

**STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES**

November 6, 2008  
Monterey Conference Center  
Monterey, CA  
9:00 am

**MEMBERS PRESENT:**

Ann Notthoff (Public Member), Vice Chair  
Jeremy Hallisey (Public Member)  
Karen Finn (Designated Representative, Department of Finance)  
Bryan Cash (Designated Representative, Resources Agency)

**OVERSIGHT LEGISLATORS PRESENT:**

There were no oversight legislators in attendance

**OTHERS PRESENT:**

Sam Schuchat, Executive Officer  
Pat Peterson, Deputy Attorney General  
Jack Judkins, Staff Counsel

**1. ROLL CALL**

**2. APPROVAL OF MINUTES**

Moved and seconded: the minutes of the September 25 public meeting were approved without change, 4-0.

**3. CONSENT ITEMS**

**A. SEA SCOUT ECOCENTER**

Resolution:

“The State Coastal Conservancy hereby authorizes the Association of Bay Area Governments to disburse to Environmental Volunteers an amount not to exceed \$58,749 (fifty-eight thousand seven hundred forty-nine dollars) of the total Conservancy funds authorized on September 20, 2007, to construct a segment of the

*STATE COASTAL CONSERVANCY  
Public Meeting Minutes – November 6, 2008*

San Francisco Bay Trail adjacent to the Sea Scout EcoCenter in the Palo Alto Baylands Nature Preserve, Santa Clara County, subject to the following conditions:

1. Prior to the disbursement of funds, ABAG shall submit for the review and approval of the Executive Officer of the Conservancy a final work program, schedule and budget, and a grant agreement between ABAG and Environmental Volunteers.
2. ABAG shall ensure installation of signs identifying the trail segments and acknowledging the Conservancy and displaying its logo in a manner approved by the Executive Officer.
3. ABAG shall ensure compliance by Environmental Volunteers with all project actions, components and mitigation measures that are identified as needed to reduce or avoid significant environmental effects in the Mitigated Negative Declaration adopted by the City of Palo Alto on August 20, 2008 pursuant to the California Environmental Quality Act (CEQA), and accompanying the project staff recommendation as Exhibit 4.
4. ABAG shall provide documentation during the course of the project that the required project actions and mitigation measures have been implemented by or on behalf of Environmental Volunteers.”

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 the San Francisco Bay Area Conservancy Program, Chapter 4.5 of Division 21 of the Public Resources Code, Sections 31160-31165.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines, last updated by the Conservancy on September 20, 2007.
3. Environmental Volunteers 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 the Mitigated Negative Declaration for the EcoCenter/Sea Scout Base Project adopted by the City of Palo Alto on August 20, 2008 pursuant to CEQA and finds no substantial evidence that the portion of the project to be funded by the Conservancy, as mitigated, will have a significant effect on the environment.”

**B. NAPA RIVER FISH BARRIER**

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed \$82,700 (eighty-two thousand seven hundred dollars) to the Napa County Resource Conservation District (RCD) to develop a fish barrier removal plan for the

*STATE COASTAL CONSERVANCY*  
*Public Meeting Minutes – November 6, 2008*

21 highest priority sites currently impeding fish passage in the Napa River basin. This authorization is subject to the condition that prior to the disbursement of any funds, the RCD shall submit for review and approval of the Executive Officer of the Conservancy:

1. A work program, budget, and schedule;
2. The names and qualifications of any contractors or subcontractors that the RCD intends to employ to implement the project;
3. Evidence that all necessary permits and approvals to implement project have been obtained;
4. Evidence that all funds necessary to complete this phase of the project have been secured.”

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 of Chapter 4.5 of Division 21 of the Public Resources Code, Sections 31160-31165, regarding the San Francisco Bay Area Conservancy Program;
2. The proposed project is consistent with the Project Selection Criteria and Guidelines, last updated by the Conservancy on September 20, 2007.”

