

MONTEREY COUNTY ZONING ADMINISTRATOR

Meeting: February 24, 2011 Time: A.M.(P.M) <u>1:35</u> Agenda Item No.: <u>3</u>	
Project Description: Combined Development Permit consisting of; 1) a Coastal Administrative Permit to allow an upgrade of the existing Bird Island Trail and China Cove areas of Point Lobos State Park to comply with ADA (Americans with Disabilities Act) accessibility standards; 2) a Coastal Development Permit to allow development within 750 feet of a known archaeological resource; 3) a Coastal Development Permit to allow development within 100 feet of environmentally sensitive habitat; and; 4) a Coastal Development Permit to allow development within 50 feet of a Coastal Bluff and Design Approval.	
Project Location: Highway 1 at Point Lobos State Park, Carmel	APN: 243-011-001-000
Planning File Number: PLN100166	Owner: State of California Agent: Larry Tierney
Planning Area: Carmel Land Use Plan	Flagged and staked: Yes
Zoning Designation: "RC-D (CZ)" [Resource Conservation with a Design Control Overlay District (Coastal Zone)]	
CEQA Action: Adopt the Mitigated Negative Declaration	
Department: RMA - Planning Department	

RECOMMENDATION:

Staff recommends that the Hearing Body adopt a resolution (**Exhibit C**) to:

- 1) Adopt Negative Declaration per (CEQA) Guidelines Section 15070;
- 2) Approve PLN100166, based on the findings and evidence and subject to the conditions of approval (**Exhibit C**) and;

PROJECT OVERVIEW:

Point Lobos State Reserve is proposing to re-route a portion of the existing Bird Island Trail and China Cove area trails to provide better ADA accessibility for hikers and visitors to the Point Lobos State Reserve Park. Four short re-routes totaling approximately 815 linear feet will result. The total re-alignment will include the construction of four ADA accessible picnic sites, construction of 161 linear feet of rock retaining walls (stair replacement), a new 50 feet viaduct at cliff area above Gibson Beach, a new overlook area at Pelican Point comprised of drystack rock retaining construction, replacement of the existing wood edging on downside of trail as needed, installation of new trailhead signage at parking lot area and top of the existing stair case, construction of new trailhead landing off existing parking area, installation of new split rail fence adjacent to trail near trailhead, replacement and relocation of three wood benches, de-compaction and re-vegetation of all abandoned trail segments, and replacement of portions of the trail and installation of new wire guides along trail.

The State Parks Department filed a Notice of Exemption (NOE) on July 22, 2010 (SCH# 2010078166) as a Lead Agency (**Exhibit F**). However, the County of Monterey RMA - Planning Department find that potential impacts to resources (biological, cultural) warranted further environmental review and disclosure therefore a Negative Declaration was prepared and filed.

OTHER AGENCY INVOLVEMENT: The following agencies and departments reviewed this project:

- √ RMA – Planning Department
- RMA - Public Works Department
- Environmental Health Bureau

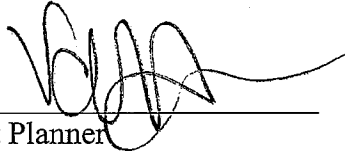
Water Resources Agency
Carmel Highlands Fire Protection District
Parks Department
California Coastal Commission

Agencies that submitted comments are noted with a check mark ("✓"). Conditions recommended by the RMA- Planning Department have been incorporated into the Condition Compliance/Mitigation Monitoring and Reporting Plan attached as Exhibit 1 to the draft resolution (**Exhibit C**).

On August 2, 2010, the Carmel Highlands/Unincorporated Land Use Advisory Committee (LUAC) recommended approval (5-3 vote) to approve the plans as submitted. The LUAC wanted to be sure that the improvements blended in with the natural rugged look of the Reserve. They recommended the viaduct be wood with materials that are rustic. Some members did not support the expansion of the trail system. The LUAC also wanted to review the restroom replacement for design review. The State Parks Department is required pursuant to a Consent decree (Tucker vs. California) to provide accessible trails and the Point Lobos China Cove/Gibson Beach sector was a candidate for ADA upgrades. The restroom building was a replacement of an existing building processed with an Administrative Design Approval not subject to review by the Zoning Administrator thereby did not require review by the LUAC per the Board of Supervisor guidelines.

