's until the mid-1980's the Southern Pacific Transportation Co. site was used as a rail yard that included railroad car maintenance and repair, and fueling of locomotives. The site has also contained two petroleum bulk fuel collection and storage sites operated by ARCO and General Petroleum. The site is locally referred to as the "Balloon Track."



Bunker C oil was the primary fuel used for locomotives at the site until 1954. After 1954, diesel fuel was used for locomotives. During site operations, Bunker C oil was stored in a 650,000-gallon aboveground tank. In 1954, the top of the large Bunker C fuel tank was removed to make a secondary containment structure for two 12,700-gallon diesel fuel tanks. Fuel storage at the site was discontinued in 1984 as site operations decreased and a tank truck was used to fuel locomotives.

Chemicals of Concern – The contamination that was expected from the site history includes:

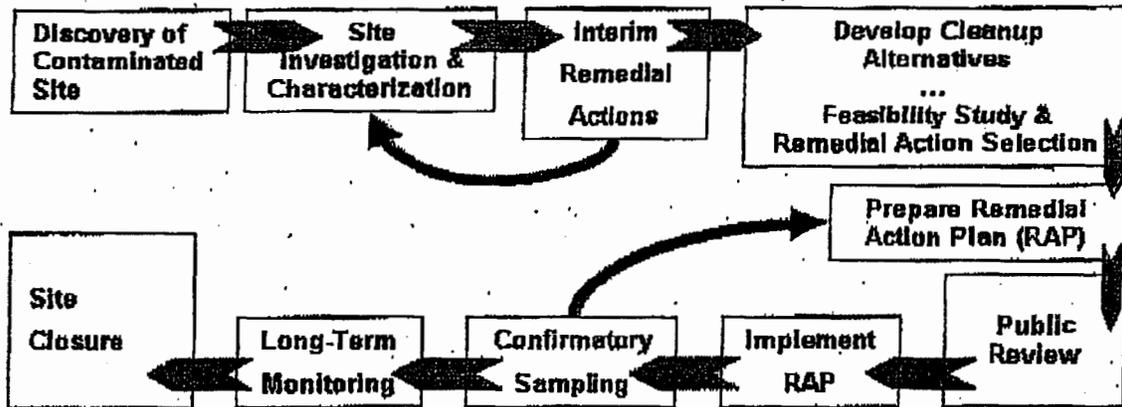
- Petroleum hydrocarbons from Bunker C fuel, diesel fuel, oil, and lubricants
- Gasoline and gasoline additives
- Polynuclear aromatic hydrocarbons
- Metals, such as lead and copper

This contamination was confirmed during site sampling and investigation. Additional contamination, including dioxins and polychlorinated biphenyls (PCBs), also has been detected.

What is Being Done –

- **Cleanup and Abatement Order & Monitoring and Reporting Program** – The Regional Water Board has issued orders that require the site owners to cleanup the contamination at the site and to regularly monitor and report on the quality of the groundwater and surface water at the site.
- **Cleanup Process** – The Regional Water Board has worked with the site owners on a phased, step-by-step investigation and cleanup process since 1988.

The diagram below shows a typical site investigation process.



- **Sampling & Investigations** – There is on-going monitoring of groundwater and surface water and numerous soil borings and trenches scattered throughout the site. Hundreds of water and soil samples have been analyzed for chemical contamination. Other site work has included site trenching studies, hydrogeological investigations, health risk assessments, and tidal influence studies.
- **Interim Remedial Actions** – While working with the Regional Water Board, the site owners have performed various interim actions and source removals, including removal of:
 - Contaminated soil
 - Potentially hazardous waste
 - Underground and aboveground storage tanks
 - Oily waste and petroleum-impacted water
- **Supplemental Interim Remedial Action Plan** – Currently, the site owners are obtaining permits needed to perform additional interim remedial actions, including:
 - Removal of debris piles, concrete, and old foundations
 - Site grading to eliminate stormwater runoff
 - Focused excavation of contaminated soil
 - Wetlands restoration

Next Steps – The site owner will work with the Regional Water Board to prepare a final remedial action plan (RAP) for the site. The RAP will detail the site cleanup so that it will be protective of public health and the environment. Remedial goals for specific contaminants (also called cleanup levels) will be specified in the RAP. The draft RAP will be available for public review and comment.