**C. BAHIA WETLAND RESTORATION**

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of \$95,000 (ninety-five thousand dollars) to Marin Audubon Society, to be re-paid from the Wildlife Conservation Board (WCB), for work in support of the restoration goals of the *San Francisco Baylands Ecosystem Habitat Goals Report* to complete the restoration of seasonal and tidal wetlands located at the Bahia Lagoon, Marin County, subject to the following conditions:

Prior to disbursement of any funds under this authorization:

1. There shall be in place a fully executed Memorandum of Understanding between the Conservancy and the Wildlife Conservation Board (WCB) authorizing the project as an “approved project” under WCB Agreement Number WC-3032BT.
2. Marin Audubon Society shall submit the following for the review and written approval of the Executive Officer of the Conservancy:
  - a. A detailed work plan for the project components, including a final budget and schedule.

*STATE COASTAL CONSERVANCY  
Public Meeting Minutes – November 6, 2008*

- b. The names and qualifications of any contractors to be retained to carry out the project components.
- c. Evidence that all permits and approvals necessary to undertake the project have been obtained.
- d. A signing plan acknowledging the Conservancy's funding of the project components.
- e. All project work shall be undertaken in compliance with the requirements of all permits and approvals and Marin Audubon Society shall assure implementation of the Mitigation, Monitoring and Reporting Program for the project (attached to the accompanying staff recommendation as Exhibit 4F)."

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 Project Selection Criteria and Guidelines, last updated by the Conservancy on September 20, 2007.
- 2. The proposed authorization is consistent with the purposes and objectives of Chapter 4.5 (Sections 31160-31165) of Division 21 of the Public Resources Code regarding the enhancement and restoration of wetlands in the San Francisco Bay Area.
- 3. The Conservancy has independently reviewed and considered the Environmental Impact Report certified by the California Department of Fish and Game on August 10, 2006 and the Mitigation and Monitoring Report attached as Exhibit 4F to the accompanying staff recommendation, and finds that the Bahia Marsh Restoration project, as mitigated, avoids, reduces or mitigates any potential significant environmental effects to a level of insignificance and that there is no substantial evidence that the project as mitigated will have a significant effect on the environment, as defined in 14 California Code of Regulations Section 15382.
- 4. 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."

**D. DRAPEAU PROPERTY**

Resolution:

"The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed ninety-six thousand dollars (\$96,000) to the Ojai Valley Land Conservancy to acquire and prepare a stewardship plan for approximately 53.50 acres of land commonly known as the Drapeau property (Ventura County Assessor's Parcel Number 061-0-150-260) in and along the Ventura River in Ventura County to protect

*STATE COASTAL CONSERVANCY  
Public Meeting Minutes – November 6, 2008*

significant coastal resource areas. This authorization is subject to the following conditions:

1. Prior to the disbursement of funds for acquisition, the Ojai Valley Land Conservancy (OVLC) shall submit for the review and approval of the Executive Officer of the Conservancy all relevant acquisition documents, including but not limited to the appraisal, environmental assessments, agreement of purchase and sale, escrow instructions, and documents of title necessary to the acquisition.
2. The OVLC shall pay no more than fair market value for the property.
3. The OVLC shall permanently dedicate the property for habitat and resource protection, open space preservation, and public access (to the extent compatible with habitat and resource protection) in a manner acceptable to the Conservancy's Executive Officer.
4. The OVLC shall acknowledge Conservancy funding by erecting and maintaining on the Drapeau property, or at another approved location, a sign that has been reviewed and approved by the Conservancy's Executive Officer.
5. Prior to disbursement of funds for preparation of the stewardship plan, the OVLC shall submit for the review and approval of the Conservancy's Executive Officer a work plan and the names and qualifications of any contractors that the grantee intends to employ to carry out that 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 the purposes and objectives of Chapter 8 of Division 21 of the Public Resources Code (Sections 31350-31356) regarding reservation of significant coastal resource areas and with Section 31111 regarding the funding of plans.
2. The proposed authorization is consistent with the current Project Selection Criteria and Guidelines."
3. The Ojai Valley Land Conservancy is a nonprofit organization existing under the provisions of 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. CANAL BOULEVARD**

Resolution:

The State Coastal Conservancy (the "Conservancy") hereby authorizes disbursement of an amount not to exceed \$97,000 (ninety-seven thousand dollars) to the City of Richmond (the "City") to construct a 465-foot-long segment of the San Francisco Bay Trail along Canal Boulevard. Prior to the disbursement of funds the District shall

*STATE COASTAL CONSERVANCY*  
*Public Meeting Minutes – November 6, 2008*

submit for the review and approval of the Executive Officer of the Conservancy, the following:

1. A work program, including project schedule and budget, and the names of any contractors to be employed on the project.
2. Evidence that all permits and approvals necessary 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 project is consistent with the current Project Selection Criteria and Guidelines, last updated by the Conservancy on September 20, 2007.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 4.5 of Division 21 of the Public Resources Code, regarding the San Francisco Bay Area Conservancy Program.”