Note: The decision on this project is appealable to the Board of Supervisors and the California Coastal Commission.

/s/ Valerie Negrete



Valerie Negrete, Assistant Planner
(831) 755-5227, negretev@co.monterey.ca.us
February 4, 2011

cc: Front Counter Copy; Zoning Administrator; Carmel Highlands Fire Protection District; Public Works Department; Parks Department; Environmental Health Bureau; Water Resources Agency; California Coastal Commission; Planning Services Manager, Taven Kinison Brown; Valerie Negrete, Project Planner; Carol Allen, Senior Secretary; State of California, Owner; Larry Tierney, Agent; Planning File PLN100166

Attachments: Exhibit A Project Data Sheet
Exhibit B Project Discussion
Exhibit C Draft Resolution, including:
1. Conditions of Approval and Mitigation Monitoring and Reporting Program
2. Site Plan, Floor Plan and Elevations, Parcel Map, Tentative Map
Exhibit D Vicinity Map
Exhibit E Advisory Committee Minutes (Carmel Highlands)
Exhibit F State of California Notice of Exemption
Exhibit G Initial Study filed January 10, 2011

This report was reviewed by Taven Kinison Brown, Planning Services Manager/Senior Planner

TKB

Exhibit A
Project Information for State of California (PLN100166)

Project Title: State of California	Primary APN: 243-011-001-000
Location: Bird Island, Point Lobos State Park, Hwy 1	Coastal Zone: Coastal
Applicable Plan: Carmel Land Use Plan	Zoning: RC-D (CZ)
Permit Type: Combined Development Permit	Plan Designation: Resource Conservation
Environmental Status: Propose Negative Declaration	Final Action Deadline:
Advisory Committee: Carmel Highlands	

Project Site Data:

Lot Size: 55.4 Acres	Coverage Allowed: 5%
Existing Structures (sf): NA	Coverage Proposed: NA
Proposed Structures (sf): NA	Height Allowed: NA
Total Square Feet: NA	Height Proposed: NA
	FAR Allowed: NA
	FAR Proposed: NA

Resource Zones and Reports

Environmentally Sensitive Habitat: Yes	Erosion Hazard Zone: Undetermined
Botanical Report #: LIB100206	Soils/Geo. Report #: None
Forest Mgt. Report #: NA, No tree removal	Geologic Hazard Zone: Undetermined
Archaeological Sensitivity Zone: High	Geologic Report #: NA
Archaeological Report #: LIB100205 (update)	Traffic Report #: NA
Fire Hazard Zone: No	

Other Information:

Water Source: Public	Sewage Disposal (method): Septic
Water District/Company: Cal Am Water	Sewer District Name: NA
Fire District: Carmel Highlands	Grading (cubic yds):
Tree Removal (Count/Type): NA	

Exhibit B Project Discussion

Background of Park, Location and uses

The project site is located within the Point Lobos State Reserve approximately three miles south of Carmel just off of Highway 1 and is approximately 55 acres. The project is the repair and improvements to the existing Point Lobos, Bird Island Trail, which transcends to China Cove and Bird Island areas within the Point Lobos State Natural Reserve.

Description of Project

The re-alignment will provide accessibility, in order to meet with California State Parks commitment to accessibility under the 2001 Department of Parks and Recreation Transition Plan to; 1) upgrade the existing Bird Island Trail to comply with DPR accessibility standards; 2) replace two existing small outhouse structures with an ADA compliant stall; 3) construct four accessible picnic sites and; 4) develop 2 ADA parking stalls at the new trailhead. The two existing small outhouses were replaced within the same footprint as the existing (File No. PLN100406). The project was referred to the Carmel Highlands/Unincorporated Land Use Advisory Committee (LUAC) for review on August 2, 2010. The LUAC recommended approval (5-3 vote). Of the concerns the LUAC had, the LUAC wanted to be sure that the improvements blend in with the natural rugged look of the Reserve.

