

**CALIFORNIA COASTAL COMMISSION**

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY DIVISION  
45 FREMONT STREET  
SUITE 2000  
SAN FRANCISCO, CALIFORNIA 94105-2219  
(415) 904-5200 FAX (415) 904-5400  
WWW.COASTAL.CA.GOV



# W11

**Prepared March 27, 2019 (for the April 10, 2019 Hearing)**

**To:** Commissioners and Interested Parties  
**From:** Alison Dettmer, Deputy Director  
**Subject:** **Energy, Ocean Resources and Federal Consistency Division Deputy Director's Report for April 2019**

The following coastal development permit (CDP) waivers, immaterial CDP amendments, CDP extensions, emergency CDPs, and negative determinations for the Energy, Ocean Resources and Federal Consistency Division are being reported to the Commission on April 10, 2019. 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 office in San Francisco. Staff is asking for the Commission's concurrence on the items in the Energy, Ocean Resources and Federal Consistency Division 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 April 10th.

With respect to the April 10th 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 April 10, 2019 (see attached)**

---

### **Waivers**

- 9-18-1038-W, SONGS Sheet Pile Wall Riprap Repair (San Clemente)

### **Immaterial Amendments**

- E-12-012-A2, Kelp cultivation research (0.75 Miles Offshore Coast Of Santa Barbara, Fish & Game Lease # M-653-02)

### **Emergency Permits**

- G-9-19-0009, Lease 421 Access Road - Rip-rap wall (Lease 421 Oil Piers, Haskell's Beach, Goleta, Santa Barbara County)
- G-9-19-0008, Power Cable Repair (on the beach within the intertidal zone immediately east of the City of Carpinteria, Santa Barbara County)

**Negative Determinations and No Effect Letters**

Administrative Items for Federal Consistency Matters

- **ND-0005-19, U.S. Marine Corps, Action: Concur, 3/8/2019**  
U.S. Marine Corps amphibious landing training exercise on Belmont Shore Beach in Long Beach
- **ND-0006-19, National Park Service, Action: Concur, 3/27/2019**  
Install a vault toilet, accessible parking, and new guardrails at the Endert's Beach trailhead parking area in Redwood National Park, Del Norte County.

**Permit Extension**

- **A-3-SNS-10-10, City of Sand City, permit extension allowing additional year – i.e. February 7, 2020,** to start development of the installation of new wells.

**CALIFORNIA COASTAL COMMISSION**

45 FREMONT STREET, SUITE 2000  
SAN FRANCISCO, CA 94105-2219  
VOICE (415) 904- 5200  
FAX (415) 904-5400  
TDD (415) 597-5885  
[WWW.COASTAL.CA.GOV](http://WWW.COASTAL.CA.GOV)



March 26, 2019

## Coastal Development Permit De Minimis Waiver Coastal Act Section 30624.7

Based on the project plans and information provided in the 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:** 9-18-1038-W

**Applicant:** Southern California Edison Company and co-applicants (San Diego Gas & Electric, City of Anaheim, City of Riverside)

**Location:** San Onofre Nuclear Generating Station ("SONGS"), 5000 Pacific Coast Highway, San Clemente, San Diego County.

### Proposed Development

Placement of new rock to repair and maintain approximately 70 linear feet of previously approved riprap revetment that protects the southern portion of the SONGS public access walkway.

### Background

Southern California Edison Company ("SCE") proposes to repair an area of existing riprap at the south end of the public walkway that extends along the seaward perimeter of SONGS. The walkway was required pursuant to the Commission's approval of coastal development permit ("CDP") No. 6-81-330-A that authorized the construction of SONGS Units 2 and 3. Since its construction, the walkway has been subject to several repair and maintenance activities, including work authorized under previous CDP waivers (see, for example, Nos. E-04-001-W and 9-16-0836-W). During the past couple of years, some of the riprap at the south end of the walkway was displaced and scattered due to wave action, which has resulted in a four- to five-foot drop-off between the walkway and the beach.

### Project Description

The primary project purpose is to replace protective riprap at the south end of the SONGS public walkway and retaining wall. The main project activities include:

- **Delivering materials to the work area:** SCE will deliver the riprap by truck to Parking Lot 4 at the north end of the SONGS facility. The materials will be placed on an area of the parking lot that will temporarily be covered by steel plates to protect the underlying

**Coastal Development Permit De Minimis Waiver**  
No. 9-18-1038-W

asphalt. SCE will then transport the materials in stages through the state beach area to another temporary staging location at the north end of the SONGS facility. The transport will occur at night during park closure so as not to disrupt public access. From that location, the materials will be transported first to the north end of the walkway and then along the walkway for eventual placement at the south end of the walkway. Before transporting material along the walkway, SCE will remove the existing vehicle barriers at either end. SCE will also conduct inspections to ensure there are no voids or sinkholes in the walkway. If any are found, SCE will repair them with sand and asphalt before transporting the repair materials. During project operations, SCE will station heavy equipment at either end of the walkway to provide temporary vehicle barriers, and will replace the existing barriers at the end of the project. To accommodate the night transport activities, SCE will set up eight to ten temporary mobile light towers at locations along the haul path. They will be removed at the end of each work shift and stored at Parking Lot 4.

