

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

**STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018**

MEMBERS PRESENT:

Douglas Bosco (Public Member), Chair
Ann Notthoff (Public Member)
Julie Alvis (Designated, Natural Resources)
Susan Hansch (Alternate Coastal Commission)
Karen Finn (Designated, Department of Finance)

OVERSIGHT MEMBERS PRESENT:

No oversight members attended.

OTHERS PRESENT:

Sam Schuchat, Executive Officer
Amy Roach, Chief Counsel

LOCATION:

Elihu M Harris State Building
1515 Clay Street, 2nd Fl. Room #2
Oakland, CA 94612

1. ROLL CALL

Douglas Bosco (Public Member), Chair
Ann Notthoff (Public Member)
Julie Alvis (Designated, Natural Resources)
Susan Hansch (Alternate Coastal Commission)
Karen Finn (Designated, Department of Finance)

- 2. APPROVAL OF THE MINUTES** of the Conservancy's January 18, 2018 public meeting.
Moved and seconded. Approved unanimously.

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

3. CONSENT ITEMS

Chair Bosco asked the board if any consent items needed to be removed. The consent calendar was moved, seconded, and approved unanimously.

A. FEDERAL FINANCIAL SUPPORT

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one hundred fifty thousand dollars (\$150,000) to provide consulting services to assist with Coastal Conservancy projects that receive federal funding and provide other consulting services.”

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 Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with Public Resources Code Sections 31103 and 31104, regarding the Conservancy’s ability to apply for and accept federal grants and receive other financial support from public sources and carry out the purposes of Division 21. Projects supported by funding received as a result of this authorization are or would be consistent with the purposes and objectives of Chapters 4.5, 5.5, and 6 of Division 21 of the Public Resources Code, regarding the protection and enhancement of natural resources in San Francisco Bay Area, marine, and coastal environments.”

B. LAGUNITAS CREEK

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed \$5,000 (five thousand dollars) to Turtle Island Restoration Network (TIRN) to restore floodplain and riparian coho salmon rearing habitat along a one mile reach of Lagunitas Creek near the community of Olema, Marin County. The Conservancy adopts the *Lagunitas Creek Floodplain and Riparian Restoration Project Environmental Assessment and Initial Study/Mitigated Negative Declaration (IS/MND)* and the Mitigation Monitoring and Reporting Program (MMRP) (both attached to the accompanying staff recommendation as Exhibit 4). This authorization is subject to the following conditions:

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

1. Prior to commencement of the project, TIRN 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 implementation of the project.
 - b. Evidence that all permits and approvals necessary to the project have been obtained.
 - c. Evidence that all necessary funds for implementation of the project have been obtained.
 - d. A plan for the installation of a sign acknowledging Conservancy funding.
2. In implementing the project, TIRN shall comply with all mitigation measures and monitoring and reporting requirements for the project that are identified in the IS/MND and MMRP and 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. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed project is consistent with the purposes and objectives of Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resources protection projects.
3. The Conservancy has independently reviewed and considered the information contained in the *Lagunitas Creek Floodplain and Riparian Restoration Project Environmental Assessment and Initial Study/Mitigated Negative Declaration (IS/MND)* and public comments received on this document, pursuant to its responsibilities under the California Environmental Quality Act (“CEQA”). The IS/MND has been completed in compliance with CEQA and reflects the Conservancy’s independent judgment and analysis.
4. The IS/MND identifies potentially significant effects of the project in the areas of air quality, biological resources, cultural resources, hazards/hazardous materials, hydrology/water quality, transportation/traffic, and tribal cultural resources. As modified by incorporation of the mitigation measures identified in the IS/MND, the project will avoid, reduce, or mitigate all of the possible significant environmental effects of the project to a level that is less than significant. Based on the record as a whole, there is no substantial evidence that the implementation of the Lagunitas Creek Floodplain and

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

Riparian Enhancement Project, as mitigated, will have a significant effect on the environment.

5. 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.”

