

### COUNTY OF MENDOCINO IGNACIO 'NASH' ( DEPARTMENT OF PLANNING AND BUILDING SERVICES

860 North Bush Street · Ukiah · California · 95482 120 West Fir Street · Ft. Bragg · California · 95437

March 8, 2021

### AMENDED

Planning – Ukiah Department of Transportation Environmental Health - Ukiah/Fort Bragg Building Inspection - Fort Bragg Assessor Agriculture Commissioner Forestry Advisor Archaeological Commission Sonoma State University California Native Plant Society CALTRANS CALFIRE – Prevention CALFIRE – Resource Management Department of Fish and Wildlife Coastal Commission County Addresser- Russ Ford Cloverdale Rancheria Redwood Valley Rancheria Sherwood Valley Band of Pomo Indians Fort Bragg Fire Protection Authority

CASE#: CDP\_2018-0016 DATE FILED: 5/18/2018 OWNER/APPLICANT: BOB & JULIE EDWARDS JR <u>CORRECTED</u> REQUEST: An after-the-fact Coastal Development Permit request to remediate for major vegetation removal adjacent to and within a sensitive coastal resource area, including a riverine and wetland. ENVIRONMENTAL DETERMINATION: Statutory Exemption <u>CORRECTED</u> LOCATION: In the Coastal Zone, in the community of Little Valley, 6.3± miles north of Fort Bragg, on the east side of State Route 1, located at 26921 N Hwy 1, Fort Bragg; APN: 069-060-16. SUPERVISORIAL DISTRICT: 4 STAFF PLANNER: JULIANA CHERRY RESPONSE DUE DATE: March 22, 2021

#### **PROJECT INFORMATION CAN BE FOUND AT:**

https://www.mendocinocounty.org/government/planning-building-services/public-agency-referrals

Mendocino County Planning & Building Services is soliciting your input, which will be used in staff analysis and forwarded to the appropriate public hearing. You are invited to comment on any aspect of the proposed project(s). Please convey any requirements or conditions your agency requires for project compliance to the project coordinator at the above address, or submit your comments by email to <u>pbs@mendocinocounty.org</u>. Please note the case number and name of the project coordinator with all correspondence to this department.

We have reviewed the above application and recommend the following (please check one):

No comment at this time.

Recommend conditional approval (attached).

Applicant to submit additional information (attach items needed, or contact the applicant directly, copying Planning and Building Services in any correspondence you may have with the applicant)

Recommend denial (Attach reasons for recommending denial).

Recommend preparation of an Environmental Impact Report (attach reasons why an EIR should be required).

Other comments (attach as necessary).

**REVIEWED BY:** 

Signature \_\_\_\_

Department

Date \_\_\_\_

OWNER/APPLIC	ANT:	BOB & JULIE E EDWARD	DS JR			
CORRECTED REQUEST:		An after-the-fact Coastal Development Permit request to remediate for major vegetation removal adjacent to and within a sensitive coastal resource area, including a riverine and wetland.				
<u>CORRECTED</u> LOC			e community of Little Valley N Hwy 1, Fort Bragg (APN O	r, 6.3± miles north of Fort Bra 69-060-16).	gg, on the east side of	
APN/S:	069-060-	16-00				
PARCEL SIZE:	4.98 ACR	ES				
GENERAL PLAN: Coast ZONING: Menc			al (RR2:R) . Rural Residential District (	RR:2)		
EXISTING USES:	Residenti	al				
DISTRICT: RELATED CASES:	4					
	ADJAC	ENT GENERAL PLAN	ADJACENT ZONING	ADJACENT LOT SIZES	ADJACENT USES	
NORTH:		Residential (RR)	RR2	1-4 acres	Residential	
EAST:		al Residential (RR)	RR2	5 acres	Residential	
SOUTH:	Bur	al Residential (RR)	RR2	2-3 acres	Residential	
WEST:		al Residential (RR)	RR2	11 acres	Residential	

REFERRAL AGENCIES				
LOCAL				
Agricultural Commissioner	Fort Bragg Fire Protection Authority	🛛 California Native Plant Society		
Archaeological Commission	🛛 Planning Division Ukiah	☑ CALTRANS		
☑ Assessor's Office	🛛 Sonoma State University	<u>TRIBAL</u>		
Building Division Fort Bragg	<u>STATE</u>	🖾 Cloverdale Rancheria		
🖾 County Addresser	🖾 CALFIRE (Prevention)	🖾 Redwood Valley Rancheria		
Department of Transportation (DOT)	CALFIRE (Resource Management)	Sherwood Valley Band of Pomo Indians		
🖾 Environmental Health (EH)	🛛 California Coastal Commission			
⊠ Forestry Advisor	🛛 California Dept. of Fish & Wildlife			

#### **ADDITIONAL INFORMATION:**

- Please send comments to cherryj@mendocinocounty.org. Thank you .
- October 15, 2020, Botanical Survey Report is included for your review and comment. The Coastal Permit Administrator considered application CDP\_2018-0016 on March 27, 2019. The matter was continued and the applicant was required to provide an updated project statement; required to identify a biologist to conduct the required biological survey (or correct deficiencies with the previously submitted survey, as identified by CDFW) and include a timeline for completion; and required to provide a completed biological survey conforming to protocols.
- Historic aerial imagery depicts the site a mostly shaded by tree canopy. In violation of County Codes, the property owner removed vegetation without an approved Coastal Development Permit. Work was completed adjacent and within the riparian area east of State Route 1 and within the riparian area of the existing residence. Additional vegetation was removed after the application was filed.

**STAFF PLANNER: J CHERRY** 

**DATE:** 3/8/2021

#### **ENVIRONMENTAL DATA**

<b>1. MAC</b> :	<b>13. AIRPORT LAND USE PLANNING AREA:</b>
<i>NO</i>	NO
<b>2. FIRE HAZARD SEVERITY ZONE:</b>	<b>14. SUPERFUND/BROWNFIELD/HAZMAT SITE:</b>
Moderate Fire Hazard Rating	NO
<b>3. FIRE RESPONSIBILITY AREA:</b>	<b>15. NATURAL DIVERSITY DATABASE:</b>
Fort Bragg Rural Fire Protection District	YES
<b>4. FARMLAND CLASSIFICATION:</b>	<b>16. STATE FOREST/PARK/RECREATION AREA ADJACENT:</b>
Range and grazing lands	NO
5. FLOOD ZONE CLASSIFICATION:	<b>17. LANDSLIDE HAZARD:</b>
NO	NO
6. COASTAL GROUNDWATER RESOURCE AREA:	<b>18. WATER EFFICIENT LANDSCAPE REQUIRED:</b>
Sufficient Water Resources	NO
<b>7. SOIL CLASSIFICATION:</b>	<b>19. WILD AND SCENIC RIVER:</b>
Western Soils Types: 214, 204, and 181	NO
8. PYGMY VEGETATION OR PYGMY CAPABLE SOIL:	<b>20. SPECIFIC PLAN/SPECIAL PLAN AREA:</b>
NO	NO
9. WILLIAMSON ACT CONTRACT: NO	21. STATE CLEARINGHOUSE REQUIRED:
<b>10. TIMBER PRODUCTION ZONE:</b>	<b>22. OAK WOODLAND AREA:</b>
NO	NO
<b>11. WETLANDS CLASSIFICATION:</b>	<b>23. HARBOR DISTRICT:</b>
Freshwater Forested Shrub Wetland.	NO
12 FARTHOUAKE FALILT ZONE:	

