

**STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
May 26, 2016**

**MEMBERS PRESENT:**

Douglas Bosco (Public Member), Chairman  
Sara Ramirez Giroux (Public Member)  
Ann Notthoff (Public Member)  
Bryan Cash (Designated, Natural Resources)  
Susan Hansch, (Designated, Coastal Commission)  
Karen Finn (Designated, Department of Finance)

**OVERSIGHT MEMBERS PRESENT:**

Luis Alejo (District 30)

**OTHERS PRESENT:**

Sam Schuchat, Executive Officer  
Amy Roach, Chief Counsel

**LOCATION:**

Tsakopoulos Library Galleria  
828 I Street  
Sacramento, CA

**1. ROLL CALL**

Douglas Bosco (Public Member), Chairman  
Sara Ramirez Giroux (Public Member)  
Ann Notthoff (Public Member)  
Bryan Cash (Designated, Natural Resources)  
Susan Hansch, Designated, Coastal Commission  
Karen Finn (Designated, Department of Finance)

- 2. APPROVAL OF THE MINUTES** of the March 24, 2016 public meeting. Moved and seconded. Approved unanimously.

**3. CONSENT ITEMS**

**A. PISMO RANCH PRESERVE**

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to two hundred thousand dollars (\$200,000) to the Land Conservancy of San Luis Obispo County (LCSLO) for the purpose of constructing public access improvements at the Pismo Ranch Preserve subject to the following conditions:

1. Prior to the disbursement of funds LCSLO shall submit for the review and approval of the Executive Officer of the Conservancy:
  - a. A work program, budget, schedule, and names and qualifications of any contractors to be employed for these tasks.
  - b. Evidence that LCSLO has obtained all necessary permits and approvals, and all other funds necessary to complete the project.
  - c. A signing plan for the project acknowledging Conservancy participation in the project.
2. LCSLO shall ensure that all project improvements are consistent with the Conservancy’s ‘Standards and Recommendations for Accessway Location and Development’ and with all applicable federal and state statutes, regulations and guidelines governing barrier-free access for persons with disabilities.
3. LCSLO shall enter into and record an agreement pursuant to Public Resources Code Section 31116(c) sufficient to protect the public interest.

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
2. The LCSLO is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”
3. The Conservancy has independently reviewed and considered the Mitigated Negative recommendation as Exhibit 3, and finds that there is no substantial evidence that the project, as mitigated, may have a significant effect on the environment.”

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**B. KLAMATH RIVER ESTUARY**

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to thirty five thousand dollars (\$35,000) of federal grant funds from the U.S. Fish and Wildlife Service to the Northcoast Regional Land Trust (“NRLT”) to undertake preacquisition studies to preserve working lands, coastal wetlands, and fish and wildlife habitat at Bessette Ranch, (Del Norte County Assessor Parcel Nos. 140-01030 and 140-01034), subject to the following conditions: Prior to the disbursement of any Conservancy funds for the project, NRLT shall submit for the review and approval of the Conservancy’s Executive Officer a work plan, schedule, budget, and the names of any contractors to be employed for the project. NRLT shall assist the Conservancy in complying with the federal grant terms.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding Integrated Coastal and Marine Resource Protection.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. NRLT is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

**C. WHITE SLOUGH RESTORATION**

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed five hundred thousand dollars (\$500,000) to the Humboldt County Resource Conservation District (HCRCD) to continue implementation of the White Slough Restoration Project, within the Humboldt Bay National Wildlife Refuge on Humboldt Bay. This authorization is subject to the following conditions:

1. Prior to disbursement of funds under this authorization, the HCRCD shall submit for the review and approval of the Executive Officer:
  - a. A work plan, schedule, budget, and the names of any contractors or subcontractors to be retained for each phase of the Project.
  - b. Evidence that all permits and approvals necessary to that phase of the Project have been obtained.
  - c. A plan for the installation of a sign acknowledging Conservancy and CNRA funding.

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2. The HCRCD will assist the Conservancy in completing all the necessary landowner agreements, monitoring and reporting requirements of the California Natural Resources Agency's Environmental Enhancement and Mitigation fund.
  
2. In implementing the Project, the HCRCD shall ensure compliance with all applicable mitigation measures and monitoring and reporting requirements for the project that are identified in the IS/MND and MMRP certified and adopted by the Conservancy at its March 26, 2015 meeting, or in any permits, approvals or additional environmental documentation required for the Project."

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. Disbursement of additional funds for the implementation of the Project remains consistent with Public Resources Code Sections 31220 and 31113 and with the resolution, findings and discussion accompanying the Conservancy authorization of March 26, 2015 as detailed in the staff recommendation attached as Exhibit 1 to the accompanying staff recommendation.
2. The proposed authorization remains consistent with the current Project Selection Criteria and Guidelines, as detailed in Exhibit 1 to the accompanying staff recommendation.
3. At its March 26, 2015, the Conservancy reviewed and adopted an Initial Study and Mitigated Negative Declaration for the White Slough Restoration Project, and filed a Notice of Determination with the State Clearinghouse on March 27, 2015. Since the Project, including potential environmental effects and conservation measures, remains unchanged, the proposed authorization remains consistent with the CEQA findings adopted by the Conservancy in connection with the March 26, 2015 authorization."

**D. EAST BRANCH RUSSIAN GULCH**

Resolution:

"The State Coastal Conservancy hereby authorizes the disbursement of up to two hundred thousand dollars (\$200,000) to The Wildlands Conservancy (TWC) to complete final designs and implement six fish passage and habitat improvement projects in the East Branch of the Russian Gulch in Sonoma County, subject to the following conditions:

1. Prior to the disbursement of funds for the design component of the project, TWC shall submit for the review and approval of the Conservancy's Executive Officer, a final work program, schedule, budget, and the names and qualifications of any contractors.
2. Prior to the disbursement of funds for implementing the fish passage improvement projects, TWC shall submit for the review and approval of the Conservancy's Executive Officer, a work program, including schedule and budget, the names and qualifications of any

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contractors, a plan for acknowledging Conservancy funding, and evidence that all permits and approvals required to implement the project have been obtained.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 6 of Division 21 of the Public Resources Code, regarding resource enhancement.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Wildlands Conservancy is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

**E. CORTE MADERA MARSH RESTORATION**

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed sixty eight thousand two hundred fifty dollars (\$68,250) to Marin Audubon Society (MAS) to prepare environmental analyses, designs and other information needed for permit applications for the restoration of a 5.2-acre property surrounded by the Corte Madera Marsh Ecological Reserve in Marin County. This authorization is subject to the condition that prior to the disbursement of Conservancy funds, MAS shall submit for the review and approval of the Executive Officer of the Conservancy (Executive Officer) a final work program, schedule, budget, and names of any project contractors.

