

CALIFORNIA COASTAL COMMISSION

North Coast District Office
1385 Eighth Street, Suite 130
Arcata, California 95521
(707) 826-8950 FAX (707) 826-8960



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NORTH COAST DISTRICT DEPUTY DIRECTOR'S REPORT

*For the
March Meeting of the California Coastal Commission*

MEMORANDUM

Date: March 11, 2014

TO: Commissioners and Interested Parties
FROM: Alison Dettmer, 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 March 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 North 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>
1-13-1377-W California Department of Fish & Wildlife, Attn: Robert Sullivan, Ph.D.	(1) Replace two deteriorating backless wooden benches on Coastal Lagoon Trail; (2) replace one wooden, gable-roofed informational kiosk with a slightly larger kiosk of the same style at the same location at Cadra Point; and (3) install two new informational kiosks side-by-side by the Tell Road Boat Launch.	Lake Earl Wildlife Area, Del Norte County

REPORT OF EXTENSION - IMMATERIAL

<i>Applicant</i>	<i>Project Description</i>	<i>Project Location</i>
<p>1-11-017-E1 E.Z. Landing R.V. Park & Marina, Attn: Naim & Louise Obeji</p>	<p>Improve an existing recreational vehicle (RV) and mobile home park by (1) demolishing and replacing a decrepit building housing the caretaker's quarters, office, and store with double-wide mobile home housing the same uses in the same location; (2) demolishing a workshop building; and (3) installing a double-wide mobile home for a new workshop on the historical footprint of the demolished workshop building.</p>	<p>1875 Buhne Drive, King Salmon, Humboldt County (APN 305-091-01, 305-091-02)</p>

REPORT OF EMERGENCY PERMITS

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

<i>Applicant</i>	<i>Project Description</i>	<i>Project Location</i>
G-1-14-0004 City of Eureka, Attn: Lisa Shikany	Repair of a boat refueling dock by: (1) repairing five damaged pilings; (2) replacing six missing pilings; (3) repairing approximately 80 linear feet of damaged beams attached to the leading edge of the dock; and (4) installing a 20-foot by 4-foot floating dock.	Along the shoreline of Humboldt Bay at the City-owned dock at the foot of Commercial Street, Englund Marine Dock, Eureka, Humboldt County

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March 10, 2014

SUBJECT: Waiver of Coastal Development Permit Requirement/De Minimis Developments-Section 30624.7 of the Coastal Act

Based on the project plans and information provided in your permit application for the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit pursuant to Section 13238.1, Title 14, California Code of Regulations. If, at a later date, this information is found to be incorrect or the plans revised, this decision will become invalid; and, any development occurring must cease until a coastal development permit is obtained or any discrepancy is resolved in writing.

WAIVER#: 1-13-1377-W**APPLICANT:** California Department of Fish & Wildlife (Attn: Robert Sullivan)**LOCATION:** Lake Earl Wildlife Area, Del Norte County (APNs 110-020-45, 106-021-44, 106-021-49, and 106-010-13)**PROPOSED DEVELOPMENT:** (1) Replace two deteriorating backless wooden benches on Coastal Lagoon Trail with two new, slightly larger benches of the same style at the same locations (41°49'8.8098"N, 124°10'38.6436"W; 41°49'4.839"N, 124°10'33.9342"W) (2) replace one wooden, gable-roofed informational kiosk with a new, slightly larger kiosk of the same style at the same location (41°48'30.9414"N, 124°12'21.6576"W); and (3) install two new bulletin-board style informational kiosks side-by-side by the Tell Road Boat Launch (41°50'33.3132"N, 124°12'21.4416"W).**RATIONALE:** The proposed benches and informational kiosks will promote coastal access and recreation uses of the Lake Earl Wildlife Area. The two proposed benches and one of the kiosks will be replacing deteriorating structures of the same style at the same locations and therefore will avoid new impacts to coastal resources. While the replacement benches and kiosk will be slightly larger than the structures they are replacing, the changes in size are not significant (one of the benches will be 3" wider and 2" taller; the other bench will be 6" taller; and the kiosk will be 2" taller and 6" wider). The two additional informational kiosks proposed to be installed by the Tell Road Boat Launch will be located directly adjacent to the roadway in an area of disturbed grassland above the ordinary high water mark of Lake Earl. The new kiosks will provide interpretive information on sensitive species and avoiding the spread of invasive species. All of the proposed benches and kiosks are brown wooden structures of modest size that are compatible with the visual character of the surrounding area and are located where they do not block coastal views. For all of the above reasons, the proposed development will not adversely impact coastal resources, public access, or public recreation opportunities, and is consistent with past Commission actions in the area and Chapter Three policies of the Coastal Act.