# **12. EARTHQUAKE FAULT ZONE:** *NO*

### FOR PROJECTS WITHIN THE COASTAL ZONE ONLY

# 24. LCP LAND USE CLASSIFICATION: LCP Land Use maps/GIS

Rural Residentail

## 25. LCP LAND CAPABILITIES & NATURAL HAZARDS:

High Productivity Timberland

#### **26. LCP HABITATS & RESOURCES:** LCP Habitat maps/GIS; 20.496 *Woodland & riparian habitat*

#### 27. COASTAL COMMISSION APPEALABLE AREA:

Post LCP Certification Permit and Appeal Jurisdiction maps/GIS; 20.544  $\ensuremath{\textit{Yes}}$ 

28. CDP EXCLUSION ZONE: CDP Exclusion Zone maps/GIS NO

#### 29. HIGHLY SCENIC AREA: Highly Scenic & Tree Removal Area Maps/GIS; Secs. 20.504.015, 20.504.020 NO

#### **30. BIOLOGICAL RESOURCES & NATURAL AREAS:** Biological Resources & Natural Area Map; GIS; General Plan 4-9 *Two observed riverines*

# **31. BLUFFTOP GEOLOGY:** GIS; 20.500.020

NO

### COUNTY OF MENDOCINO DEPT OF PLANNING AND BUILDING SERVICES

120 WEST FIR STREET FORT BRAGG, CA 95437 Telephone: 707-964-5379 FAX: 707-961-2427 pbs@cc.mendocino.ca.us



Case No(s)	CDP-2018-0016
CDF No(s)	
Date Filed	5-18-2018
Fee	\$11,229
Receipt No.	
Received by	Bill Kinser
a.	Office Use Only

# 

<u> </u>	PPLICANT		a Maria da Antara di Karanta da porta dan karanta ngi karata pana ang karanta pana ang karanta karanta da karan	
Name	Bob and Julie Edwa	ards		
Máiling Address	26921 North Highw	ay 1		
City	Fort Bragg	CA State	95437	707-962-1628
Conj			Zip Code	Phone
	ROPERTY OWNE			
(	Same as Applicant		in francésie and an	n an
Name Mailing	11			
Address				
City		State	Zip Code	Phone
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C PAR	CEL SIZE		DDRESS OF PROJE	CT
5 (alm	OSt) Square fe		Highway 1, Fort Brage	
	Acres		rightay 1, 1 on Brage	
- AS	SESSOR'S PARCI 60-16	EL NUMBER(S) -		
03-0	00-10			

I certify that the information submitted with this applicatio	n is true and accurate.	
Signature of Applicant/Agent Date	Julie John Signature of Owner	7/16/17 Date

	COASTAL Z	ONE - SITE AND	PROJECT
	DESCRI	PTION QUESTION	INAIRE
picture	es Department and other agencies we that your give us of your project and	ate information concerning your applicati tho will be reviewing your project propose and the site, the easier it will be to prompt ich do not pertain to your project, please	sal. Please remember that the clearer ly process your application. Please
		THE PROJECT	
1.	Describe your project and include removal, roads, etc.	secondary improvements such as wells,	septic systems, grading, vegetation
Please	e see the attached document	for the full project proposal.	
2.	If the project is residential, please c	omplete the following:	
	TYPE OF UNIT	NUMBER OF STRUCTURES	SQUARE FEET PER DWELLING UNIT
	X     Single Family       Mobile Home       Duplex	3	2900. 1500. 80
	Multifamily		
	If Multifamily, number of dwelling	units per building:	
3.	If the project is commercial, industr	ial, or institutional, complete the following	<b>ζ</b> :
	Total square footage of structures:	NA NA	
	Estimated employees per shift: Estimated shifts per day:	NA	
	Type of loading facilities proposed:	NA	
4.	Will the proposed project be phased If Yes, explain your plans for phasin		
a. 100	o time and money resources the provident of the provident	his is the development plan. /egetation removed. c. Level th	e pile of dirt in the meadow.

Attachment to Coastal Zone – Site and Project description questionnaire. Question 1:

a. 100 foot defensible space, SOD, diseased trees

First priority is to establish a 100 foot defensible space around the residence and ceremonial tea house. Most of the defensible space has been accomplished. We believe this is important as we have charred tree stumps near the residence, and with another drought our residence would be in harm's way. NOTE: This project exists in the SRA.

Second priority is to remove the dead and dying Tan Oaks. We are in a SOD (Sudden Oak Death) area. Some trees have lost all their leaves. About 35 Tan Oaks have been removed by the property owner due to SOD. Ten of these trees had split limbs or broken tree limbs. PG&E, through their vendor, has been removing trees in the utility easement. Some of these trees are dead; others have limbs crossing the high voltage power lines. PG& E has been out twice to remove trees in the easement, and is scheduled to return with a target to remove eight additional trees. SOD causes the tree trunk and tree limbs to weaken, this can be sudden.

Third priority is to remove diseased, damaged, aged trees on the property that are "widow makers". These include Bull Pine and White Spruce.

b. Widen Easement

The Fort Bragg Fire Chief has done an assessment of the easement to the North and East side of our property and has determined we need to widen the easement by removing the gate (done), and clearing vegetation to allow a large fire engine(s) to have access. This future easement widening will result in a few redwood trees (now capped) and 3 white spruce trees being removed in the easement.

c. Power Lines

The property has power lines on the North, East, and parts of the Southern Boundary. The property has cable/TV and telephone lines on the Western boundary of the property. We will continue to clear trees, and sometimes bushes in the utility easement of our property. As mentioned above PG&E has been helpful in this issue.

#### d. Change in Zoning

We initially requested a change in zoning to Agriculture, but with this addition to the Application, we are not requesting a change in zoning. We sent Cal Fire a letter, per instructions with this application, about preliminary clearance. We received our Cal Fire letter (March 13, 2018). Cal Fire requested we talk to them, and the result of that phone conversation is to plant trees and to replace old dead trees in areas where trees existed previously.

### e. Replanting of Trees

Where trees were we will replant trees. Where meadows or lawn existed we will keep these areas mowed. We would like to plant some blueberry bushes on the property, and they are members of the same plant family as native Huckleberry plants. Huckleberry plants really like our property. We are contacting Sarah Bradley, a wildlife Biologist, to help us with the plan of replanting.

#### f. Fencing

We wish to enclose the property with fencing. The perimeter fencing will be either weaved hog wire or hog panel fencing, at 6 feet. On our South boundary, between theEdwards' and the Brown's we will extend the privacy fence up to 75 feet longer. We want the perimeter fencing to keep our pets safe. We received a phone threat from our neighbor, that our German Shepherd dog was often on her deck. She said she didn't want anything bad to happen to our dog. The implied threat that something could have happened to our dog, if it were on her property, was very discouraging, as our dog was on her property a few times. But the heartbreaking news to us, was our died suddenly at our feet, about a month later. Neither neighbor has asked "where is you dog".

