

CALIFORNIA COASTAL COMMISSION

Central Coast District Office
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CENTRAL COAST DISTRICT DEPUTY DIRECTOR'S REPORT

*For the
January Meeting of the California Coastal Commission*

MEMORANDUM

Date: January 07, 2014

TO: Commissioners and Interested Parties
FROM: Dan Carl, 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 Central Coast District Office for the January 2014 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 Central Coast District.

DETAIL OF ATTACHED MATERIALS**REPORT OF EMERGENCY PERMITS**

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

<i>Applicant</i>	<i>Project Description</i>	<i>Project Location</i>
G-3-13-0227 Caltrans, District 5, Attn: Mitch Dallas	ECDP authorizes the southbound land closure and emergency installation of a temporary one-way traffic signal system on State Highway Route One between post mile 28 and 28.6 just north of Big Creek Bridge. The emergency traffic signal system consists of the placement of poles with illuminated traffic signals, advance flashing beacons, generator, signage, etc.	Big Sur, Monterey County



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EMERGENCY COASTAL DEVELOPMENT PERMIT

ECDP G-3-13-0227 (Caltrans PM 1-MON-28/28.6 Big Creek Traffic Signalization)

Issue Date: December 19, 2013

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This emergency coastal development permit (ECDP) authorizes the southbound lane closure and emergency installation of a temporary one-way traffic signal system on State Highway Route One between post mile 28 and 28.6 just north of Big Creek Bridge in Big Sur, Monterey County. The emergency traffic signal system consists of the placement of poles with illuminated traffic signals, advance flashing beacons, generator, signage, etc., (all as more specifically described in the Commission's ECDP file).

Wave action beneath the highway right-of-way has eroded the toe of the bluff and over-steepened the slope causing the shoulder of the roadway to collapse. The slope at the edge of the shoulder is vertical and averages 45 degrees over a 160 foot slope distance. Distress cracks have been found in the pavement indicating movement beneath the roadway and the Department is concerned that the road could fail catastrophically.

Based on the materials presented by the Permittee (Caltrans), this emergency response is an interim measure while the Department pursues a damage restoration project that will ensure public safety, prevent long term closure, and maintain essential public services for residents and visitors to the area. Therefore, the Executive Director of the California Coastal Commission hereby finds that:

- (a) An emergency exists that requires action more quickly than permitted by the procedures for administrative or ordinary coastal development permits (CDPs), and that the development will be completed consistent with the terms of this ECDP; and
- (b) Public comment on the proposed emergency development has been reviewed if time allows.

The emergency development is hereby approved, subject to the conditions listed on the attached pages.

Madeline Cavalieri, Central Coastal District Manager for Charles Lester, Executive Director

Enclosures: (1) Emergency Coastal Development Permit Acceptance Form; (2) Regular Permit Application Form

cc: Laura Lawrence, Monterey County RMA - Planning Department
Mark Readdie, University of California

**Emergency CDP G-3-13-0227 (Caltrans PM 1-MON-28/28.6 Big Creek Traffic
Signalization)**

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Conditions of Approval

1. The enclosed ECDP acceptance form must be signed by the applicant and returned to the California Coastal Commission's Central Coast District Office within 15 days of the date of this permit (i.e., by January 3, 2014). This ECDP is not valid unless and until the acceptance form has been received in the Central Coast District Office.
2. Only that emergency development specifically described in this ECDP is authorized. Any additional and/or different emergency and/or other development requires separate authorization from the Executive Director and/or the Coastal Commission.
3. The emergency development authorized by this ECDP must be completed (installed) within 30 days of the date of this permit (i.e., by January 18, 2014) unless extended for good cause by the Executive Director.
4. The emergency development authorized by this ECDP is only temporary, and shall be removed if it is not authorized by a regular CDP. Within 90 days of the date of this permit (i.e., by March 21, 2014), the Permittee shall submit a complete application for a regular CDP to retain the emergency development until the slope failure at the site can be addressed. The application shall include photos showing the project site before the emergency (if available), during emergency project construction activities, and after the work authorized by this ECDP is complete. The emergency development shall be removed in its entirety within 180 days of the date of this permit (i.e., by June 18, 2014) and all areas affected by it restored to their original pre-emergency development condition unless before that time the California Coastal Commission has issued a regular CDP for the development authorized by this ECDP. The deadlines in this condition may be extended for good cause by the Executive Director.
5. In exercising this ECDP, the Permittee agrees to hold the California Coastal Commission harmless from any liabilities for damage to public or private properties or personal injury that may result from the project.
6. This ECDP does not obviate the need to obtain necessary authorizations and/or permits from the property owner or other agencies (e.g., University of California, Monterey Bay National Marine Sanctuary, California State Lands Commission, etc.). The Permittee shall submit to the Executive Director copies of all such authorizations and/or permits upon their issuance.
7. All emergency development shall be limited in scale and scope to that specifically identified in the email transmission from Caltrans to Coastal Commission staff on December 13, 2013 (dated



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received in the Coastal Commission's Central Coast District Office on same day).

8. Copies of this ECDP shall be maintained in a conspicuous location at the construction job site at all times, and such copies shall be available for public review on request. All persons involved with the construction shall be briefed on the content and meaning of this ECDP, and the public review requirements applicable to it, prior to commencement of construction.
9. Failure to comply with the conditions of this approval may result in enforcement action under the provisions of Chapter 9 of the Coastal Act.
10. The issuance of this ECDP does not constitute admission as to the legality of any development undertaken on the subject site without a CDP and shall be without prejudice to the California Coastal Commission's ability to pursue any remedy under Chapter 9 of the Coastal Act.

As noted in Condition 4 above, the emergency development carried out under this ECDP is at the Permittee's risk and is considered to be temporary work done in an emergency situation to abate an emergency. If Caltrans wishes to retain the emergency development, a regular CDP must be obtained. A regular CDP is subject to all of the provisions of the California Coastal Act and may be conditioned or denied accordingly.

If you have any questions about the provisions of this ECDP, please contact the Commission's Central Coast District Office at 725 Front Street, Suite 300, Santa Cruz, CA 95060, (831) 427-4863.



California Coastal Commission