

**CALIFORNIA COASTAL COMMISSION**

SOUTH CENTRAL COAST DISTRICT OFFICE  
89 SOUTH CALIFORNIA STREET, SUITE 200  
VENTURA, CALIFORNIA 93001-2801  
(805) 585-1800 FAX (805) 641-1732  
WWW.COASTAL.CA.GOV



# W18

**Prepared August 07, 2020 (for the August 12, 2020 Hearing)**

**To:** Commissioners and Interested Parties  
**From:** Steve Hudson, South Central Coast District Deputy Director  
**Subject:** South Central Coast District Deputy Director's Report for August 2020

The following coastal development permit (CDP) waivers, immaterial CDP amendments, CDP extensions, and emergency CDPs for the South Central Coast District Office are being reported to the Commission on August 12, 2020. 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 Central Coast District Office in Ventura. Staff is asking for the Commission's concurrence on the items in the South Central 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 August 12th.

With respect to the August 12th 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 August 12, 2020 (see attached)**

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**Emergency Permits**

- G-4-20-0035, City of Goleta (Unknown)

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**EMERGENCY PERMIT**

**Date:** July 14, 2020

**Permit No.:** G-4-20-0035

**Applicant:** City of Goleta

**Location:** Adjacent to 517 to 495 Coronado Drive & 7602 Newport Drive and on Ellwood Mesa in City of Goleta (Santa Barbara County)

**Work Proposed:** One-time removal of twelve (12) eucalyptus trees and pruning of thirty-two (32) eucalyptus trees that are at high risk of failure and located adjacent to homes on Coronado Drive and Newport Drive and removal of three (3) fallen eucalyptus trees on Ellwood Mesa that are blocking a public access trail in order to protect life and property from imminent danger.

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 the information submitted that an unexpected occurrence in the form of eucalyptus trees at high risk of failure and eucalyptus trees that have failed are located adjacent to residences and trails within the Ellwood Mesa Open Space area, and constitute a risk to public health and safety. This occurrence requires immediate action to prevent or mitigate loss or damage to life, health, property or essential public services. 14 Cal. Admin. Code Section 13009. The Executive Director hereby finds that:

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

The work is hereby approved, subject to the conditions listed on the reverse.

Sincerely,

John Ainsworth  
Executive Director

*Steve Hudson*  
By: Steve Hudson  
Title: Deputy Director

## **CONDITIONS OF APPROVAL**

1. The enclosed form must be signed by the applicant and returned to our office within fifteen (15) days.
2. Only that work specifically described above and as more specifically described in the Commission's file for this Emergency Coastal Development Permit (CDP) Application, is authorized for the specific property listed above, subject to the conditions set forth below. Any additional work requires separate authorization from the Executive Director.
3. The work authorized by this permit must be completed within 30 days of the date of this permit, or as extended by the Executive Director through correspondence, and shall take place in a manner to minimize any potential impacts to coastal resources and public access. The applicant shall also avoid impacts to other eucalyptus trees near the project site to the maximum extent feasible.
4. The applicant shall retain the services of a qualified biologist(s) or environmental resources specialist(s) to conduct sensitive species surveys and monitor project operations. The applicant shall ensure that the biologist or environmental resources specialist shall perform all of the following duties, and the applicant shall observe the following requirements. The biologist or environmental resources specialist shall ensure that all project construction and operations shall be carried out consistent with the following: The biologist shall: (1) conduct a survey of the project site, to determine presence and behavior of sensitive species, prior to tree trimming and/or tree removal each day the emergency work is conducted; (2) immediately report the results of the survey to the applicant and the Commission; and (3) be present and monitor the site during all tree trimming and/or tree removal operations. In the event that any sensitive wildlife species exhibit reproductive or nesting behavior, the biologist shall require the applicant to cease work, and shall immediately notify the Executive Director and local resource agencies. Project activities shall resume only upon written approval of the Executive Director. In the event that any sensitive wildlife species are present in the project area, which do not exhibit reproductive behavior and are not within the estimated breeding/reproductive cycle of the subject species, the biologist shall either: (1) initiate a salvage and relocation program prior to any tree trimming/removal activities to move sensitive species by hand to safe locations elsewhere along the project reach or (2) as appropriate, implement a resource avoidance program with sufficient buffer areas to ensure adverse effects to such resources are avoided. The applicant shall also immediately notify the Executive Director of the presence of such species and which of the above actions are being taken. If the presence of any such sensitive species requires review by the United States Fish and Wildlife Service and/or the California Department of Fish and Wildlife, then no development activities shall be allowed or continued until any such review and authorizations to proceed are received, subject to the approval of the Executive Director. If an active bird nest is located (within 300 ft.

for songbirds and 500 ft. for raptors), the biologist shall conduct bird and noise surveys to monitor bird behavior and construction noise levels. Tree trimming/removal activities may occur only if noise levels are at or below a peak of 65 dB at the nest site(s). If tree trimming/removal noise exceeds a peak level of 65 dB at the nest site(s), sound mitigation measures, such as the use of non-motorized equipment and hand tools, sound shields, use of mufflers, and minimizing the use of back-up alarms shall be employed. If these sound mitigation measures do not reduce noise levels, tree trimming/removal shall cease and shall not recommence until either new sound mitigation can be employed or the birds have fledged. The biologist shall require the applicant to cease work should any breach in permit compliance occur, or if any unforeseen sensitive habitat issues arise. The biologist shall immediately notify the Executive Director if activities outside of the scope of this permit occur.

5. The work authorized by this emergency permit is temporary and limited to the one-time removal of twelve (12) eucalyptus trees and trimming of thirty-two (32) eucalyptus trees adjacent to homes and removal of three (3) fallen eucalyptus trees blocking a public access trail.
6. In exercising this permit, the applicant agrees to indemnify and hold harmless the California Coastal Commission, and its agents and employees, from any liabilities or claims for damage to public or private properties or personal injury that may result to any party from the project authorized herein.
7. This permit does not obviate the need to obtain necessary authorizations and/or permits from other local, state and federal agencies.

**IMPORTANT**

The emergency work is considered to be temporary work done in an emergency situation. If you have any questions about the provisions of this emergency permit, please call Michelle Kubran at the Commission's Ventura Office at (805) 585-1800.

Enclosures: 1) Acceptance Form