#### g. Riparian area

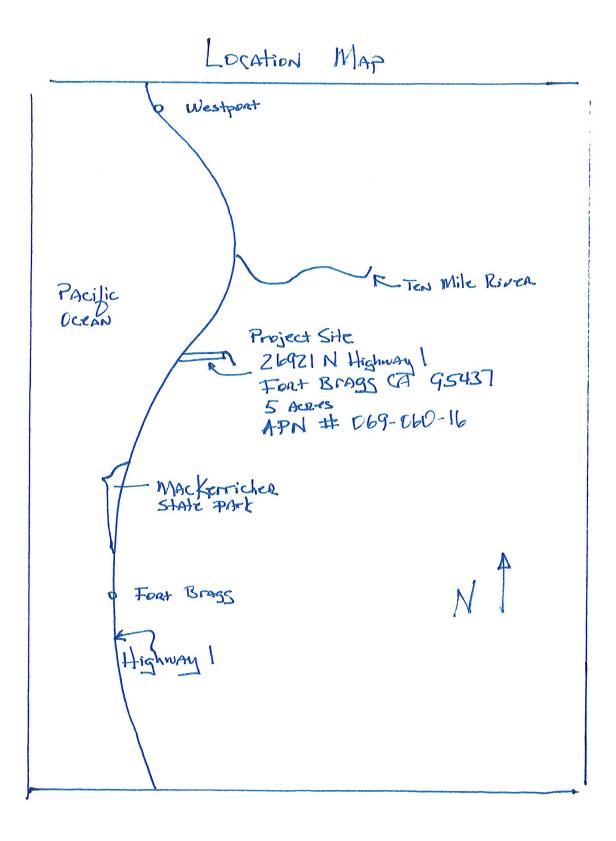
We have set up a Riparian area on the west side of our property. We have placed t posts at 50 feet from the center of the dry creek. This will help us from mowing and clearing within this (100 foot) corridor. Game and Wildlife did not identify any other riparian area on our property.

5.	Are there existing structures on the property? Yes If yes, describe below and identify the use of each structu		
1.			
2.	Studio		
3.	Ceremonial Tea House		
1			
6.	Will any existing structures be demolished? Yes	No	
	Will any existing structures be removed? 🗌 Yes	No No	
	If yes to either question, describe the type of development	An Inc. down 12 to down with the the the state of	
	If yes to either question, describe the type of development site, if applicable.	to be demolished or removed, including the relocation	
			ł
7.	Project Height. Maximum height of structure NA	feet.	
	E loumony		
8.	Lot area (within property lines): 5 (almost)	square feet feet	
9.	Lot Coverage:		_
9.	EXISTING	NEW PROPOSED TOTAL	
	Building coverage <u>1.5 acres</u> square feet	square feet <u>1.5 acres</u> square feet	
	Paved area square feet	square feet square feet	
	Landscaped area square feet	square feet square feet	
	Unimproved area <u>3.5 acres</u> square feet	<u>3.5 acres</u> square feet <u>3.5 acres</u> square feet	
		- · · · ·	
		GRAND TOTAL: 5 (almost) acres square feet	
10	Gross floor area: NA square fe	(Should equal gross area of parcel)	4
<u>10.</u> 11.	Schute 10	et (including covered parking and accessory buildings).	_
11.	Parking will be provided as follows:		
	Number of Spaces Existing	Proposed Total	
	Existing	Proposed Total	
	Number of covered spaces	Size	
	Number of uncovered spaces	Size	
	Number of standard spaces	Size	
	Number of handicapped spaces	Size	

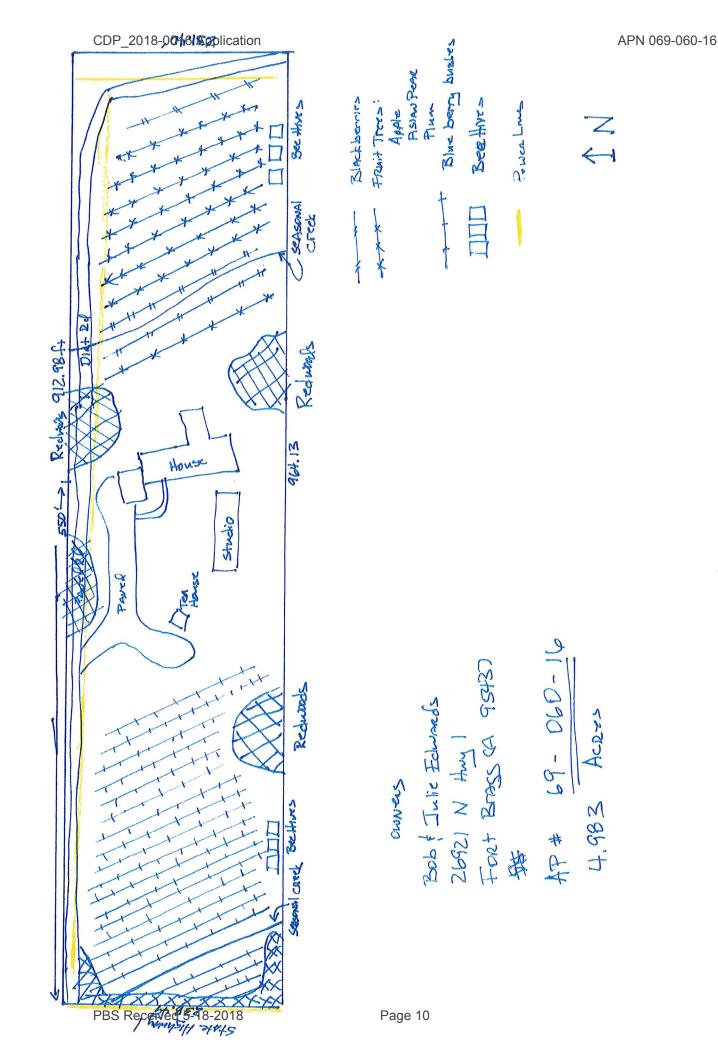
12.	Utilities will be supplied to the site as follows:
	<ul> <li>A. Electricity</li> <li>Utility Company (service exists to the parcel).</li> <li>Utility Company (requires extension of services to site:fectmiles</li> <li>On Site generation, Specify:</li> <li>None</li> </ul>
	<ul> <li>B. Gas</li> <li>Utility Company/Tank</li> <li>On Site generation, Specify:</li></ul>
	C. Telephone: Yes No
13. Lands	Will there by any exterior lighting? Wes No If yes, describe below and identify the location of all exterior lighting on the plot plan and building plans. Scape solar lighting to light pathways
14.	What will be the method of sewage disposal?  Community sewage system, specify supplier Septic Tank Other, specify
15.	What will be the domestic water source?
	Community water system, specify supplier Well Spring Other, specify
16.	Is any grading or road construction planned? Yes No If yes, grading and drainage plans may be required. Also, describe the terrain to be traversed (e.g., steep, moderate slope, flat, etc.).
	For grading and road construction, complete the following:
	A.       Amount of cut:

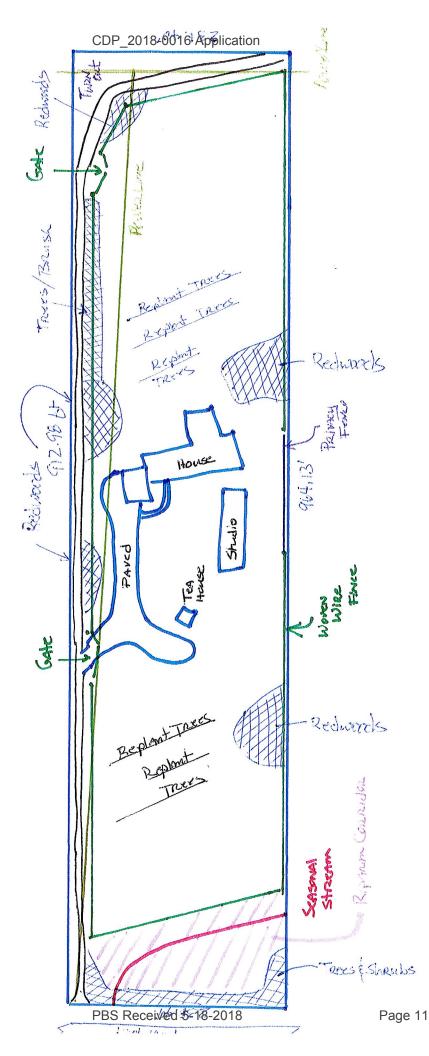
17.	Will vegetation be removed on areas other than the building sites and roads? Wes No
	If yes, explain: Power lines
	100 foot defensible space
1 .	Tan Oaks with Sudden Oak Death
4.	East of Residence Orchard (107 fruit trees, three rows blackberries)
5.	West of Residence, Blue Berry Orchard (ten foot barrier next to Highway 1)
18.	Does the project involve sand removal, mining or gravel extraction? Yes No If yes, detailed extraction, reclamation and monitoring may be required.
19.	Will the proposed development convert land currently or previously used for agriculture to another use? Yes No
	If yes, how many acres will be converted? acres (An agricultural economic feasibility study may be required.)
20.	Will the development provide public or private recreational opportunities? Yes No If yes, explain:
21.	Is the proposed development visible from: Not from property owner boundry
	A.State Highway 1 or other scenic route?YesNoB.Park, beach or recreation area?YesNo
22.	Will the project involve the use or disposal of potentially hazardous materials such as toxic substances, flammables, or explosives? Yes No If yes, explain:
23.	Does the development involve diking filling dradains or placing structure in successful to the
23.	Does the development involve diking, filling, dredging or placing structures in open coastal waters, wetlands, estuaries or lakes?
	A. Diking $\Box$ Yes $\Box$ No
	B. Filling 🔲 Yes 🛄 No
	C. Dredging Yes No
	D. Placement of structures in open coastal waters, wetlands, estuaries or lakes Yes No
	Amount of material to be dredged or filled? cubic yards.
	Location of dredged material disposal site:
	Has a U.S. Army Corps of Engineers permit been applied for? Tyes No

