

CALIFORNIA COASTAL COMMISSION

SOUTH COAST DISTRICT OFFICE
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Prepared September 05, 2018 (for the September 14, 2018 Hearing)

To: Commissioners and Interested Parties
From: Karl Schwing, South Coast District Deputy Director
Subject: **South Coast District Deputy Director's Report for Orange County for September 2018**

The following coastal development permit (CDP) waivers, immaterial CDP amendments, CDP extensions, and emergency CDPs for the South Coast District Office are being reported to the Commission on September 14, 2018. Pursuant to the Commission's procedures, each item has been appropriately noticed as required, and each item is also available for review at the Commission's South Coast District Office in Long Beach. Staff is asking for the Commission's concurrence on the items in the South Coast District Deputy Director's report, and will report any objections received and any other relevant information on these items to the Commission when it considers the report on September 14th.

With respect to the September 14th hearing, interested persons may sign up to address the Commission on items contained in this report prior to the Commission's consideration of this report. The Commission can overturn staff's noticed determinations for some categories of items subject to certain criteria in each case (see individual notices for specific requirements).

Items being reported on September 14, 2018 (see attached)

Waivers

- 5-18-0850-W, OCTA (NW Edge Adjacent To Barracuda Way & Loretta Drive; SE edge adjacent to The Ranch At Laguna Beach, Laguna Beach, Ca 92651, Orange County)

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September 4, 2018

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: 5-18-0850

Applicant: Orange County Transportation Authority (OCTA) Dan Phu and Lesley Hill

Location: Pacific Horizon Preserve, NW edge adjacent to Barracuda Way & Loretta Drive; SE edge adjacent to The Ranch at Laguna Beach, Laguna Beach, CA 92651, Orange County (APN: 056-240-68)

Proposed Development: Removal of eight identified unauthorized trail disturbances created by individuals for mountain bike use (i.e., five bike jumps/berms and three unauthorized bike trail segments, some within sensitive habitat) and restoration of areas to pre-existing topographical contours with the use of non-mechanized hand tools to remove soil pilings and re-smooth areas to match surrounding landforms; and staking of 11 new 18"x24" metal signs at the Preserve's entrance/exit points and property boundaries. Authorization to restore any possible new areas of similar disturbance to pre-existing condition, not to exceed the type of work approved under this CDP 5-18-0850-W approval for a 2-year period after permit issuance.

Rationale: The project area is within the 151 acre Pacific Horizon Preserve. The proposed maintenance activities consist of removal of unauthorized trail modifications created by mountain bikers within the habitat Preserve. No equipment staging is proposed. As proposed, all work will be with non-mechanized hand tools and monitored by a qualified biological monitor. Additionally, the installation of new signage will not directly impact any native/sensitive vegetation. Vegetation disturbance will be minimized to the maximum extent practicable through proposed best management practices. After restoration of the eight identified disturbed areas, site conditions may continue to change as individuals create new unauthorized trails and berms/jumps, therefore, similar disturbances are authorized to be returned to pre-existing topographical contours for a period of 2-years from the date of permit issuance. 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 **September 14, 2018** 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.

John Ainsworth,
Executive Director
cc: File

Liliana Roman
Coastal Program Analyst