

CALIFORNIA COASTAL COMMISSION

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



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NORTH COAST DISTRICT DEPUTY DIRECTOR'S REPORT

*For the
May Meeting of the California Coastal Commission*

MEMORANDUM

Date: May 07, 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 May 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 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>
<p>1-10-032-A3 Humboldt County Resource Conservation District</p>	<p>Modify permit granted for the Salt River restoration and flood alleviation project to include one additional ranch property as a dredged material receiving site to accommodate sediment reuse for Phase 2A construction this summer.</p>	<p>Goble Lane north of Ferndale</p>
<p>1-11-007-A2 Union Pacific Railroad Company, Attn: Lauren Mancuso</p>	<p>Modify permit granted for removal of contaminated mudflat sediment and upland soils and installation of an upland protection structure to authorize placement of 35 – 65 cubic yards of fill to repair the upland protection structure, and replace willow fascines that have perished.</p>	<p>701 First Street, Eureka APNs: 001-121-17, 001-121-18, 001-121-22</p>

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NOTICE OF PROPOSED PERMIT AMENDMENT (Immaterial)
Coastal Development Permit Amendment 1-10-032-A3

DATE: April 30, 2015

TO: All Interested Parties

FROM: Charles Lester, Executive Director

SUBJECT: **Proposed Amendment to Coastal Development Permit (CDP) 1-10-032**
Applicant: Humboldt County Resource Conservation District

PROJECT LOCATION

Across ~808 acres of mostly agricultural properties under a variety of different ownerships, including the 440-acre Riverside Ranch owned by the Department of Fish & Wildlife, along ~7.5 miles of the Salt River near Ferndale, Humboldt County.

ORIGINAL CDP APPROVAL

Implementation of the Salt River Ecosystem Restoration Project, a multi-year, region-wide, collaborative restoration and flood alleviation project comprised of three major components: (1) Phase 1 involves restoring approximately 400 acres of estuarine marsh, estuarine aquatic, riparian, and freshwater wetland habitats on the lower 2.5 miles of the Salt River and on the 440-acre Riverside Ranch former dairy farm property owned by the Department of Fish & Game; (2) Phase 2 involves restoring hydraulic capacity, in-stream fish habitat, riparian vegetation, and improved water quality along an additional approximately 5 miles of the Salt River, ~2,900 feet of lower Francis Creek, and ~500 feet of lower Eastside Drainage; and (3) long-term maintenance and adaptive management activities to ensure the project meets its goals and objectives to be performed over multiple years.

PROPOSED CDP AMENDMENT

Request one additional property be included in the project area footprint – APN 100-102-011. This parcel, located on Goble Lane north of Ferndale, is owned by a landowner with whom the applicant currently has a signed landowner agreement. The additional parcel is needed to accommodate sediment reuse for Phase 2A construction this summer.

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:

Expansion of the project area footprint to include the additional approximately 18 acres of property for dredged sediment beneficial reuse will not result in any additional or changed

NOTICE OF PROPOSED PERMIT AMENDMENT
CDP 1-10-032 (Humboldt County Resource Conservation District)
Proposed Amendment 1-10-032-A3
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impacts to agricultural resources, wetlands, riparian habitat, sensitive species habitat, water quality, or public access. The supporting site-specific information such as the upland delineation, sediment reuse plan, and final design plan will be provided prior to commencement of Phase 2A construction consistent with the requirements of Special Condition 13 of the original permit. Therefore, the Executive Director has determined that the requested amendment is not a material change to the permit.

COASTAL COMMISSION REVIEW PROCEDURE

The amended permit will not become effective until the 10-working-day noticing period has completed and the permit amendment has been issued.

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 May 14, 2015 in Santa Barbara. 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 Melissa Kraemer at the phone number provided above.

Cc: Humboldt County Planning & Building Dept.
D. Mobley, Landowner
Jeremy Svelha, GHD Inc.

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NOTICE OF PROPOSED PERMIT AMENDMENT (Immaterial)
Coastal Development Permit Amendment 1-11-007-A2

DATE: April 30, 2015

TO: All Interested Parties

FROM: Charles Lester, Executive Director

SUBJECT: **Proposed Amendment to Coastal Development Permit (CDP) 1-11-007**
Applicant: Union Pacific Railroad (UPRR)

PROJECT LOCATION

Along the Humboldt Bay shoreline at 701 First Street, Eureka (APNs 001-121-017, -018, & -022).

ORIGINAL CDP APPROVAL

Remove via excavation heavy-metal contaminated intertidal mudflat sediment and upland soils and install shoreline stabilization materials below final grade within upland areas along the ~550-foot length of the site.

PROPOSED CDP AMENDMENT

Repair eroded portions of the upland protection structure by adding approximately 35 – 65 cubic yards of fill covered by jute mat and secured by wooden stakes, and replace willow fascines that were planted as required by the original permit but have since perished.

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 original permit was granted for a mudflat, soil, and groundwater contamination remediation project. Although the remediation project involved removal of most of the contaminated materials, some residual contaminated soil located at depth in upland areas was not feasible to remove and was allowed to be buried under clean fill and protected with an upland protection structure. To prevent the buried contaminated soil from becoming exposed and degrading the water quality of Humboldt Bay, special conditions of the original permit required the permittee to monitor and maintain the upland protection structure over time and apply for coastal development permit amendments for repair and maintenance activities as needed to maintain the structure. Under the proposed amendment, UPRR would repair the upland structure by adding fill above the mean high tide line to three eroded areas in a manner consistent with the conditions of the original permit. In addition, the applicant would replace 1,800 feet of Hooker Willow (*Salix hookeriana*) fascines planted as required

NOTICE OF PROPOSED PERMIT AMENDMENT

CDP 1-11-007 (Union Pacific Railroad)

Proposed Amendment 1-11-007-A2

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by the original permit that have since perished as the result of drought conditions during the summer and fall of 2014. The replacement willow fascines would be planted in compliance with the *Final Revegetation Plan* submitted as required by Special Condition No. 10 of the original permit. The replanted area would be irrigated by a drip system set on a timer or in a similar manner that conserves water resources.

Repair work to the upland protection structure would only occur during periods of low tide and all exposed areas would be secured prior to each high tide period. All work would be performed in compliance with the construction responsibilities and timing limitations of Special Conditions 5 and 6 of the original permit, including, but not limited to, requirements that: (1) all construction activities occur during the dry season; (2) fueling and maintenance of construction equipment occur offsite when feasible or at least 100 feet from the high tide line; and (3) all heavy equipment used within five feet of the high tide line use biologically-based hydraulic fluids made from vegetable oils or synthetic esters. As the City is only proposing to repair and maintain previously approved development as required by the original permit, the amended development will not result in any additional resource impacts that were not evaluated under the originally approved development. Therefore, the Executive Director has determined that the required amendment is not a material change to the permit.

COASTAL COMMISSION REVIEW PROCEDURE

The amended permit will not become effective until the 10-working-day noticing period has completed and the permit amendment has been issued.

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 May 14, 2015 in Santa Barbara. 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.