If you need additional room to answer any question, attach additional sheets.



NOTE: 2 site plans exist, we prefer the site plan with east side orchards, and the second site plan draws out replanting of trees, where there were trees, and established a riparian area on the west side of property, with a 100 foot corridor (50 feet to east of center of creek).





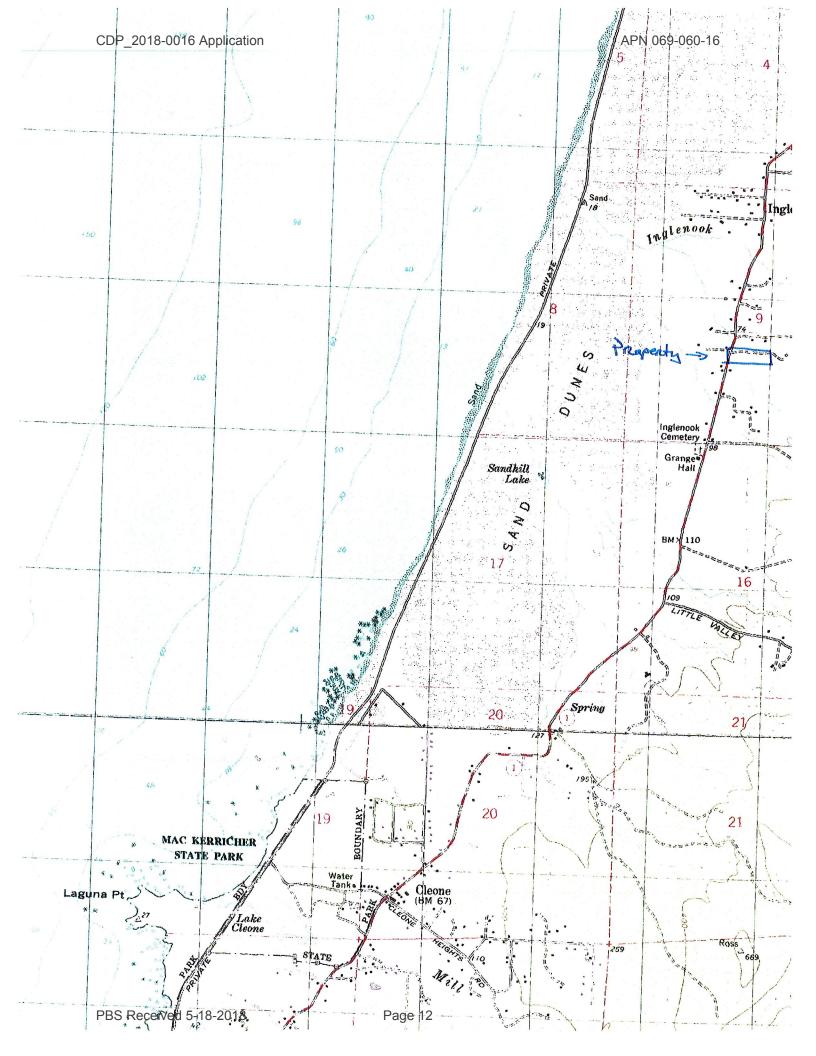
APN 069-060-16

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Report Teres

4

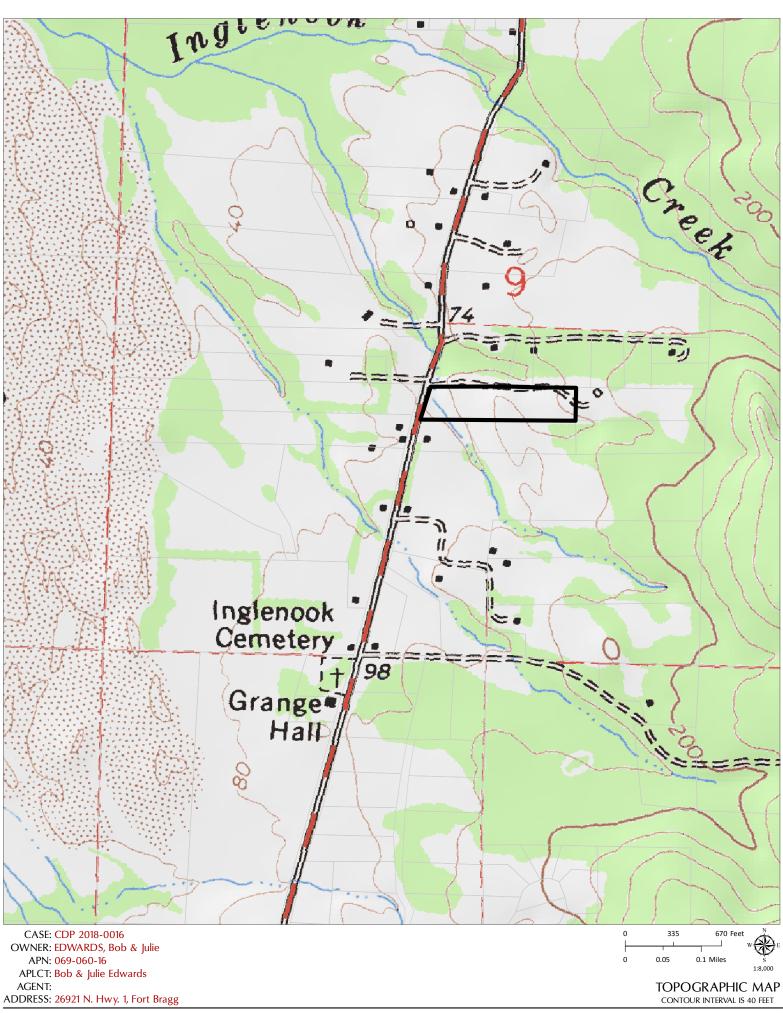
Owners: Bob & Julie Edwards 26921 N Highwan 1 Fort Bragg CAI 95437 AP# 69-060-16 4.983 Acres