Figure 1: Site Plan

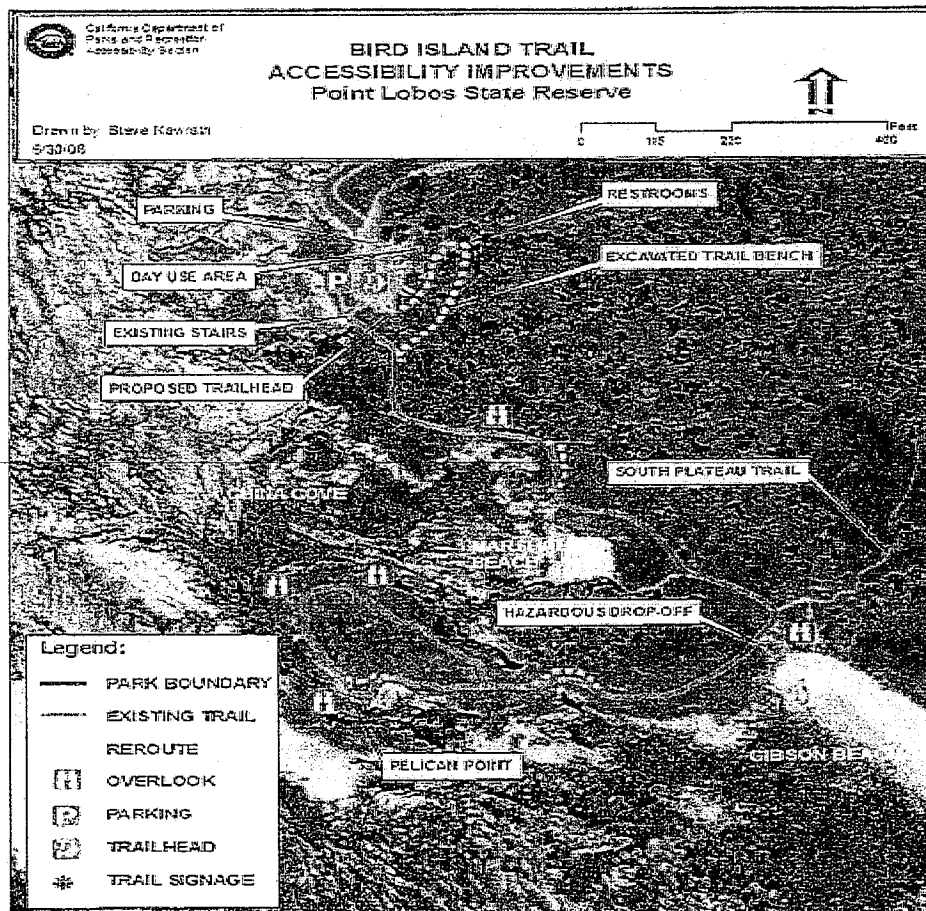


Figure 2: Photo simulation of trail re-alignment segments

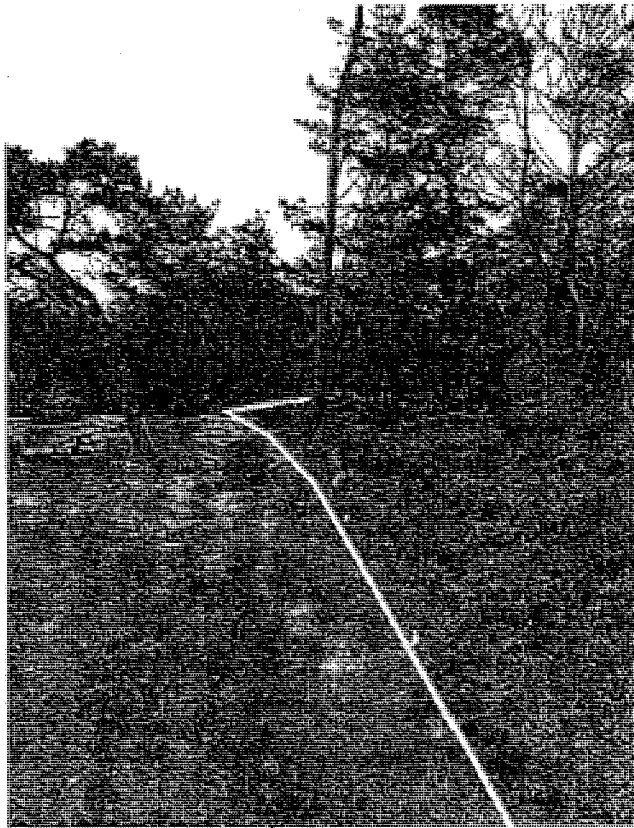


Photo 2 - Trail continuation and switchback to bypass existing stairs and provide ADA accessibility.

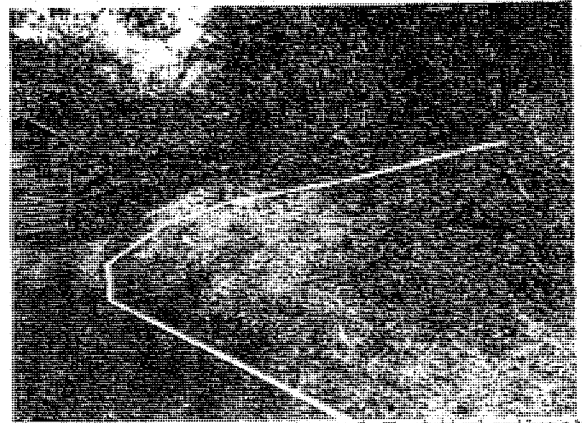


Photo 3 - Area near existing restrooms where trail will switchback and