More Information & Contact – For more information, contact Ms. Caryn Woodhouse of the North Coast Regional Water Quality Control Board at 707-576-2701 or at cwoodhouse@waterboards.ca.gov. Pertinent site documents can be found on the State's Geotracker Website at: https://geotracker.waterboards.ca.gov/profile_report.asp?global_id=T0602381155



**California Regional Water Quality Control Board
North Coast Region
Geoffrey M. Hales, Acting Chairman**



Linda S. Adams
Secretary for
Environmental
Protection

www.waterboards.ca.gov/northcoast
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Phone: (877) 721-9203 (toll free) • Office: (707) 576-2220 • FAX: (707) 523-0135

Arnold
Schwarzenegger
Governor

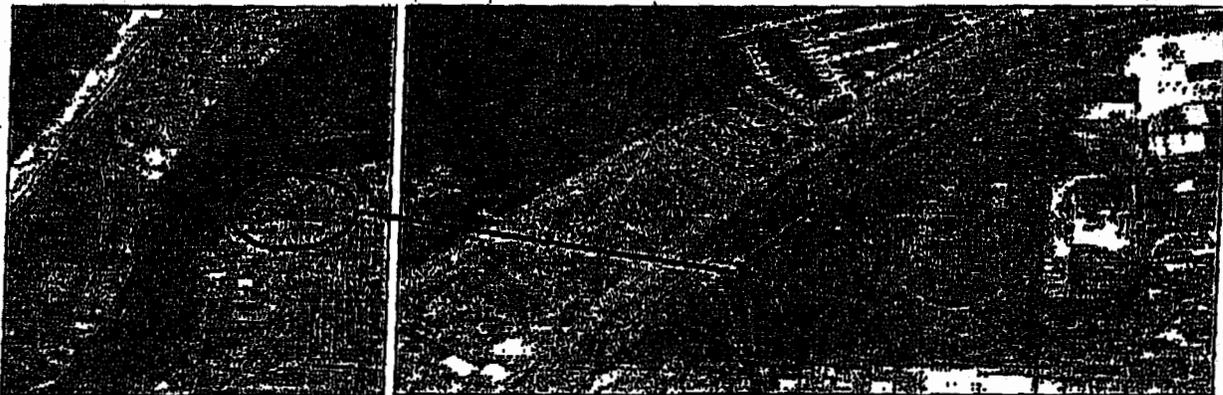
**Response to Public Review Comments on the Supplemental Interim
Remedial Action Plan
Southern Pacific Transportation Co. Site
736 Broadway, Eureka, CA**

NOVEMBER 2009

Site Background

In June 2009, the North Coast Regional Water Quality Control Board (Regional Water Board) received, reviewed, and conditionally concurred with a Supplemental Interim Remedial Action Plan (SIRAP) prepared by Environmental Resources Management on behalf of CUE VI for the Southern Pacific Transportation Co. Site in Eureka (Case Number 1NHU064). Both the SIRAP and the Regional Water Board letter of concurrence were posted on the publicly-available State Water Board website, Geotracker, at:
https://geotracker.waterboards.ca.gov/profile_report.asp?global_id=T0602381155.

The Southern Pacific Transportation Co. Site is located at located at 736 Broadway in Eureka. The location is shown in the aerial photo below. The Site is locally referred to as the "Balloon Track."



At the request of an interested party, the Regional Water Board opened the SIRAP to public comment in mid-August 2009 for a 30-day comment period. This document and an accompanying fact sheet provide response to the comments that were received.

From the late 1800's until the mid-1980's the Southern Pacific Transportation Co. Site was used as a rail yard that included railroad car maintenance and repair, and fueling of locomotives. The Site also contained two petroleum bulk fuel collection and storage sites operated by ARCO and General Petroleum. In this document, the combined sites will be referred to as the Southern Pacific Transportation Co. (SPTC Site) or Site.

Bunker C oil was the primary fuel used for locomotives at the Site until 1954. After 1954, diesel fuel was used for locomotives. During Site operations, Bunker C oil was stored in a 650,000-gallon aboveground tank. In 1954, the top of the large Bunker C fuel tank was removed to make a secondary containment structure for two 12,700-gallon diesel fuel tanks. Fuel storage at the Site was discontinued in 1984 as rail yard operations decreased and a tank truck was used to fuel locomotives.