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 4.5 of Division 21 of the Public Resources Code (Sections 31160 *et seq.*), regarding San Francisco Bay Area Conservancy Program.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Marin Audubon Society is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

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**4. EXECUTIVE OFFICER REPORT**

- A. Sam Jenniches, Project Manager, gave an update on Matilija Dam and distributed maps showing the dam and shared a summary of construction costs. Documents distributed to the board are attached to these minutes.
- B. Mary Small, Chief Deputy Executive Officer, reported on Coastal Conservancy work to develop a plan for increasing low cost overnight accommodations on public lands. This project was identified as a priority when the Conservancy updated its Strategic Plan in 2015.
- C. Amy Hutzler, Deputy Executive Officer reported on an effort by the Conservancy to collect data about the demographics of people recreating at the coast. Plans are being developed for a survey in 2017. Susan Hansch indicated that the Coastal Commission might be able to assist this project.
- D. Matt Gerhart, San Francisco Bay Area Program Manager gave a report on the partnership with Marin Community Foundation.
- E. Deborah Ruddock, Legislative Liaison, gave a report on various pending bills.

**STATEWIDE**

Upon motion of Bryan Cash, the Board decided to vote on Agenda Items 5 and 6 without staff presentations.

**5. LOCAL COASTAL PROGRAM TRAIL**

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to three million dollars (\$3,000,000) to the California Coastal Commission (Commission) for its Local Coastal Program (LCP) grant program, to support local governments in completing or updating LCPs to take into account the effects of climate change. This authorization is subject to the following conditions:

- 1. Conservancy funding shall be acknowledged in all written or published materials related to this grant program, in a manner approved by the Executive Officer.
- 2. In implementing the project, the Commission shall have full responsibility for administering the grants, including all bond reporting, review of grantee documents (including invoices), and maintenance of all financial records related to any expenditures.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

- 1. The proposed authorization is consistent with Chapter 3 of Division 21 of the Public Resources Code, regarding addressing the potential impacts of climate change.

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2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.”

Moved and seconded. Approved unanimously.

**6. COASTAL TRAIL MAJOR MILE MARKER**

Resolution:

“The State Coastal Conservancy hereby authorizes the Executive Officer of the Conservancy (“Executive Officer”) to disburse up to one hundred fifty thousand dollars (\$150,000) in grant awards of up to ten thousand dollars (\$10,000) each to local public entities for the purpose of fabrication and installation of California Coastal Trail Major Mile Markers in the California Coastal Trail, subject to the following conditions:

1. Prior to the disbursement of Conservancy funds for each grant, the Executive Officer shall determine whether the particular proposed fabrication and installation of the Coastal Trail Major Mile Marker is exempt from the California Environmental Quality Act (CEQA). Any proposed fabrication and installation that is not exempt from CEQA shall not be funded under this authorization.
2. Prior to the disbursement of Conservancy funds for each grant, the grantee shall submit for the review and approval of the Executive Officer a final work plan, including the names of any contractors to be used in the completion of the project, and a project schedule and budget.
3. Prior to construction, each grantee shall submit evidence that it has obtained all necessary permits and approvals.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with the purposes and objectives of Chapter 9 of Division 21 of the Public Resources Code (Sections 31400 – 31409) concerning public access. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed project will serve greater-than-local public needs.”

Move and seconded. Approved unanimously.

**NORTHCOAST**

**7. EUREKA WATERFRONT TRAIL**

Peter Jarausich of the Coastal Conservancy presented the Staff Recommendation.

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Speaking in favor of the Staff Recommendation: Miles Slattery, City of Eureka

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to one million dollars (\$1,000,000) to the City of Eureka for construction of three segments of the Eureka Waterfront Trail, creating approximately 3.75 miles of the California Coastal Trail, in the City of Eureka, subject to the following conditions:

- 1) Prior to the disbursement of any funds for each of the three project components, the City of Eureka shall submit for the review and approval of the Executive Officer, for that component:
  - a. A work plan, schedule, budget, and the names of any contractors and subcontractors to be retained.
  - b. Evidence that all necessary permits and approvals have been obtained.
  - c. A plan for the installation of a sign acknowledging Conservancy funding.
- 2) The City of Eureka shall ensure the project is consistent with the Conservancy’s “Standards and Recommendations for Accessway Location and Development” and with all applicable federal and state statutes, regulations, and guidelines governing access for persons with disabilities; and
- 3) The City of Eureka shall install coastal trail emblems at locations to be determined in consultation with the Conservancy, including along existing segments of the Eureka Waterfront Trail.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 9 of Division 21 of the Public Resources Code, regarding a system of public accessways.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Conservancy has independently reviewed and considered the mitigated negative declarations prepared by the City of Eureka pursuant to the California Environmental Quality Act for each of the three project components: *Eureka Waterfront Trail Project Phase A Initial Study and Mitigated Negative Declaration*; adopted by the City of Eureka on October 21, 2014; the *Eureka Waterfront Coastal Trail Initial Study and Mitigated Negative Declaration*, adopted by the City of Eureka on June 19, 2012; and the *Eureka Waterfront Trail Phase C CEQA Initial Study & Proposed Negative Declaration*, adopted by the City of Eureka on March 28, 2014, attached to the accompanying staff recommendation collectively as Exhibit 3, and finds that the project, as mitigated, avoids, reduces or mitigates the possible

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significant environmental effects and that there is no substantial evidence that the project will have a significant effect on the environment, as defined in 14 California Code of Regulations Section 15382.

4. The proposed project serves greater than local needs.”

Moved and seconded. Approved unanimously.

Agenda Item 13. **CARR LAKE ACQUISITION** was presented at this time.

