

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
1385 EIGHTH STREET, SUITE 130
ARCATA, CALIFORNIA 95521
(707) 826-8950 FAX (707) 826-8960

www.coastal.ca.gov



Th7

NORTH COAST DISTRICT DEPUTY DIRECTOR'S REPORT

*For the
March 2017 Meeting of the California Coastal Commission*

Date: March 03, 2017

To: Commissioners and Interested Parties

From: Alison Dettmer, North Coast District Deputy Director

Following is a listing for the waivers, emergency permits, immaterial amendments and extensions issued by the North Coast District Office for the March 2017 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.

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.

Applicant	Project Description	Project Location
1-16-1030-W Northcoast Regional Land Trust, Attn: Dan Ehresman	Improve an existing agricultural property (historic dairy ranch) by: (1) establishing a roadside farm stand, including associated parking improvements and signage, at for the direct sale of farm products grown and harvested on-site; (2) operating, for a period of 10 years (through March 31, 2027), a wholesale plant nursery within and around an existing barn and greenhouse; and (3) demolishing/deconstructing the easternmost portion of the existing milk barn	5851 Myrtle Ave., Eureka, CA 95501 (APN(s): 402-241-09)
1-16-1089-W Eureka Pentecostal Church, Attn: Kathleen McGrath	(1) Authorize after-the-fact the paving of an approximately 18,000-square-foot parking lot that was permitted as a gravel parking lot in 1990 under CDP 1-88-123-A1; to redirect parking lot runoff into adjacent permeable areas.	1114 Hoover St, Eureka, Ca 95501 (APN(s): 014-182-08)

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.

Applicant	Project Description	Project Location
1-10-004-A2 California State Parks, Attn: Amber Transou	Amend permit granted for restoration and access enhancement activities at Little River State Beach to: (1) Partially reroute three previously designated dune trail segments (of 266 feet, 331 feet, and 328 feet in length) to reduce trail use impacts to environmentally sensitive wetland and dune habitat areas; (2) install symbolic fencing, signage, and natural blockages to deter the use of old (to-be-retired) trail segments and scattered volunteer trails by the public and to deter the use of scattered volunteer trails through dune and wetland ESHA; and (3) install ADA-compliant interpretive signage (two signs at the north beach trailhead and one at the intersection of the south beach trail and back-dune trail adjacent to the trailhead.	Little River State Beach, Humboldt County (APN(s): 513-161-01, 513-171-08)
1-10-032-A4 Humboldt County Resource Conservation District, Attn: Jill Demers	Modify permit granted for Salt River Erosion Restoration Project to include additional properties in the project area footprint to accommodate minor channel realignment and add additional sediment reuse locations for the continuation of Phase 2 construction this summer.	Along the Salt River, lower Francis Creek, and the lower Eastside Drainage in the Ferndale area, Humboldt County (APN(s): 100-112-10, 100-112-12, 100-112-14, 100-161-07, 100-231-03, 100-291-08, 106-021-02, 106-021-03, 106-021-07, 106-021-62, 106-021-76, 106-021-77)
A-1-DNC-12-021-A1 Elk Valley Rancheria, Attn: Brad Downes	Amend permit granted to reconstruct a portion of Humboldt Road and add a multi-use trail, paved shoulders, and a roundabout to make certain changes to the final wetland Mitigation and Monitoring Plan (MMP) approved by the Executive Director pursuant to Special Condition No. 1 of the original permit to compensate for the roadway improvement project's 0.54 acre of wetland impacts. Specifically, the boundaries of the previously approved wetland mitigation site are proposed to be moved to encompass an area with a greater groundwater availability to better ensure successful wetland restoration. In addition, an existing man-made drainage ditch that crosses the trust property will be partially rerouted. No changes are proposed to the mitigation ratios or types of wetland mitigation to be provided.	Along an approximately 3,000-ft-long stretch of Humboldt Road between Highway 101 and Roy Ave., and on the Elk Valley Rancheria's adjacent Trust property (formerly Martin Ranch, APN 115-020-28) approximately one miles southeast of Crescent City, Del Norte County (APN(s): 115-020-28)