Moved and seconded. All consent items were approved by a vote of 4-0.

**4. EXECUTIVE OFFICER REPORT**

Executive Officer report was presented in this order:

Executive officer gave the board a report on Bond fund status.

- A.** Adoption of 2009 Conservancy Meeting Schedule. Moved and 2<sup>nd</sup> to adopt a modified schedule, as follows:

Thursday, February 26	San Diego
Thursday, April 2	San Francisco Bay
Thursday, June 4	Sacramento
Thursday, September 24	San Mateo Coast
Thursday, October 29	Mendocino
Thursday, December 3	Ventura

Approved by a vote of 4-0.

- B.** Fish Passage Presentation – Michael Bowen of the Conservancy presented a power point presentation on Conservancy projects to remove barriers to fish passage and the accomplishments of these projects.

*STATE COASTAL CONSERVANCY  
Public Meeting Minutes – November 6, 2008*

- C. Big Sur Land Trust Presentation – Bill Lahey, Director of Big Sur Land Trust gave a power point presentation about the Land Trusts Carmel River Parkway program, which the board toured on Nov. 5, 2008.
  
- D. Climate Change Report - Nadine Hitchcock, Deputy Executive Officer presented a proposal to adopt some new criteria and guidelines related to Climate Change for potential Conservancy grantees. The board indicated general support for the direction staff is taking with regard to the climate change project selection criteria. Ms. Hitchcock indicated that staff would solicit input from Conservancy stakeholders and present the board with a final set of criteria and guidelines and criteria to approve at its next meeting.

**CENTRAL COAST**

**5. WATSONVILLE SLOUGH ACQUISITIONS**

Laura Engeman of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Terry Corwin, Executive Director, Land Trust of Santa Cruz County.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to \$7,180,000 (seven million one hundred eighty thousand dollars), including an amount of up to \$680,000 (six hundred eighty thousand dollars) of funds from the U.S. Fish and Wildlife Service, to the Land Trust of Santa Cruz County for the purpose of acquiring Santa Cruz County Assessor’s Parcel Nos. 052-221-19, 052-081-35, 052-081-37 and 052-081-34, consisting of approximately 486 acres commonly known as the Watsonville Slough Property (Property) in the County of Santa Cruz, subject to the following conditions:

1. Prior to the disbursement of funds for acquisition of any portion of the Property, the Land Trust of Santa Cruz County (Land Trust) shall submit for the review and approval of the Executive Officer of the Conservancy (Executive Officer):
  - a. All relevant acquisition documents, including, without limitation, the appraisal, purchase agreement, escrow instructions, environmental or hazardous materials assessment and title report.
  - b. Evidence that sufficient funds are available to complete the acquisition.
2. The Land Trust shall pay no more than fair market value for the Property, as established in an appraisal approved by the Executive Officer.

*STATE COASTAL CONSERVANCY  
Public Meeting Minutes – November 6, 2008*

3. The Land Trust shall permanently dedicate the Property for agriculture, habitat preservation, open space and public access purposes, through an appropriate instrument approved by the Executive Officer consistent with Public Resources Code Section 31116.
4. The Land Trust, with the assistance of the U.S. Fish and Wildlife Service and the California Department of Fish and Game, shall prepare a management plan for the Property consistent with Fish and Game Code Section 2794.
5. Conservancy funding shall be acknowledged by erecting and maintaining signs on the Property, the design and location of which has been approved by the Executive Officer.
6. The Land Trust shall submit an estimate of revenue to be received from activities on the Property and prepare budget reports for written approval 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 current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapters 5.5 and 6 of Division 21 of the Public Resources Code (Sections 31220 and 31251-31270), with respect to integrated coastal and marine resources protection and enhancement of coastal resources.
3. The Property has been identified in the Santa Cruz County Local Coastal Program (LCP) as an environmentally sensitive habitat area which should be preserved and restored.
4. The 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.”