**13, CARR LAKE ACQUISITION**

Janet Diehl of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Assemblyman Luis Alejo; Rachel Saunders, Big Sur Land Trust.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to two million five hundred thousand dollars (\$2,500,000) to the Big Sur Land Trust (“BSLT”) for the purpose of acquiring the Carr Lake Property in Salinas (Monterey County Assessor Parcel Numbers 003-212-007, 003-212-015, 003-212-016, 261-191-001, 261-191-007, 003-821-033), consisting of approximately 73 acres. This authorization is subject to the following condition:

Prior to the disbursement of funds, BSLT shall submit for review and approval of the Executive Officer of the Conservancy (“the Executive Officer”) all relevant documents, including, without limitation, the appraisal, purchase agreement, escrow instructions, environmental assessment and title report.

1. BSLT shall pay no more than fair market value for the property, based on an appraisal of the property approved by the Conservancy.
2. BSLT shall permanently dedicate the property for wildlife habitat, environmental restoration, open space protection and public access through an irrevocable offer to dedicate the property or other instrument approved by the Executive Officer.
3. Conservancy funding shall be acknowledged by erecting and maintaining a sign on the property or in a nearby public staging area, the design and location of which to be approved by the Executive Officer.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the purposes and objectives set forth in Chapter 5.5 of Division 21 the Public Resources Code (Section 31220) regarding protection of integrated coastal and marine resources.

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2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. Big Sur Land Trust is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, with purposes that are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

Continued with **NORTH COAST** Agenda Items

**8. MENDOCINO COASTAL TRAIL**

Peter Jarausch of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to five hundred seventy thousand dollars (\$570,000) to the Mendocino Land Trust (MLT) for the construction of 2.2 miles of new trail at Pelican Bluffs and a new coastal accessway at Newport in Mendocino County subject to the following conditions:

- 1) Prior to the disbursement of any funds for either the Newport component or the Pelican Bluffs component of the project, MLT shall submit for the review and approval of the Executive Officer, for that component:
  - a. A work plan, schedule, budget, and the names of any contractors and subcontractors to be retained for implementation of that project component.
  - b. Evidence that all necessary permits and approvals have been obtained.
  - c. A plan for the installation of a sign acknowledging Conservancy funding.
- 2) MLT shall ensure the project is consistent with the Conservancy’s “Standards and Recommendations for Accessway Location and Development” and with all applicable federal and state statutes, regulations, and guidelines governing access for persons with disabilities; and
- 3) With respect to work funded by the Conservancy and constituting an improvement or development, an agreement or agreements to protect public interest shall be entered into and recorded in Mendocino County, consistent with Public Resources Code Section 31116(c); and
- 4) MLT shall install coastal trail emblems provided by the Conservancy at locations to be determined in consultation with the Conservancy.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

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1. The proposed authorization is consistent with Chapter 9 of Division 21 of the Public Resources Code, regarding a system of public accessways.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Mendocino Land Trust is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”
4. The Conservancy has independently reviewed and considered the Mitigated Negative Declaration for CDP 2014-0042 adopted by the County of Mendocino on November 18, 2015 (regarding the Pelican Bluffs component of the proposed project) and the Mitigated Negative Declaration for CDP 2014-0039, adopted by the County of Mendocino February 8, 2016 (for the Newport component of the proposed project), each attached to the accompanying staff recommendation as Exhibit 4, prepared pursuant to the California Environmental Quality Act, and finds that the proposed project as mitigated avoids, reduces or mitigates the possible significant environmental effects, and that there is no substantial evidence that the project will have a significant effect on the environment.”

**9. JENNER HEADLANDS**

Lisa Ames of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Dan York, The Wildlands Conservancy.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed five hundred thousand dollars (\$500,000) to The Wildlands Conservancy (TWC) to construct a 30-space parking area and related improvements on the Jenner Headlands Preserve in Sonoma County subject to the following conditions:

1. Prior to the disbursement of funds, TWC shall submit for the written approval of the Conservancy’s Executive Officer a work program, including schedule and budget, and the names of any contractors it intends to retain for the project.
2. TWC shall incorporate the guidelines of the Conservancy’s ‘Standards and Recommendations for Accessway Location and Development’ and all applicable federal and state guidelines for disabled access into the engineering designs for the project.
3. In carrying out the project, the TWC shall comply with all applicable conditions and mitigation and monitoring measures for the project that are identified in *The Wildlands Conservancy Parking Lot and Trail Mitigated Negative Declaration and Initial Study* (MND/IS) adopted by the Sonoma County Permit and Resource Management Division on March 17, 2016, attached to the staff recommendation as Exhibit 5, and any conditions, mitigation or other measures required by any permit or approval for the project.”

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Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 4.5 and Chapter 9 of Division 21 of the Public Resources Code, regarding projects that improve public access to and along the coast and in counties within the San Francisco Bay area with coastal draining watersheds.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. TWC is a 501(c)(3) nonprofit organization under the U.S. Internal Revenue Code, and its corporate purposes are consistent with Division 21 of the Public Resources Code.
4. The Conservancy has independently reviewed and considered the MND/IS and finds, based on the Conservancy’s independent judgment and analysis of the whole record before it, including the environmental documents and public comments received, that the project avoids, reduces or mitigates any possible significant environmental effect and there is no substantial evidence that the proposed project, as mitigated will have a significant effect on the environment, as defined in 14 California Code of Regulations Section 15382.”

Moved and seconded. Approved unanimously.

**10. LOWER GREEN VALLEY CREEK**

Lisa Ames of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to \$378,366 (three hundred seventy-eight thousand, three hundred sixty-six dollars) to the North Coast Resource Conservation and Development Council (NCR CDC) to: 1) develop conceptual designs for enhancement of at least two off-channel coho salmon habitat sites; 2) develop comprehensive water conservation plans on at least three priority agricultural properties; and 3) construct a 100,000 gallon rainwater catchment system in the Lower Green Valley Creek watershed in Sonoma County. This authorization is subject to the following conditions:

1. Prior to the disbursement of funds for the design and planning components of the project, NCR CDC shall submit for the review and approval of the Conservancy’s Executive Officer, a final work program, including schedule and budget, and the names of any contractors that NCR CDC intends to retain.
2. Prior to the disbursement of funds for constructing the rainwater catchment system:
  - a. NCR CDC shall submit for the review and approval of the Conservancy’s Executive Officer: a work program, including schedule and budget; the names of any contractors that NCR CDC intends to retain; a plan for acknowledging Conservancy funding; and evidence that all permits and approvals required to implement the project have been obtained.