- **Riprap Placement:** Riprap will be placed along up to about 70 linear feet of existing retaining wall at the south end of the SONGS facility. To provide a firm base, SCE will first excavate two to three feet of sand within the original riprap footprint. It will then place a layer of quarry run rock of up to 50-pound weight as a bedding material, followed by placement of a layer of 200 to 300 pound secondary stones, followed by a layer of armor stone, with each weighing about 3,000 pounds. Materials will be placed using a front loader and excavator or similar equipment. To stay within the previously existing footprint, SCE will place the riprap at an approximately 1.5:1 angle. All materials will be located above the mean high tide line.

Work will be subject to an existing SONGS spill prevention and response plan (Procedure EV1-PLN-004 Rev 0 – Appendix B) and all equipment at or near the beach will be equipped with spill response kits to allow for immediate action should a spill occur. SCE will coordinate public access and traffic control measures with staff of San Onofre State Beach to minimize impacts to public access. SCE anticipates that work will occur during four nights each week (Mondays through Thursdays) and that the project will be completed over the course of four to eight weeks, between April and July of 2019.

**Rationale**

For the following reasons, 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:

- **Shoreline Protection and Fill Placement:** The replacement riprap and other fill materials (i.e., cobbles, sand) will be placed within the footprint of the previously existing and permitted revetment, so the project will therefore not enlarge or extend the approved structure and will not further encroach on the beach. Fill placed as part of this project is necessary to maintain protection for and restore access to the existing public access walkway.

**Coastal Development Permit De Minimis Waiver**  
No. 9-18-1038-W

- **Biological Resources:** Work will take place primarily on paved surfaces and on small areas of dry sandy beach above the mean high tide line. The work areas are not known to be used by grunion and are not commonly used by marine mammals. To minimize adverse effects on marine life, the lighting needed for safety and security during night work hours will be directed towards the bluffs and away from the ocean.
- **Water Quality and Spill Prevention:** All project activities will be subject to a SONGS site-specific Storm Water Management Plan and Spill Prevention Control and Countermeasures Plan, both of which include best management practices to control dust and loose soil, prevent and contain spills, limit storm water runoff, and prevent solid materials from entering the ocean. No equipment or vehicle refueling will occur on the beach.
- **Public Access:** The proposed project will allow public access to be restored along the SONGS walkway, which is currently closed due to the displacement of riprap and unsafe conditions at its southern terminus. To minimize disruption of public access and recreation, the proposed repair work will take place largely at night when San Onofre State Beach. SCE will coordinate its activities with State Parks to minimize any traffic congestion that might be associated with project construction.

This waiver will not become effective until reported to the Commission at its April 10-11, 2019 meeting in Salinas, County of Monterey, 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



Tom Luster  
Senior Environmental Scientist

cc: File

**CALIFORNIA COASTAL COMMISSION**

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY DIVISION  
45 FREMONT STREET  
SUITE 2000  
PH (415) 904-5200 FAX (415) 904-5400  
[WWW.COASTAL.CA.GOV](http://WWW.COASTAL.CA.GOV)



## NOTICE OF PROPOSED IMMATERIAL PERMIT AMENDMENT

Coastal Development Permit Amendment No. **E-12-012-A2**

March 25, 2019

**To:** All Interested Parties

**From:** John Ainsworth, Executive Director

**Subject:** Permit No. **E-12-012-A1** granted to **Santa Barbara Mariculture Company** for:  
Offshore shellfish aquaculture operations on 72-acres of leased state tidelands.

**Project Site:** 0.75 miles offshore of the coast of Santa Barbara, Fish & Game Lease # M-653-02

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):

Use of 10 of Santa Barbara Mariculture's 40 longlines for experimental cultivation of giant kelp (*Macrocystis pyrifera*). A total of between 2,500 and 3,000 young kelp plants would be planted on the ten longlines by tying onto the longlines at approximately two foot intervals the short pieces of twine on which the kelp is growing. Kelp would be grown for five months during the summers of 2019 and 2020 and all plants would be removed prior to becoming reproductive. Kelp would be planted in April and harvested in August of the two year research term.