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
1385 EIGHTH STREET, SUITE 130
ARCATA, CALIFORNIA 95521
PH (707) 826-8950 FAX (707) 826-8960
WWW.COASTAL.CA.GOV



March 2, 2017

Coastal Development Permit De Minimis Waiver Coastal Act Section 30624.7

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: 1-16-1030-W

Applicant: Northcoast Regional Land Trust

Location: 5851 Myrtle Ave., Eureka area, Humboldt County (APN: 402-241-09)

Proposed Development: Improve an existing agricultural property (historic dairy ranch) by: (1) establishing a "roadside farm stand," including associated parking improvements and signage, at for the direct sale of farm products grown and harvested on-site in native soil beds and in a ~120-square-foot soil-dependent portable hoop house as well as on property owned and/or leased by the farm stand operator; (2) operating, for a period of 10 years (through March 31, 2027), a wholesale plant nursery within and around an existing barn and greenhouse on approximately ¼-acre of the ~75-acre property involving the production and sale of native and heirloom plants grown in part in native soils on-site and in part in pots in existing greenhouse structures; and (3) demolishing/deconstructing the easternmost portion of the existing "milk barn" by removing dilapidated roofing, siding, and framing materials using hand tools and removing the concrete slab foundation and stem walls using a backhoe with breaker attachment operated from an existing parking area adjacent to Myrtle Avenue.

Rationale: The proposed farm stand and wholesale nursery (horticulture) uses are compatible with the agricultural use of the agricultural property, because both involve, in part, the soil-dependent cultivation and harvesting of plants on-site using the site's prime agricultural soils. The proposed farm stand also involves poultry husbandry (for egg harvest and sale) and apiaries (for honey harvest and sale). Only existing structures on the property will be used for the non-soil-dependent elements of both operations, including: (1) an existing 400-square-foot storage building, 200 square feet of which will house the farm stand products for sale, with the additional space used for storage of agricultural products and equipment; (2) an existing 1,800-square-foot greenhouse that will be used to grow nursery plants in the native soil as well as in pots; (3) an existing 2,000-square-foot "milk barn" with an existing concrete floor that will be used for non-soil-dependent nursery uses; and (4) existing graveled parking areas adjacent to Myrtle Avenue, which will be improved for parking for

Coastal Development Permit De Minimis Waiver

1-16-1030-W

both operations pursuant to County Department of Public Works standards. None of the proposed operations will interfere with the existing 18-acre seasonal cattle grazing operation that also occurs on the property or with the public access nature trail use of the property. The grazing operation accesses the pasture via a separate entrance further to the west from the proposed farm stand and nursery area, which will be clustered together in the southeastern corner of the property and limited a total area of approximately ½-acre. While a portion of the parking area used for public trail access will be designated for use as overflow parking for the proposed farm stand, the parking lot is sufficiently sized to accommodate both uses. The proposed new signage for both operations will be compatible with the rural character of the area, as neither sign will exceed 20 square feet in size and neither will be illuminated. None of the proposed development involves the filling of wetlands. Finally, the proposed demolition work will include appropriate BMPs to prevent debris from entering adjacent riparian habitat, and native riparian vegetation is proposed to be planted in the exposed area once demolition is complete. Excess debris that is not salvaged for reuse will be disposed of appropriately.

Therefore, 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 its March 2017 meeting and the site of the proposed development has been appropriately noticed, pursuant to 13054(b) of the California Code of Regulations. The Notice of Pending Permit 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.