C. JACOBY CREEK

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to eighty thousand three hundred and thirty-five dollars (\$80,335) of U.S. Fish and Wildlife Service (USFWS) grant funds for the South Jacoby Creek Restoration Project and up to thirty seven thousand six hundred and forty six dollars (\$37,646) of Conservancy funds, for a total disbursement not to exceed one hundred seventeen thousand nine hundred and eighty-one dollars (\$117,981), to the City of Arcata (City) for the Jacoby Creek Restoration Project, within the City of Arcata in Humboldt County.

This authorization is subject to all of the conditions imposed upon the City through the June 15, 2017 Conservancy authorization for this project (Exhibit 2).

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 Project Selection Criteria and Guidelines.
2. The proposed project is consistent with the purposes and objectives of Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resources protection projects.”

D. MARSH MIGRATION STUDIES

Resolution:

“The State Coastal Conservancy hereby approves the additional disbursement of up \$46,949 to augment the Conservancy’s prior authorization of November 30, 2017 for the second year of marsh migration and estuary dynamics studies that will further the goal of expanding, restoring and protecting wetlands in Southern California’s coastal watersheds in Santa

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

Barbara, Ventura, Los Angeles, Orange and San Diego counties. It is anticipated that the augmented funding will be disbursed as follows:

1. An amount of up to forty-six thousand nine hundred forty-nine dollars (\$46,949) to the Aquatic Science Center.

Prior to the disbursement of any augmented funds, the Aquatic Science Center shall submit for the review and written approval of the Conservancy's Executive Officer a work program, including budget and schedule, and any contractors to be employed for these work program tasks."

Findings:

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

1. The proposed authorization remains consistent with Chapter 3 of Division 21 of the Public Resources Code, regarding the funding of feasibility studies and plans, and with Chapter 6 of Division 21 of the Public Resources Code, regarding resource enhancement.
2. The proposed project remains consistent with the current Conservancy Project Selection Criteria and Guidelines."

E. CARDIFF STATE BEACH

Resolution:

"The State Coastal Conservancy hereby authorizes the additional disbursement of up to five hundred ninety-four thousand four hundred thirty-five dollars (\$594,435) to the City of Encinitas (the City) to augment the Conservancy's prior authorization of June 15, 2017, for implementation of dune restoration at Cardiff State Beach.

Prior to the disbursement of any funds, the City shall submit for the review and written approval of the Conservancy's Executive Officer a work program, including budget and schedule, and the names and qualifications of any contractors to be employed for these work program tasks."

Findings:

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

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

1. The proposed authorization is consistent with Chapter 3 of Division 21 of the Public Resources Code (Section 31113), regarding addressing the impacts of climate change and Chapter 6 of Division 21 of the Public Resources Code (Sections 31251-31270) regarding resource enhancement.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The proposed project remains consistent with the Conservancy’s September 26, 2016 findings with respect to the California Environmental Quality Act.”

F. POINT ISABEL REGIONAL SHORELINE

Resolution:

“The State Coastal Conservancy hereby authorizes the Executive Officer to disburse \$115,000 (one hundred fifteen thousand dollars) to the East Bay Regional Park District (EBRPD) to improve recreational water access by upgrading the existing non-motorized watercraft ramp, reconstructing the existing eroding shoreline access stairs, constructing an accessible path of travel to the high tide line and constructing a graveled rigging and wash down area at Point Isabel Regional Shoreline, Contra Costa County, subject to the following conditions:

1. Prior to disbursement of any funds, the EBRPD shall submit for the review and approval of the Executive Officer of the Conservancy:
 - a. A work program, including a budget and schedule.
 - b. The names of any contractors hired to complete the project.
 - c. A sign plan for acknowledging Conservancy funding
2. Prior to initiating construction of the project, the EBRPD shall provide written evidence to the Executive Officer of the Conservancy that all funding and permits and approvals necessary under applicable local, state, and federal laws and regulations to complete the project have been obtained
3. EBRPD shall ensure that the project access improvements are consistent with all applicable federal or state laws governing barrier-free access for persons with disabilities.

