

MINUTE ITEM

This Calendar Item No. C30
was approved as Minute Item
No. 30 by the State Lands
Commission by a vote of 2
0 at its 8-26-80
meeting.

CALENDAR ITEM

C30.

8/80
W 9972
Dorsey
PRC 5887

DREDGING PERMIT

APPLICANT: City of Morro Bay
Public Works Department
695 Harbor Street
Morro Bay, California 93442

AREA, TYPE LAND AND LOCATION:
Granted tide and submerged lands (minerals reserved) at Coleman Park, City of Morro Bay, San Luis Obispo County.

LAND USE: Remove a maximum of 20,000 cubic yards of drift sand at an approximate annual rate of 4,000 cubic yards to prevent burial of Park and adjacent area by blowing sand. Removed materials will be used in City construction projects or sold to removing contractors.

TERMS OF PROPOSED PERMIT:
Initial period: 5 years from August 1, 1980.

CONSIDERATION: Royalty \$0.25 cubic yard for material sold or placed on private property, or used for any private or commercial benefit.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner of upland.
Filing fee has been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 & 2.
B. Cal. Adm. Code: Title 2, Div. 3.

A 29

S 17

CALENDAR ITEM NO. C30. (CONTD)

OTHER PERTINENT INFORMATION:

1. A Negative Declaration was prepared by the City of Morro Bay, pursuant to CEQA and implementing regulations.
2. Staff review indicates that there will be no significant effect upon the identified environmental values.
3. Staff has prepared a permit document which includes all the above provisions. Said document is on file in the offices of the Commission.

APPROVALS OBTAINED:

City of Morro Bay.

EXHIBITS:

- A. Land Description. B. Location Map.
C. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN CERTIFIED BY THE CITY OF MORRO BAY, ON JUNE 23, 1980.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE STAFF TO ISSUE TO THE CITY OF MORRO BAY THE DREDGING PERMIT ON FILE IN THE OFFICES OF THE COMMISSION. SAID PERMIT SHALL BE ISSUED IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT WHICH WILL RESULT THEREFROM, AND THE PAYMENT OF A ROYALTY OF \$0.25 PER CUBIC YARD FOR MATERIALS SOLD OR USED FOR PRIVATE PURPOSES OR PLACED ON LANDS NOT WITHIN THE GRANT. SAID PERMIT SHALL ALLOW THE REMOVAL OF A MAXIMUM OF 20,000 CUBIC YARDS OF MINERALS OTHER THAN OIL, GAS AND GEOTHERMAL (WINDBLOWN SAND) AT AN APPROXIMATE ANNUAL RATE OF 4,000 CUBIC YARDS, FROM AN AREA OF GRANTED TIDE AND SUBMERGED LANDS AT COLEMAN PARK, MORRO BAY, SAN LUIS OBISPO COUNTY, FROM AUGUST 1, 1980, THROUGH JULY 31, 1985. SAID AREA IS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE EXPRESSLY MADE A PART HEREOF. MATERIAL REMOVED SHALL BE USED IN CITY CONSTRUCTION PROJECTS OR SOLD TO THE REMOVING CONTRACTORS.

EXHIBIT "A"
W 9972

COLEMAN PARK

41-7-76 PM

1" = 30'

DRIFTING SAND

40' SAND

20' REI (WIL)

AREA

20'