Sincerely,

John Ainsworth
Executive Director



Melissa Kraemer
Supervising Analyst

cc: File

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
1385 EIGHTH STREET, SUITE 130
ARCATA, CALIFORNIA 95521
PH (707) 826-8950 FAX (707) 826-8960
WWW.COASTAL.CA.GOV



March 2, 2017

Coastal Development Permit De Minimis Waiver Coastal Act Section 30624.7

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: 1-16-1089-W

Applicant: Eureka Pentecostal Church

Location: 1060 Hoover St, Eureka, Humboldt County (APN: 014-182-08)

Proposed Development: (1) Authorize after-the-fact the paving of an approximately 18,000-square-foot parking lot that was permitted as a gravel parking lot in 1990 under CDP 1-88-123-A1 and which was paved sometime in the 1990s without the benefit of a coastal development permit; and (2) modify the drainage of the parking lot by installing curb cuts in the existing curbs that line the perimeter of the paved parking lot and redirecting parking lot runoff into adjacent permeable areas.

Rationale: The proposed paving (after-the-fact) does not expand the previously permitted gravel overflow parking area for the church. The proposed drainage modifications will prevent stormwater runoff from the paved parking lot from directly discharging into environmentally sensitive riparian habitat and associated coastal waters by plugging a parking lot storm drain with concrete and creating multiple curb cuts to route the parking lot runoff into adjacent permeable lawn areas. Routing the parking lot runoff into permeable areas will provide for on-site retention and treatment of stormwater in upland areas outside of the environmentally sensitive riparian habitat and coastal wetlands. The four designated runoff receiving sites are sized to accommodate the parking lot runoff volume for the 85th percentile storm event. 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 its March 9, 2017 meeting and the site of the proposed development has been appropriately noticed, pursuant to 13054(b) of the California Code of Regulations. The Notice of Pending Permit 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.

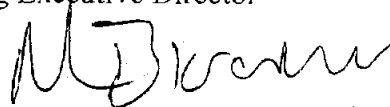
Coastal Development Permit De Minimis Waiver

1-16-1089-W

Sincerely,

John Ainsworth

Acting Executive Director

A handwritten signature in black ink, appearing to read 'Melissa Kraemer', written over the printed name.

Melissa Kraemer

Supervising Analyst

NORTH COAST DISTRICT OFFICE
1385 EIGHTH STREET, SUITE 130
ARCATA, CALIFORNIA 95521
PH (707) 826-8950 FAX (707) 826-8960
WWW.COASTAL.CA.GOV



This permit amendment request proposes certain changes to the final wetland Mitigation and Monitoring Plan (MMP) approved by the Executive Director pursuant to Special Condition No. 1 of the original permit to compensate for the roadway improvement project's 0.54 acre of wetland impacts. Specifically, as detailed in the proposed revised MMP dated January 2017, the boundaries of the previously approved wetland mitigation site are proposed to change such that areas previously approved for wetland creation (sites identified as sites "B" and "C" in the approved MMP) will be relocated to a different location, approximately 1.15 acres in size, on the same trust property (now identified as sites "TP-10" and "TP-11"). The relocation is necessary due to more recent groundwater monitoring results within sites B and C, which indicate significant variability in the perched water tables and inconsistent soil horizons, thereby suggesting that successful wetland creation at these sites would be challenging. In addition, an existing man-made drainage ditch that crosses the trust property will be partially rerouted to the north around the new mitigation site to drain into the same roadside drainage ditch and culvert to which it currently drains. No changes are proposed to the mitigation ratios or types of wetland mitigation to be provided, and no other changes to the MMP or project are proposed.

Notice of Proposed Immaterial Permit Amendment

A-1-DNC-12-021-A1

FINDINGS

Pursuant to 14 Cal. Admin. Code Section 13166(b) this amendment is considered to be IMMATERIAL and the permit will be amended accordingly if no written objections are received within ten working days of the date of this notice. If an objection is received, the amendment must be reported to the Commission at the next regularly scheduled Commission hearing. This amendment has been considered "immaterial" for the following reason(s):