Findings:

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

“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 (Sections 31160-31165) of Division 21 of the Public Resources Code, regarding public access improvements to and around the San Francisco Bay.
2. The proposed authorization is consistent with the current Project Selection Criteria and Guidelines.
3. The Conservancy has independently reviewed and considered the *Mitigated Negative Declaration (MND) for the Point Isabel Water Access and Shoreline Restoration Project* adopted by EBRDP on December 19, 2017, attached to the accompanying staff recommendation as Exhibit 4, which identifies potential significant effects of the project on biological resources, cultural resources, and hazards and hazardous materials. The Conservancy finds that the proposed project, as modified by incorporation of the mitigation measures identified in the MND, avoids, reduces or mitigates all of the possible significant environmental effects of the project, and that the proposed project will not have a significant effect on the environment.”

G. GAVIOTA CREEK

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to one hundred ninety thousand, seven hundred ninety dollars (\$190,790) to Earth Island Institute (Earth Island) to prepare preliminary engineering design plans needed for permit applications and environmental review for removal of five fish passage barriers in Gaviota Creek to improve passage for migrating steelhead, as shown on Exhibit 1 to the accompanying staff recommendation. Prior to the disbursement of Conservancy funds, Earth Island shall submit for review and approval of the Conservancy’s Executive Officer a work program, budget, schedule, names of any contractors to be engaged for the project, and evidence that the grantee can provide all the funds needed to complete the plans.”

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 proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resource protection.

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

3. The proposed project is consistent with applicable local watershed management plans and water quality control plans.
4. Earth Island 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.”

H. BALLONA WETLANDS ECOLOGICAL RESERVE

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to twenty thousand dollars (\$20,000) to the Friends of the Ballona Wetlands to enhance uplands and conduct outreach programs at the Ballona Wetlands Ecological Reserve (BWER) in Los Angeles County. This authorization is subject to the following conditions:

1. Prior to the disbursement of funds, the grantee shall submit for the review and approval of the Conservancy’s Executive Officer:
 - a. A work program, including project tasks, schedule and budget;
 - b. A plan for installation of signage that acknowledges funding by the Conservancy and the Coastal Commission from the Violation Remediation Account;
 - c. Evidence that all necessary permits and approvals for the project have been obtained.
 - d. Evidence that the grantee has entered into a written agreement with the landowner sufficient to enable the grantee to implement 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 Coastal Resource Enhancement.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Friends of Ballona Wetlands 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.”

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

I. WOOD NATIONAL MONUMENT

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one hundred fifty-five thousand dollars (\$155,000) to the Golden Gate National Parks Conservancy (“GGNPC”) to restore salmon habitat in Redwood Creek at the Muir Woods National Monument (Exhibit 1).

This authorization is subject to the following conditions:

1. Prior to the disbursement of funds, GGNPC shall submit for the review and approval of the Conservancy’s Executive Officer:
 - a. A work program, including names and qualifications of any contractors to be retained and the schedule and budget, for the project.
 - b. A plan for acknowledging Conservancy funding.
2. Conservancy funding shall be acknowledged by erecting and maintaining a sign or signs on or adjacent to the project area, the design and placement of which has been reviewed and approved by the Executive Officer, or by some other alternative form of acknowledgement, appropriate to the project and approved by the Executive Officer.
3. GGNPC shall monitor and ensure compliance with any permit or approval 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 6 of Division 21 of the Public Resources Code, regarding Coastal Resource Enhancement.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The GGNPC 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.”

J. GOODWIN POND PROPERTY

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed sixty-one-thousand seventy-five dollars (\$61,075) to the Smith River Alliance (SRA) to prepare pre-acquisition studies necessary to protect coastal wetlands and fish and wildlife habitat on the Goodwin Pond Property (Del Norte County Parcel Numbers 103-020-0310 and 103-020-030), subject to the following conditions:

1. Prior to commencement of the project, SRA 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 retained for the project.
2. SRA shall assist the Conservancy in complying with the federal grant terms.”