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b. NCRCDC shall enter into and record an agreement with the owner of the property on which the project will be carried out sufficient to accomplish the purposes of the project and to protect the public interest in the project pursuant to Public Resources Code Section 31116(c).”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 6 of Division 21 Public Resources Code regarding the enhancement of regionally important salmonid habitat.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. NCRCDC is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

**11. LAGUNITAS CREEK**

Joel Gerwein of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed \$490,578 (four hundred ninety thousand five hundred and seventy-eight dollars) to Turtle Island Restoration Network (TIRN) to produce design plans, prepare permit applications and provide environmental compliance for a floodplain restoration project to improve coho salmon rearing habitat along a one mile reach of Lagunitas Creek floodplain near the community of Olema, Marin County, subject to the condition that prior to the disbursement of any funds for the project, TIRN shall submit for the review and approval of the Conservancy’s Executive Officer a workplan, schedule and budget, and the names and qualifications of any contractors for the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding Integrated Coastal and Marine Resources Protection projects.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.

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3. The Turtle Island Restoration Network is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

**12. COCHRAN CREEK FISH PASSAGE**

Su Corbaley of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to two hundred fifty-thousand dollars (\$250,000) to the Coastal Ecosystems Institute of Northern California (CEI) to prepare construction design, environmental and permit application documents for the Cochran Creek Fish Passage and Channel Restoration project on Fay Slough in Humboldt County. This authorization is subject to the condition that prior to disbursement of any funds for the project, CEI shall submit for review and approval by the Conservancy’s Executive Officer a work plan, schedule, budget, and the names of any contractors or subcontractors to be retained for implementation of the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 6 of Division 21 of the Public Resources Code, regarding the enhancement of coastal resources.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Coastal Ecosystems Institute of Northern California is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

**CENTRAL COAST**

**14. UPPER DEVEREUX SLOUGH**

Rachel Couch of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Lisa Stratton, Director of Ecosystem Restoration, UC Santa Barbara.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement to the Regents of the University of California, Santa Barbara campus (“UCSB”) of up to one million six

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hundred seventy-two thousand four hundred sixty-three dollars (\$1,672,463) in grant funds awarded to the Conservancy by the U.S. Fish and Wildlife Service under its National Coastal Wetlands Conservation Grant Program (NCWC Grant”) to undertake restoration of wetlands and connected uplands in Devereux Slough, as shown on Exhibit 1 to the accompanying staff recommendation. This authorization is subject to the following conditions:

1. Prior to the disbursement of funds, UCSB shall submit for review and approval of the Executive Officer of the Conservancy:
  - a. A work program, budget, schedule, and list of contractors to be retained for the project.
  - b. Evidence that all necessary permits and approvals have been obtained.
  - c. A signing plan for the project acknowledging Conservancy funding.
2. UCSB shall ensure that all public access facilities constructed as part of the project are consistent with the Conservancy’s ‘Standards and Recommendations for Accessway Location and Development’ and with all applicable federal and state statutes, regulations and guidelines governing access for persons with disabilities.
3. In carrying out the project, UCSB shall comply with:
  - a. All applicable mitigation and monitoring measures that are required by any permit or other regulatory approval for the project, and that are identified in the “University of California, Santa Barbara North Campus Open Space Restoration Project Initial Study/Mitigated Negative Declaration” adopted by UCSB on March 29, 2016 (“IS/MND”), or the associated Mitigation, Monitoring and Reporting Program, Exhibits 4 and 5 to the accompanying staff recommendation.
  - b. All applicable requirements of the NCWC Grant.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the purposes and objectives set forth in Chapter 6 of Division 21 the Public Resources Code (Section 31251-31270) regarding enhancement of coastal resources.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. As a responsible agency, the Conservancy has independently reviewed and considered the IS/MND, adopted by UCSB on March 29, 2016, attached as Exhibit 4 to the accompanying staff recommendation. Based on the record as a whole, the Conservancy finds that the proposed project, avoids, reduces, or mitigates the possible effects of the

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project to a level of insignificance and that there is no substantial evidence that the project, as mitigated, may have a significant effect on the environment, as defined by the CEQA Guidelines, 14 Cal. Code Regs §15382.”

Moved and seconded. Approved unanimously.

**15. SALINAS RIVER STATE BEACH**

Rachel Couch of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Ross Clark, Coastal Conservation and Research, Inc. Moss Landing Research.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to three hundred fourteen thousand nine hundred and five dollars (\$314,905) to Coastal Conservation and Research, Inc. (“CCR”), to improve dune capacity to adapt to sea level rise at Salinas River State Beach, Moss Landing, Monterey County, through habitat restoration, public coastal access enhancement, and education and outreach to the local community, subject to the following conditions:

1. Prior to the disbursement of funds, CCR shall submit for review and approval of the Conservancy’s Executive Officer:
  - a. A work program, budget, schedule, and list of contractors to be retained by the project.
  - b. Evidence that all necessary permits and approvals have been obtained.
  - c. A signing plan for the project acknowledging Conservancy funding.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 3 of Division 21 of the Public Resources Code (Section 31113), regarding the impacts and potential impacts of climate change on resources within the Conservancy’s jurisdiction.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. Coastal Conservation and Research, Inc. is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code ”

Moved and seconded. Approved unanimously.

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**16. POTRERO CREEK**

Tom Gandesbery of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to one hundred and seventeen thousand five hundred dollars (\$117,500) from the Carmel River Settlement fund to Trout Unlimited (TU) to prepare designs and permit applications for the removal of fish migration barriers and habitat restoration on Potrero Creek, subject to the condition that prior to the disbursement of funds, TU shall submit for review and approval by the Executive Officer of the Conservancy the following:

1. A work program including a schedule and budget for the project;
2. The names and qualifications of all contractors to be employed for the project;
3. Evidence that TU has sufficient rights to access the project site for purposes of undertaking the project.

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding resource enhancement.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. TU is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and its purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

**SAN FRANCISCO BAY AREA**

**17. SOUTH BAY SALT POND PHASE 2**

Brenda Buxton of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Renee Spent, Ducks Unlimited.