### 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 project would be carried out consistent with the Letter of Authorization and Scientific Collecting Permit issued by the California Department of Fish and Wildlife.
- All outplanted kelp would be monitored by University of California, Santa Barbara divers one to two times per month.
- All kelp outplants would be removed before reaching sexual maturity and/or a size no greater than two meters in length.

## Notice of Proposed Immaterial Permit Amendment

E-12-012-A2

- Prior to outplanting, all individual kelp specimens would be held in a seawater system that is completely isolated from other seawater systems in order to eliminate the risk of exposure to any non-indigenous species and disease agents.
- The planting of kelp in 2020 would be contingent on submitting to the California Department of Fish and Wildlife an annual report detailing the date and number of kelp planted in 2019; the date and number of kelp plants that detach or perish; the date, number, size range, and condition of all kelp plants that are removed or harvested; and the final disposition of all kelp outplanted in 2019.
- All planting, inspection and harvest activities would be carried out consistent with the relevant marine resource protection conditions and requirements of CDP No. E-12-012-A1, Water Quality Certification Number 34218WQ41 and Department of the Army Permit No. SPL-2018-00684-TS.

If you have any questions about the proposal or wish to register an objection, please contact Cassidy Teufel at (805) 585-1825 or [EORFC@coastal.ca.gov](mailto:EORFC@coastal.ca.gov).

cc: Commissioners/File





**CALIFORNIA COASTAL COMMISSION**

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY DIVISION  
45 FREMONT STREET  
SUITE 2000  
PH (415) 904-5200 FAX (415) 904-5400  
[WWW.COASTAL.CA.GOV](http://WWW.COASTAL.CA.GOV)

**EMERGENCY PERMIT**

Issue Date: February 20, 2019  
Emergency Permit No. G-9-19-0009

**APPLICANT:**

California State Lands Commission  
100 Howe Avenue, Suite 100-South  
Sacramento, CA 95825

**LOCATION OF EMERGENCY:**

HASKELL'S BEACH, CITY OF GOLETA, SANTA BARBARA COUNTY

**EMERGENCY WORK:**

Placement of a total of up to 200 tons of rock within eight sites from which rock has been displaced along an approximately 1500 foot long rip-rap seawall on the seaward side of the access road for the two oil well piers on State Oil and Gas Lease PRC 421. Removal of soil and debris from landward side of access road and selective placement of gravel within existing roadbed.

This letter constitutes approval of the emergency work you or your representative has requested to be done at the location listed above. I understand from your information that an unexpected occurrence in the form of significant storm-induced scouring of the beach in the project area resulted in the loss and/or displacement of rock from several sections of the existing rock slope protection that separates the pier access road from the ocean. The absence of rock from these sections is leading to increased erosion and slumping of the roadbed and poses a threat to the road and its continued use. Unless the rock slope protection is repaired and replaced immediately, the road will suffer significant damage and the ongoing plugging and abandonment of the wells on the PRC 421 piers will be discontinued and delayed. Therefore, immediate action is required to prevent or mitigate loss or damage to life, health, property or essential public services pursuant to 14 Cal. Admin. Code Section 13009. The Executive Director of the California Coastal Commission hereby finds that:

- (a) An emergency exists that requires action more quickly than permitted by the procedures for administrative or ordinary coastal development permits (CDPs), and that the development can and will be completed within 30 days unless otherwise specified by the terms of this Emergency Permit; and
- (b) Public comment on the proposed emergency development has been reviewed if time allows.

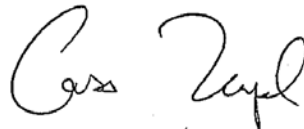
The emergency work is hereby approved, subject to the conditions listed on the attached pages.

Sincerely,

February 20, 2019

Emergency Permit No.: G-9-19-0009

John Ainsworth  
Executive Director

A handwritten signature in black ink, appearing to read "Cassidy Teufel". The signature is written in a cursive style with a large initial "C" and "T".