Moved and seconded. Approved by a vote of 4-0.

**6. WILD CHERRY CANYON**

Tim Duff of the Coastal Conservancy presented the Staff recommendation.

Speaking in favor of the Staff Recommendation: Bruce Gibson, Supervisor, San Luis Obispo County; Kara Blakeslee, American Land Conservancy; Sally Kay, for Assemblyman Sam Blakeslee; Robert Stephens, Board of Directors, American Land Conservancy; Elizabeth Scott-Graham, San Luis Obispo County Conservationist; Kathy Longacre, SLO Post; Steven Marx, Sierra Club, Santa Lucia Chapter; Jan Marx, Environmental Center of San Luis Obispo County; Chris Barrett.



*STATE COASTAL CONSERVANCY  
Public Meeting Minutes – November 6, 2008*

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to \$5,000,000 (five million dollars) to the American Land Conservancy (ALC) for the purpose of acquiring San Luis Obispo County Assessor Parcel Nos. 076-161-001, 002, 004 (portion); 076-171-017, 021; and 076-172-013, as shown in Exhibit 2 to the accompanying staff recommendation, consisting of approximately 2,400 acres commonly known as the Wild Cherry Canyon Property (Property) within San Luis Obispo County subject to the following conditions:

1. Prior to the disbursement of funds for the acquisition, ALC shall submit for the review and approval of the Executive Officer of the Conservancy (Executive Officer):
  - a. All relevant acquisition documents for both the leasehold acquisition and for fee title acquisition, including, without limitation, the appraisal, purchase agreement, leasehold and its amendments, if any, 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.
  - c. Evidence that the acquisition includes a fully executed appropriate instrument for transfer of fee title of the Property by December 31, 2025 from Eureka Energy Company, a subsidiary of Pacific Gas and Electric Company or its successor-in-interest to a public agency or a nonprofit organization acceptable to the Executive Officer.
2. The ALC shall pay no more than fair market value based upon an appraisal of the Property.
3. The ALC shall permanently dedicate the Property for habitat preservation, open space protection and public access through an appropriate instrument approved by the Executive Officer consistent with Public Resources Code Section 31116.
4. Conservancy funding shall be acknowledged by erecting and maintaining a sign or signs on the Property, the design and location of which to be reviewed and 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 Project Selection Criteria and Guidelines, last updated by the Conservancy on September 20, 2007.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 8 of Division 21 of the Public Resources Code, regarding the reservation of significant coastal resource areas.

*STATE COASTAL CONSERVANCY*  
*Public Meeting Minutes – November 6, 2008*

3. The ALC 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 by a vote of 4-0.

**NORTH COAST**

**7. MCNAMARA DAIRY**

Michael Bowen of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby amends its prior authorization of June 30, 2004 by authorizing the disbursement of an amount not to exceed \$770,000 (seven hundred thousand dollars) to the Northcoast Regional Land Trust to acquire the approximately 77-acre McNamara Dairy, Humboldt County Assessors Parcel Numbers 520-191-021, 520-201-009, and 520-211-006, as shown on Exhibit 1 to the accompanying staff recommendation, subject to the following conditions:

1. Prior to the disbursement of any Conservancy funds for the acquisition, the Northcoast Regional Land Trust shall submit for the review and approval of the Executive Officer of the Conservancy:
  - a. All relevant acquisition documents, including, without limitation, the appraisal, purchase agreement, escrow instructions, environmental or hazardous materials assessment and title report(s).
  - b. Evidence that sufficient funds are available to complete the acquisitions.
2. The Northcoast Regional Land Trust shall pay no more than fair market value for the property, as established in an appraisal approved by the Executive Officer.
3. The Northcoast Regional Land Trust shall permanently dedicate the property for habitat preservation, open space protection, public access and agricultural use through an irrevocable offer to dedicate the property or other instrument approved by the Executive Officer of the Conservancy.
4. Any revenue generated from the agricultural uses on the property will only be used to manage and maintain the property consistent with the acquisition purposes or to enhance habitat at the adjacent Redwood Creek estuary.
5. Conservancy funding shall be acknowledged by erecting and maintaining a sign on the property the design and location of which has been reviewed and approved by the Executive Officer.”