The wetland mitigation site is located in part within the coastal zone within the County road right-of-way and in part on adjacent land outside of the coastal zone owned by the Rancheria that is held in trust for the benefit of the Rancheria. Under the original project approval, which was authorized both under CDP No. A-1-DNC-12-021 and Consistency Certification (CC) No. CC-0001-14, the applicant proposed to implement a wetland mitigation plan partially within the County road right-of-way (e.g., reestablishing roadside ditches) and partially on the Elk Valley Rancheria trust land adjacent to the road improvement project site (i.e., a mix of wetland creation and wetland enhancement activities) to compensate for the roadway improvement project's 0.54-acre of wetland impacts, for a total mitigation area of approximately ~2.41 acres. Special Condition 1 of both the CDP and the CC requires that the applicant mitigate for development impacts to wetlands as proposed in the draft plans and submit a final MMP for the review and approval of the Executive Director that substantially conforms with a draft MMP submitted with the application, except for certain required changes to that plan specified in Special Condition 1. The Executive Director approved the final revised wetland MMP required by the CDP and CC conditions on July 28, 2015.

The proposed amendment would not lessen or avoid the intent of the original permit to require adequate mitigation for wetland impacts associated with the road improvement project. The proposed revised MMP dated January 2017 proposes no changes to the approved wetland mitigation ratios or to the types of wetland mitigation to be provided. The only changes proposed are to the boundaries of the wetland mitigation site with respect to the wetland creation area. The new wetland creation area proposed under the revised MMP is the same size as the combined size of the two wetland creation sites previously approved. The new area would be located on a portion of the property described as existing ruderal upland grassland. Similar to the previously approved wetland creation areas, the proposed new wetland creation area also currently is used for periodic cattle grazing. There will be no change in the amount of grazing land available on the property since the areas that no longer are proposed for use in the wetland mitigation project would remain available for grazing. The proposed relocated wetland creation site is approximately 50 feet inland from the public roadway and outside of the road right-of-way maintenance area. The proposed revised MMP includes the same provisions for wetland mitigation implementation, monitoring, performance standards, maintenance, and reporting as required by Special Condition 1. Special Condition 1 is being amended to require that the applicant mitigate for development impacts to wetlands as proposed in the updated final MMP dated January 2017. The special condition continues to require that if the final monitoring report indicates that the mitigation project has been unsuccessful, in part, or in whole, based on the approved performance standards, the applicant shall submit an amendment for a revised or supplemental MMP to compensate for those portions of the original program which did not meet the approved performance standards. All changes have been reviewed and approved by the North Coast Regional Water Quality

Notice of Proposed Immaterial Permit Amendment

A-1-DNC-12-021-A1

Control Board, the U.S. Army Corps of Engineers, and the U.S. Environmental Protection Agency. Thus, the changes to the mitigation project are de minimis in nature and scope. As the amended development would not result in adverse effects on coastal resources and is consistent with the certified Del Norte County Local Coastal Program and with the Coastal Act, the Executive Director has determined that the proposed amendment is immaterial.

See Attachment A for the proposed changes to the above condition.

[Note: these findings also apply to CC-0001-14, which was combined with this CDP. Changes to consistency certifications are not treated as "amendments" under the Commission's regulations, but rather the project's continuing consistency with the CCMP under the federal consistency regulations (15 CFR § 930.65) (Remedial action for previously reviewed activities). The Commission finds that with the changes to Special Condition 1 listed in Attachment A, and for the reasons described above, the project does not raise any new issues that would render it no longer consistent with the Coastal Act.]

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

Attachment A: Amendments to Special Condition 1

cc: Commissioners/File

Attachment A

AMENDMENTS TO SPECIAL CONDITIONS OF CDP No. A-1-DNC-12-021 and to Consistency Certification No. CC-0001-14¹ (CDP Amendment A-1-DNC-12-021-A1)

Text to be deleted is shown in ~~strikethrough~~, and text to be added appears in **bold underline**.