By: Cassidy Teufel, Senior Environmental Scientist

cc: City of Goleta Planning Department

Enclosures: 1) Acceptance Form  
2) Regular Permit Application Form

**CONDITIONS OF APPROVAL:**

1. The enclosed Emergency Permit Acceptance form must be signed by the PROPERTY OWNER and returned to our office within 15 days.
2. Only that work specifically described in this permit and for the specific property listed above is authorized. Any additional work requires separate authorization from the Executive Director.
3. All work shall take place in a time and manner to minimize any potential damages to any resources, including intertidal species, and to minimize impacts to public access.
4. The work authorized by this permit must be completed within 30 days of the date of this permit, which shall become null and void unless extended by the Executive Director for good cause.
5. The applicant recognizes that the emergency work is considered temporary and subject to removal unless and until a regular coastal development permit permanently authorizing the work is approved. A regular permit would be subject to all of the provisions of the California Coastal Act and may be conditioned accordingly. These conditions may include provisions for public access (such as offers to dedicate, easements, in-lieu fees, etc.) and/or a requirement that a deed restriction be placed on the property assuming liability for damages incurred from storm waves.
6. In exercising this permit, the applicant agrees to hold the California Coastal Commission harmless from any liabilities for damage to public or private properties or personal injury that may result from the project.
7. This permit does not obviate the need to obtain necessary authorizations and/or permits from other agencies, including but not limited to the California Department of Fish & Wildlife, U.S. Fish & Wildlife, U.S. Army Corps of Engineers, and the California State Lands Commission.
8. Within 30 days of issuance of this Emergency Permit, or as extended by the Executive Director through correspondence, for good cause, the applicant shall either: (a) remove all of the materials placed or installed in connection with the emergency development authorized in this Permit and restore all affected areas to their prior condition after consultation with California Coastal Commission staff, and consistent with the Coastal Act. In some instances, a permit may be needed for removal; or (b) submit a complete follow-up Coastal Development Permit (CDP) that satisfies the requirements of Section 13056 of Title 14 of the California Code of Regulations. If the Executive Director determines that the follow-up CDP application is incomplete and requests additional information, the applicant shall submit this

additional information by a certain date, as established by the Executive Director. If such a follow-up CDP application is withdrawn by the applicant or is denied by the Commission, or if the follow-up CDP application remains incomplete for a period of 120 days after the Executive Director informs the applicant that the application is incomplete, the emergency-permitted development shall be removed and all affected areas restored to their prior condition, after consultation with CCC staff and consistent with the Coastal Act, within 30 days, subject to any regulatory approvals necessary for such removal. In some instances, a permit may be needed for removal.

9. Failure to a) submit a complete follow-up CDP Application that complies with Condition 8 above, or b) remove the emergency development and restore all affected areas to their prior condition after consultation with CCC staff, and consistent with the Coastal Act (if required by this Emergency Permit) by the date specified in this Emergency Permit<sup>1</sup>, or c) comply with all terms and conditions of the required follow-up CDP, including any deadlines identified therein, or d) remove the emergency-permitted development and restore all affected areas to their prior condition after consultation with CCC staff and consistent with the Coastal Act immediately upon denial of the required follow-up CDP<sup>2</sup> will constitute a knowing and intentional violation of the Coastal Act<sup>3</sup> and may result in formal enforcement action by the Commission or the Executive Director. This formal action could include a recordation of a Notice of Violation on the applicant's property; the issuance of a Cease and Desist Order and/or a Restoration Order; imposition of administrative penalties for violations involving public access; and/or a civil lawsuit, which may result in the imposition of monetary penalties, including daily penalties of up to \$15,000 per violation per day, and other applicable penalties and other relief pursuant to Chapter 9 of the Coastal Act. Further, failure to follow all the terms and conditions of this Emergency Permit will constitute a knowing and intentional Coastal Act violation.
10. The permittee shall limit the amount of rock slope protection (RSP) to be placed at the site to the minimum amount necessary to address the immediate threat to the adjacent access road. To the maximum extent feasible, new RSP shall be placed within the footprint of the existing rip-rap structure.
11. To the maximum extent feasible, existing RSP elements that have been displaced seaward shall be recovered and used in place of new RSP.

---

<sup>1</sup> In some instances, a permit may also be required for removal.

<sup>2</sup> As noted above, in some instances, a permit may also be required for removal.

<sup>3</sup> The Coastal Act is codified in sections 30000 to 30900 of the California Public Resources Code. All further section references are to that code, and thus, to the Coastal Act, unless otherwise indicated.

12. The permittee shall perform work from land and avoid use of heavy equipment in tidal areas to the maximum extent feasible.
13. The permittee shall perform work during low tides and dry weather to the maximum extent feasible.
14. During construction, all trash shall be properly contained, removed from the work site, and disposed of on a regular basis to avoid contamination of habitat during emergency activities. Following construction, all trash and construction debris shall be removed and disposed of in an upland location outside of the coastal zone or at a disposal facility authorized to accept such debris and any contaminants contained within the debris.
15. Any fueling and maintenance of construction equipment shall occur within upland areas only and outside of environmentally sensitive habitat areas.
16. The permittee shall use relevant best management practices (BMPs) to protect the marine environment from water quality impacts during construction as detailed in the California Stormwater Quality Association's Stormwater Best Management Practice Handbooks.
17. Fuels, lubricants, and solvents shall not be allowed to enter marine waters. Hazardous materials management equipment including oil containment booms and absorbent pads shall be available immediately on-hand at the project site, and a registered first-response, professional hazardous materials clean-up/remediation service shall be locally available on call. Any accidental spill shall be rapidly contained and cleaned.