Groundwater and soils at the Site became contaminated with the chemical compounds used for railroad maintenance and petroleum storage.

The Regional Water Board is the regulatory agency responsible for overseeing the environmental investigations and cleanup work at the SPTC Site since 1988, and has supervised a wide variety of sampling and interim remedial actions. There have been hundreds of soil and groundwater samples collected and analyzed during site investigations. Site investigations have indicated that long-chain petroleum hydrocarbons (Bunker C, diesel, motor oil, and gasoline), lead, copper, and other metals are the primary contaminants of concern. More recently, dioxins and polychlorinated biphenyls have also been found in sediments at the SPTC Site in a limited number of samples.

In May 2001, the Regional Water Board issued a Cleanup and Abatement Order (CAO No. R1-2001-26), ordering the discharger (at that time Union Pacific Railroad) to cleanup the discharges and threatened discharges from the property. The discharger submitted an Interim Remedial Action Plan in December of the same year.

In July 2002, the Regional Water Board issued a Monitoring and Reporting Program for the Site (M&RP R1-2002-0082) requiring the collection, analysis, and reporting of groundwater and storm water runoff samples. Based on data gathered under the Monitoring and Reporting Program, the Regional Water Board required the Site owner to implement practices to control the stormwater runoff. Additional monitoring showed copper in stormwater runoff that was still of concern to the Regional Water Board, which then ordered the Site owner to propose additional stormwater controls. In response, the Site owner submitted a SIRAP in June 2009, which proposed:

- Removal of debris piles, concrete, and old foundations,
- Focused excavation of contaminated soil,
- Site grading to eliminate stormwater runoff, and

- Wetlands restoration.

If additional information about the site history and use, topography, drainage, geology, hydrogeology, prior investigations, the nature and extent of contamination (including a summary of the findings), or proposed actions is wanted please refer to the SIRAP, which can be found online at: https://geotracker.waterboards.ca.gov/profile_report.asp?global_id=T0602391155

Comments & Response

#1 The Regional Water Board Role in the Cleanup Process

Comments:

- Several commentators stated that the Regional Water Board must review all known information before remedial action is taken.
- Some commentators stated that the Regional Water Board must have complete knowledge of site contamination before any remedial measures can be approved.
- Some of the commentators suggested that by approving the SIRAP, the Regional Water Board is allowing an incomplete site cleanup.
- Several comments were related to the site cleanup process and the role of the Regional Water Board in that process.
- Some of the comments suggested that the Regional Water Board is allowing the SPTC Site owner to dictate cleanup levels and conditions.

Response:

Since many of the comments are related to the Regional Water Board site remediation process, the following information about the site cleanup process may be useful in providing context for the responses.

Regional Water Board Contaminated Site Cleanup Process

Throughout the site investigation and remediation process, the Regional Water Board must comply with:

- Applicable State and federal statutes and regulations.
- Applicable water quality control plans (known as Basin Plans) adopted by the State and Regional Water Boards; Basin Plans include beneficial uses, water quality objectives, and implementation plans.
- State Water Board and Regional Water Board policies, such as the non-degradation policy (68-16) and the policy and procedures for site investigation and cleanup (92-49).
- Relevant standards and criteria adopted by other federal and State agencies.

considering: the overall protection of human health and the environment; compliance with state and local requirements; short- and long-term effectiveness; reduction of toxicity, mobility or volume of the contaminants; implementability; cost; and community acceptance.

5. Remedial action plan (RAP) - Using the data from the Feasibility Study a remedial option is selected and a Remedial Action Plan (RAP) is developed. A draft RAP is made available for public review and comment prior to concurrence by the Regional Water Board. Development of the RAP incorporates the extensive data that has been gathered, along with the selected remedial alternative(s). The RAP includes discussion of the necessary cleanup objectives to ensure that the remedial action will comply with all applicable laws and regulations. The RAP workplan(s) will include the technical plans and specifications needed to implement the selected remedial actions.