Resolution:

“The State Coastal Conservancy hereby certifies the *Final Environmental Impact Statement/Report, Phase 2 -- South Bay Salt Pond Restoration Project, April 2016* (Final Phase 2 EIS/R), approves Phase 2 of the South Bay Salt Pond Restoration Project as described in the Preferred Alternative identified in that Final Phase 2 EIS/R, adopts the Statement of Overriding Considerations included in this staff recommendation, and adopts the Mitigation Monitoring and Reporting Program (MMRP) (Final Phase 2 EIS/R and MMRP are attached to this staff recommendation as Exhibit 7). The Conservancy further

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authorizes the disbursement of up to \$13,727,170 (thirteen million seven hundred twenty-seven thousand one hundred seventy dollars) to Ducks Unlimited, Inc. (DU) to construct Phase 2, as identified in the Preferred Alternative, at Mountain View Ponds and Ravenswood Ponds (Exhibits 2 and 3, respectively), subject to the following conditions:

1. Prior to the disbursement of any Conservancy funds for any one of the Phase 2 project sites, DU shall submit for the review and approval of the Conservancy's Executive Officer: 1) a work program for that project site including schedule and budget, and the names of any contractors it intends to use to complete the improvements at that site, 2) a sign plan, and 3) evidence that all necessary permits and approvals have been obtained.
2. Prior to commencing the project, DU shall enter into and record an agreement pursuant to Public Resources Code 31116(c) sufficient to protect the public interest in the improvements.
3. In carrying out the project, DU shall comply with all applicable mitigation and monitoring measures that are identified in the Final Phase 2 EIS/R and in the *2007 South Bay Salt Pond Restoration Project Final Environmental Impact Statement/Environmental Impact Report* (2007 EIS/R) or that are required by any permit or approval.
4. DU shall comply with all applicable terms and conditions imposed by any federal or state grant.

The Conservancy further authorizes for support of the overall SBSP Restoration Project:

1. The disbursement of up to \$100,000 (one hundred thousand dollars) to Aquatic Science Center (ASC) for management of data generated by the SBSP Restoration Project including scientific data and reports and management of the web site [www.southbayrestoration.org](http://www.southbayrestoration.org) for approximately two additional years, subject to the condition that prior to the disbursement of Conservancy funds ASC shall submit for the review and approval of the Conservancy's Executive Officer a work program including schedule and budget, and the names of any contractors it intends to use.
2. The disbursement of up to \$967,500 (nine hundred sixty-seven thousand five hundred dollars) for engineering and environmental services, project management, public outreach, and related activities.

The Conservancy further authorizes the execution of a Design Agreement with the U.S. Army Corps of Engineers for design of the project elements recommended in the South San Francisco Bay Shoreline Study.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

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1. The proposed authorization is consistent with Chapter 4.5 of Division 21 of the Public Resources Code, regarding the Conservancy's mandate to address the resource and recreational goals of the San Francisco Bay area.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Conservancy independently reviewed and considered the *2007 South Bay Salt Pond Restoration Project Final Environmental Impact Statement/Environmental Impact Report* (2007 EIS/R) and made findings pursuant to its duties as a responsible agency under the California Environmental Quality Act (CEQA) when taking actions to fund Phase 1 projects. Phase 2 remains consistent with those earlier findings and authorizations, including those made on November 6, 2008 and June 4, 2009.
4. The Conservancy has independently reviewed and considered the information contained in the Final Phase 2 EIS/R pursuant to its responsibilities as the lead agency for Phase 2 under the California Environmental Quality Act (CEQA). The Final Phase 2 EIS/R has been completed in compliance with CEQA under the direction and supervision of the Conservancy and reflects the Conservancy's independent judgment and analysis.
5. The Final Phase 2 EIS/R identifies a "potentially significant" effect from the implementation of the Preferred Alternative with respect to Traffic. With regard to this impact, as modified by incorporation of the mitigation measure identified in the Final Phase 2 EIS/R, the project has been changed to avoid, reduce or mitigate the possible significant environmental effect of the project on Traffic. The Final Phase 2 EIS/R identifies a "potentially significant" effect and a "significant and unavoidable" effect in the area of Recreational Resources. Specific environmental and other benefits of the project described in the Statement of Overriding Considerations in the accompanying staff recommendation and detailed in the Final Phase 2 EIS/R outweigh and render acceptable these unavoidable adverse environmental effects, as well as the unavoidable adverse effects identified in the 2007 EIS/R, because the Preferred Alternative will result in long-term environmental benefits including restoring native habitat for threatened and endangered salt marsh species as well as other plant and animal species that otherwise would be threatened by loss of critical habitat. In addition, the Preferred Alternative will improve the existing level flood protection which will benefit adjacent residences and businesses. Finally, although there are impacts to recreational resources, the Preferred Alternative will also construct new trails, overlooks, interpretive signs and other public amenities which will result in increased wildlife-oriented recreation and public access opportunities.
6. Alternatives analyzed in the Final Phase 2 EIS/R that have fewer significant effects than the Preferred Alternative are infeasible in that they do not achieve the SBSP Restoration Project objectives of habitat restoration, wildlife oriented public access, and flood protection or will not produce the same environmental benefit as the Preferred Alternative.

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7. Ducks Unlimited, Inc. is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

**18. SONOMA CREEK WATERSHED**

Julia Elkin of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed two hundred fifty thousand dollars (\$250,000) to the Sonoma Resource Conservation District (“Sonoma RCD”) to design and implement conservation practices to increase water sustainability at four vineyards in the Sonoma Creek watershed in Sonoma County. This authorization is subject to the following conditions:

1. No Conservancy funds shall be disbursed for the project until the Conservancy’s Executive Officer has reviewed and approved in writing:
  - a. A final work plan, including a budget and schedule.
  - b. The name and qualifications of any contractors that Sonoma RCD intends to retain to carry out the project.
  - c. A plan for acknowledging Conservancy funding.
2. For each project site, Sonoma RCD shall provide evidence that all permits and approvals have been obtained.
3. For each project site, Sonoma RCD shall submit for the Conservancy’s Executive Officer’s review and approval a written agreement between the Sonoma RCD and the owner of the property on which project work will occur, permitting the work to be undertaken, allowing for access to the property for the purposes of undertaking the work, and agreeing to subsequent monitoring and maintenance.
4. In carrying out the project, Sonoma RCD shall comply with all applicable conditions and mitigation measures for the project that are identified in *Final Initial Study/Mitigated Negative Declaration for the Sonoma County LandSmart Program Coordinated California Environmental Quality Act (“CEQA”) Compliance*, as adopted by Sonoma RCD on April 28, 2016, attached to the accompanying staff recommendation as Exhibit 2, and any conditions, mitigation or other measures required by any permit or approval for the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

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1. The proposed authorization is consistent with Chapter 4.5 of Division 21 of the Public Resources Code, regarding the San Francisco Bay Area Conservancy Program.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Conservancy has independently reviewed the *Final Initial Study/Mitigated Negative Declaration for the Sonoma County LandSmart Program Coordinated California Environmental Quality Act (“CEQA”) Compliance*, as adopted on April 28, 2016 by the Sonoma RCD pursuant to CEQA, which is attached to the accompanying staff recommendation as Exhibit 2 and which adequately describes the proposed project, and finds that there is no substantial evidence that the proposed project as mitigated will have a significant effect on the environment, as defined in 14 California Code of Regulations Section 15382.”