**CALIFORNIA COASTAL COMMISSION**

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY DIVISION  
45 FREMONT STREET  
SUITE 2000  
PH (415) 904-5200 FAX (415) 904-5400  
[WWW.COASTAL.CA.GOV](http://WWW.COASTAL.CA.GOV)

**EMERGENCY PERMIT**

Issue Date: February 13, 2019  
Emergency Permit No. G-9-19-0008

**APPLICANT:**

Clement M. Alberts  
Pacific Operators Offshore, LLC  
1145 Eugenia Place, Suite 200  
Carpinteria, CA 93013

**LOCATION OF EMERGENCY:**

INTERTIDAL ZONE APPROXIMATELY 70 FEET EAST OF THE CASITAS PIER,  
CITY OF CARPINTERIA, SANTA BARBARA COUNTY

**EMERGENCY WORK:**

Completion of repair work on the power cable that serves offshore oil Platforms Hogan and Houchin (initially carried out under De Minimis CDP Waiver No. 9-16-0712-W). The repair work involves the use of hand tools to clear sand and cobble from around the cable, completion of an inspection of the cable and associated protective sheath, and repair or replacement of a portion of the cable and sheath using hand tools.

This letter constitutes approval of the emergency work you or your representative has requested to be done at the location listed above. I understand from your information that an unexpected occurrence in the form of significant storm-induced scouring of the beach in the project area resulted in the exposure and rapid deterioration of the section of the platforms' power cable that crosses the beach near the Casitas Pier. This deterioration poses a threat to the continued use and viability of the power cable and requires immediate action to prevent or mitigate loss or damage to life, health, property or essential public services pursuant to 14 Cal. Admin. Code Section 13009. The Executive Director of the California Coastal Commission hereby finds that:

- (a) An emergency exists that requires action more quickly than permitted by the procedures for administrative or ordinary coastal development permits (CDPs), and that the development can and will be completed within 30 days unless otherwise specified by the terms of this Emergency Permit; and
- (b) Public comment on the proposed emergency development has been reviewed if time allows.

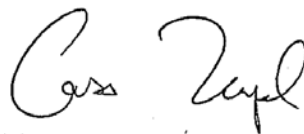
The emergency work is hereby approved, subject to the conditions listed on the attached pages.

Sincerely,

John Ainsworth  
Executive Director

February 13, 2019

Emergency Permit No.: G-9-19-0008

A handwritten signature in black ink, appearing to read "Cassidy Teufel". The signature is written in a cursive, flowing style.

By: Cassidy Teufel, Senior Environmental Scientist

cc: City of Carpinteria  
National Marine Fisheries Service

Enclosures: 1) Acceptance Form

**CONDITIONS OF APPROVAL:**

1. The enclosed Emergency Permit Acceptance form must be signed by the PROPERTY OWNER and returned to our office within 15 days.
2. Only that work specifically described in this permit and for the specific property listed above is authorized. Work is further limited to the use of hand tools. Any additional work requires separate authorization from the Executive Director.
3. All work shall take place in a time and manner to minimize any potential damages to any resources, including intertidal species, and to minimize impacts to public access.
4. All work shall be carried out consistent with the protective measures included in the February 2019 "Carpinteria Harbor Seal Rookery Monitoring Plan." In addition, (1) the marine wildlife observers shall access the work site from the beach to the west of the seal rookery, if feasible; (2) at least one marine wildlife monitor shall remain onsite and shall record observations of seal behavior for at least one hour after the repair work has been completed and all equipment and personnel have left the work area (the one hour minimum duration may be shortened if the seal colony can no longer be observed due to a lack of daylight); and (3) the fabric screen at the work area shall be removed if the marine wildlife observer determines that its presence is causing or contributing to marine mammal disturbance.
5. The work authorized by this permit must be completed within 30 days of the date of this permit, which shall become null and void unless extended by the Executive Director for good cause.
6. The applicant recognizes that the emergency work is considered temporary and subject to removal unless and until a regular coastal development permit permanently authorizing the work is approved. A regular permit would be subject to all of the provisions of the California Coastal Act and may be conditioned accordingly. These conditions may include provisions for public access (such as offers to dedicate, easements, in-lieu fees, etc.) and/or a requirement that a deed restriction be placed on the property assuming liability for damages incurred from storm waves.
7. In exercising this permit, the applicant agrees to hold the California Coastal Commission harmless from any liabilities for damage to public or private properties or personal injury that may result from the project.
8. This permit does not obviate the need to obtain necessary authorizations and/or permits from other agencies, including but not limited to the California Department of Fish & Wildlife, U.S. Fish & Wildlife, U.S. Army Corps of Engineers, and the California State Lands Commission.