The uses of the site may affect the selected cleanup objectives. State regulations and policies require cleanup to background levels where technologically and economically feasible. The term "background" refers to the concentration of naturally occurring contaminants found in environmental media not influenced by a site. Remedial goals (cleanup levels) will not be more stringent than background levels. A remedial goal that is less stringent than background could be selected if:

- The level is consistent with maximum benefit to the people of the State;
- The level does not unreasonably affect present and anticipated beneficial uses of waters of the State; and
- The level does not result in water quality less than that prescribed in the Water Quality Control Plans (including the Water Quality Control Plan for the North Coast Region - The Basin Plan) and Policies adopted by the State and Regional Water Boards (including State Water Board Resolutions No. 68-16 and 88-63).

Remedial goals that are less stringent than background must meet specific regulatory criteria and may depend, in part, on the intended uses of the property and may change if the property use changes.

6. Verification monitoring - Monitoring is conducted to ensure that the remedial actions continue to be protective of human health and the environment. The extent and composition of verification monitoring is detailed in the RAP.

7. Site closure - A site is closed when it is determined that no further regulatory action is needed because the conditions remaining at the site will not adversely impact water quality, human

removal of contaminated soils, groundwater and oily wastes. The latest Interim Remedial Action Plan (the SIRAP submitted in June 2009) was prepared in order to address continued concerns about elevated copper levels in storm water.

When the Remedial Action Plan is developed, it will have to address potential future uses of the Site such as wetlands, residential, commercial, park space, etc. If contamination is left in place that would restrict future uses then a deed restriction is required for the property. A deed restriction is an environmental covenant incorporated into a property's deed to restrict the use of the property. The intent of the deed restriction is to protect present and future human health and safety and the environment from chemicals that may remain on a contaminated site. It also serves to inform future property owners of residual contamination and requirements for site activities that might result in exposure to the residual contamination. If the uses of a site covered by a deed restriction change, the deed restriction will have to be evaluated to ensure that it remains protective.

#2 Adequacy of Public Notice

Comment:

- Several of the commentators were concerned about lack of public review of the Supplemental Interim Remedial Action Plan before the Regional Water Board concurred with the proposed plan.
- One commentator stated that public notice is required by CEQA.
- One commentator protested "the secret approval" of the Supplemental Interim Remedial Action Plan.
- One commentator stated that the limited post-approval review failed to facilitate adequate agency and public comments.
- One commentator stated that California Water Code §13307.5 requires the Regional Water Board to provide a public review period before consideration of any remedial actions at the Site.
- One commentator expressed concern that the public would have to travel to Santa Rosa to review information about the Site in order to adequately review the Supplemental Interim Remedial action Plan.

Response:

The Regional Water Board does not interpret California Water Code §13307.5 as requiring public review prior to concurrence with *Interim* remedial actions. In addition, it has not been the practice of the Regional Water Board to routinely solicit public review of interim remedial actions. A public review period was not conducted prior to consideration of previous remedial actions at the SPTC Site.

The CEQA public notice requirements are not applicable to the Regional Water Board concurrence with the SIRAP since the concurrence was not a discretionary action for the purposes of CEQA.

Response:

Regional Water Board staff agrees that the site characterization is not complete and more characterization will need to be performed prior to the development of a Remedial Action Plan. However, staff does not agree with comments asserting that there has been little or no site characterization or that there is insufficient characterization to take interim remedial measures. Hundreds of samples and analyses have been conducted to assess the extent of contamination and to characterize Site conditions. Information about the SPTC Site setting and operational history was used to indicate which areas are likely subject to a particular type of contamination, and these areas have been intensively sampled over the past 20 years. Sampling has also occurred throughout the SPTC Site — soil, groundwater, and stormwater samples have been collected from areas around the Site and analyzed for a broad suite of chemicals. There are currently 19 wells that are used to monitor groundwater quality, in addition to numerous temporary wells that have been used in the past. There have been 190 soil borings and 32 trenches to sample soil quality. The SIRAP summarizes the past Site investigations, reviews the results of those investigations, and includes summary tables of the data.

Characterization to date shows that long-chain petroleum hydrocarbons, such as diesel and bunker fuel, and metals are the primary constituents of concern at the Site. The Regional Water Board is not aware of any information supporting the comment that 2,4,5-T was used at the Site.