This waiver will not become effective until reported to the Commission at their meeting and the site of the proposed development has been appropriately noticed, pursuant to 13054(b) of the California Code of Regulations. The enclosed Notice Card shall remain posted at the site until the waiver has been validated and no less than seven days prior to the Commission hearing. If four (4) Commissioners object to this waiver of permit requirements, a coastal development permit will be required.

CHARLES LESTER,
Executive Director


CRISTIN KENYON
Coastal Program Analyst

cc: Commissioners/File

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NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

February 27, 2014

Notice is hereby given that E.Z. Landing R.V. Park & Marina, Attn: Naim & Louise Obeji, has applied for a one year extension of 1-11-017 granted by the California Coastal Commission on January 12, 2012

to: Improve an existing recreational vehicle (RV) and mobile home park by (1) demolishing and replacing a decrepit 1,800-square-foot building housing the caretaker's quarters, office, and store with a ~2,000-square-foot double-wide mobile home housing the same uses in the same location; (2) authorizing after-the-fact the 2003 demolition of a 750-square-foot workshop building; and (3) installing a ~1,500-square-foot double-wide mobile home for a new workshop on the historical footprint of the demolished workshop building.

at: 1875 Buhne Drive, King Salmon (Humboldt County) (APN(s) 305-091-01 & -02)

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

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

Sincerely,

CHARLES LESTER
Executive Director

A handwritten signature in black ink, appearing to read "Melissa Kraemer".

Melissa Kraemer
Coastal Program Analyst

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**EMERGENCY PERMIT**

City of Eureka
 Attn: Lisa D. Shikany
 531 K St.
 Eureka, CA 95501

Date: February 26, 2014
 Emergency Permit No. G-1-14-0004

LOCATION OF EMERGENCY WORK:

The proposed emergency work is located along the shoreline of Humboldt Bay at the City-owned dock at the foot of Commercial Street, Englund Marine Dock, Eureka, Humboldt County (APN 003-011-001).

WORK PROPOSED:

As described in the emergency permit application received at the North Coast District office on August 16, 2014, the emergency repair of the dock includes: (1) repairing five damaged pilings; (2) replacing six missing pilings; (3) repairing approximately 80 linear feet of damaged beams attached to the leading edge of the dock; and (4) installing a 20-foot by 4-foot floating dock. First, the five damaged pilings will be cut by a chainsaw to a height that is slightly above the waterline at low tide. Next, steel pipe sleeves with a 20-inch diameter will be slipped over the damaged pilings, and six additional sleeves will be installed to replace the missing pilings. A 30-ton hydraulic crane will be used to place all eleven of the sleeves, and a vibratory hammer will be used to vibrate the sleeves 15 to 18 inches into the substrate. Once the sleeves are in place, water will be pumped out of them and then they will be filled with concrete. In addition to the repair and replacement of the pilings, damaged beams on the leading edge of the pier will be replaced and attached with rods embedded in concrete. Finally, a new floating dock will be added to the pier to provide for safer access by small boats. The floating dock will be anchored to two of the new sleeved pilings. The dock will be constructed of a galvanized steel frame, with decking consisting of arsenic-free pressure treated wood or other material such as plastic, fiberglass, concrete, or similar material.

PERMIT RATIONALE:

This letter constitutes approval of the emergency work you have requested to be done at the location listed above. I understand from your information that the Englund Marine dock has unexpectedly begun to deteriorate at an accelerated rate, losing a number of pilings in a short period of time. There are recent reports of boats being damaged as a result of the missing pilings and exposed bolts on the outside edge of the dock. In addition, without a floating dock for mooring, smaller boats have slid under the dock creating a significant safety risk. This dock is the only marine fueling facility between Fort Bragg and Crescent City capable of fueling commercial-size vessels and it serves the local commercial fishing industry, Coast Guard, Department of Fish and Game, Humboldt State University, and recreational vessels. The fueling station is a vital facility for the City of Eureka and the entire north coast region. As such, immediate repairs are necessary to prevent further loss or damage to life, health, property or essential public services. Pursuant to Title 14 of the California code of Regulations, Section 13009, the Executive Director of the Coastal Commission hereby finds that:



Emergency Permit Number: G-1-14-0004

Date: February 26, 2014

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- (a) An emergency exists which requires action more quickly than permitted by the procedures for administrative or ordinary permits and the development can and will be completed within 30 days unless otherwise specified by the terms of this permit;
- (b) Public comment on the proposed emergency action has been reviewed as time allows;
- (c) As conditioned, the work proposed would be consistent with the requirements of the California Coastal Act of 1976.