9. Within 30 days of issuance of this Emergency Permit, or as extended by the Executive Director through correspondence, for good cause, the applicant shall either: (a) remove all of the materials placed or installed in connection with the emergency development authorized in this Permit and restore all affected areas to their prior condition after consultation with California Coastal Commission staff, and consistent with the Coastal Act. In some instances, a permit may be needed for removal; or (b) submit a complete follow-up Coastal Development Permit (CDP) that satisfies the requirements of Section 13056 of Title 14 of the California Code of Regulations. If the Executive Director determines that the follow-up CDP application is incomplete and requests additional information, the applicant shall submit this additional information by a certain date, as established by the Executive Director. If such a follow-up CDP application is withdrawn by the applicant or is denied by the Commission, or if the follow-up CDP application remains incomplete for a period of 120 days after the Executive Director informs the applicant that the application is incomplete, the emergency-permitted development shall be removed and all affected areas restored to their prior condition, after consultation with CCC staff and consistent with the Coastal Act, within 30 days, subject to any regulatory approvals necessary for such removal. In some instances, a permit may be needed for removal.
10. Failure to a) submit a complete follow-up CDP Application that complies with Condition 8 above, or b) remove the emergency development and restore all affected areas to their prior condition after consultation with CCC staff, and consistent with the Coastal Act (if required by this Emergency Permit) by the date specified in this Emergency Permit<sup>1</sup>, or c) comply with all terms and conditions of the required follow-up CDP, including any deadlines identified therein, or d) remove the emergency-permitted development and restore all affected areas to their prior condition after consultation with CCC staff and consistent with the Coastal Act immediately upon denial of the required follow-up CDP<sup>2</sup> will constitute a knowing and intentional violation of the Coastal Act<sup>3</sup> and may result in formal enforcement action by the Commission or the Executive Director. This formal action could include a recordation of a Notice of Violation on the applicant's property; the issuance of a Cease and Desist Order and/or a Restoration Order; imposition of administrative penalties for violations involving public access; and/or a civil lawsuit, which may result in the imposition of monetary penalties, including daily penalties of up to \$15,000 per violation per day, and other applicable penalties and other relief pursuant to Chapter 9 of the Coastal Act. Further,

---

<sup>1</sup> In some instances, a permit may also be required for removal.

<sup>2</sup> As noted above, in some instances, a permit may also be required for removal.

<sup>3</sup> The Coastal Act is codified in sections 30000 to 30900 of the California Public Resources Code. All further section references are to that code, and thus, to the Coastal Act, unless otherwise indicated.

failure to follow all the terms and conditions of this Emergency Permit will constitute a knowing and intentional Coastal Act violation.

**CALIFORNIA COASTAL COMMISSION**

45 FREMONT STREET, SUITE 2000  
SAN FRANCISCO, CA 94105-2219  
VOICE (415) 904- 5200  
FAX (415) 904-5400  
TDD (415) 597-5885  
[WWW.COASTAL.CA.GOV](http://WWW.COASTAL.CA.GOV)



March 8, 2019

Zachery H. Likins  
Regional Environmental Planner  
Marine Corps Installations West  
Box 555010  
Camp Pendleton, CA 92055-5010

Subject: Negative Determination ND-0005-19 (U.S. Marine Corps Composite Training Unit Exercise 19-1, Belmont Shore, City of Long Beach, Los Angeles County)

Dear Mr. Likins:

The Coastal Commission staff has reviewed the above-referenced negative determination for a portion of the U.S. Marine Corps' pre-deployment comprehensive training unit exercise (COMPTUEX) 19-1, to be undertaken in coordination with the U.S. Navy. The negative determination addresses two amphibious beach landings that would take place on Belmont Shore beach within the City of Long Beach during the early morning hours (between midnight and 4:00 am) of March 20 and March 22. The landings are designed to support Embassy Reinforcement and Non-Combatant Evacuation Operations training activities that will occur at the Maritime Law Enforcement Training Center (MLETC) located adjacent to Berths 194-195 in the Port of Los Angeles.

The 11th Marine Expeditionary Unit, based at Camp Pendleton (San Diego County), will be stationed on three naval ships operating offshore of the California coast. On March 20, up to four landing craft will land along a 1.25-mile-long stretch of Belmont Shore beach, with the preferred landing zone an approximately 400-yard-long stretch of beach adjacent to the parking lot at the intersection of East Ocean Boulevard and La Verne Avenue. Each of the four potential landing points is within 50-100 yards of each other. Marines will drive vehicles off the landing craft and transit the beach to the designated assembly area near a beach exit point. Vehicles will then drive to the MLETC via city streets along a route coordinated with the City of Long Beach Police Department. Concurrently, the landing craft will depart the beach and return to the offshore naval amphibious vessels. Up to 100 Marines and sailors will participate in the beach landing, along with a combination of approximately 28 multipurpose, tactical, and armored military vehicles. The landing event is expected to last less than one hour of actual time on the beach. On March 22, once the training event at the MLETC is completed, all Marines and vehicles will return to the Belmont Shore landing site, re-board the landing craft, and return to the offshore naval amphibious vessels.