Moved and seconded. Approved unanimously.

## **SOUTHCOAST**

### **19. SAN LUIS REY RIVER**

Julia Elkin of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Virginia Lorne, Trust for Public Land.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to four hundred seventy six thousand eight hundred dollars (\$476,800) to the Trust For Public Land, of which three hundred seventy four thousand three hundred dollars (\$374,300) will be reimbursed by a grant from the United States Fish and Wildlife Service National Coastal Wetland Conservation program, to acquire fee title on 35.52 acres of open space adjacent to the San Luis Rey River (APNs 144-060-12, 145-010-08, 145-010-09, 145-010-23) for the purpose of protecting, restoring, and enhancing habitat. This authorization is subject to the following conditions:

1. Prior to the disbursement of funds, TPL shall submit for review and approval of the Executive Officer of the Conservancy (“the Executive Officer”) all relevant documents, including, without limitation, the appraisal, purchase agreement, escrow instructions, environmental assessment and title report.
2. TPL shall pay no more than fair market value for the property, as approved by the Conservancy, based on an appraisal of the property.
3. TPL and subsequent land owner Fallbrook Land Conservancy shall permanently dedicate the property for wildlife habitat, environmental restoration, open space protection, and compatible public access through an irrevocable offer to dedicate the property or other instrument approved by the Executive Officer.

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4. Conservancy funding shall be acknowledged by erecting and maintaining a sign on the property or in a nearby public staging area, the design and location of which are to be approved by the Executive Officer.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding acquisition of land for Integrated Coastal and Marine Resources Protection.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Trust for Public Land is a nonprofit organization existing under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

**20. ORMOND BEACH WETLANDS COMPLEX**

Chris Kroll of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed three hundred fifty thousand dollars (\$350,000) for environmental services to prepare a restoration/public access plan and associated technical studies for the restoration of the coastal wetlands, beach, dunes, and associated uplands at the Ormond Beach wetlands complex.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 6 of Division 21 of the Public Resources Code, regarding enhancement of coastal resources.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.”

Moved and seconded. Approved unanimously.

**21. CLOSED SESSION**

There was no Closed Session.

**22. CONSERVANCY MEMBER COMMENTS**

There were no comments.

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**23. PUBLIC COMMENT ON NON-AGENDA ITEM**

Pete Conaty, San Diego Maritime Museum, spoke on the progress of the San Salvador, which will set sail in September traveling to Ventura, Monterey, Oakland, Sacramento and Morro Bay. Mr. Conaty thanked the Conservancy for a grant and expressed appreciation for Conservancy staff's work over the past 15 years.

Email from: Nancy Summers, Resident, Sonoma County was distributed to board (email attached to minutes).

**24. ADJOURNMENT**

Meeting adjourned at 12:35 pm.