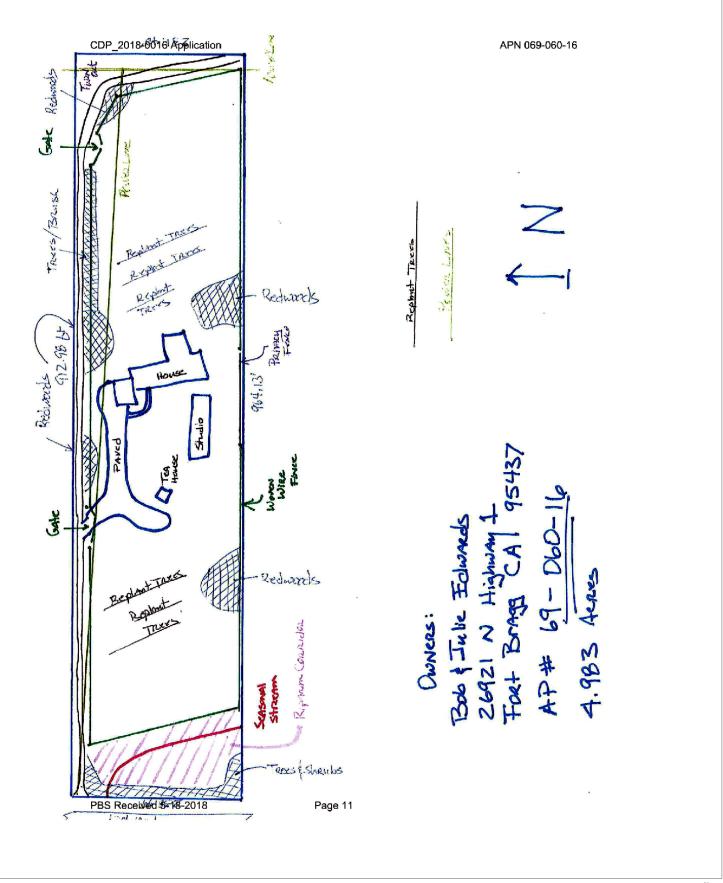




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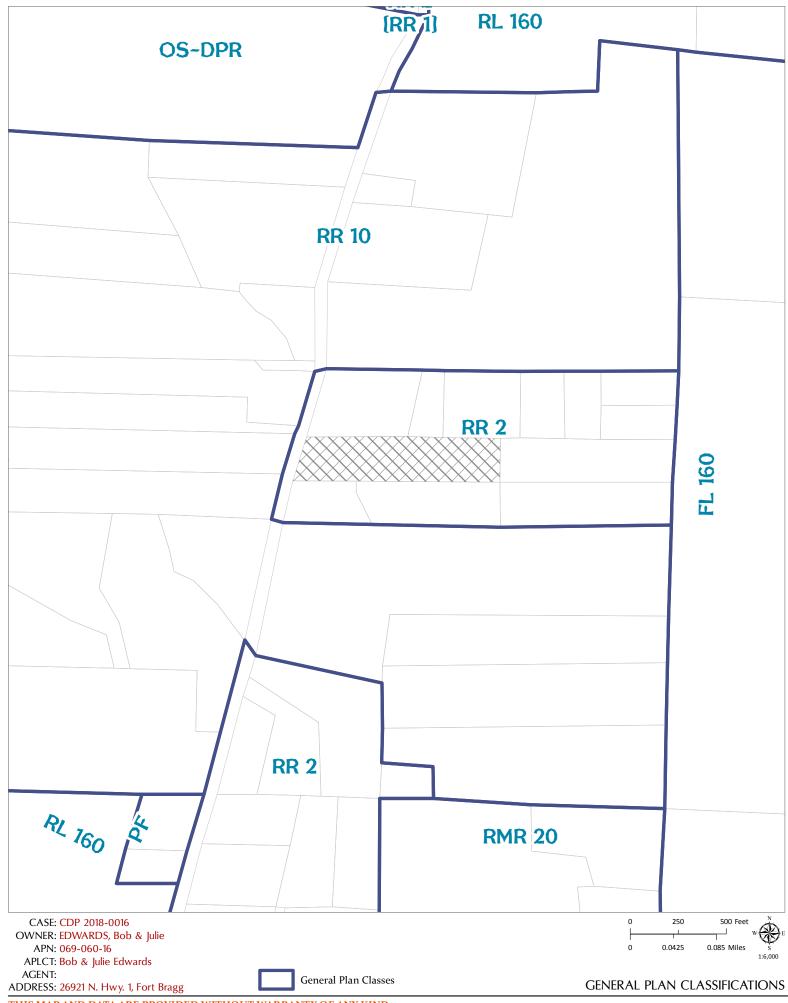


CASE: CDP 2018-0016 OWNER: EDWARDS, Bob & Julie APN: 069-060-16 APLCT: Bob & Julie Edwards AGENT: ADDRESS: 26921 N. Hwy. 1, Fort Bragg