The impact of the SPTC Site on the water quality of Humboldt Bay was addressed, in part, by tidal influence studies. There are two aquifers (underground water-bearing strata) at the Site. The uppermost "A" zone and the lower "B" zone are separated by a layer of fine-grained bay mud that acts to restrict the movement of water between the two aquifers. The A zone is a shallow, perched aquifer occurring in fill material that fluctuates based on rainfall and occasionally goes dry. The A zone is located at about three to eight feet below the ground surface. Tidal-influence studies show that the A zone aquifer is not tidally-influenced by Humboldt Bay and indicates that contamination in the A zone does not enter Humboldt Bay. The B zone aquifer is present in coarse-grained material and is influenced by the daily tidal fluctuations of the bay, indicating that contamination in the B zone can enter Humboldt Bay. The B zone is located at about six to 12 feet below the ground surface.

Arsenic, barium, copper, lead, and zinc have been detected in both A and B zone groundwater samples. Some of the metals are related to past Site operations and some may be naturally-occurring. Background concentrations will be considered when the final remedial goals are developed for the Site.

Precipitation generally percolates into the ground and into the A zone aquifer. Precipitation also will fill ditches and depressions on-site. The Site topography is relatively flat so the ditches and depressions often act like ponds with little or no

characteristic wastes. The Site contaminated soils are not RCRA-listed hazardous wastes, nor are they derived from RCRA-listed hazardous wastes. Therefore, the mixture and derived-from rules do not apply. The prohibition on land disposal, similarly, applies only to hazardous wastes that are banned from land disposal without treatment.

#4 Remedial Actions

Comment:

- Several commentators stated that the Regional Water Board should not allow the developer to "muck around in Clark Slough."
- Several commentators were concerned that that moving soils around the SPTC Site would lead to "smearing" the contamination around the Site and would make a final cleanup more difficult and has the potential to mobilize contaminants, which would enter Humboldt Bay.
- Several commentators requested that the Site be cleaned-up (fully, completely, to preindustrial levels, to safe levels, to bedrock, stringently, totally, etc.).
- Several commentators stated that the Supplemental Interim Remedial Action Plan is inadequate although the commentators did not provide any details of specific concerns.
- Some commentators stated that capping the Site is not an acceptable remedial action.

Response:

The SIRAP was prepared because the Regional Water Board directed the SPTC Site owner to implement practices to control stormwater runoff. To accomplish this, the Site owner proposed re-grading portions of the Site, excavation of contaminated soils, and placement of clean cover material on the Site as interim remedial actions.

Re-grading the topography of a contaminated site is a common remedial measure. Remedial activities often require moving soils from one part of a site to another or removing soils to an off-site disposal location. Excavation of contaminated soils also is a common remedial action. Focused excavations have been performed at the SPTC Site in the past and are proposed by the SIRAP. Excavation of the entire SPTC Site is not feasible and is not needed based on laboratory analyses of the soil samples.

When the Regional Water Board considers a proposal for on-site reuse of soils, the decision is based on the contaminant concentrations, the toxicity of the contaminants, the volume of the soils, and the reuse location (including separation from groundwater, separation from surface water, protection from erosion, and proximity to sensitive receptors). These factors help to define the potential impact of the proposed reuse. The excavation of contaminated soils at the SPTC Site will require confirmation sampling on the bottom and sides of the

- A human ingests the contaminated water.

The health effects of exposure to a contaminant is influenced by the exposure route, the duration of exposure, the frequency of exposure, and the magnitude of the exposure. If any point in the pathway is blocked or not present, then the exposure does not occur. If the exposure does not occur, an adverse health effect does not occur. This applies to both human and non-human receptors. It is important to remember that an individual may be more or less sensitive to the exposure than the community or whole population. This is generally accounted for in how a risk assessment is performed - e.g., whether the assessment is designed to estimate the risk to the most sensitive individuals or to an average member of a population.

During site cleanup, the primary effort is to treat, remove, or reduce the contamination. If the contamination cannot be completely eliminated or reduced to the point where it is not harmful to human health and the environment, then the effort focuses on containing the contamination so that a sensitive receptor cannot come into contact with the contamination. The analysis considers all contaminants, all receptors, all pathways, and all likely land uses. The Remedial Action Plan for the SPTC Site will have to address both human and ecological risk.

Based on the Site history, past uses, and the results of numerous sampling efforts, the contaminants of concern at the SPTC Site are petroleum hydrocarbons and metals. Dioxins also have been found in on-site soils. Since several commentators expressed concerns about dioxins, the following information about the dioxins may be useful.

