

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
710 E STREET, SUITE 200
EUREKA, CA 95501
(707) 445-7833 FAX (707) 445-7877

www.coastal.ca.gov

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NORTH COAST DISTRICT DEPUTY DIRECTOR'S REPORT

For the

January Meeting of the California Coastal Commission

MEMORANDUM

Date: January 15, 2010

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

Following is a listing for the waivers, emergency permits, immaterial amendments and extensions issued by the North Coast District Office for the January 15, 2010 Coastal Commission hearing. Copies of the applicable items are attached for your review. Each item includes a listing of the applicants involved, a description of the proposed development, and a project location.

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

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

DE MINIMIS WAIVERS

1. 1-09-039-W James Roberts, Sr., & James Roberts, Jr. (Eureka, Humboldt County)

TOTAL OF 1 ITEM

DETAIL OF ATTACHED MATERIALS

REPORT OF DE MINIMIS WAIVERS

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

<i>Applicant</i>	<i>Project Description</i>	<i>Project Location</i>
1-09-039-W James Roberts, Sr., & James Roberts, Jr.	Replacement of an existing residential deck, gangway, and floating dock in kind with the same size deck, gangway and floating dock, including the installation of four new prestressed concrete guide piles to support the replacement floating dock. The existing 850-square-foot rotting wooden deck will be replaced by a deck that is partially concrete (400 square feet above the mean high tide line) and partially wooden (450 square feet above the canal on existing piles). Some of the proposed work has already been completed, including demolition of the existing residential deck, construction of the 400-square-foot concrete portion of the deck adjacent to the canal, and demolition and replacement of the approximately 250-square-foot floating dock.	27 Sole Street (The project area is located on partially filled former tidelands in the unincorporated community of King Salmon along a tidally influenced canal connected to Humboldt Bay), Eureka (Humboldt County)

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**NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER**

DATE: January 6, 2010
TO: James Roberts, Sr., & James Roberts, Jr.
FROM: Peter M. Douglas, Executive Director
SUBJECT: Waiver of Coastal Development Permit Requirement:
Waiver De Minimis Number 1-09-039-W

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

APPLICANT: **James Roberts, Sr., & James Roberts, Jr.**

LOCATION: **27 Sole Street (The project area is located on partially filled former tidelands in the unincorporated community of King Salmon along a tidally influenced canal connected to Humboldt Bay), Eureka (Humboldt County) (APN(s) 305-082-18)**

DESCRIPTION: **Replacement of an existing residential deck, gangway, and floating dock in kind with the same size deck, gangway and floating dock, including the installation of four new prestressed concrete guide piles to support the replacement floating dock. The existing 850-square-foot rotting wooden deck will be replaced by a deck that is partially concrete (400 square feet above the mean high tide line) and partially wooden (450 square feet above the canal on existing piles). Some of the proposed work has already been completed, including demolition of the existing residential deck, construction of the 400-square-foot concrete portion of the deck adjacent to the canal, and demolition and replacement of the approximately 250-square-foot floating dock.**

RATIONALE: **The proposed project is located on and adjacent to a tidal canal connected to Humboldt Bay. However, no eelgrass is present at the project site, and according to staff from the NOAA-Fisheries and the Department of Fish and Game, neither sensitive salmonids nor other sensitive fish species are believed to inhabit the project area waters. The approximately 400-square-foot concrete slab deck is situated entirely above the mean high tide line and will not result in any fill being placed in coastal waters. The approximately 450-square-foot wooden deck, which will be constructed adjacent to the concrete deck above the canal, will be supported by the 14 existing 12-inch-square concrete piles, and no new piles or other fill will be installed to support this portion of the replacement deck. The four new 12-inch-diameter concrete guide piles proposed to support the replacement floating dock will be installed using a vibratory hammer so as to avoid acoustic impacts from traditional pile driving to marine resources inhabiting the canal. Installation of the four new piles and floating dock in coastal waters is the least environmentally damaging feasible alternative and is for an allowable use, consistent with Coastal Act Section 30233. The existing rotting dock guide piles will be vibrated out, and if they break upon removal, will be cut to at least 12 inches below the mud line. Therefore, the proposed development involves no significant impacts on coastal resources or public access to the shoreline and is consistent with all applicable Chapter 3 policies of the Coastal Act.**

IMPORTANT: This waiver is not valid unless the site has been posted AND until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of Friday, January 15, 2010, in Huntington Beach. If four

Commissioners object to this waiver, a coastal development permit will be required.

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

Sincerely,
PETER M. DOUGLAS
Executive Director


By: MELISSA KRAEMER
Coastal Program Analyst

cc: Local Planning Dept.

A.M. Baird Engineering & Surveying, Inc., Attn: Allan Baird Or Tonya Austin