

From: [Thad Van Bueren](#)
To: [Robert Scott](#); [Bill Knapp](#); [Gary Quinton](#); [Sally Grigg](#)
Cc: [WMAC](#); [Dan Gjerde](#); [Mark Cliser](#); [Julia Krog](#)
Subject: Re: Permit# UM 2021-0005 (Jackson-Grube)
Date: Friday, September 22, 2023 9:47:23 AM

Dear WMAC Directors,

I had a phone conversation with Mark Cliser at the Dept. of Planning and Building Services this morning about the application cited in the Subject line above. I summarize here additional information that the WMAC can consider at its meeting Oct. 5, 2023 at 7:00 pm. after our next public meeting. The PBS Director and staff responded that comments offered by Oct. 9, 2023 would be accepted and considered as review of the application proceeds.

The trail was originally approved by the Planning Commission 1 August 2019 as Coastal Development Use Permit #U-2015-0018. PBS subsequently sent a violation letter to the permittee on June 30, 2021 that I shared with WMAC members earlier. That letter states in part:

"On June 14, 2021, the Department received a voicemail complaint regarding grading activities occurring along Access Road, as well as up to the ridgetop. County staff contacted the complainant to discuss potential violations of the approved Coastal Development Use Permit. The complainant expressed concerns for safety of trail use, erosion issues, and possible impacts to cultural resources. On Friday, June 18, 2021, staff conducted a site visit of the project location to determine the validity of the complaint. Staff found that the trail that had been graded was not in the approved location, and that the area surrounding an identified and recorded cultural resource site had been cleared of vegetation with some light grading. Grading and vegetation removal had also occurred on the west side of Access Road between the proposed trailhead and the presently graded trailhead."

Since that time I learned:

1. PBS referred Permit Application# UM 2021-0005 to the Northwest Information Center at Sonoma State University which manages confidential records for archaeological and historical resources. The NWIC responded on Sept. 19 that further archaeological assessment was recommended. Please note that in the Violation letter PBS previously issued recommendations to the permittee. The permit applicant will be notified by PBS that they need to address the NWIC recommendations and the matter will also be considered at the October meeting of the Mendocino County Archaeological Commission. It may take some time for the applicant to contract a qualified archaeologist to complete that study before it is again heard by the MCAC.
2. Mark Cliser visited the project area and told me the modified trail shown in UM#2021-0005 already exists as a built road. I told him the damage reported in the violation letter involved other areas defined in the earlier permit (CDU #2015-0018). Mark indicated he would be willing to meet at the site to review the situation.

If any of you have interest in attending a site visit please let me know ASAP. Feel free to contact me if questions arise.

Thad Van Bueren, Chair