

STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
December 02, 2021

MEMBERS PRESENT:

Douglas Bosco (Public Member), Chair
Ann Notthoff (Public Member), Vice Chair
Joseph Alioto Jr. (Public Member)
Bryan Cash (Designated, Department of Natural Resources)
Linda Locklin (Designated, Coastal Commission)

OTHERS PRESENT:

Amy Hutzler, Executive Officer
Amy Roach, General Counsel

LOCATION:

Teleconference

MEETING START TIME: 10:03 A.M.

1. ROLL CALL

Douglas Bosco (Public Member), Chair
Ann Notthoff (Public Member), Vice Chair
Joseph Alioto Jr. (Public Member)
Bryan Cash (Designated, Department of Natural Resources)
Linda Locklin (Designated, Coastal Commission)

2. APPROVAL OF THE MINUTES of the Conservancy's September 23, 2021 public meeting.
Moved and seconded. Approved unanimously.

3. CONSENT ITEMS

Chair Bosco asked the board if any member requested any consent item be removed.

Hearing no such request, the following consent items were moved for approval, seconded, and approved unanimously:

A. RECOVERY OF THE SOUTHERN SEA OTTER

Resolution:

The State Coastal Conservancy hereby authorizes a grant of an amount not to exceed fifty-two thousand dollars (\$52,000) to Sea Otter Savvy ("the grantee") to conduct an educational outreach and community engagement program on responsible viewing of wild

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sea otters to reduce sea otter disturbance in Santa Cruz, Monterey, and San Luis Obispo counties.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.

Findings:

Based on the accompanying staff recommendation 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. Sea Otter Savvy is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code.

B. MYCELIUM YOUTH NETWORK

Resolution:

The State Coastal Conservancy hereby authorizes a grant of an amount not to exceed one hundred twenty thousand dollars (\$120,000) to Mycelium Youth Network (“the grantee”) to identify and plan up to four priority climate adaptation projects to be implemented at Metwest High School in Oakland, Alameda County.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (“Executive Officer”) the following:

1. A detailed work program, schedule, and budget, including provisions for acknowledging Conservancy funding.
2. Names and qualifications of any contractors to be retained in carrying out the project.

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Findings:

Based on the accompanying staff recommendation 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 the Climate Ready Program.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. Mycelium Youth Network is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code.

C. BATIQUITOS LAGOON ECOLOGICAL RESERVE

Resolution:

The State Conservancy hereby authorizes a grant of an amount not to exceed sixty-six thousand dollars (\$66,000) to Nature Collective (“the grantee”) to remove invasive plant species on 14.5 acres of coastal wetlands at the Batiquitos Lagoon Ecological Reserve in San Diego County.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Evidence that the grantee has entered into agreements sufficient to enable the grantee to implement, operate, and maintain the project.
6. The grantee shall comply with the project measures identified by the Rincon Band of Luiseño Indians in their letter dated October 6, 2021, regarding monitoring for cultural resources and actions to be taken if cultural resources are discovered in the project site.

Findings:

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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 corrective measures to enhance coastal resources.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. Nature Collective is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code.

D. HOLLISTER RANCH COASTAL ACCESS PROGRAM

Resolution:

The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed sixty thousand dollars (\$60,000) to augment previously authorized disbursements to contract for additional consultant services to facilitate development of a contemporary Hollister Ranch Coastal Access Program on the Gaviota Coast in Santa Barbara County.

Findings:

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

1. The proposed authorization remains consistent with Public Resources Code Sections 31111 and 31104, regarding the Conservancy's ability to undertake planning and feasibility studies and receive financial support from public sources to carry out the purposes of Division 21. The project also remains 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.

E. GOLDEN GATE NATIONAL RECREATION AREA AT HAWK HILL

Resolution:

The State Coastal Conservancy hereby authorizes a grant of an amount not to exceed two hundred and forty-two thousand dollars (\$242,000) to the Golden Gate National Parks Conservancy ("the grantee") to complete the final phase of the Hawk Hill Access Improvements Project within the Golden Gate National Recreation Area at Hawk Hill, Marin County.