Matilija Dam Today

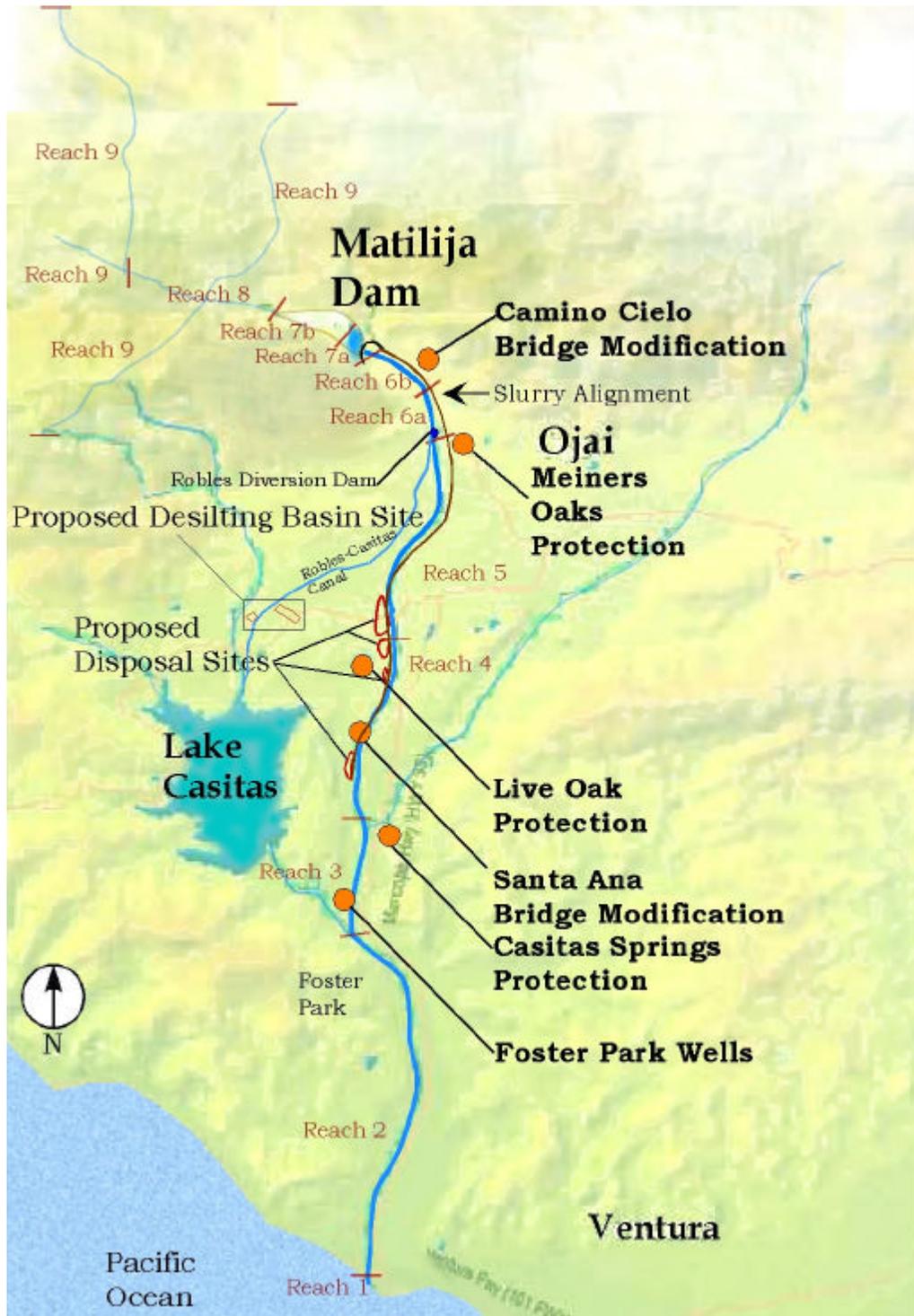


Figure 1-3 – Feature Location Map

Initial Options Screening

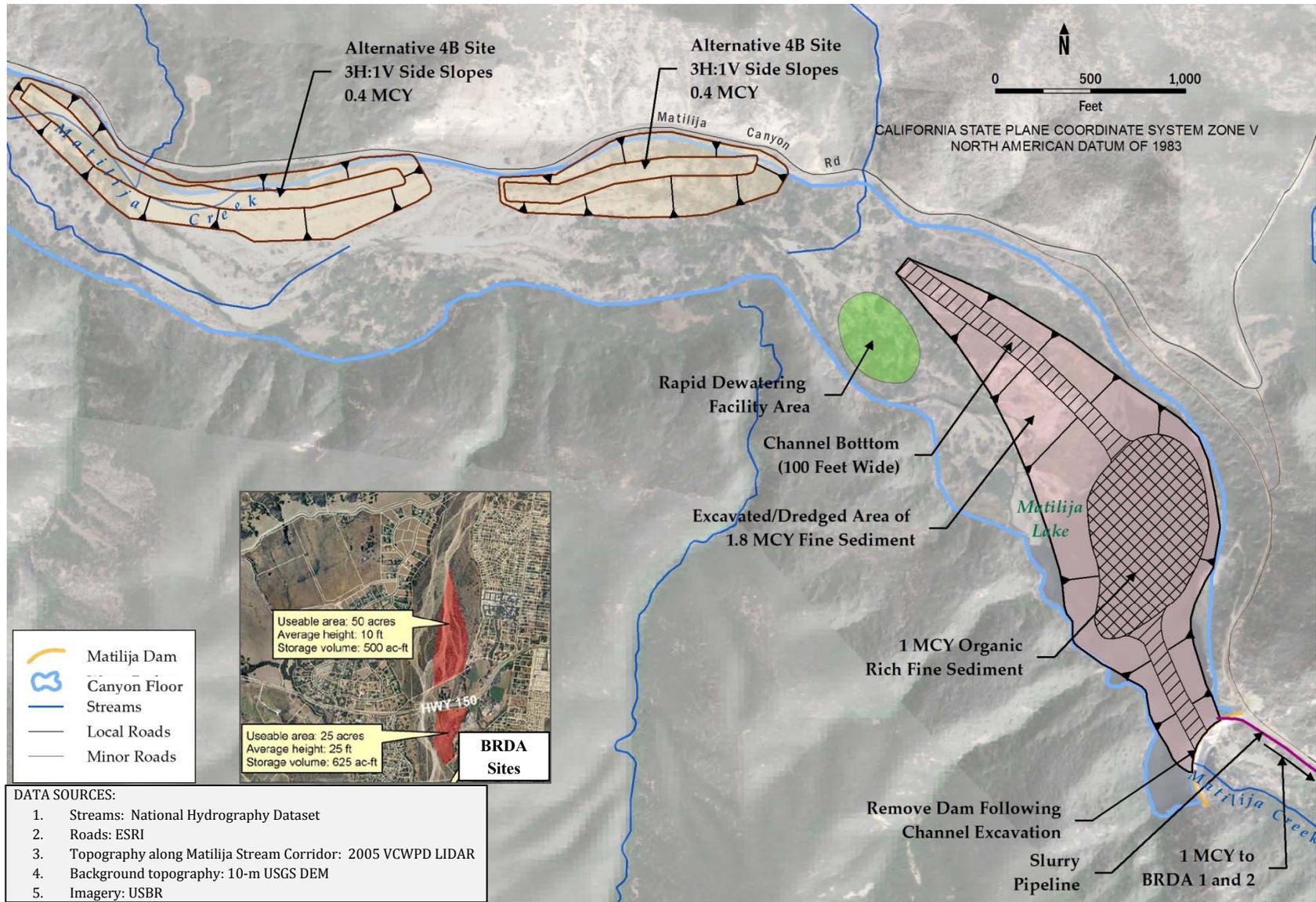
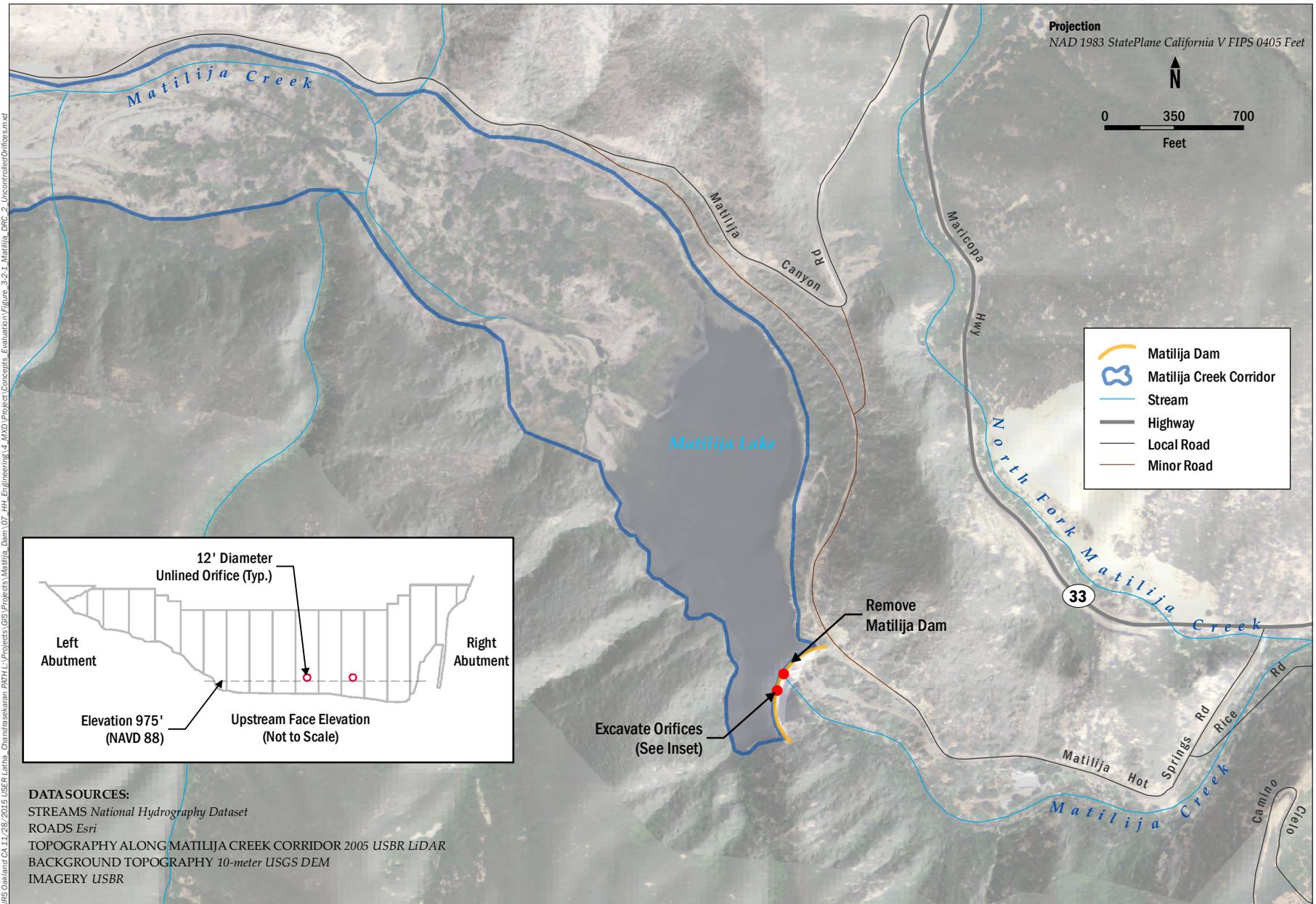


