

## CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA  
89 SOUTH CALIFORNIA ST., SUITE 200  
VENTURA, CA 93001  
(805) 585-1800



# F16a

**DATE:** January 21, 2016

**TO:** Commissioners and Interested Persons

**FROM:** Charles Lester, Executive Director  
Steve Hudson, Deputy Director  
Megan Sinkula, Coastal Program Analyst

**SUBJECT:** **Channel Islands Harbor Public Works Plan (PWP) Amendment No. PWP-4-CIH-14-0004-1 (Telecommunications Infrastructure):** Executive Director's determination that the Ventura County Harbor Department's acknowledgement of receipt, acceptance and agreement with the Commission's certification with three suggested modifications is legally adequate. This determination will be reported to the Commission at the Friday, February 12, 2016 Commission Meeting in Morro Bay.

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The Commission approved Public Works Plan Amendment No. PWP-4-CIH-14-0004-1 submitted by the Ventura County Harbor Department with three suggested modifications. This Amendment added provisions to facilitate the installation of telecommunications infrastructure within non-residential areas at the Harbor.

On October 20, 2015, the County of Ventura Board of Supervisors adopted a resolution (attached) acknowledging receipt of the Commission's certification of the PWP Amendment No. PWP-4-CIH-14-0004-1, as well as accepting and agreeing to the three modifications suggested by the Commission. The resolution was submitted on November 30, 2015 for the Executive Director's review.

Section 30605 of the Coastal Act states that a public works plan shall be submitted to, and processed by, the Commission in the same manner as prescribed for a local coastal program. Title 14 of the California Code of Regulations, Division 5.5, Section 13544 requires the Executive Director to make a determination that the action taken by the Ventura County Harbor Department acknowledging receipt, acceptance of and agreement with, the Commission's certification of the above referenced PWP Amendment with three suggested modifications, is legally adequate and to report that determination to the Commission. The certification shall become effective unless a majority of the Commissioners present object to the Executive Director's determination.

I have reviewed the Ventura County Harbor Department's acknowledgement, acceptance of and agreement with, the terms and three suggested modifications of the PWP Amendment No. PWP-4-CIH-14-0004-1, as contained in the attached resolution, and find that the County of Ventura Board of Supervisor's action is legally adequate to satisfy the terms and requirements of the Commission's certification. I therefore recommend that the Commission concur in this determination.



**BOARD MINUTES**  
**BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA**

**SUPERVISORS STEVE BENNETT, LINDA PARKS,  
KATHY I. LONG, PETER C. FOY AND JOHN ZARAGOZA**  
October 20, 2015 at 8:30 a.m.

**CONSENT – HAVOR DEPARTMENT – Adoption of a Resolution to Acknowledge Receipt of, Accept and Agree to the California Coastal Commission’s Modifications to the Channel Islands Harbor Public Works Plan Fifth Amendment Regarding Telecommunications Facilities, and to Approve the Fifth Amendment As So Modified; and Find that the Approval of the Fifth Amendment As Modified is Exempt from the California Environmental Quality Act.**

- (X) All Board members are present.
- (X) The following document is submitted to the Board for consideration:  
(X) Document: Revised Resolution
- (X) Upon request of Supervisor Parks, Consent Item 21 is heard as a Regular Agenda Item.
- (X) Upon motion of Supervisor Parks, seconded by Supervisor Foy, and duly carried, the Board hereby approves the staff recommendations as stated in the respective Board letters for Consent Items 11-30, with a revised Resolution for Item 16, revised Board Letter for Item 20, and Board Letter with Exhibits 1-5 for Item 27.

By:   
Brian Palmer  
Chief Deputy Clerk of the Board

I hereby certify that the annexed instrument is a true and correct copy of the document which is on file in this office.

Dated: MICHAEL POWERS  
Clerk of the Board of Supervisors  
County of Ventura, State of California

10-23-15

By:   
Deputy Clerk of the Board



RESOLUTION NO. 15-108

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF VENTURA  
TO ACKNOWLEDGE RECEIPT OF, ACCEPT AND AGREE TO THE CALIFORNIA  
COASTAL COMMISSION'S MODIFICATIONS TO THE CHANNEL ISLANDS  
HARBOR PUBLIC WORKS PLAN FIFTH AMENDMENT APPROVED (AS MODIFIED)  
BY THE CALIFORNIA COASTAL COMMISSION ON MAY 13, 2015**

**WHEREAS**, the Channel Islands Harbor Public Works Plan (PWP) was certified by the California Coastal Commission (Commission) on September 19, 1986;

**WHEREAS**, the Board of Supervisors of the County of Ventura (Board), after considering all written and oral testimony, including staff reports and recommendations, approved a fifth amendment to the PWP, subject to Commission review and approval, at a legally noticed public hearing held by the Board on July 22, 2014, in order to allow for the installation of telecommunications facilities and infrastructure within non-residential areas of the Harbor;

**WHEREAS**, the Board, as a part of its approval, delegated authority to the Harbor Director to take all actions necessary to obtain approval of the PWP amendment by the Commission;

**WHEREAS**, the Commission conditionally approved the fifth amendment to the PWP, with three suggested modifications, by unanimous vote on May 13, 2015;

**WHEREAS**, the Commission staff, on October 7, 2015, sent a letter to the Harbor Director which cited the Commission's "resolution of certification" of the proposed fifth amendment with modifications; and

**WHEREAS**, the Board, after reviewing the Commission's suggested modifications, wishes to accept and agree to the modifications to the fifth amendment to the PWP;

**NOW, THEREFORE, BE IT RESOLVED, ORDERED, AND DETERMINED THAT:**

1. The Board acknowledges receipt of the Commission's suggested modifications to the fifth amendment to the PWP;
2. The Board finds that (a) the Commission's suggested modifications to the fifth amendment to the PWP and (b) the fifth amendment to the PWP, as modified by the Commission, are in the public interest and consistent with the California Coastal Act and its policies;
3. The Board accepts and agrees to Commission's suggested modifications to the fifth amendment to the PWP;
4. The Board finds that said approval of the fifth amendment to the PWP as so modified is exempt from the California Environmental Quality Act; and

5. The fifth amendment to the PWP shall become effective and operative upon (a) the adoption of this Resolution and (b) further review and certification by the Commission.

**FURTHER BE IT RESOLVED, ORDERED AND DETERMINED** that the Board specifies the Clerk of the Board, 800 S. Victoria Avenue, Ventura, California, and the Harbor Department, 3900 Pelican Way, Oxnard, California, as the custodians and the location of the documents which constitute the record of proceedings upon which its decision is based.

Upon motion of Supervisor Parks, seconded by Supervisor Foy, duly carried, the foregoing Resolution was passed and adopted this 20<sup>th</sup> day of October, 2015.



*Kathy J. Long*  
Kathy J. Long, Chair  
Ventura County Board of Supervisors

ATTEST:  
MICHAEL POWERS  
Clerk of the Board of Supervisors  
County of Ventura, State of California

By: *M. Feliciano*  
Deputy Clerk of the Board