*STATE COASTAL CONSERVANCY*  
*Public Meeting Minutes – November 6, 2008*

Findings:

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

1. The proposed project and acquisition are consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 4 (Sections 31150-31156) of Division 21 of the Public Resources Code, regarding the preservation of agricultural land.
3. The proposed authorization is consistent with the purposes and objectives of Chapter 6 (Sections 31251-31270) of Division 21 of the Public Resources Code, regarding the enhancement of coastal resources. The Redwood Creek estuary adjacent to the property is identified in the Humboldt County North Coast Area Plan of the Humboldt County Local Coastal Program as an area in need of resource enhancement.
4. The Northcoast Regional Land Trust is a non-profit organization existing under section 501(c) (3) of the Internal Revenue Service code whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved by a vote of 4-0.

**SAN FRANCISCO BAY AREA**

**8. SOUTH BAY SALT PONDS RESTORATION PROJECT**

Brenda Buxton of the Coastal Conservancy presented the Staff Recommendation

Resolution:

“The State Coastal Conservancy hereby authorizes:

1. The disbursement of up to \$4,250,000 (four million two hundred fifty thousand dollars) for construction, adaptive management activities and applied scientific studies, engineering and environmental services, and project management and related activities associated with implementation of Phase I of the South San Francisco Bay Salt Pond (SBSP) Restoration as follows:
  - a. Disbursement of up to \$2,050,000 (two million fifty thousand dollars) to the U.S. Fish and Wildlife Service (FWS) for construction of the Pond SF2 and Bayfront Park projects, subject to the following conditions:
    - i. Prior to the disbursement of any Conservancy funds for any one of the projects, the FWS shall submit for the review and approval of the Conservancy’s Executive Officer a work program for that project, including schedule and budget, and the names of any contractors it intends to use to complete the project.

*STATE COASTAL CONSERVANCY*  
*Public Meeting Minutes – November 6, 2008*

- ii. In carrying out the project, FWS shall comply with all applicable mitigation and monitoring measures that are identified in the South Bay Salt Pond Restoration Project Environmental Impact Statement and Environmental Impact Report (EIS/R) that was certified with findings by the California Department of Fish and Game on March 11, 2008.
  - b. Disbursement of up to \$1,500,000 (one million five hundred thousand dollars) to the Resources Legacy Fund (RLF) for adaptive management and applied studies, including, without limitation, applied studies of whether and how island density and shape, vegetation types, density, and distribution, and human activities significantly affect birds or other target species on short or long timescales, subject to the condition that prior to the disbursement of any Conservancy funds for any study, RLF shall submit for the review and approval of the Conservancy's Executive Officer a work program for that study, including schedule and budget, and the names of any contractors it intends to use to complete the study.
  - c. Disbursement of up to \$700,000 (seven hundred thousand dollars) for engineering and environmental services and project management and related activities to support implementation of Phase 1 of the SBSP Restoration.
2. The disbursement of up to an additional \$300,000 (three hundred thousand dollars), as in-kind services or cash as the Conservancy's share of increased costs under the Feasibility Cost Share Agreement with the U.S. Army Corps of Engineers and Santa Clara Valley Water District for the South San Francisco Bay Shoreline Study, authorized by the Conservancy on December 2, 2004."

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 the purposes and objectives of 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.
3. The Conservancy has independently reviewed and considered the information contained in the South Bay Salt Pond Restoration Project Environmental Impact Statement and Environmental Impact Report (EIS/R) that was certified with findings by the California Department of Fish and Game on March 11, 2008 in order to comply with the California Environmental Quality Act ("CEQA").
4. The EIS/R identifies potential significant effects from implementation of Phase I projects of the South Bay Salt Pond Restoration Project, including the projects proposed in this authorization. Based on the design and approach of the Phase I projects, no potential significant effects are identified with the implementation of the Bayfront Park overlook project in the Ravenswood Pond Complex. However,

*STATE COASTAL CONSERVANCY  
Public Meeting Minutes – November 6, 2008*

the EIS/R identifies potential significant effects from implementation of the Pond SF2 project in the areas of Water Quality, Air Quality, Traffic, Noise, Cultural Resources, Utilities and Cumulative Impacts. With regard to these impacts, the Conservancy finds that the Pond SF2 project, as modified by incorporation of the mitigation measures identified in the EIS/R, avoids, reduces or mitigates all of the possible significant environmental effects of the project except for the Cumulative Impacts identified in finding 5, below.

