

**CALIFORNIA COASTAL COMMISSION**

North Central Coast District Office  
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## **NORTH CENTRAL COAST DISTRICT DEPUTY DIRECTOR'S REPORT**

*For the  
October Meeting of the California Coastal Commission*

### **MEMORANDUM**

Date: October 08, 2013

**TO:** Commissioners and Interested Parties  
**FROM:** Dan Carl, North Central 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 Central Coast District Office for the October 2013 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 Central Coast District.

**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>
<b>2-13-004-W</b> Trillium Consulting For At&T, Attn: Valerie Tallerico	Construction of a new building to house and camouflage wireless telecommunications equipment including six panel antennas, ten remote radio units, two surge suppressors, equipment cabinets, and two A/C condenser units that will be constructed on a new concrete slab.	1970 - 0 Bay Flat RD, 1840 - 0 Bay Flat RD 06097-100-040-024

**REPORT OF IMMATERIAL AMENDMENTS**

The Executive Director has determined that there are no changes in circumstances affecting the conformity of the subject development with the California Coastal Act of 1976. No objections to this determination have been received at this office. Therefore, the Executive Director grants the requested Immaterial Amendment, subject to the same conditions, if any, approved by the Commission.

<i>Applicant</i>	<i>Project Description</i>	<i>Project Location</i>
<b>2-11-011-A2</b> California Department Of Transportation, Attn: Hardeep Takhar	Installation of 130 linear feet of Rock Slope Protection (RSP), and replacement of seven foot section of an existing 26 foot-long, 18-inch diameter corrugated metal (CMP) drainage culvert	Along Highway 1 between post miles 37.09 and 37.10, adjacent to the Tomales Bay, near Marshall, Marin County

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**NOTICE OF PROPOSED PERMIT WAIVER**

**Date:** September 27, 2013  
**To:** All Interested Parties  
**From:** Madeline Cavalieri, North Central Coast District Manager  
Laurel Kellner, Coastal Planner  
**Subject:** **Coastal Development Permit (CDP) Waiver 2-13-004-W**  
Applicant: AT&T

**Proposed Development**

Construction of a new building to house and camouflage wireless telecommunications equipment including six panel antennas, ten remote radio units, two surge suppressors, equipment cabinets, and two A/C condenser units that will be constructed on a new concrete slab. The project site is located at 1970 Bay Flat Road, Bodega Bay, Sonoma County (APN 100-040-024).

**Executive Director's Waiver Determination**

Pursuant to Title 14, Section 13238 of the California Code of Regulations, and based on project plans and information submitted by the applicant regarding the proposed development, the Executive Director of the California Coastal Commission hereby waives the requirement for a CDP for the following reasons:

The proposed building would be located adjacent to existing development and will match the style and color of an existing adjacent building. The proposed project will not block or impair scenic views of the bay and will be seen in the context of other existing development. The proposed project also includes best management practices to avoid impacts to sensitive resources, including measures to prevent materials from entering the bay during construction. In summary, as proposed, the project will not have adverse impacts on coastal resources, including scenic views, water quality, and public access to the shoreline, and is therefore consistent with the Chapter 3 policies of the Coastal Act.

**Coastal Commission Review Procedure**

This waiver is not valid until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission on October 10, 2013 in San Diego. If four Commissioners object to this waiver at that time, then the application shall be processed as a regular CDP application.

**If you have any questions about the proposal or wish to register an objection, please contact Laurel Kellner in the North Central Coast District office.**

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**NOTICE OF PROPOSED PERMIT AMENDMENT**

**Date:** September 30, 2013

**To:** All Interested Parties

**From:** Madeline Cavaliere, North Central Coast District Manager  
Laurel Kellner, Coastal Planner

**Subject: Proposed Amendment to Coastal Development Permit (CDP) 2-11-011**  
Applicant: Caltrans

**Original CDP Approval**

CDP 2-11-011 was approved by the Coastal Commission on September 8, 2011 to install 115-linear feet of new rock slope protection along Highway 1 between post miles 37.09 and 37.10, adjacent to the Tomales Bay, near Marshall, Marin County.

**Proposed CDP Amendment**

CDP 2-11-011 would be amended to extend the timeframes in Special Condition 8 regarding the public access mitigation requirements. Specifically, execution of the cooperative agreement and payment of the in-lieu fee for the public access improvements would occur by October 15, 2014; completion of the environmental review of the proposed mitigation project would be targeted for Spring 2016; and project construction would be targeted for Spring 2018. The Amendment also acknowledges that the Department of Boating and Waterways is now part of State Parks and modifies Special Condition 8 accordingly. The Commission's reference number for this proposed amendment is **2-11-011-A2**.

**Executive Director's Immateriality Determination**

Pursuant to Title 14, Section 13166(b) of the California Code of Regulations, the Executive Director of the California Coastal Commission has determined that the proposed CDP amendment is immaterial for the following reasons:

The original CDP incorporated Caltrans' proposal to mitigate for public access impacts of the approved shoreline protection by paying an in-lieu fee that will provide for a project to open the nearby Marconi Cove State Park to the public. Although the Marconi Cove property was obtained by State Parks in 2002, it has not yet been opened to the public due to lack of funding. Caltrans has been diligently pursuing the mitigation project, but unfortunately, there have been various delays in the process due to the State's funding process, changes at the Department of Boating and Waterways, and site contamination that was previously unidentified. However, Caltrans is continuing to pursue this important public access project, and is targeting October 2014 for execution of the Cooperative Agreement with State Parks, and Spring of 2018 for

NOTICE OF PROPOSED PERMIT AMENDMENT

CDP 2-11-011 (Caltrans)

Proposed Amendment 2-11-011-A2

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initiation of project construction. Thus, the additional time requested will allow Caltrans to move ahead with the necessary environmental, permitting, and budgeting requirements for the implementation of the new State Park facilities, and as amended, the CDP approval will continue to ensure that the public access impacts of the approved shoreline protection will be appropriately offset.

**Coastal Commission Review Procedure**

The CDP will be amended as proposed if no written objections are received in the North Central Coast District office within ten working days of the date of this notice. If such an objection is received, the objection and the Executive Director's response to it will be reported to the Commission on October 10, 2013, in San Diego. If three Commissioners object to the Executive Director's determination of immateriality at that time, then the application shall be processed as a material CDP amendment.

**If you have any questions about the proposal or wish to register an objection, please contact Laurel Kellner in the North Central Coast District office.**