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

Sincerely,

CHARLES LESTER
Executive Director


ROBERT S. MERRILL
North Coast District Manager

CONDITIONS OF APPROVAL:

1. The enclosed Emergency Permit Acceptance form must be signed by the APPLICANT and returned to our office within 15 days.
2. Only that work specifically described in this permit and for the specific property listed above is authorized. The project shall be undertaken in accordance with the plans and other information submitted to the Coastal Commission and in accordance with the conditions of this emergency permit. Any additional work requires separate authorization from the Executive Director or the Commission.
3. The work authorized by this permit must be completed within 30 days of the date of this permit (i.e., by 3/28/14)
4. Within 60 days of the date of this permit (i.e., by 4/27/14), the permittee shall apply for a regular Coastal Permit to have the emergency work be considered permanent. If no such application is received, the emergency work shall be removed in its entirety within 150 days of the date of this permit (i.e., by 7/26/14), unless this requirement is waived in writing by the Executive Director.
5. In exercising this permit, the applicant agrees to hold the California Coastal Commission harmless from any liabilities for damage to public or private properties or personal injury that may result from the authorized emergency work.
6. This permit does not obviate the need to obtain necessary authorizations and/or permits from other agencies, including the U.S. Army Corps of Engineers, State Land Commission, North Coast Regional Water Quality Control Board, and other applicable agencies.



7. The permittee shall use relevant best management practices (BMPs) to protect Humboldt Bay from water quality impacts during construction as detailed in the California Stormwater Best Management Handbooks accessible at <http://www.ca.bmphandbooks.com>.
8. No construction materials, debris, or waste shall be placed or stored where it may be subject to entering waters of Humboldt Bay.
9. During construction, all trash shall be properly contained, removed from the work site, and disposed of on a regular basis to avoid contamination of habitat during emergency activities. Following construction, all trash and construction debris shall be removed and disposed of in an upland location outside of the coastal zone or at a disposal facility authorized to accept such debris and any contaminants contained within the debris.
10. Any fueling and maintenance of construction equipment shall occur within upland areas only and outside of environmentally sensitive habitat areas.
11. Fuels, lubricants, and solvents shall not be allowed to enter waters of Humboldt Bay. Hazardous materials management equipment including oil containment booms and absorbent pads shall be available immediately on-hand at the project site, and a registered first-response, professional hazardous materials clean-up/remediation service shall be locally available on call. Any accidental spill shall be rapidly contained and cleaned.
12. The piles to be installed shall be installed using a vibratory hammer as proposed.
13. The floating dock decking to be installed shall be constructed using arsenic-free wood or other material such as plastic, fiberglass, or concrete, as proposed.
14. Tarps, heavy-duty mesh containment netting, or other barriers shall be installed between the water and the work areas to prevent any wood debris or sawdust from the existing creosote-treated pilings from entering Humboldt Bay.
15. Cement shall be prepared and poured in a manner that will prevent discharges of wet cement into coastal waters including, but not limited to, the placement of catch basins at the top of pipe sleeves within which concrete will be poured to prevent spills or over-pours from entering coastal waters.
16. Rinsate from the cleaning of cement mixing equipment shall be contained and handled only in upland areas located a minimum of 50 feet from the high tide line, and otherwise outside of any environmentally sensitive habitat area.

As noted in Condition #4, the emergency work carried out under this permit is considered to be TEMPORARY work done in an emergency situation. If the property owner wishes to have the emergency work become a permanent development, a Coastal Permit must be obtained. A



Emergency Permit Number: G-1-14-0004

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regular permit would be subject to all of the provisions of the California Coastal Act and may be conditioned accordingly.

If you have any questions about the provisions of this emergency permit, please call Cristin Kenyon at the Commission's North Coast District Office at (707) 826-8950.

Encl.: Emergency Permit Acceptance Form