Finding

“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 Coastal Resource Enhancement.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Smith River Alliance 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.”

K. SAN FRANCISCO ESTUARY INVASIVE SPARTINA PROJECT

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to \$1,340,000, of which \$1,100,000 will be reimbursed by a \$900,000 grant from the United States Fish and Wildlife Service and a \$200,000 grant from the Santa Clara Valley Water District, to be used for the continued planning, management, treatment, monitoring, and restoration activities of the San Francisco Estuary Invasive Spartina Project (ISP), approximately as follows:

1. \$1,140,000 (one million one hundred forty thousand dollars) for environmental services to support planning, management, monitoring, and, eradication activities as well as revegetation projects related to the ISP.
2. \$200,000 (Two hundred thousand dollars) to the California Wildlife Foundation for eradication activities as well as revegetation and enhancement projects related to the ISP,

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

subject to the condition that prior to undertaking any project, the California Wildlife Foundation shall submit for review and approval of the Conservancy's Executive Officer:

- a. An annual work plan which details that year's proposed site-specific work based on the outcome and extent of the prior year's eradication or revegetation results, and includes a schedule and budget.
 - b. A list of identified mitigation measures
 - c. Evidence that all necessary permits and approvals for the project have been obtained.
3. In carrying out any treatment or revegetation project, the California Wildlife Foundation shall comply with all applicable mitigation and monitoring measures that are set forth in the approved site-specific plans, that are required by any permit, the applicable U.S. Fish and Wildlife Service Biological Opinion or any other approval for the project, and that are identified in the "Final Programmatic Environmental Impact Statement/Environmental Impact Report, San Francisco Estuary Invasive *Spartina* Project: *Spartina* Control Program" (EIS/R), adopted by the Conservancy on September 25, 2003".

4. EXECUTIVE OFFICER REPORT

- A. Marilyn Latta, Project Manager, provided an update on in-lieu fees paid to the Conservancy pursuant to San Francisco Bay Conservation and Development Commission permits issued for sand mining in San Francisco Bay. The funds will be used to conduct studies on sand movement, total amount of sand in the Bay, and impacts from sand mining. The outcomes of these studies will inform future decisions regarding sand mining in the Bay.
- B. Deborah Ruddock, Legislative Affairs Specialist, presented the legislative report to the board.
- C. Taylor Samuelson, Public Information Officer, Marc Landgraf, Santa Clara Valley Open Authority, and Sandy Close, New American Media, gave a report on engaging California's diverse communities through outreach to ethnic media.

NORTH COAST

5. MATTOLE RIVER ESTUARY

Sue Corbaley of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed four hundred seventy-eight thousand, three hundred sixty-seven dollars (\$478,367) to the Mattole Restoration Council (“MRC”), a nonprofit organization, for three projects that will improve anadromous salmonid habitat within the Mattole Estuary. The three projects are: (a) preparation of plans, designs, engineering, permitting and other documentation needed for environmental evaluation of the restoration of Lower Bear Creek; (b) excavation and restoration of historic slough channel in the middle channel of the Estuary, between Camp Creek and Lower Bear Creek; and (c) planting of native riparian vegetation at various islands, floodplain terraces and bar apices in the lower Mattole River and Estuary. This authorization is subject to the following conditions:

1. Prior to the disbursement of any Conservancy funds for any of the three projects, the MRC shall submit for review and approval by the Executive Officer for that project a work program, schedule, budget, and the names of any contractors to be used for the project; and shall provide evidence that all permits and approvals necessary to the project have been issued.
2. Conservancy funding shall be acknowledged in signage or other documentation appropriate to the projects, as approved by the Executive Officer of the Conservancy.
3. Prior to the disbursement of any Conservancy funds for any on-the-ground project work funded by the Conservancy, the MRC shall submit for review and approval by the Executive Officer, and shall subsequently enter into, an agreement or agreements with the owner of the project site, U.S. Department of the Interior, Bureau of Land Management, to allow access to the project site for that work and to protect the state’s interest in that work.”

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 projects are consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Mattole Restoration Council 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.