5. Construction of the Pond SF2 project may result in “significant and unavoidable” Cumulative Impacts in the areas of Hydrology (flooding risk) and Water Quality (potential for discharge of water with low dissolved oxygen). Specific environmental and other benefits of the project described in the accompanying staff recommendation and detailed in the EIS/R outweigh and render acceptable these unavoidable adverse environmental effects because the project will result in the long-term environmental benefits of restoring native habitat for the threatened snowy plover, migratory shorebirds, and for other plant and animal species that otherwise would be threatened by loss of critical habitat.
6. Alternatives to the Pond SF2 project analyzed in the EIS/R are infeasible in that they do not achieve the project objectives of habitat restoration, wildlife-oriented public access, and flood protection and will result in the same or greater environmental impact and will not produce the same environmental benefit as the proposed project.
7. The Resources Legacy Fund is a nonprofit organization existing under Section 501(c)(3) of the U.S. Internal Revenue Code, whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved by a vote of 4-0.

**9. LAGUNA INTERPRETIVE CENTER**

Amy Hutzler of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Dan Sherman, Director, Laguna de Santa Rosa Foundation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed \$700,000 (seven hundred thousand dollars) to the Laguna de Santa Rosa Foundation (“the Foundation”) for the construction of the Laguna Interpretive Center overlooking the main channel of the Laguna de Santa Rosa. Prior to disbursement of Conservancy funds:

1. The Foundation shall submit for the review and written approval of the Executive Officer of the Conservancy a detailed work program, schedule, and budget, a sign plan acknowledging the Conservancy, the names and qualifications of any contractors to be employed in carrying out the project, and proof that the remaining non-state money has been secured.

*STATE COASTAL CONSERVANCY  
Public Meeting Minutes – November 6, 2008*

2. The Foundation, the Conservancy and the City of Santa Rosa, the owner of the property on which the Laguna Interpretive Center is to be built, shall enter into and record an agreement pursuant to Public Resources Code Section 31116(c) that is sufficient to protect the public interest.
3. The Foundation shall provide written confirmation from the Sonoma County Agricultural Preservation and Open Space District (District), the holder of a Conservation Easement over the project site, that the improvements proposed for construction under this authorization are permitted under the Conservation Easement.”

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 the San Francisco Bay Area Conservancy Program, Chapter 4.5 of Division 21 of the Public Resources Code Sections 31160-31165.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines last updated by the Conservancy on September 20, 2007.
3. The Laguna de Santa Rosa Foundation 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 by a vote of 4-0.

## **STATEWIDE**

### **10. CALIFORNIA COASTAL TRAIL**

Tim Duff of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Una Glass, Executive Director, Coastwalk; Fran Gibson

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed \$600,000 (six hundred thousand dollars) to the nonprofit organization Coastwalk, Inc. to sign and map existing and new segments of the California Coastal Trail, and to provide information about the trail to the public. This authorization is subject to the condition that prior to the disbursement of any funds, Coastwalk shall submit for the review and approval of the Executive Officer of the Conservancy a work program, budget, schedule, and the names of any contractors to be employed in carrying out the project.”

Findings:

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

*STATE COASTAL CONSERVANCY*  
*Public Meeting Minutes – November 6, 2008*

1. The proposed authorization is consistent with the purposes and objectives of Chapter 9 of Division 21 of the Public Resources Code, regarding the implementation of a system of public accessways to and along the state's coastline.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines last updated by the Conservancy on September 20, 2007.
3. Coastwalk 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 by a vote of 4-0.

**11. DEPUTY ATTORNEY GENERAL'S REPORT**

No report was given

**12. BOARD MEMBER COMMENTS**

No comments were given

**13. PUBLIC COMMENT**

Nate Herold, from the NOAA Coastal Services Center, spoke to offer assistance to the Conservancy in the areas of habitat mapping monitoring efforts, the use of high resolution LIDAR imagery, and as a resource for global warming impact and sea level rise.

**14. CLOSED SESSION**

There was no closed session

**15. ADJOURNMENT**

Meeting was adjourned at 12:25 pm