1. Revised Final Wetland Mitigation and Monitoring Plan.

- a. The Applicant shall mitigate for development impacts to wetlands as proposed in the ~~draft plans and concepts provided in the draft~~ **final approved** Wetland Mitigation and Monitoring Plan (MMP) titled "Elk Valley Rancheria, California-Humboldt Road Safety Improvement Project Wetland Mitigation and Monitoring plan" prepared by GHD dated ~~February 2014~~ **"Revised January 2017,"** except that ~~the revised final plan shall be revised to include the changes required in subsection (b) below.~~
- b. ~~PRIOR TO ISSUANCE OF THE COASTAL DEVELOPMENT PERMIT, and prior to commencement of construction of any development on "trust" lands, the Applicant shall submit, for the review and written approval of the Executive Director, a revised final MMP prepared by a qualified wetland biologist or ecologist. The revised final plan shall substantially conform to the draft plans and concepts provided in the draft MMP, except the revised final plan shall be revised to include, at a minimum, the following:~~
 - i. ~~Final plans:~~ The revised final MMP shall include mitigation designs and analyses for reestablishing or creating wetland habitat as required by this condition, including: (1) goals, objectives, and performance standards for the mitigation; (2) dimensioned, to-scale mapping of compensatory wetlands sites, including the on-site wetland restoration areas; (3) existing and proposed hydrologic, soil, and vegetative conditions at the mitigation sites; (4) engineering/grading plans and schedule; (5) erosion control plans and schedule; (6) weeding plans and schedule; (7) planting plans and schedule; (8) short and long-term irrigation needs; (9) on-going maintenance and management plans; (10) implementation plans demonstrating there is sufficient scientific expertise, supervision, and financial resources to carry out the proposed project and monitoring program in a specified and realistic time frame; (11) provisions for submittal of initial as-builts within 30 days of completion of the initial mitigation work; and (12) monitoring, reporting, and remediation plans consistent with the requirements detailed in this special condition. Final plans for contractor construction of the mitigation area(s) shall be submitted prior to commencement of construction of mitigation area(s).
 - ii. ~~A final monitoring and maintenance plan.~~ The revised final MMP shall include a plan for monitoring and maintenance of each wetland creation site, including the following: (1) a monitoring and maintenance schedule; (2) interim performance

¹ [Note: Procedurally, modifications to consistency certifications are not treated as "amendments" under the Commission's regulations, but rather the question of whether the modified project remains consistent with the CCMP (15 CFR § 930.65 (Remedial action for previously reviewed activities)).

standards; (3) a description of field activities; (4) a minimum 5-year monitoring period; (5) identification and description, including photographs and the results of quantitative sampling, of a high functioning, relatively undisturbed reference site for each habitat type for comparison to the mitigation site(s); (6) final success criteria for the wetland mitigation site(s), including, at a minimum, all of the following: a) plant species diversity similar to that at the reference sites; b) total ground cover of native vegetation similar to that at the reference sites; c) no invasive species ranked as "high" in the current Invasive Plant Inventory of the California Invasive Plant Council and ground cover of nonnative species at a level equivalent to or less than the reference site; d) annually, at least 14 continuous days of inundation or soil saturation in the upper 12 inches of the soil column; and (7) a description of the method by which "success" will be judged, including: a) type of comparison; b) the field sampling design to be employed, including a description of the randomized placement of sampling units and the planned sample size; c) detailed field methods; d) where a statistical test will be employed, a statistical power analysis to document that the planned sample size will provide adequate statistical power to detect the maximum allowable difference. Generally, sampling should be conducted with sufficient replication to provide 90% power with $\alpha = 0.10$ to detect the maximum allowable difference; and e) a statement that final monitoring for success will occur after at least three years with no remediation or maintenance activities other than weeding; and

iii. Reporting plans and schedule. The revised final MMP shall include details on the reports to be prepared to document the progress, monitoring results, and success of each wetland creation site. The reporting plan shall include, at a minimum, the following: (1) provisions for submittal of annual reports of monitoring results to the Executive Director for the duration of the required monitoring period, beginning the first year after submittal of the "as-built" report. Each report shall be cumulative and shall summarize all previous results. Each report shall document the condition of the restoration with photographs taken from the same fixed points in the same directions. Each report shall also include a "Performance Evaluation" section where information and results from the monitoring program are used to evaluate the status of the mitigation project in relation to the interim performance standards and final success criteria; (2) provisions for the submittal of a final monitoring report to the Executive Director at the end of the five-year reporting period. The final report must be prepared in conjunction with a qualified restoration ecologist. The report must evaluate whether the restoration site(s) conforms to the goals, objectives, and performance standards set forth in the approved final restoration program. The report must address all of the monitoring data collected over the five-year period; and (3) a reporting schedule.