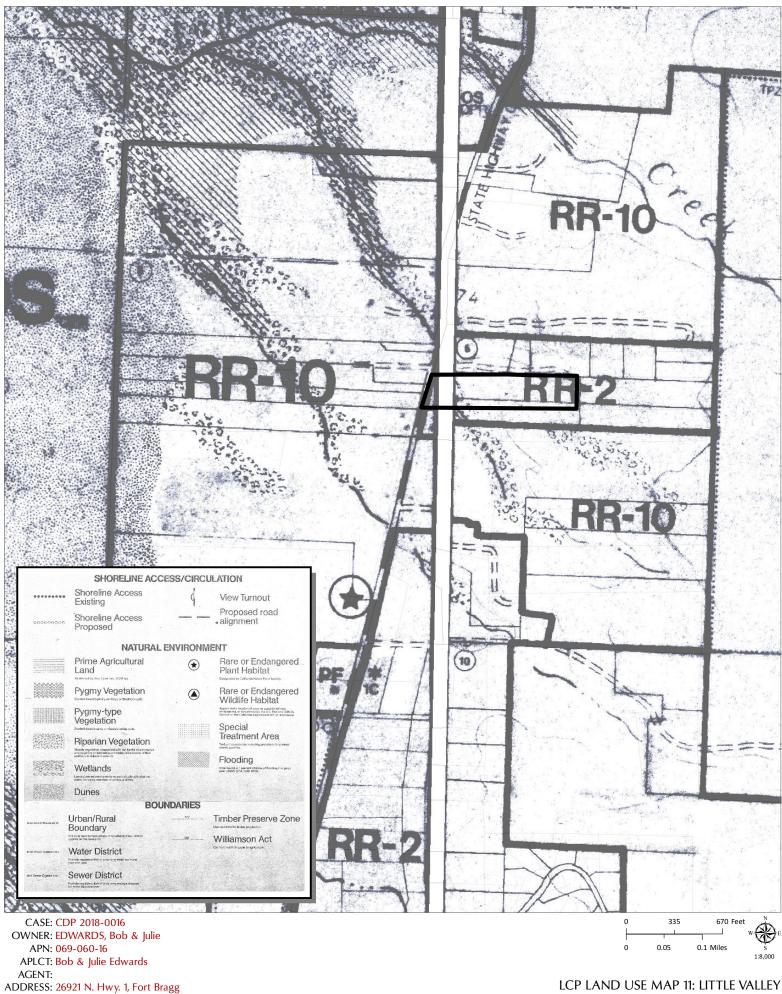
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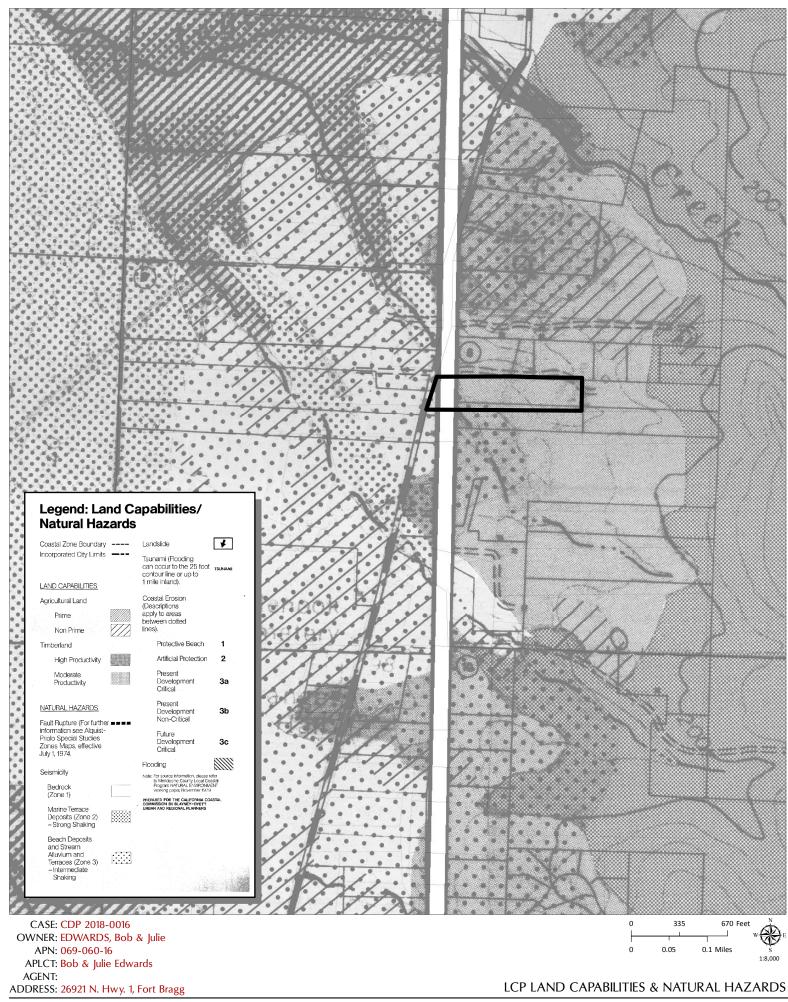
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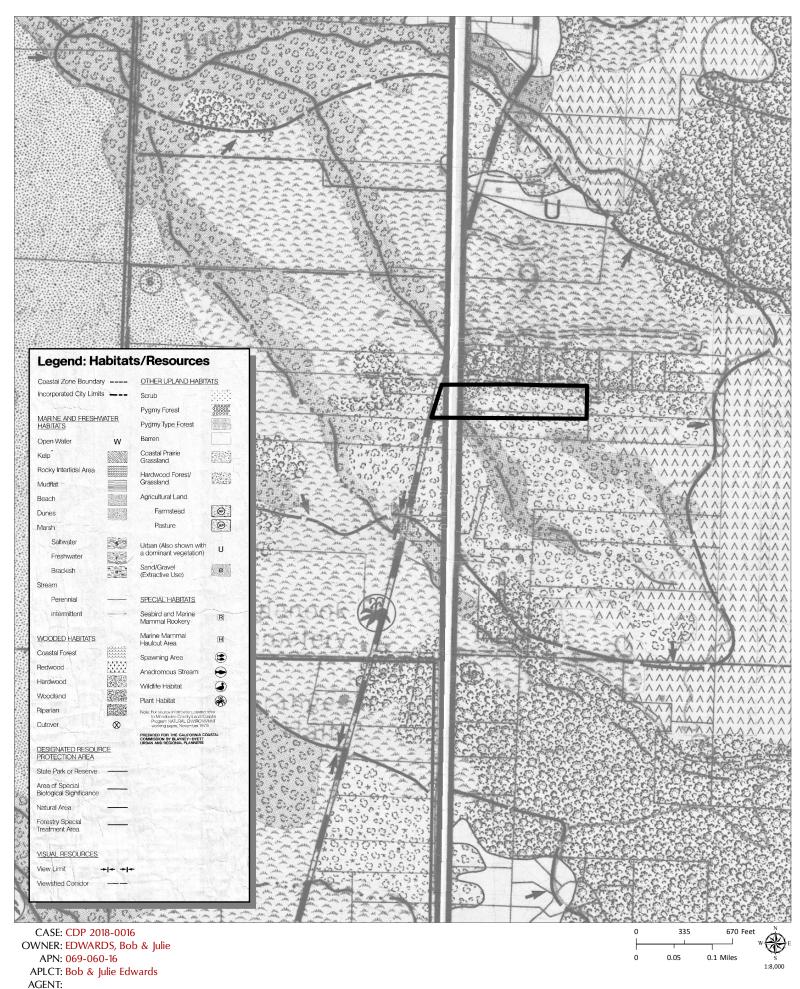


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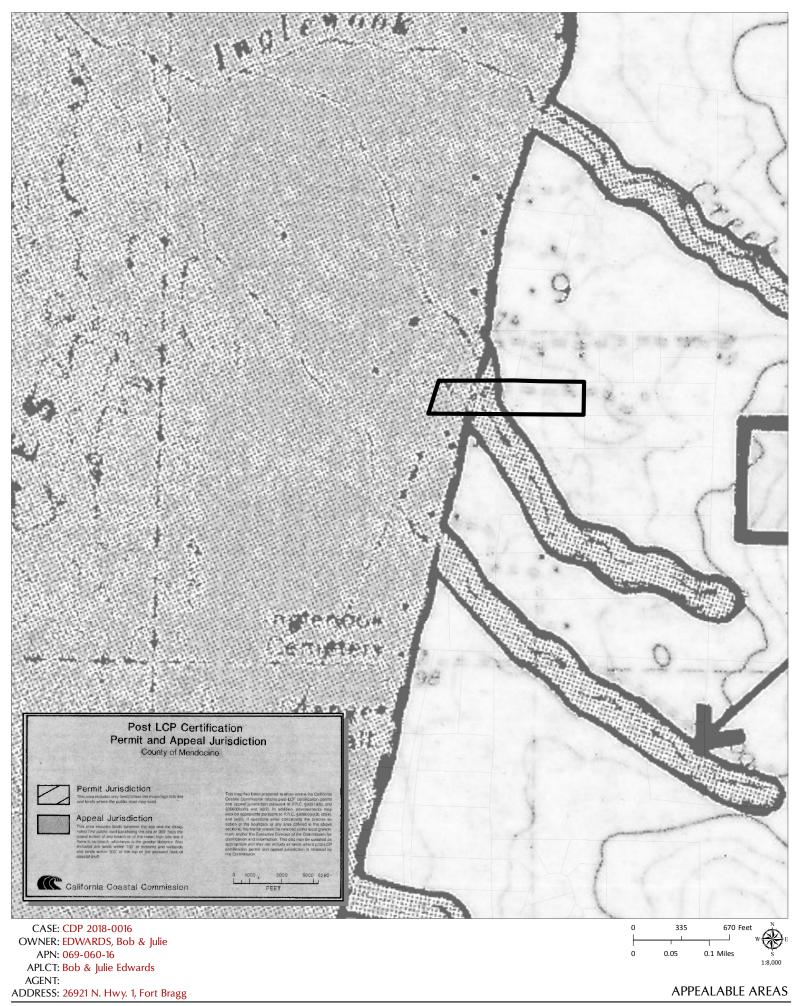
LCP LAND USE MAP 11: LITTLE VALLEY

