

CALIFORNIA COASTAL COMMISSION

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



F5

NORTH COAST DISTRICT DEPUTY DIRECTOR'S REPORT

*for the
February Meeting of the California Coastal Commission*

MEMORANDUM

Date: February 11, 2015

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 February 2015 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>
<p>1-15-0124-W City of Crescent City</p>	<p>Installation of three educational kiosks along waterfront walkways. Each kiosk consists of a 24" X 36" double-sided interpretive sign placed between two six-foot-high posts.</p>	<p>At three locations within the City of Crescent City, Del Norte County, including: (1) west of Elk Creek Coastal Trail Bridge off of U.S. 101; (2) adjacent to the cultural center on Front Street across from K Street; and (3) the west side of Play Street at the entrance to Kid Town in Beachfront Park.</p>

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>
1-08-032-A4 Abbie & Larry Colbert	Install two soil and groundwater contamination remediation wells.	19280 & 19290 South Harbor Drive, Fort Bragg (Mendocino County) APN 018-150-21
1-90-104-A4 City of Eureka	Modify permit granted for wetland habitat enhancement and public access to authorize the replacement of 2,970 cubic feet of soil to ensure planting survival in five-foot wide vegetated strips.	PALCO Marsh, between Humboldt Bay and Hwy 101, south of Del Norte Street, Eureka (Humboldt County)

CALIFORNIA COASTAL COMMISSION

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



February 6, 2015

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#: 1-15-0124-W**APPLICANT:** City of Crescent City**LOCATION:** At three locations within the City of Crescent City, Del Norte County, including: (1) west of the Elk Creek Coastal Trail Bridge off of U.S. 101; (2) adjacent to the cultural center on Front Street across from K Street; and (3) the west side of Play Street at the entrance to Kid Town in Beachfront Park.**PROPOSED DEVELOPMENT:** Install 3 educational kiosks along waterfront walkways. Each kiosk consists of a 24" X 36" double-sided interpretive sign placed between two 6-foot-high posts.**RATIONALE:** The kiosks are part of an educational tsunami walking tour which consists of a total of 8 kiosks located in the downtown and Beachfront Park area of Crescent City. The new interpretive kiosks will enhance the coastal visitor experience by providing information on the history of the Crescent City Harbor, tsunamis, and points of interest along the coastal trail. All of the kiosks will be located within developed sites along the Coastal Trail and no kiosks will be placed in wetlands or ESHA. The kiosks are low profile in height, modest in bulk, and constructed of materials which are compatible with the visual character of the surrounding areas. None of the kiosks will impact visual resources and information provided by the kiosks will enhance public access by depicting nearby coastal access points. The proposed development will not adversely impact coastal resources, public access, or public recreation opportunities, and is consistent with Chapter Three policies of the Coastal Act.

This waiver will not become effective until reported to the Commission at their February 13, 2015 meeting and the site of the proposed development has been appropriately noticed, pursuant to 13054(b) of the California Code of Regulations. If four (4) Commissioners object to this waiver of permit requirements, a coastal development permit will be required.

CHARLES LESTER, Executive Director

Robert S. Merrill
ROBERT S. MERRILL FOR K.S.
Kasey Sirkin
Coastal Program Analyst

cc: Commissioners/File

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
1385 8TH STREET • SUITE 130
ARCATA, CA 95521
VOICE (707) 826-8950
FACSIMILE (707) 826-8960



NOTICE OF PROPOSED PERMIT AMENDMENT (Immaterial)
Coastal Development Permit Amendment 1-08-032-A4

DATE: January 30, 2015

TO: All Interested Parties

FROM: Charles Lester, Executive Director

SUBJECT: **Proposed Amendment to Coastal Development Permit (CDP) 1-08-032**
Applicant: Abbie and Larry Colbert; Agent: Taber Consultants

PROJECT SITE

19280 & 19290 South Harbor Drive (Noyo Harbor area of Fort Bragg), Mendocino County (APNs: 018-150-21 & 018-150-22)

ORIGINAL CDP APPROVAL

(1) Excavate approximately 850 cubic yards of contaminated soil from within an approximately 1,920 square foot area to a depth of approximately 12 feet; (2) install temporary sheet piling around the perimeter of the excavated area; and (3) install four 2-inch diameter groundwater monitoring wells.

PROPOSED CDP AMENDMENT

Install two remediation wells on the property located at 19280 South Harbor Drive (APN 018-150-22) and conduct a 90-day ozone injection study.

EXECUTIVE DIRECTOR'S IMMATERIALITY DETERMINATION

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

The requested amendment results in the installation of two injection wells and the implementation of a 90-day ozone injection study to determine if ozone injection is an appropriate strategy for the remediation of petroleum hydrocarbon-impacted soil and groundwater that is primarily located beneath the Makela building (19280 South Harbor Drive). Dual Phase Extraction (DPE) was previously pursued to remediate the site between April 28 and May 6, 2013, resulting in the extraction of 6,537 gallons of impacted groundwater. Based on the current sewer system's inability to handle increased flow, DPE is no longer an option for remediation of the site. A "Second Quarter 2014 Monitoring Report and Amended Interim Remediation Action Plan" (Amended IRAP), dated August 22, 2014, prepared by Taber Consultants and approved by the North Coast Regional Water Quality Control Board, proposes the testing of an ozone-based in-situ chemical oxidation system to remediate the residual petroleum hydrocarbons. The addition of two injection wells for the

NOTICE OF PROPOSED PERMIT AMENDMENT
CDP 1-08-032 (Colbert)
Proposed Amendment 1-08-032-A4
Page 2 of 2

90-day ozone injection study will not result in any additional resource impacts. The amended development is consistent with the Chapter 3 policies of the Coastal Act.