- e. b. If the final report indicates that the mitigation project has been unsuccessful, in part, or in whole, based on the approved performance standards, the Applicant shall submit a revised or supplemental MMP to compensate for those portions of the original program which did not meet the approved performance standards. The revised MMP shall be processed as an amendment to this coastal development permit, and/or a modification to this consistency certification, as appropriate, unless the Executive Director determines that no amendment and/or modification is legally required.

- d. c. The Applicant shall undertake development in accordance with the approved final plans. Any proposed changes to the approved final plans shall be reported to the Executive Director. No changes to the approved final plans shall occur without a Commission amendment to this coastal development permit and/or a modification to this consistency certification, as appropriate, unless the Executive Director determines that no amendment and/or modification is legally required.

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
1385 EIGHTH STREET, SUITE 130
ARCATA, CALIFORNIA 95521
PH (707) 826-8950 FAX (707) 826-8960
WWW.COASTAL.CA.GOV



NOTICE OF PROPOSED IMMATERIAL PERMIT AMENDMENT

Coastal Development Permit Amendment No. **1-10-032-A4**

February 23, 2017

To: All Interested Parties

From: John Ainsworth, Executive Director

Subject: Permit No. **1-10-032-A4** granted to **Humboldt County Resource Conservation District** for the following: Implement 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.

Project Site: Along the Salt River, lower Francis Creek, and the lower Eastside Drainage in the Ferndale area of Humboldt County (APNs: 100-112-10, 100-112-12, 100-112-14, 100-161-07, 100-231-03, 100-291-08, 106-021-02, 106-021-03, 106-021-07, 106-021-62, 106-021-76, and 106-021-77).

The Executive Director of the California Coastal Commission has reviewed a proposed amendment to the above referenced permit, which would result in the following change(s):

Inclusion of additional properties in the project area footprint to accommodate minor channel realignment and add additional sediment reuse locations for the continuation of Phase 2 construction this summer. The added properties are owned by landowners with whom the applicant currently has signed landowner agreements.

FINDINGS

Pursuant to 14 Cal. Admin. Code Section 13166(b) this amendment is considered to be **IMMATERIAL** and the permit will be amended accordingly if no written objections are received within ten working days of the date of this notice. If an objection is received, the amendment must

Notice of Proposed Immaterial Permit Amendment

1-10-032-A4

be reported to the Commission at the next regularly scheduled Commission hearing. This amendment has been considered "immaterial" for the following reason(s):

Refinement of the design plans for Phase 2 of the approved project has resulted in minor adjustments in the previously approved realignment of the Salt River channel, including a 26-foot shift of the southern channel boundary onto another parcel. The minor adjustments to the channel alignment substantially conform to the plans submitted with the original permit application, as required by Special Condition 5-B of the original permit, in terms of cross-sectional channel geometry and longitudinal slope. The proposed amendment is proposed to add the new parcel into the project footprint. The adjusted channel location will not result in any additional or changed impacts to agriculture, biological resources, water quality, or public access. The amendment also adds 11 properties to the approve list of properties where dredged material from the channel may be placed in upland areas for beneficial reuse. The change is proposed to add land best-suited for reuse and /or those landowners and land managers most willing and committed to working with the District at this time to develop and implement sediment reuse plans. Expansion of the project area footprint to include the additional properties for dredged sediment beneficial reuse will not result in any additional or changed impacts to agricultural resources, wetlands, riparian habitat, sensitive species habitat, water quality, or public access. Suitable upland areas for material placement have been delineated on each of the properties to be added, and final design plans will be provided for each property prior to commencement of Phase 2 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.

