

TO: Board of Supervisors

FROM: Planning and Building Services

MEETING DATE: March 28, 2023

DEPARTMENT CONTACT: Juliana Cherry

PHONE: 964-5379

DEPARTMENT CONTACT: Julia Krog

PHONE: 234-6650

ITEM TYPE: Consent Agenda

TIME ALLOCATED FOR ITEM: N/A

AGENDA TITLE:

Acceptance of Informational Report Regarding the Issuance of Emergency Coastal Development Permit EM_2023-0001 (Jug Handle Creek Farm & Nature Center) to Remove Hazardous Trees Located at 15501 N Highway 1, Caspar, APN: 017-250-32.

RECOMMENDED ACTION/MOTION:

Accept the informational report regarding the issuance of Emergency Coastal Development Permit EM_2023-0001 to remove hazardous trees.

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:

In 1991 the Board adopted Division II of Title 20 of Mendocino County Code through Ordinance No. 3785. Included in Division II is Section 20.536.055 which allows Permits for Approval of Emergency Work. In cases of a verified emergency, temporary emergency authorization to proceed with remedial measures may be given by the Director or his or her designee until such time as a Coastal Development Permit application is filed. The Director shall report in writing to the Board of Supervisors at each meeting the emergency permits applied for or issued since the last report, with a description of the nature of the emergency and the work involved. The report of the Director shall be informational only. The decision to issue an emergency permit is solely at the discretion of the Director. Notice of emergency permits shall be provided by phone or letter to the California Coastal Commission within three (3) days, following issuance of the emergency permit.

SUMMARY OF REQUEST:

On January 5, 2023, the Executive Director of the Jug Handle Creek farm and nature center filed a request to fell up to 47 hazardous trees distributed across the property. Two trees are adjacent to the farmhouse; the other trees are approximate to campsites. The application states that there are many dead and dying trees in the campground. Last year a tree fell and smashed a porta-pottie just two minutes after someone was using it. We need to remove these trees for public safety due to the potential for tree fall on or near campers, vehicles, tents, and the farmhouse building.

The emergency permit was issued on **02/02/2023** and becomes null and void at the end of sixty (60) days. *Prior to expiration of this Emergency Permit, the applicant shall submit a standard Coastal Development Permit application for the work authorized by the permit.*

ALTERNATIVE ACTION/MOTION: None, informational item.

HOW DOES THIS ITEM SUPPORT THE GENERAL PLAN? Yes

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: www.mendocinocounty.org/pbs

FISCAL IMPACT:

SOURCE OF FUNDING: N/A

BUDGETED IN CURRENT F/Y: N/A

CURRENT F/Y COST: N/A

ANNUAL RECURRING COST: N/A

SUPERVISORIAL DISTRICT: DISTRICT 5

VOTE REQUIREMENT: MAJORITY

AGREEMENT/RESOLUTION/ORDINANCE APPROVED BY COUNTY COUNSEL: N/A

CEO REVIEW: ...

CEO COMMENTS:

FOR COB USE ONLY

Executed By:

Date:

Note to Department:

Final Status:

Executed Item Number:



COUNTY OF MENDOCINO
DEPARTMENT OF PLANNING AND BUILDING SERVICES

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COASTAL DEVELOPMENT PERMIT
AUTHORIZATION FOR EMERGENCY WORK

CASE FILE EM_2023-0001

OWNER: JUG HANDLE CREEK FARM & NATURE CENTER
BOX 17
CASPAR, CA 95437

APPLICANT: MARIE JONES
16312 OLD CASPAR RR
FORT BRAGG, CA 95437

SITE ADDRESS/APN: 15501 N Hwy 1, Caspar APN: 017-250-32

NATURE OF EMERGENCY: Many dead and dying trees in the campground. Last year a tree fell and smashed a porta-potty two minutes after someone was using it. We need to remove these trees for public safety due to the potential for tree fall on or near campers, vehicles, tents and the farmhouse building.

CAUSE OF EMERGENCY: Tree hazards near campground sites (i.e., MCC 20.332.035 *Campground*) that are classified as Visitor Accommodation and Services Use Types.

REMEDIAL ACTION: Trees would be removed while the campground is closed. All trees will be felled with a chain saw and cut up into 16-inch logs, which will be split on site for use as fire wood. The two Monterey Cypress trees by the Farmhouse will require the use of a cherry picker because the tree branches are entangled in the PG&E line running to the property and because they could fall onto buildings if they are cut from above. All dangerous trees have already been marked and identified by an arborist.

This emergency permit authorizes the following trees to be removed:

- ✓ 2 Monterey Cypress trees by the Farmhouse, see arborist report for location
- ✓ Up to 5 trees by the parking sign
- ✓ Up to 5 trees located within fifty feet of Campsite 1 improved area
- ✓ Up to 20 trees located within fifty feet of Campsites 4 and 6 improvements
- ✓ Up to 10 trees located within fifty feet of Campsite 7 improvements
- ✓ Up to 9 trees located within fifty feet of the Group Campsite improved area

See November 19, 2022 Arborist Report and site plan. Potentially hazardous trees not located approximate to existing development or campsites are not a part of this emergency permit authorization.

CIRCUMSTANCES TO JUSTIFY EMERGENCY: High winter winds, rain and further aging will further destabilize these trees. The probable consequence of failing to act is that one or more trees will fall this year with the potential to damage property, injure people, or injure animals.

COMPLIANCE: Permits for Approval of Emergency Work are subject to MCC Sec. 20.536.060 *et seq.*

RECOMMENDED BY:



JULIANA CHERRY, PLANNER III

2 February 2023
DATE

APPROVED BY:



JULIA KROG, DIRECTOR

February 2, 2023
DATE