

CALIFORNIA COASTAL COMMISSION

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY DIVISION
455 MARKET ST, SUITE 300
SAN FRANCISCO, CA 94105
FAX (415) 904-5400
TDD (415) 597-5885



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Prepared July 1, 2021 (for the July 8, 2021 Hearing)

To: Commissioners and Interested Parties
From: Kate Huckelbridge, Deputy Director
Subject: **Energy, Ocean Resources and Federal Consistency Division Deputy Director's Report for July 2021**

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 July 8, 2021. 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 July 8, 2021.

With respect to the July 8th 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 July 8, 2021 (see attached)**Waivers**

- 9-21-0384-W, Eelgrass enhancement project transplanting 306m² of Pacific eelgrass in the subtidal habitat of Santa Monica Bay to test the efficacy of potential restoration (Santa Monica Bay, Los Angeles Co.).

**Administrative Items for Federal Consistency Matters,
Negative Determinations**

- ND-0009-21, Federal Highway Administration, proposal to carry out drainage improvements at select culverts along Cushing Creek and Klamath Beach Road, Redwood National Park, Del Norte County, Action: Concur, 6/4/2021
- ND-0016-21, National Oceanic and Atmospheric Administration, emergency breaching of the Pescadero Creek Lagoon, San Mateo County, Action: Concur, 6/8/2021
- ND-0017-21, Federal Aviation Administration, ASDE-X and ADS-B Relocation Project, San Diego Airport, San Diego County, Action: Concur, 7/1/2021

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ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY
455 MARKET STREET, SUITE 300
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June 22, 2021

**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: 9-21-0384-W

Applicant: Santa Monica Bay Restoration Foundation

Location: Approximately ¼ mile Offshore Santa Monica Bay and Catalina Island

Proposed Development: The Santa Monica Bay Foundation (Bay Foundation) and project partners (Vantuna Research Group, Paua Marine Research Group, UC Davis, Coastal Research Institute/Loyola Marymount University, and UCLA) propose to carry out an experimental effort to establish new open coastal eelgrass beds by transplanting Pacific eelgrass (*Zostera pacifica*) from two donor beds on southern Catalina Island to 21 experimental plots across three sites in the Santa Monica Bay. The project would make use of three different transplant methods from prior successful eelgrass transplant efforts and evaluate their individual performance. To carry out the project, the Bay Foundation will transplant a total of 306 m² (102 m² at each site) of eelgrass.

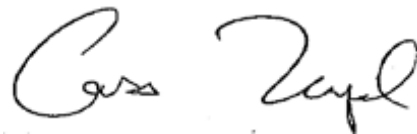
Rationale: For the following reasons, the proposed development will not adversely impact coastal resources, public access, or public recreation opportunities, and is consistent with past Commission Actions in the area and Chapter Three policies in the Coastal Act.

- Donor eelgrass shoots will be obtained from beds at Catalina Island that contain an estimated 51 million turions, of which the project will harvest a total of 1,500 (ie: .0003% of the biomass).
- The donor shoots will be collected under a CDFW authorized collection permit.
- Methods will use primarily biodegradable materials, and all non-biodegradable materials (such as metal stakes used for plantings in higher energy areas) would be collected and removed after the eelgrass becomes established.

- Monitoring will take place over 5 years at the transplant site using pre and post construction comparison against the two donor sites to gauge success and document recovery.
- The offshore project site will have warning buoys temporarily deployed during transplanting activities to help ensure diver safety but will otherwise be fully open to boating and recreational access during and after those activities.
- No sensitive biological resources have been identified within the transplant area, and the project area is not adjacent to any marine reserves, critical habitats, or protected areas.
- Any anchoring of the research vessel used in this project will take place in sandy areas to minimize harm associated with anchoring fragmentation within the extent of the eelgrass beds.

This waiver will not become effective until reported to the Commission at its **July 7-9, 2021** 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,
(for) John Ainsworth
Executive Director

A handwritten signature in black ink, appearing to read "Cassidy Teufel". The signature is fluid and cursive, written over a faint rectangular stamp area.

Cassidy Teufel
Manager

cc: South Coast District Office

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June 4, 2021

Leslie Perry
Environmental Protection Specialist
Federal Highway Administration
Central Federal Lands
12300 W. Dakota Avenue, Suite 280
Lakewood, CO 80228

Re: Negative Determination No. ND-0009-21, Klamath Beach Road Drainage
Improvements Project

Dear Mr. Hooper:

We have received your letter dated March 23, 2021, in which you have determined that the above-referenced proposal to carry out drainage improvements along Klamath Beach Road in Del Norte County would have no adverse effect on coastal resources for the reasons identified in Negative Determination No. ND-0009-21. The Coastal Commission staff agrees that the proposed project would not adversely affect coastal zone resources. We therefore **concur** with your negative determination made pursuant to 15 CFR Section 930.35 of the NOAA implementing regulations.

Please contact Cassidy Teufel at Cassidy.Teufel@coastal.ca.gov if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink that reads "Cassidy Teufel".

CASSIDY TEUFEL
Federal Consistency Coordinator
(for)

JOHN AINSWORTH
Executive Director

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June 8, 2021

David White
California Supervisor, OHC/RC
NOAA Restoration Center
777 Sonoma Avenue, Suite 325
Santa Rosa, California 95404

Re: Negative Determination No. ND-0016-21, Pescadero Creek Lagoon Breaching, San Mateo County

Dear David White:

We have received your letter dated May 25, 2021, in which you have determined that the above-referenced proposal to breach the Pescadero Creek Lagoon sandbar up to three times in June 2021 is similar to previously concurred with negative and consistency determinations for the reasons identified in Negative Determination No. ND-0016-21. The Coastal Commission staff agrees that the proposed project is similar to previously concurred with consistency and negative determinations. We therefore **concur** with your negative determination made pursuant to 15 CFR Section 930.35 of the NOAA implementing regulations.

Please contact Alexis Barrera at alexis.barrera@coastal.ca.gov if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink that reads "Cass Teufel".

CASSIDY TEUFEL
Federal Consistency Coordinator
(for)

JOHN AINSWORTH
Executive Director

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July 1, 2021

Michael Lamprecht
Environmental Protection Specialist
Federal Aviation Administration
777 S. Aviation Blvd., Suite 150
El Segundo, CA 90245

Re: Negative Determination No. ND-0017-21: ASDE-X and ADS-B Relocation Project, San Diego Airport, San Diego County

Dear Mr. Lamprecht:

We have received your letter dated June 8, 2021, in which you have determined that the above-referenced proposal to relocate three Airport Surface Detection Equipment-Model X (ASDE-X) sensors and three Automatic Dependent Service Broadcast (ADS-B) antennas to existing buildings within the San Diego Airport would have no adverse effect on coastal resources for the reasons identified in Negative Determination No. ND-0017-21. The Coastal Commission staff agrees that the proposed project will not adversely affect coastal zone resources. We therefore **concur** with your negative determination made pursuant to 15 CFR Section 930.35 of the NOAA implementing regulations.

Please contact Alexis Barrera at alexis.barrera@coastal.ca.gov if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Cassidy Teufel".

CASSIDY TEUFEL
Federal Consistency Coordinator
(for)

JOHN AINSWORTH
Executive Director