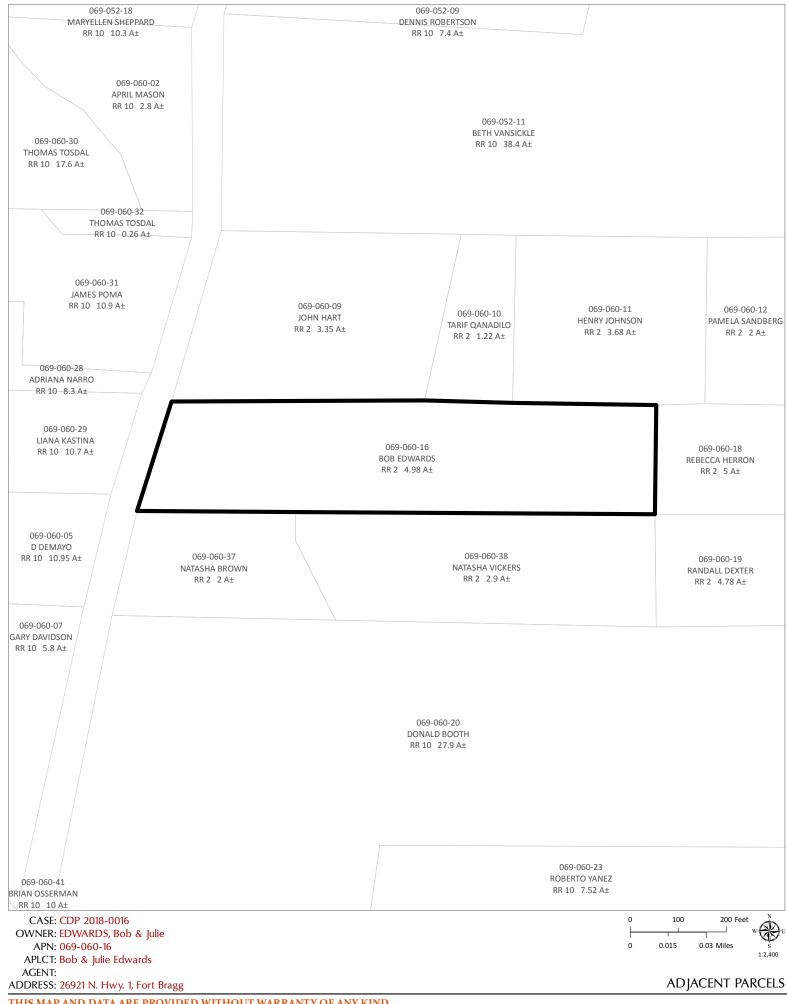


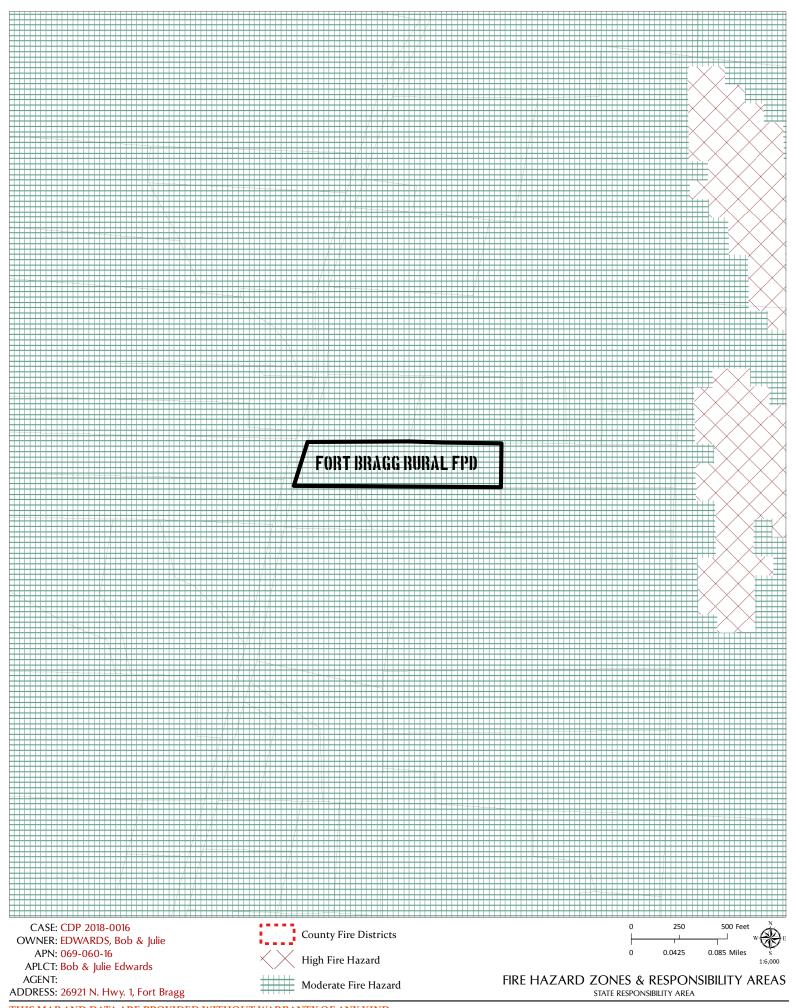


ADDRESS: 26921 N. Hwy. 1, Fort Bragg

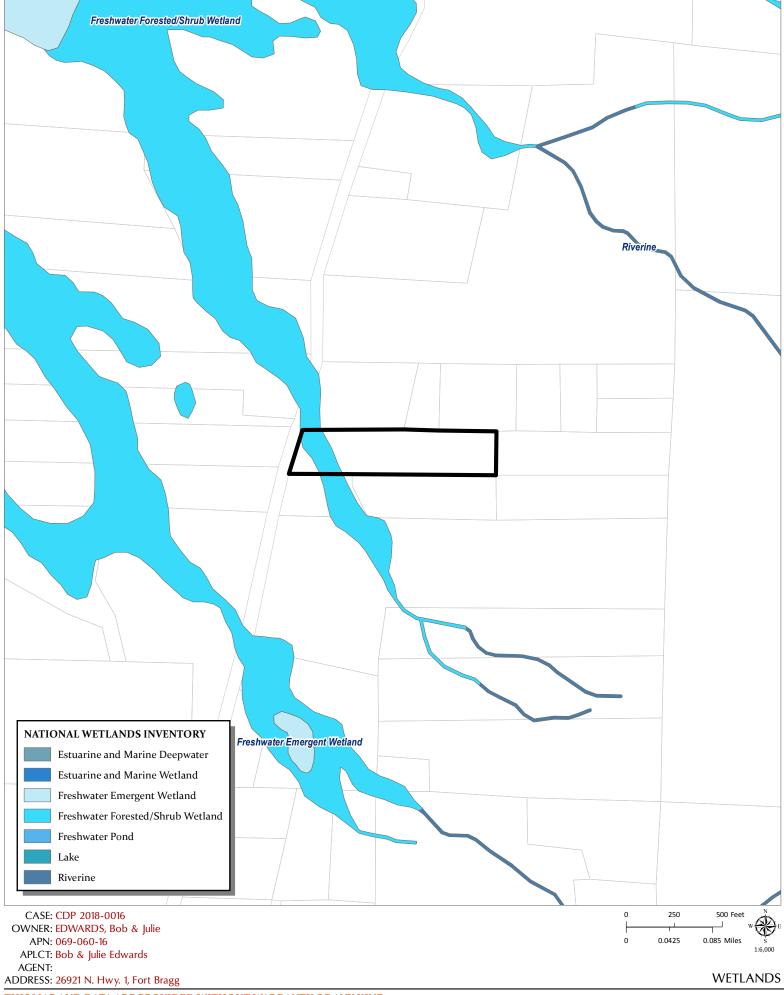
LCP HABITATS & RESOURCES



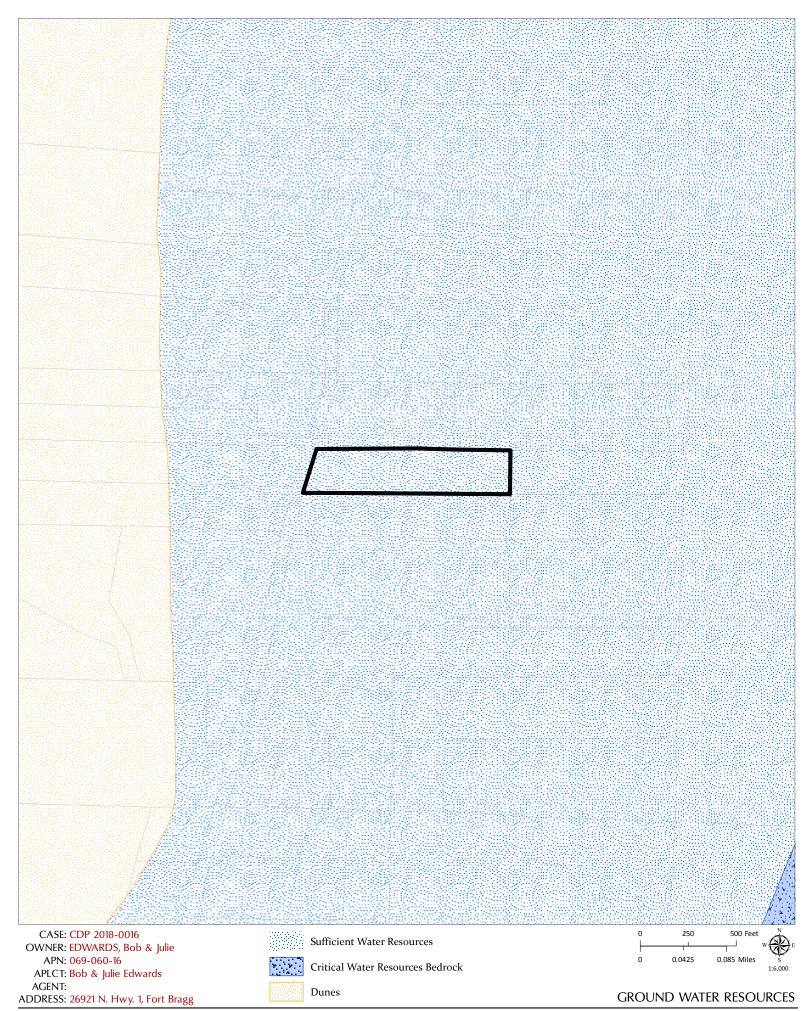