Dioxins

"Dioxins" refers to group of chlorinated chemical compounds that share certain similar chemical structures, properties and biological characteristics, including toxicity, persistence in the environment, and bioaccumulation potential. Generally, the term "dioxins" includes polychlorinated dibenzodioxins (PCDDs), polychlorinated dibenzofurans (PCDFs or furans) and co-planar polychlorinated biphenyls (PCBs), which have similar chemical and toxicological characteristics. There are several hundred of these compounds, but there are but there are 29 that have significant toxicity. In the environment, dioxins typically occur as mixtures of the various dioxins, furans, and co-planar PCBs. The chemical structures of these compounds are shown below.

There is no information that attributes the source of dioxins in Clark Slough to the SPTC Site. Regardless of the source of the dioxins the Site owner will be required to address the presence of dioxins in the Remedial Action Plan, including the potential risks to human health and the environment.

The sediments in Humboldt Bay are contaminated with dioxins. This is of concern because of both the toxic effect to humans and ecological receptors (especially at sensitive life stages) and because of the potential for the dioxins to bioaccumulate in fish and shellfish. Humboldt Bay is on the State's list of impaired water bodies because of dioxin contamination. The Regional Water Board will address this situation, including investigating the sources of dioxin contamination in Humboldt Bay, under the Total Maximum Daily Load (TMDL) program.

- Information about the TMDL program in the North Coast Region can be obtained at:
http://www.waterboards.ca.gov/northcoast/water_issues/programs/tmdls/index.shtml.
- Information specific to the dioxin listing of Humboldt Bay can be obtained at:
http://www.waterboards.ca.gov/northcoast/water_issues/programs/tmdls/303d/2008_integrated_report.shtml.

#6 Other Comments

Comment:

- The SPTC Site is of archeological interest. There is credible evidence of sensitive archeological resources and the commentator requests consultation prior to remedial action.
- Many commentators are opposed to developing the Site for a big box store.
- Many commentators expressed support for developing the Site to provide housing and shopping opportunities.
- Many commentators expressed support for cleaning up the Site so that it could be developed.
- Some commentators suggested that the Regional Water Board staff are in collusion with the Site developer, and another stated that the Regional Water Board is serving as a shield for City employees who are working for the developer.

Response:

The comment regarding the archeological interest in the SPTC Site was provided to the City of Eureka so that it would be addressed during Site development activities.

Regarding specific development plans for the SPTC Site, the Regional Water Board is charged with overseeing the cleanup of the contaminated property. The Regional Water Board does not determine local land use or development. The

**FORM FOR DISCLOSURE
OF EX PARTE
COMMUNICATION**

Date and time of communication:
(For messages sent to a Commissioner by mail or facsimile or received as a telephone or other message, date time of receipt should be indicated.)

December 7, 2009, various times

RECEIVED

DEC 08 2009

CALIFORNIA
COASTAL COMMISSION

Location of communication:
(For communications sent by mail or facsimile, or received as a telephone or other message, indicate the means of transmission.)

via e-mail

Person(s) initiating communication:

Various Humboldt County Residents

Person(s) receiving communication:

Commissioner Bonnie Neely

Name or description of project:

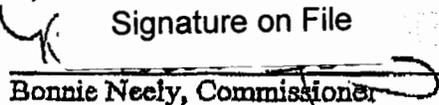
December Agenda Item Th14c, CUE VI, LLC, Eureka,
Appeal Marina Center Project, Phase 1

Detailed substantive description of content of communication:
(If communication included written material, attach a copy of the complete text of the written material.)

See attached e-mail correspondence regarding the appeal of Phase 1 of the Marina Center Project.

Signature on File

Date: December 7, 2009


Bonnie Neely, Commissioner

If the communication was provided at the same time to staff as it was provided to a Commissioner, the communication is not ex parte and this form does not need to be filled out.

If communication occurred seven or more days in advance of the Commission hearing on the item that was the subject of the communication, complete this form and transmit it to the Executive Director within seven days of the communication. If it is reasonable to believe that the completed form will not arrive by U.S. mail at the Commission's main office prior to the commencement of the meeting, other means of delivery should be used, such as facsimile, overnight mail, or personal delivery by the Commissioner to the Executive Director at the meeting prior to the time that the hearing on the matter commences.