Public Picnic Area

Public Parking Area

6' Reinforced Concrete Fence



Play Equipment

COLEMAN AVE

Boundary

11 12 13 14 15

LOCATION MAP 1

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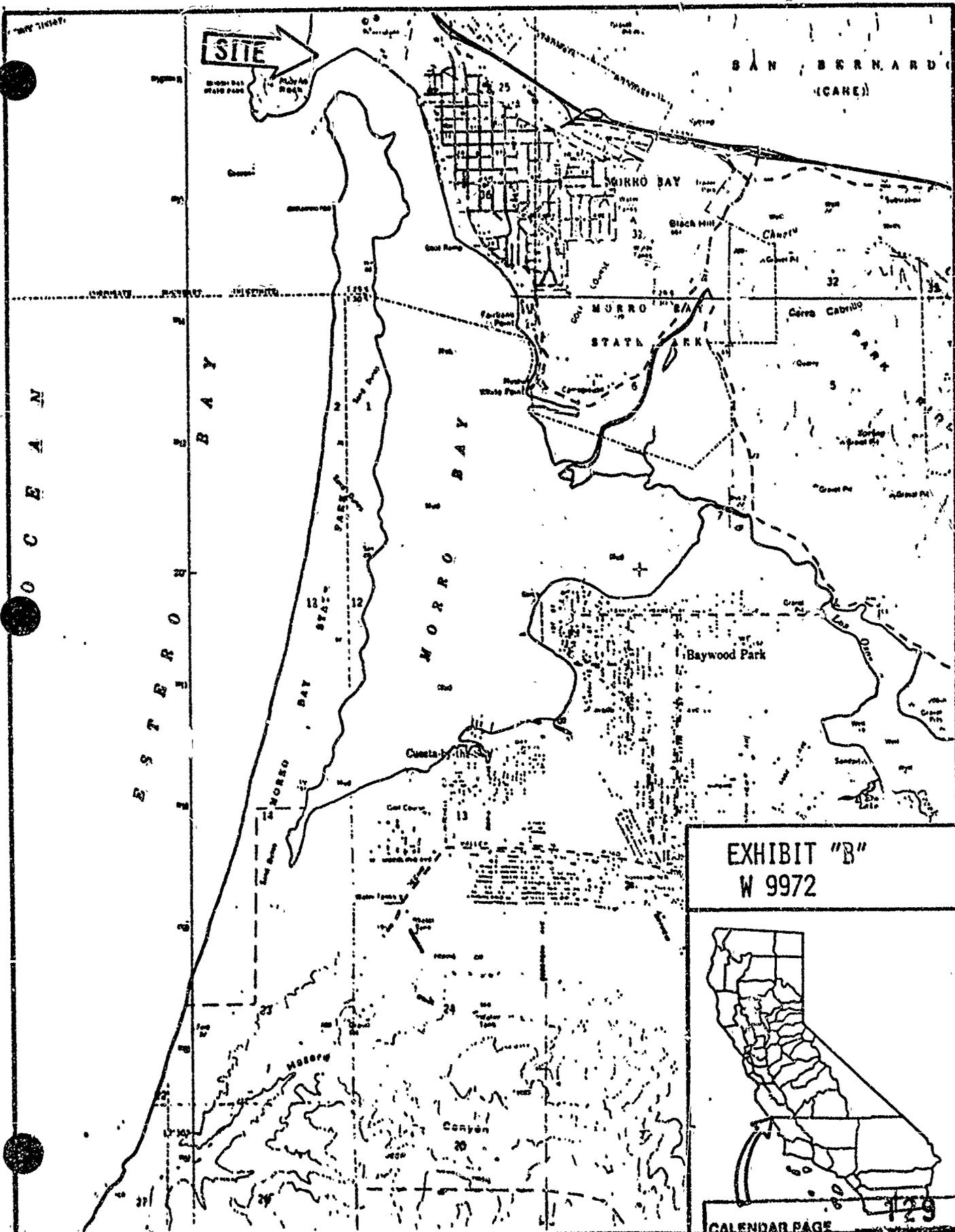


EXHIBIT "B"
W 9972



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RESOLUTION GRANTING NEGATIVE DECLARATION
59-80

WHEREAS, the City Council has conducted a public hearing to consider testimony and evidence relative to the environmental impact of removing, on an annual basis, wind-blown sand from Coleman Park and the area adjacent to the north fence of said park to act as a buffer zone against future sand encroachment, and

WHEREAS, the City Council finds that there will be no significant adverse environmental impact caused by the proposed sand removal,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Morro Bay that negative declaration status be granted to the annual sand removal project from Coleman Park and the adjacent area as allowed by the State Lands Commission Permit for said project.

On motion by J. Lemons, seconded by R. Anderson, and passed by the following vote, to wit:

AYES: Councilmen Anderson, Dorn, Lemons

NOES: None

The foregoing resolution confirms action taken by the Morro Bay City Council, City of Morro Bay, County of San Luis Obispo, State of California at a public meeting held on June 23, 1980.

Donald F. Guluzy
DONALD F. GULUZZY, City Clerk

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APPENDIX "B"

PRELIMINARY ENVIRONMENTAL DESCRIPTION FORM B1

(Request for Negative Declaration Status)

FOR OFFICE USE ONLY

Project Number Environmental Description (ED)-73-
Primary Entitlement
Requested
Fee Paid For Negative Declaration Status (NDS) Review
(Date) _____ Receipt # _____

NOTE: Not all projects will necessitate the preparation of an Environmental Impact Report. In order to make a determination as to whether any significant adverse environmental impacts may result from the proposed project, the following Preliminary Environmental Description must be filled out and submitted to the Environmental Coordinator for evaluation. Final determination for Negative Declaration status or the need for an Environmental Impact Report will be made by the City Council.

Completion of this form is not needed for categorical and related exemptions listed in Appendix "A". Determination as to whether the project is a Ministerial Project, Non-Project or falls within the Categorical Exempt classes as listed in Appendix A will be made by the Environmental Coordinator at the time the primary entitlement is applied for.

As soon as possible, the Environmental Coordinator will review the request for Negative Declaration status and forward his recommendations to the City Council for determination. (Please allow two weeks for review and determination). Also, processing of the primary entitlement application will not start until either Negative Declaration status has been granted or the required Environmental Impact Report has been approved by the City Council. (Once submitted to the Coordinator, please allow 6 to 8 weeks for review and approval of the Environmental Impact Report.)

Please answer the following questions to the best of your knowledge. If it is determined by the Coordinator that answers are not sufficient or incomplete, he will notify you and explain the areas that need further explanation.