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Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. In addition, to the extent appropriate, the Golden Gate National Parks Conservancy shall incorporate the guidelines of the Conservancy's 'Standards and Recommendations for Accessway Location and Development'.

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 Golden Gate Parks Conservancy is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code.

4. EXECUTIVE OFFICER HIRING SUBCOMMITTEE REPORT

Chair Bosco announced that at its November 3, 2021 meeting, the Conservancy appointed Amy Hutzel as the new Executive Officer by unanimous vote.

5. EXECUTIVE OFFICER REPORT

A. ADOPTION OF COASTAL ACCESS PROJECT STANDARDS

Amy Hutzel of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

The State Coastal Conservancy hereby adopts the Coastal Access Project Standards attached to the accompanying staff recommendation as Exhibit 1, which replaces the Conservancy's previous Coastal Accessway Standards in their entirety.

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Findings:

The State Coastal Conservancy finds that the Coastal Access Projects Standards attached to the accompanying staff recommendation as Exhibit 1:

1. Are consistent with and will support the Conservancy's implementation of Division 21 of the Public Resources Code.
2. Will help the Conservancy implement its Justice, Equity, Diversity, and Inclusion Guidelines.
3. Will help Conservancy staff consider, evaluate, and manage coastal access projects.

The Board discussed. Board member Alioto moved approval but with Coastal Access Project Standards as shown in Exhibit 1 to the staff recommendation revised to omit the second sentence of the third bullet within standard number 9. Motion was seconded. Approved unanimously.

- B.** Trish Chapman, Central Coast Regional Manager, presented the Hollister Access Program.

SOUTH COAST

6. IMPROVEMENTS TO THE ROBLES DIVERSION AND FISH PASSAGE FACILITY

Sam Jenniches of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

The State Coastal Conservancy hereby authorizes a grant of an amount not to exceed three hundred and seventy-nine thousand three hundred and fifty dollars (\$379,350) to the County of Ventura ("the grantee") to develop design criteria, preliminary design plans and alternatives refinement for improvements to the Robles Diversion and Fish Passage Facility in unincorporated Ventura County.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.

Findings:

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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 protection and restoration of fish and wildlife habitat in coastal watersheds.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.

Moved and seconded. Approved unanimously.

7. WEST COYOTE HILLS

Deborah Ruddock of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Alice Loya from the City of Fullerton.

Resolution:

The State Coastal Conservancy hereby authorizes a grant of an amount not to exceed ten million one hundred thirty-four thousand four hundred and fifty dollars (\$10,134,450) to the City of Fullerton (“the grantee”) to acquire a 13.7-acre property in the West Coyote Hills area of north Orange County known as Neighborhood 3 (a portion of APN 287-081-52) including (1) up to \$9,846,720 toward the total purchase price, and (2) up to \$287,730 toward estimated escrow and closing costs, subject to the following conditions:

1. Prior to the disbursement of funds for the acquisition, the grantee 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, escrow instructions, environmental or hazardous materials assessment, and title report;
 - b. A baseline conditions report; and
 - c. Evidence that sufficient funds are available to complete the acquisition.
2. The grantee shall pay no more than fair market value for the property, as established in an appraisal approved by the Executive Officer.
3. The property acquired under this authorization shall be managed and operated for open space preservation, habitat protection, watershed management, and public access. The property shall be permanently dedicated to those purposes by an appropriate 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 publicly viewable area, the design and location of which are to be approved by the Executive Officer.

Findings:

Based on the accompanying staff recommendation 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 Marine and Coastal Resources.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.

Moved and seconded. Approved unanimously.

NORTH COAST

8. RANCHES IN WESTERN MARIN COUNTY

Su Corbaley of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Nancy Scolari of the Marin Resource Conservation District

Resolution:

The State Coastal Conservancy hereby authorizes a grant of an amount not to exceed one million dollars (\$1,000,000) to the Marin RCD (“the grantee”) to develop and implement carbon farming plans that improve soil productivity, water sustainability and greenhouse gas sequestration for agriculture and watershed resiliency on ranches in western Marin County.