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

6. EEL RIVER ESTUARY AND CENTERVILLE SLOUGH ENHANCEMENT PROJECT

Michael Bowen of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Redgie Collins, Staff Attorney at California Trout.

Speaking in opposition to the Staff Recommendation: Donald Sobelman, Partner at Downey Brand LLP, representing L.D. O'Rourke Foundation, Jay Russ, Linda Russ, Russ Ranch & Timber L&K Russ Cattle & Ranch Company LLC.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to \$1,511,462 (one million five hundred eleven thousand four hundred sixty-two dollars) to The Wildlands Conservancy (TWC) to implement the Eel River Estuary and Centerville Slough Enhancement Project subject to the following conditions:

1. Prior to the disbursement of funds, TWC shall submit for the review and approval of the Conservancy's Executive Officer: 1) a work program including schedule and budget, and the names of any contractors it intends to use to complete the improvements, 2) a sign plan, and 3) evidence that all necessary permits and approvals have been obtained.
2. Prior to commencing the Project, TWC 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, TWC shall comply with all applicable mitigation and monitoring measures identified in the Final Environmental Impact Report for the Eel River Estuary and Centerville Slough Enhancement Project, January 2017 (EIR) and comply with all measures that are required by any permit or approval.
4. TWC shall comply with all applicable terms and conditions imposed by any federal or state grant.”

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

Findings:

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

1. The authorization is consistent with Chapter 6 of Division 21 of the Public Resources Code, regarding enhancement of coastal resources.
2. The Project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The EIR was certified by the Conservancy at its February 2, 2017 meeting. Substantial evidence supports the conclusion that no further documentation is required under the California Environmental Quality Act.
4. 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.”

Moved and seconded. Approved unanimously.

7. SALT RIVER ECOSYSTEM RESTORATION PROJECT

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to six hundred ninety thousand dollars (\$690,000) to the Humboldt County Resource Conservation District (“RCD”) to modify engineering drawings and prepare for implementation the final portions of the Salt River Ecosystem Restoration Project, subject to the following conditions:

1. Prior to the disbursement of funds, the RCD shall submit for review and approval by the Executive Officer of the Conservancy:
 - a. An annual work program and budget for activities funded in each year.
 - b. All contractors to be employed for the project.
 - c. Evidence that all necessary permits, landowner access agreements and approvals have been obtained.
 - d. A signing plan for the project acknowledging Conservancy funding and acknowledging Proposition 1 to the extent practicable.
2. In carrying out the project, the RCD shall comply with all applicable conditions and mitigation and monitoring measures for the project that are identified in the *Final Environmental Impact Report: Salt River Ecosystem Restoration Project, Appendix F*,

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

and any conditions, mitigation or other measures required by any permit or approval for the project."

Finding:

"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 Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 6 of Division 21 of the Public Resources Code, regarding the enhancement of coastal resources.
3. The Conservancy independently reviewed the *Final Environmental Impact Report: Salt River Ecosystem Restoration Project* (Final EIR), certified by the RCD on February 24, 2011, pursuant to the California Environmental Quality Act. At its May 19, 2011 meeting, the Conservancy found that the Salt River Ecosystem Restoration Project as originally designed avoids, reduces or mitigates the potentially significant environmental effects to a less-than-significant level, and that there is no substantial evidence based on the record as a whole that the Salt River Ecosystem Restoration Project may have a significant effect on the environment, as defined in 14 Cal. Code Regulations Section 15382. The Salt River Ecosystem Restoration Project work to be funded pursuant to the current authorization remains largely consistent with the project as described in the Final EIR, with only minor engineering revisions and modifications that do not substantially change the project or project impacts, nor require further environmental analysis (see 14 Cal. Code Regs. §§ 15162, 15163, and 15164)."

Moved and seconded. Approved unanimously.