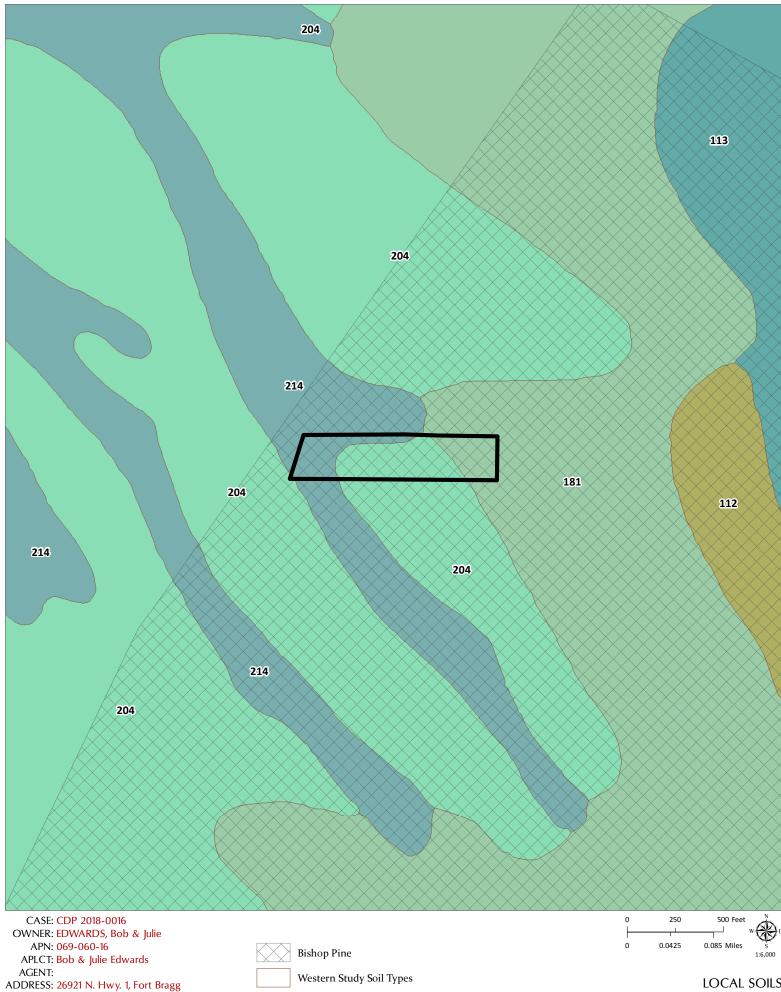


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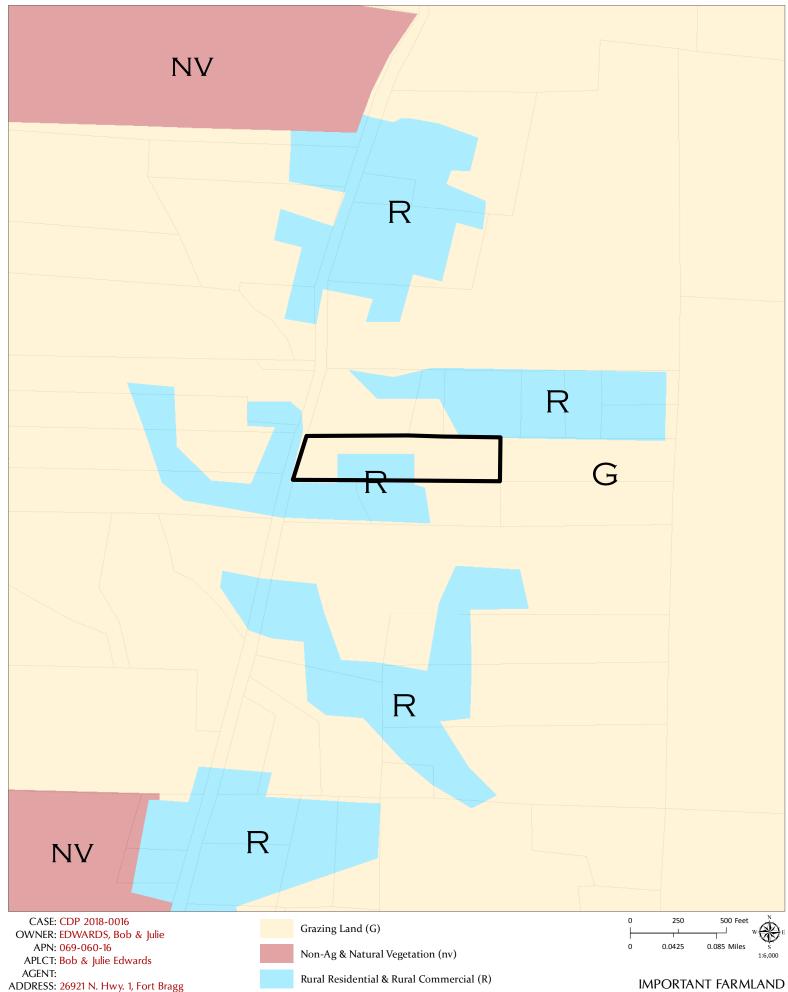


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LOCAL SOILS



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