Given that the beach landings on both days will occur on weekday mornings in late March between midnight and 4:00 am, the temporary closure of a section of Belmont Shore beach will

not adversely affect public access or recreation. The landing zone during this short time period will be restricted to military personnel participating in the exercise and local law enforcement personnel enforcing the public access restrictions. No construction activities will take place in or adjacent to the beach landing zone. Noise generated by landing craft, vehicles, and personnel will occur only during the one hour landing event. There is no environmentally sensitive habitat present within the potential landing zone other than sandy beach which can serve as habitat for spawning California grunion.

The Marine Corps, in consultation with Commission staff, incorporated into the beach landing exercise a number of avoidance and minimization measures to protect California grunion:

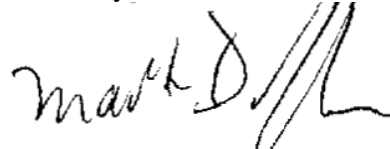
1. Monitor the approximately 1.25-mile-long stretch of Belmont Shore beach on March 6-9 (the last anticipated grunion run prior to the training exercise) from approximately 9:00 pm to 2:00 am each night. Document (using photographs and GPS) the presence/absence, precise location, and size of run (using Walker Scale). Provide results to USMC exercise planners and Coastal Commission staff to inform the location of proposed beach landings.
2. Conduct on-site training with Marine exercise observers during the March 6-9 monitoring regarding grunion and grunion runs to better inform exercise planners and Commanders in order to avoid and minimize potential impacts to grunion.
3. Conduct on-site monitoring before, during, and after each landing event (March 20 and 22) to ensure that impacts to grunion are avoided and minimized to the maximum extent practicable. Document results of monitoring efforts and submit to military Commanders, Coastal Commission staff, and City of Long Beach staff.
4. Provide real-time reconnaissance data on grunion presence/absence, precise location ashore, and size of run (using Walker Scale) to exercise planners and military Commanders in charge of the exercise (via radios) in order to avoid and minimize potential impacts to grunion during conduct of the actual beach landings. Beach reconnaissance will include the entire 1.25 mile long Belmont Shore beach, with emphasis on the preferred landing zone.
5. Work closely with exercise planners to plan for and develop appropriate/effective communications to ensure avoidance and minimization of potential impacts to grunion during actual conduct of the two beach landings, in order to inform exercise decision making, as necessary and appropriate.

While the peak grunion run season along southern California beaches typically starts in April, grunion runs can occur in March. Therefore, the Marine Corps' inclusion of the above measures into its Belmont Shore beach landing exercise will ensure that any grunion eggs that may be present in beach sand as a result of a possible grunion run between March 6 and 9 will be avoided to the maximum extent practicable during the March 20 and 22 beach landings. In addition, the above measures will ensure that the beach landings will avoid to the maximum extent practicable possible grunion run locations between March 21 and 24. Pre-project monitoring results and real-time monitoring during the landings will be used by the Marine Corps to fine-tune the potential landing sites to avoid adversely affecting potential grunion eggs or grunion runs on Belmont Shore beach.

Mr. Zachery H. Likins  
March 8, 2019

In conclusion, the Commission staff **agrees** that the two proposed Marine Corps beach landings on Belmont Shore beach will not adversely affect coastal resources. We therefore **concur** with your negative determination made pursuant to 15 CFR §930.35 of the NOAA implementing regulations. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "John Ainsworth", with a stylized flourish at the end.

(for) JOHN AINSWORTH  
Executive Director

cc: CCC – South Coast District  
City of Long Beach Police Department  
City of Long Beach Planning Department  
City of Long Beach Department of Parks, Recreation and Marine Resources  
Port of Long Beach  
Port of Los Angeles

**CALIFORNIA COASTAL COMMISSION**

45 FREMONT STREET, SUITE 2000  
SAN FRANCISCO, CA 94105-2219  
VOICE (415) 904-5200  
FAX (415) 904-5400  
TDD (415) 597-5885  
[WWW.COASTAL.CA.GOV](http://WWW.COASTAL.CA.GOV)



March 26, 2019

Steven Mietz  
Superintendent  
Redwood National Park  
South Operations Center  
P.O. Box 7  
Orick, CA 95555

Subject: Negative Determination ND-0006-19 (Ender's Beach Trailhead Improvements,  
Redwood National Park, Del Norte County)

Dear Mr. Mietz:

The Coastal Commission staff has reviewed the above-referenced negative determination submitted by the National Park Service for installing a concrete vault toilet building, adding an accessible concrete parking pad, replacing a split-rail fence with a steel-backed timber guardrail to match the existing vehicle guardrail, and realigning a section of existing guardrail at the Ender's Beach trailhead parking area in Redwood National Park. The purpose of the project is to improve public health and safety, accessibility, and the visitor experience at the Ender's Beach trailhead. The Commission's Executive Director has concurred with four previous negative determinations in the Ender's Beach and Crescent Beach area for public safety and access improvements since 1994 (ND-015-94, ND-001-10, ND-0002-14, and ND-0033-14).