SAN FRANCISCO BAY

8. ALAMEDA CREEK

Jessica Davenport of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Thomas Niesar of Alameda County Water District (ACWD)

Resolution:

"The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed eight hundred twenty-five thousand (\$825,000) to Alameda County Water District to build two fish ladders on lower Alameda Creek that will enable steelhead trout to bypass a weir

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

and two rubber dams and migrate to miles of available spawning and rearing habitat, subject to the following conditions:

1. No Conservancy funds shall be disbursed for the project until the Executive Officer of the Conservancy 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 the Alameda County Water District intends to retain to carry out the project.
 - c. A signage plan that acknowledges Conservancy funding.
2. The Alameda County Water District shall provide evidence that all necessary permits and approvals 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 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 qualified under section 501(c)(3) of the U.S. Internal Revenue Code, with purposes consistent with Division 21 of the Public Resources Code.” Moved and seconded. Approved unanimously.

Moved and seconded. Approved unanimously.

9. LAKE DALWIGK

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed \$381,120 (three hundred eighty-one thousand, one hundred twenty dollars) to the Solano Resource Conservation District (SRCD) to construct the Lake Dalwigk Urban Greening Project in the city of Vallejo, Solano County. This authorization is subject to the following conditions:

1. Prior to the disbursement of Conservancy funds, SRCD shall submit for the review and approval of the Executive Officer of the Conservancy a final work program, including a schedule and budget; a plan for acknowledging Conservancy funding; and the names of project contractors.
2. The Solano Resource Conservation District shall provide evidence that all necessary permits and approvals for the project have been obtained.

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

Finding:

“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, regarding the San Francisco Bay Area Conservancy.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines

Moved and seconded. Approved unanimously.

10. SOUTH SAN FRANCISCO BAY SHORELINE PROJECT

Speaking in favor of the Staff Recommendation: Christopher Rose at Solano RCD

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to \$100,000 (one hundred thousand dollars) for engineering and environmental services as part of the Conservancy’s cost share required by the Design Agreement for the South San Francisco Bay Shoreline Project with the U.S. Army Corps of Engineers and Santa Clara Valley Water District.

The Conservancy further authorizes the execution of a Project Partnership Agreement with the U.S. Army Corps of Engineers and Santa Clara Valley Water District for construction of the South San Francisco Bay Shoreline Project.

The Conservancy further authorizes the disbursement of up to \$100,000 (one hundred thousand dollars) to the City of San Jose for a feasibility study of trails proposed in the South San Francisco Bay Shoreline Study, subject to the condition that the City shall submit for the review and approval of the Conservancy’s Executive Officer a work program including a budget and schedule, the names of any contractors it intends to use, and an acknowledgement plan.”

Findings:

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

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

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 San Francisco Bay Area.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Conservancy has independently reviewed and considered the information contained in the *Final Integrated Interim Feasibility Study and Environmental Impact Statement/Environmental Impact Report* (Integrated Document) that was certified with findings by the Santa Clara Valley Water District on March 22, 2016 in order to comply with the California Environmental Quality Act ("CEQA").
4. The Integrated Document identifies Alternative 3 as the preferred alternative. The Integrated Document identifies potentially significant effects from implementation of Alternative 3 in the areas of Hydrology, Water Quality, Biological Resources, Hazards and Hazardous Materials, Air Quality, Noise, and Cultural Resources. Alternative 3, as modified by incorporation of the mitigation measures identified in the Integrated Document, avoids, reduces or mitigates all of the potentially significant environmental effects of the project except for the impacts identified in finding 5, below.
5. Construction of Alternative 3 may result in significant impacts even after mitigation in the areas of Air Quality (emissions of nitrogen oxides and reactive organic gas), Biological Resources (cumulative loss of pond habitat), and Noise (cumulative temporary increase in noise levels). Changes have been incorporated into the project that substantially lessen these three impacts, but they remain significant after mitigation and there are no other feasible measures available to further reduce these impacts. Specific environmental and other benefits of the project described in the accompanying staff recommendation and detailed in the Integrated Document outweigh and render acceptable these unavoidable adverse environmental effects because the project will result in the long-term environmental benefits of restoring habitat for the State- and Federally-listed threatened and endangered species and other plant and animal species that otherwise would be threatened by loss of critical habitat, protecting the community of Alviso and the Regional Wastewater Facility from tidal flooding, and improving regional trail connections and creating new Bay Trail segments."