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: Commissioners/File

CALIFORNIA COASTAL COMMISSION

NORTH COAST DISTRICT OFFICE
1385 EIGHTH STREET, SUITE 130
ARCATA, CALIFORNIA 95521
PH (707) 826-8950 FAX (707) 826-8960
WWW.COASTAL.CA.GOV



NOTICE OF PROPOSED IMMATERIAL PERMIT AMENDMENT

Coastal Development Permit Amendment No. **1-10-004-A2**

February 23, 2017

To: All Interested Parties

From: John Ainsworth, Executive Director

Subject: Permit No. **1-10-004-A2** granted to **California State Parks** for: Various restoration and access enhancement activities including: (1) exotic plant removal (including invasive European beach grass, nonnative Monterey cypress, and nonnative invasive Monterey pine trees) and native dune habitat restoration; (2) creation of approximately 2.5-acres of woody dune swale habitat to increase wetland habitat and to act as a "sand fence" for the dunes west from the frontage road; and (3) various improvements to public access, including equestrian, pedestrian, and ADA-compliant access, by developing parking improvements, a designated trail system, pedestrian and equestrian trails, and a segment of the California Coastal Trail, and new interpretive, informational, and regulatory signage.

Project Site: Little River State Beach, Humboldt County (APNs: 513-161-01 and 513-171-08)

The Executive Director of the California Coastal Commission has reviewed a proposed amendment to the above referenced permit, which would result in the following change(s):

(1) Partially reroute three previously designated dune trail segments (of 266 feet, 331 feet, and 328 feet in length) to reduce trail use impacts to environmentally sensitive wetland and dune habitat areas by constructing, with hand tools (e.g., shovels and small motorized tools such as chainsaws and brush cutters), three new 6-foot-wide trail segments of similar length through upland dune habitats comprised mostly of invasive European beach grass and other nonnative species; (2) install symbolic fencing, signage, and natural blockages to deter the use of old (to-be-retired) trail segments by the public and to deter the use of scattered volunteer trails through dune and wetland ESHA; and (3) install ADA-compliant interpretive signage (two signs at the north beach trailhead and one at the intersection of the south beach trail and back-dune trail adjacent to the trailhead) consisting of 3-foot-high signs on 4-inch by 4-inch posts placed in the ground 3 feet deep with concrete footings.

Notice of Proposed Immaterial Permit Amendment

1-10-004-A2

FINDINGS

Pursuant to 14 Cal. Admin. Code Section 13166(b) this amendment is considered to be IMMATERIAL and the permit will be amended accordingly if no written objections are received within ten working days of the date of this notice. If an objection is received, the amendment must be reported to the Commission at the next regularly scheduled Commission hearing. This amendment has been considered "immaterial" for the following reason(s):

The purpose of the proposed trail segment realignments is to protect fragile coastal resources, including dune swale wetlands, from public access-related overuse, while maintaining equivalent public access along alternative trail segments that are parallel to and approximately 10 to 25 feet away from the segments proposed for closure. The replacement trail segments each will maintain the same use designations as the existing trail segments, all of which are designated for nature study/pedestrian/hiking use. The proposed symbolic fencing and associated signage is the same materials and design as the symbolic fencing and associated signage approved for use under the original CDP, is compatible in size, design, and color with signs common to other state parks and beaches, and is intended to help protect natural resource areas from overuse. Finally, the proposed ADA-compliant interpretive signage will enhance public access at the state beach by providing interpretive exhibits to enhance the education and enjoyment of all park visitors. The proposed amended development was referred to the three Tribal Historic Preservation Areas for the Wiyot area tribes for comment, and the THPOs raised no concerns or objections provided that the condition attached to the original permit related to inadvertent discovery of archaeological resources (Special Condition 3) would continue to be enforced. The requirements of Special Condition 3 remain in full force and effect for the proposed amended development. Therefore, the Executive Director has determined that the requested amendment is not a material change to the permit.