If communication occurred within seven days of the hearing, complete this form, provide the information orally on the record of the proceedings and provide the Executive Director with a copy of any written material that was part of the communication.

Coastal Commission Fax: 415 904-5400

Hampton, Nancy

From: Neely, Bonnie
Sent: Monday, December 07, 2009 11:19 AM
To: Hampton, Nancy
Subject: FW: balloon tract

exparte

—Original Message—

From: Marshall, Richard [mailto:RMarshall@oc3.org]
Sent: Monday, December 07, 2009 8:38 AM
To: Neely, Bonnie
Subject: balloon tract

It is imperative that all agencies involved in moving the Balloon Tract project forward, take a stand and do the right thing. The right thing is making sure they approve all aspects of the project, so that we can finally clean up an eye sore and an environmental nightmarrisk area, aptly named the BalloonTract fore on any given day you can find broken drug balloons with hyperdermic needles not far behind. There have been many studies and reviews which show all the right steps have been taken to address all the valid concerns regarding the clean up process.

The projects rating of the publjc is outstandingly for the clean up of the Balloon Tract. To let a handfull of special intrest groups hold hostage a much needed venture is **ABSURD, RIDICULOUS AND VERY SELFISH.** The City Counciland the North Coast Regional Water Quality Board have approve the Interm environmental clean up.

I URGE YOU TO HELP MOVE THIS PROJECT FOWARD. IT IS TIME THAT DEMOCRACY IS HEARD.

Thany You

Richard Marshall
District Repransentive
Operating Engineers Local # 3
707-443-7328

12/7/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Monday, December 07, 2009 11:19 AM
To: Hampton, Nancy
Subject: FW: Balloon Tract

exparte

-----Original Message-----

From: marilyn colson [mailto:momm371@yahoo.com]
Sent: Sunday, December 06, 2009 4:34 PM
To: Neely, Bonnie
Subject: Fw: Balloon Tract

Dear Ms. Neely

I am writing you to address my desire for you to use whatever influence you have with the California Coastal Commission to complete this, hopefully final step, to finally cleaning up the blight that is the Balloon Tract.

What possible objection could the Coastal Commission have to removing the cause of contamination to our water and wildlife?

I can not think of any plausible reason the Commission would want to prevent this from happening.

Marilyn F. Colson
3335 Albee Street
Eureka CA 95503

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12/7/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Monday, December 07, 2009 11:20 AM
To: Hampton, Nancy
Subject: FW: Balloon Track Clean Up

exparte

-----Original Message-----

From: thomas long [mailto:longarm1942@att.net]
Sent: Monday, December 07, 2009 7:03 AM
To: Neely, Bonnie
Subject: Balloon Track Clean Up

Dear Bonnie.. This email is to voice our support for cleaning up the unsightly, unsafe area known as the Balloon Track. Please let the Coastal Commission know this first phase of the project must go forward.

Thank you, Tahni and Tom Long
Eureka, CA 95503

12/7/2009

Hampton, Nancy

From: Neely, Bonnie

Sent: Monday, December 07, 2009 11:21 AM

To: Hampton, Nancy

Subject: FW: Balloon Track Clean Up

Exparte

-----Original Message-----

From: Goodwin [mailto:cfgood13@northcoast.com]

Sent: Sunday, December 06, 2009 9:56 PM

To: Neely, Bonnie

Subject: Balloon Track Clean Up

Dear Bonnie,

I know you will do the right thing to start the clean up of this old brownfield here in Eureka.
Chuck Goodwin

12/7/2009

Hampton, Nancy

From: Neely, Bonnie
Sent: Monday, December 07, 2009 2:38 PM
To: Hampton, Nancy
Subject: FW: marina center

exparte

—Original Message—

From: Greta Waldsmith [mailto:gwaldsmith0@gmail.com]
Sent: Monday, December 07, 2009 12:44 PM
To: Neely, Bonnie
Subject: marina center

Good afternoon Bonnie,

Being a citizen of Eureka since 1967 I would LOVE to see the waterfront get back to the "way it was" !!! I am also hoping that it will be completed in my lifetime. Yes, count me as one of MANY hopeful citizens that will get to see this project to fruition.

Greta Waldsmith
P O Box 809
Eureka, CA 95501

12/7/2009