Moved and seconded. Approved unanimously.

CENTRAL COAST

11. INTEGRATED WATERSHED RESTORATION PROGRAM

Tom Gandesbery of the Coastal Conservancy presented the Staff Recommendation.

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

Speaking in favor of the Staff Recommendation: Chris Coburn & Kellyx Nelson of Resource Conservation District.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to one million, eighty seven thousand dollars (\$1,087,000) to the Resource Conservation District of Santa Cruz County (RCD-SC) to, as part of the Integrated Watershed Restoration Program (IWRP): design and prepare permit applications for 7 to 10 critical watershed restoration projects. This authorization is subject to the condition that prior to the disbursement of funds, the RCD-SC shall submit for the review and approval of the Conservancy’s Executive Officer a work plan, schedule and budget, and the names and qualifications of any 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 the purposes and objectives of Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resources protection
2. The proposed project is consistent with the current Project Selection Criteria and Guidelines.”

Moved and seconded. Approved unanimously.

12. LEE ROAD

Tom Gandesbery of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to three hundred and thirty thousand dollars (\$330,000) to the City of Watsonville to prepare plans, designs, environmental analyses, and permit applications for 1.4 miles of new trail near Lee Road and Struve Slough in Watsonville, Santa Cruz County, subject to the following conditions:

1. Prior to commencement of the project, the City of Watsonville shall submit for the review and approval of the Executive Officer a work plan, schedule, budget, and the names of any contractors to be retained for implementation of the project.

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

2. The City shall ensure that the trail design 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.”

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 proposed project serves greater than local needs.”

Moved and seconded. Approved unanimously.

13. SAN LUIS OBISPO CREEK FARMS

Tim Duff of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to four hundred thousand dollars (\$400,000) to the Land Conservancy of San Luis Obispo County (LCSLO) for the purpose of acquiring San Luis Obispo Creek Farms (“the Property”) in San Luis Obispo County (consisting of San Luis Obispo County Assessor Parcel No. 076-251-046) for the purposes of protection and restoration of riparian habitat and floodplains and, to the extent not inconsistent with these purposes, for the preservation of agriculture, open space, and public access, subject to the following conditions:

1. Prior to the disbursement of funds for the acquisition, LCSLO shall submit for the review and approval of the Executive Officer of the Conservancy (Executive Officer):
 - a. All relevant acquisition documents for the acquisition including, without limitation, the appraisal, purchase and sale agreement, deed restrictions, agreements of restrictive covenants, notices of unrecorded agreements, escrow instructions, environmental or hazardous materials assessment and title report.
 - b. Evidence that sufficient funds are available to complete the acquisition.

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

2. LCSLO shall pay no more than fair market value based upon an appraisal of the Property, in accordance with Public Resources Code Section 31116(b).
3. LCSLO shall permanently dedicate the Property for the protection and restoration of riparian habitat and floodplains and, to the extent not inconsistent with these purposes, for the preservation of agriculture, open space, and public access by an appropriate instrument approved by the Executive Officer and recorded, in accordance with Public Resources Code Section 31116(b).”

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.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. 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.

Moved and seconded. Approved unanimously.

14. CLOSED SESSION

Meeting closed at 01:03 P.M. for a closed session.

During the closed session, the Conservancy received legal advice on *Ballona Wetlands Land Trust v. California State Coastal Conservancy*, Los Angeles County Superior Court, Case No. BS171507.

Meeting re-opened to public at 01:17 P.M.

15. CONSERVANCY MEMBER COMMENTS

Ann Notthoff spoke briefly on recently witnessing the appointment of Senator Toni Atkins.

16. PUBLIC COMMENTS ON NON-AGENDA ITEMS

There were no public comments.

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
March 22, 2018*

17. ADJOURNMENT

Meeting adjourned at 01:18 P. M