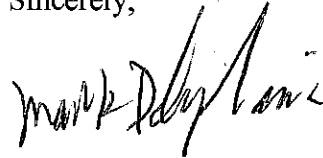
The proposed project will be constructed in phases between May and September of 2019 and work is scheduled to commence in mid-May. During periods of active construction the parking area will be closed Monday through Thursday from 7:00 am to 5:30 pm. The closure point will be at the intersection of Ender's Beach Road and the Crescent Beach access road in order to facilitate safe vehicle turn-around. This location is also where Ender's Beach Road is closed daily from one half-hour after sunset to one half-hour before sunrise as described in the park Superintendent's Compendium. The NPS states that overnight closure was instituted in June 2011 to reduce vandalism, vehicle burglaries, and other illegal activities along Ender's Beach Road and at the trailhead.

The proposed project will occur within an existing developed area and will not adversely affect natural or cultural resources. The installation of the vault toilet building is expected to reduce human waste found at the trailhead parking area and along the trail. Guard rail improvements and realignment will aid in controlling erosion at this location. The building is designed to blend in with the surrounding vegetation and will not adversely affect views to and along the coast from the Crescent Beach Overlook or segments of the Coastal Trail.

ND-0006-19 (NPS)

The Commission staff **agrees** with your conclusion that the proposed improvements would benefit, and not adversely affect, coastal resources. We therefore **concur** with your negative determination made pursuant to 15 CFR §930.35 of the NOAA implementing regulations. Please contact Larry Simon at (415) 904-5288 should you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark DeLong". The signature is written in a cursive style with a large, sweeping initial "M".

(for)

JOHN AINSWORTH  
Executive Director

cc: CCC – North Coast District

**CALIFORNIA COASTAL COMMISSION**

45 FREMONT STREET, SUITE 2000  
SAN FRANCISCO, CA 94105-2219  
VOICE (415) 904- 5200  
FAX (415) 904-5400  
TDD (415) 597-5885  
[WWW.COASTAL.CA.GOV](http://WWW.COASTAL.CA.GOV)



**Date:** March 26, 2019

**To:** All Interested Parties

**From:** Alison Dettmer, Deputy Director  
Tom Luster, Senior Environmental Scientist

**Subject:** Proposed Extension to Coastal Development Permit (CDP) A-3-SNC-10-010-A4

**Applicant:** City of Sand City

**Original CDP Approval**

On May 11, 2005, the Coastal Commission approved CDP A-3-SNC-10-010, which allowed for construction and operation of a desalination facility and associated intake wells and discharge lines within the City of Sand City and along the shoreline of Monterey Bay, County of Monterey. On February 8, 2008, the Commission approved an immaterial amendment allowing the City to connect the facility to a different water distribution system than previously authorized. On November 4, 2009, the Commission approved an amendment allowing the City to cap one well and install a new well. On February 8, 2017, the Commission approved an amendment allowing installation of up to six new wells and associated pipelines and infrastructure.

**Proposed CDP Extension**

The applicant provided all documentation needed to request a permit extension prior to the February 7, 2019 deadline. The CDP extension would allow Sand City an additional year – i.e., until February 7, 2020 – to start development of the installation of new wells and associated pipelines and infrastructure.

**Executive Director's Changed Circumstances Determination**

Pursuant to Title 14, Section 13169 of the California Code of Regulations, the Executive Director of the California Coastal Commission has determined that there are no changed circumstances affecting the approved development's consistency with relevant provisions of the City of Sand City's certified Local Coastal Program or Chapter 3 of the Coastal Act.

**Coastal Commission Review Procedures**

The Executive Director's determination and any written objections to it will be reported to the Commission on April 10, 2019 in Salinas, County of Monterey. If three or more Commissioners object to the Executive Director's changed circumstances determination at that time, then the extension shall be denied and the development shall be set for a full hearing of the Commission.

**If you have any questions about the proposal or wish to register an objection, please contact Tom Luster at 415-904-5248 or [tluster@coastal.ca.gov](mailto:tluster@coastal.ca.gov)**