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: Commissioners/File

CALIFORNIA COASTAL COMMISSION

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

www.coastal.ca.gov



Th7

MEMORANDUM

Date: March 7, 2017

To: Commissioners and Interested Parties

From: Robert S. Merrill, District Manager – North Coast District

Subject: **Correspondence to Commission Meeting for Thursday, March 9, 2017
North Coast District**

<u>AGENDA #</u>	<u>APPLICANT</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
-----------------	------------------	--------------------	-------------

IMMATERIAL AMENDMENTS

Th7	1-10-004-A2 California State Parks	E-mail correspondence from Uri Driscoll	Th7-1
-----	---------------------------------------	--	-------

Kraemer, Melissa@Coastal

From: Uri Driscoll <humboldthorse@yahoo.com>
Sent: Thursday, March 02, 2017 10:26 AM
To: Bomke, Jeff@Parks; Bjelajac, Victor@Parks
Cc: Kraemer, Melissa@Coastal; Dennis Mayo; Carol Polasek
Subject: Little River trail?

RECEIVED

MAR 02 2017

**CALIFORNIA
COASTAL COMMISSION
NORTH COAST DISTRICT**

Good Morning Jeff,

I received a letter from the Coastal Commission with an amendment proposal at Little River State Beach. I know we had talked about this several years ago because the original plan as carried out did not meet certain standards and route descriptions. Additionally the installation of the symbolic fencing was deemed to be dangerous and fortunately eventually removed. The county also indicated that the trail conditions were not to county standards and denied State Park connection to adjacent county trails. The improper planning and execution of the LR trail plan led to a protest of 70 or more horseback riders at the site. Many of whom were/are State Park volunteers.

Under Superintendent Dana Jones, staff was instructed to remedy the situation by developing an adequate trail alignment and removing all symbolic fencing. Any remaining symbolic fencing was to be left up for 3 years from the start of the project and then removed. Recent installation of such fencing was to take place only during western snowy plover nesting season (Feb15 to Sept15) and only if/when active nests are within the HRA. That is an agreement that has not been kept by State Parks as you are aware of.

It has also been brought to your attention that the permit for the original project allowed for a total of 70 signs in specific locations. That number has been exceeded by the installation of approximately 200 signs since the start of the original project. This significantly detracts from the natural beauty of the area.

Plant densities also appear to be far below permit requirements for ground cover which is leading to significant erosion as well as ease of depredation of plover nests by corvids (as is evidenced by extremely high nest failure rates at this site). Replanting has been sporadic and insufficient to meet those requirements.

I am not bringing this up to rehash the past but to try to prevent reigniting animosity between stakeholders and State Parks. After all the efforts that our community has contributed toward our state parks in numerous ways, it is rather insulting that we were not involved in the amendment proposal process. I had asked you weeks ago for an update on the proposal and have yet to receive anything from you. Actually the community was unaware an amendment was even in process and no outreach by State Parks has been done to my knowledge. Our recent Mounted Assistance Unit winter meeting made no mention that this proposal was developing even though it was a perfect opportunity to enlist significant institutional knowledge and dedicated State Park volunteers.

Because I have still not received any of the requested information on this proposed amendment, I still have little idea as to what this proposal looks like. The description provided by Coastal Commission staff (Ms. Kreamer) is inadequate to determine attributes or discrepancies regarding safety or adherence to community guidelines. I am very disappointed that staff has again ignored the value that the community offers State Parks in the form of institutional knowledge and commitment to our public lands.

TH7-1

You would agree it is important that State Parks does not waste the time of stakeholders, State Park and Coastal Commission staff by bringing forward a proposal that has not been vetted by engaged user groups who have shown an ongoing commitment to bettering State Park facilities.

It is unfortunate that I will be forced to oppose the amendment because I only have history to go by. That history at Little River does not look kindly on State Parks. I remain hopeful that a commitment will be exercised by State Parks to better communicate with user groups.

At this time I would like to recommend withdrawing this proposal until State Park staff sufficiently engages with interested stakeholders who are committed to the development of a proposal that will have few if any inconsistencies and problems. Such a postponement would also give staff time to remedy the issues mentioned above to meet the obligations of the original permit.

Sincerely,

Uri

cc. Melissa Kreamer, Carol Polasic, Victor Bjelajac, Dennis Mayo

Uri Driscoll
President Northern California Horseman's Association
Humboldt Redwoods State Park Mounted Assistance Unit founding member