COASTAL COMMISSION REVIEW PROCEDURE

The permit will be amended as proposed if no written objections are received at the North Coast District Office within ten (10) working days of the date of this notice. If an objection is received, the objection and the Executive Director's response to it will be reported to the Commission on February 13, 2015 in Pismo Beach. If three Commissioners object to the Executive Director's determination of immateriality at that time, the application shall be processed as a material CDP amendment at a subsequent Commission hearing.

If you have any questions about the proposal or wish to register an objection, please contact Cristin Kenyon at the phone number provided above.

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
1385 8TH STREET • SUITE 130
ARCATA, CA 95521
VOICE (707) 826-8950
FACSIMILE (707) 826-8960



NOTICE OF PROPOSED PERMIT AMENDMENT (Immaterial)
Coastal Development Permit Amendment 1-90-104-A4

DATE: January 30, 2015

TO: All Interested Parties

FROM: Charles Lester, Executive Director

SUBJECT: **Proposed Amendment to Coastal Development Permit (CDP) 1-90-104**
Applicant: City of Eureka, Attn: Riley Topolewski, Senior Planner

PROJECT SITE

Palco Marsh, west of Broadway at the corner of Felt & Del Norte Streets, Eureka (Humboldt County).

ORIGINAL CDP APPROVAL

Enhance 86 acres of fresh and saltwater marsh, and provide public access improvements.

PROPOSED CDP AMENDMENT

Amend permit to add authorization to replace 2,970 cubic feet of soil to ensure planting survival in five-foot-wide vegetated strips along Felt and Del Norte Street roadways.

EXECUTIVE DIRECTOR'S IMMATERIALITY DETERMINATION

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

An earlier amendment to CDP 1-90-104 (CDP Amendment 1-90-104-A2) authorized the installation of a riparian vegetation buffer along Del Norte and Felt Street roadways to screen the marsh from adjacent roads and commercial development. Plantings thus far along the roadways have failed because the existing sandy gravel material is unable to support shrub or tree growth. The City therefore proposes to replace 2,970 cubic feet of existing material with topsoil prior to the winter season planting in five-foot-wide strips along 240 feet of Del Norte Street frontage and 150 feet of Felt Street frontage. Special Condition 6(c) of the existing permit requires that all grading activities be conducted during the dry season period of June 1st through October 1st unless additional coastal development permit authorization is obtained for any grading conducted during other periods of the year. The City of Eureka is proposing to replace 2,970 cubic feet of soil at the PALCO Marsh project site during February 2015 to facilitate the installation of plants as soon as possible to allow plant roots to become established before the soil temperatures begin to warm in March. The City has included a number of Best Management Practices in their project description to minimize soil erosion and sedimentation, including (1) performing all earthwork when no precipitation is predicted during the work period or for 48 hours thereafter; (2) retaining a

NOTICE OF PROPOSED PERMIT AMENDMENT

CDP 1-90-104 (City of Eureka)

Proposed Amendment 1-90-104-A4

Page 2 of 2

minimum 18-inch buffer of undisturbed soil and vegetation at the top of the slope to act as a buffer to erosion into the adjacent marsh; (3) immediately covering all exposed soil with appropriate erosion control blankets; (4) inspecting equipment for leaks prior to work and keeping spill response material on hand for potential fluid leaks; (5) removing spilled soil materials from the road, sidewalk, or marsh surfaces prior to work completion; and (6) directing all excavator motions towards the roadway and away from the marsh so that any spilled soil will drop either on the working slope or the sidewalk where it can easily be swept up and removed. Soil replacement work is expected to take no longer than three days. Staging and stockpiling will occur in the nearby parking lot at the foot of Del Norte Street and all excavated fill will be removed from the project site immediately upon cessation of construction activities and disposed of at an authorized upland disposal site capable of receiving such fill materials. As the City is only proposing to replace substrate at the edge of the Del Norte and Felt Street roadways with a minor reconfiguration of the proposed landscaping and is not changing the hydrology of the marsh, the amended development will not result in any additional resource impacts that were not evaluated under the originally approved development and earlier permit amendments. The amended development is consistent with the Chapter 3 policies of the Coastal Act.

COASTAL COMMISSION REVIEW PROCEDURE

The permit will be amended as proposed if no written objections are received at the North Coast District Office within ten (10) working days of the date of this notice. If an objection is received, the objection and the Executive Director's response to it will be reported to the Commission on February 13, 2015 in Pismo Beach. If three Commissioners object to the Executive Director's determination of immateriality at that time, the application shall be processed as a material CDP amendment at a subsequent Commission hearing.

If you have any questions about the proposal or wish to register an objection, please contact Cristin Kenyon at the phone number provided above.