Figure 11. Initial Option 06 – Downstream Slurry and Temporary Upstream Storage of Fine Sediment



**FIGURE 3.2-1**  
Dam Removal Concept 2 - Uncontrolled Orifices with Optional Gates

Table 5.5-1. Summary of Alternative 4b Construction Costs

Project Categories	Construction Cost (2004 or 2008)	Construction Cost (2015) <sup>c</sup>
<b>Mobilization<sup>a</sup></b>	\$5,000,000	\$7,000,000
<b>Site Preparation<sup>a</sup></b>	\$710,000	\$990,000
<b>Sediment Components<sup>a</sup></b>	\$5,430,000	\$7,600,000
<b>Slurry System Components<sup>a, b</sup></b>	\$11,620,000 + \$37,860,000	\$60,190,000
<b>Dam Removal Components<sup>a</sup></b>	\$10,440,000	\$14,620,000
<b>Subtotal</b>		\$90,400,000
<b>Contingency (25%)</b>		\$22,600,000
<b>Total</b>		\$113,000,000

a USACE 9/2004 estimate

b USACE 11/2008 estimate

c Based on USACE and BOR cost trends escalation factor from 9/2004 to 3/2015 = 1.40; from 11/2008 to 3/2015 = 1.16

Table 5.5-3. Summary of DRC-2A Construction Costs

Project Categories	ROMCC (2015)	Low (-30%)	High (+50%)
<b>Mobilization</b>	\$1,600,000		
<b>Site Preparation</b>	\$900,000		
<b>Sediment Components</b>	\$0		
<b>Slurry System Components</b>	\$0		
<b>Dam Removal Components</b>	\$8,000,000		
<b>Site Restoration</b>	1,900,000		
<b>Subtotal</b>	\$12,400,000		
<b>Contingency (30%)</b>	\$3,700,000		
<b>Subtotal</b>	\$16,100,000		
<b>Construction Contingency (15%)</b>	\$2,400,000		
<b>Total</b>	\$18,500,000	\$13,000,000	\$27,800,000

Note – The ROMCC of each additional orifice would be \$1,000,000.

**From:** Nancy [<mailto:summersng@saber.net>]

**Sent:** Monday, May 23, 2016 3:58 PM

**To:** Sheri Emerson; Bill Keene; Estrada-Polley, Carmen@SCC; Small, Mary@SCC

**Subject:** Mitigation, Estero, Caltrans

Greetings,

This is a formal request from a concerned member of the public requesting that the Executive Director of Open Space (OS), Mr. Keene, and the Executive Director of the Coastal Conservancy (CC), Mr. Schuchat, NOT issue approval for the Wildlands Conservancy LLC to produce a "project" at the Estero property that will be sold as mitigation for Caltrans adverse impacts. Please reference Open Space agenda for May 26, 2016, Advisory Committee meeting, Item #6. Please also forward this request to Chairman Doug Bosco of the Coastal Conservancy.

Members of the public would like sufficient time to review the Estero mitigation proposal and to ask OS and CC questions regarding whether this is an acceptable use of the Estero property.

Please address the following issues during the OS and CC board meetings on May 26, 2016:

Wildlands Conservancy LLC's (Wildlands) contemplated sale of mitigation appears to be benefiting, in this case, a Caltrans project, not the general public. According to IRS publications, in regards to Wildlands, this transaction appears to be "unrelated trade or business." Therefore, OS and CC would be permitting a commercial use subsidized by the State, County and a foundation which would financially benefit Wildlands who did not have to buy the land in this unrelated trade or business. ("Commercial use" is outside the scope of Wildlands mission.)

We look forward to hearing your responses to the issues above to and discussing our other concerns in the future.

Regards,

Nancy Summers  
Resident, Sonoma County