1. Describe the proposed project, including its location, address, legal description, and the primary entitlement applying for, i.e. conditional use permit, variance, zoning, grading permit, parcel map, subdivision, etc.

a. Description of Project Annual removal of wind-blown sand
from Coleman Park and a 40-foot buffer zone to the north and
25 ft. to the west of said park.

b. Location Coleman Drive, City of Morro Bay.

c. Address Coleman Drive.

d. Legal Description and Assessors Parcel Number _____

See ATTACHED MAP

e. Primary Entitlement applying for Negative Declaration.

2. Site information: if more detail is needed, attach sheet:

a. Setting: urban, fringe, or rural Urban-Recreation Area.

b. Terrain: level to gently rolling (0-10%) ()
slopes (10-30%) ()
steep slopes (over 30%) ()

c. Hydrology: streams, lakes, or marshes on site.
No () Yes () Describe: _____

d. Proposed grading and land disruption Sand removal to original grade. No significant land disruption.

e. Vegetation: all natural vegetation already removed or altered ()
natural vegetation will be undisturbed ()
significant tree-cutting or vegetation removal proposed (describe number of trees, area affected, etc.) ()

No natural vegetation exists in the removal area. Area consists solely of wind-blown sand dunes.

f. Adjoining land: same use as proposed. Yes () No ()

Different use. Describe: Vegetated & unvegetated sand dunes.

g. Describe any other unique or significant features of the site: Area is currently a park site being inundated by blown sand.

3. Could the project disrupt or divide an established community or disrupt orderly, planned development or is it inconsistent Yes () No ()

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- with plans and goals that have been adopted by the community in which the project is located?
 Could it cause increased congestion or result in higher densities than desired by the community?
4. Could the project result in the temporary or permanent displacement or annoyance of neighboring community residents? Yes () No (X)
5. Could the project have an effect on natural, ecological, cultural or scenic resources of national, state, or local concern? Yes () No (X)
6. Is the project in an area characterized by unique physical features? Yes (X) No ()
 Is the project near the shoreline, near any natural or partially channelized flood plains, or on any hillsides visible to surrounding properties? Near retaining wall of Morro Bay.
7. Could views by neighboring property owners be disrupted by the project? Yes () No (X)
8. Could any geologic features (slide prone areas, earthquake faults, etc.) cause adverse conditions to result from this project? Yes () No (X)
9. Could the project disrupt or alter the appearance of the surroundings of a historic or archaeological site? Yes () No (X)
10. Could the project affect the potential use, extraction or conservation of a scarce natural resource? Yes () No (X)
11. Could the project affect the continued use of a recreational area or area of important aesthetic value? Yes (X) No ()
 Positive effect on recreational area.
12. Could any wildlife or unique vegetative communities be disrupted or displaced by the project? Yes () No (X)
 Could any wildlife migration patterns be disrupted by the project?
13. Could existing noise levels be increased by this project (including during its construction period) to the extent that present or future residents or passers-by would be annoyed to any degree? Yes () No (X)
 Would recreational or wildlife areas be detrimentally affected by noise increases?
14. Could the project increase air pollution levels in the area or exceed any existing air pollution standards? Particulate matter (dust) as well as chemical pollutants should be considered. Yes () No (X)

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15. Could any unique characteristics be introduced into the areas atmosphere, such as sonic booms, radiation, annoying electronic transmissions, vibrations, etc.? Yes () No (X)
16. Could the proposed project have any detrimental effect on existing water quality or quantities, of either surface or subsurface supplies. Yes () No (X)
17. Could the project disrupt or alter any of the items listed on the Physical Environment Checklist (attached) which are not specifically discussed above, including Land Resources, Water Resources, Air Resources, Noise Levels, or Biological Resources? Yes () No (X)
18. Could the project establish any precedents or facilitate any other projects of which the impacts of these may be significant? Could the project serve to encourage development of presently undeveloped areas or intensify development of already undeveloped areas? (Examples include the introduction of facilities such as streets, roads, water mains or sewerage lines in such a manner as to facilitate development or intensification of the use of an area). Yes () No (X)
19. Could the project generate a controversy? Yes () No (X)
20. Are there any feasible and less environmentally offensive alternatives to this project? Yes (X) No ()
 Long range sand dunes stabilization to the north and west will minimize blow sand.
21. If you have answered yes to one or more of the above questions, but still think the project will not or cannot have any significant environmental effects, indicate your reasons below:
6. The project is adjacent to the water edge of Morro Bay and close proximity to Estero Bay. However, the project will have no effect on the water line areas and will in fact enhance the recreational use of these areas.
11. Without the project sand will continue to encroach on Coleman Park until such time as it cannot serve its intended purpose.
20. Sand dune stabilization should be considered as a long range solution but will not serve as a solution within the next few years. In the meantime, sand removal is imperative or the park will be lost to dunes encroachment.

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SUBMITTED BY: John Bressan

DATE: 6/12/80

Mailing Address: 695 Harbor St.

Telephone: 772-2723

Marro Bay CA

Zip Code: 93442

FOR OFFICE USE ONLY

Zoning _____

Applicable Specific Plan _____

Applicable General Plan _____

Concerned Area Advisory Committee _____

Lead Agency _____ Secondary Agencies _____