Prior to commencement of the planning phase of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.

Prior to implementing any carbon farming plan, the grantee shall submit for the review and written approval of the Executive Officer the following for each plan:

1. A detailed work program, schedule, and budget.

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2. A plan for acknowledgement of Conservancy funding.
3. Evidence that permits and approvals required to implement the project have been obtained.
4. Evidence that the grantee has entered into agreements sufficient to enable the grantee to implement, operate, and maintain the project.

The grantee shall monitor and ensure compliance with all permits for the project and with the provisions of the mitigation and monitoring plan incorporated into the Mitigated Negative Declaration, attached to the accompanying staff recommendation as Exhibit 4.

Findings:

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

1. The proposed project 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.
3. The Conservancy has independently reviewed and considered the “Mitigated Negative Declaration for the Marin Permit Coordination Program” adopted by the Marin Resource Conservation District on June 13, 2018 pursuant to the California Environmental Quality Act (“CEQA”) and attached to the accompanying staff recommendation as Exhibit 4. The Conservancy finds that the proposed project as designed and mitigated 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 that the project may have a significant effect on the environment, as defined in 14 Cal. Code Regulations Section 15382.

Moved and seconded. Approved unanimously.

9. SALMONID HABITAT IN HUNTER AND MCGARVEY CREEKS, TRIBUTARIES TO THE LOWER KLAMATH RIVER

Peter Jarausch of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

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The State Coastal Conservancy hereby authorizes a grant of an amount not to exceed three hundred thousand dollars (\$300,000) to the Yurok Tribe to enhance salmonid habitat in Hunter and McGarvey Creeks, tributaries to the lower Klamath River in Del Norte County.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Evidence that the grantee has entered into agreements sufficient to enable the grantee to implement, operate, and maintain the project.

In implementing the project, the grantee shall comply with all applicable mitigation measures described in the Initial Study/Mitigated Negative Declaration for a Master Agreement for Timber Operations and Road Management Discharge Requirements for Green Diamond Resource Company Northern California Timberlands.

The funds shall not be granted until the Coastal Commission has approved the Conservancy's use of Violation Remediation Account funds for this project.

Findings:

Based on the accompanying staff recommendation 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.
3. The Conservancy has independently reviewed and considered the Initial Study/Mitigated Negative Declaration for a Master Agreement for Timber Operations and Road Management Discharge Requirements for Green Diamond Resource Company Northern California Timberlands adopted by the California Department of Fish and Wildlife on May 18, 2010 pursuant to the California

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Environmental Quality Act (“CEQA”) and attached to the accompanying staff recommendation as Exhibit 2. The Conservancy finds that the proposed project as designed and mitigated 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 project may have a significant effect on the environment, as defined in 14 Cal. Code Regulations Section 15382.

Moved and seconded. Approved unanimously.

CENTRAL COAST

10. VETERAN’S HALL AND CONSTRUCT ADJACENT ACCESS FACILITIES IN THE TOWN OF CAYUCOS

Tim Duff of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

The State Coastal Conservancy hereby authorizes a grant of an amount not to exceed three hundred thousand dollars (\$300,000) to the County of San Luis Obispo (“the grantee”) to renovate the Veteran’s Hall and construct adjacent access facilities in the town of Cayucos.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Evidence that the grantee has entered into agreements sufficient to enable the grantee to implement, operate, and maintain the project.
6. To the extent appropriate, the grantee shall incorporate the standards of the Conservancy’s “Standards and Recommendations for Accessway Location and Development.”

Findings:

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Based on the accompanying staff recommendation 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 public access.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.

Moved and seconded. Approved unanimously.

11. PUBLIC COMMENTS ON NON-AGENDA ITEMS

There were numerous public comments regarding the Ballona Wetlands.

12. CONSERVANCY MEMBER COMMENTS

Board Member Alioto directed staff to send a letter to the Department of Fish and Wildlife about tribal engagement and public access at the Ballona Wetlands.

13. CLOSED SESSION

The Conservancy did not hold a closed session.

14. ADJOURNMENT

Meeting adjourned at 12:19 P.M.