begin to climb up the hillside at an accessible grade.

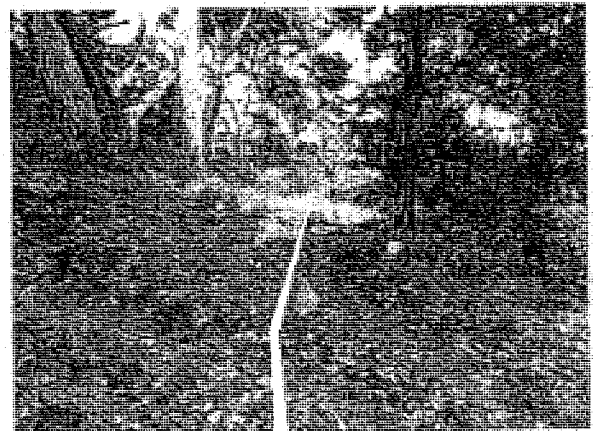


Photo 4 - Continuation of the trail up the hillside at an accessible grade.



Photo 5 - Chica Cove area trail reroute, approximately 125'. This reroute will move the trail further away from the existing cliff's edge to a safer location.

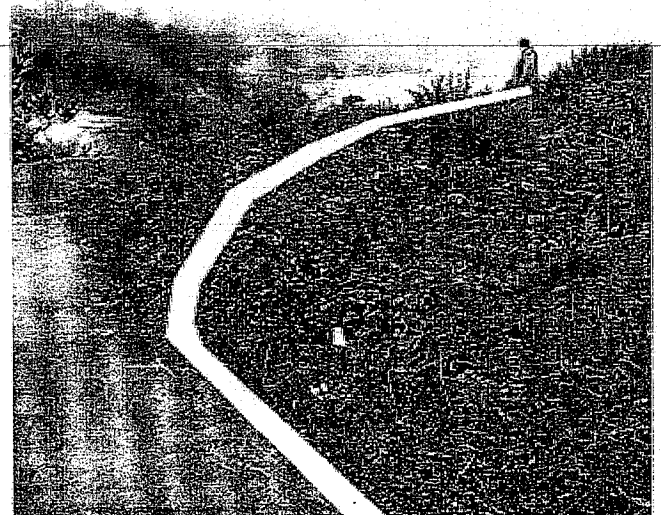
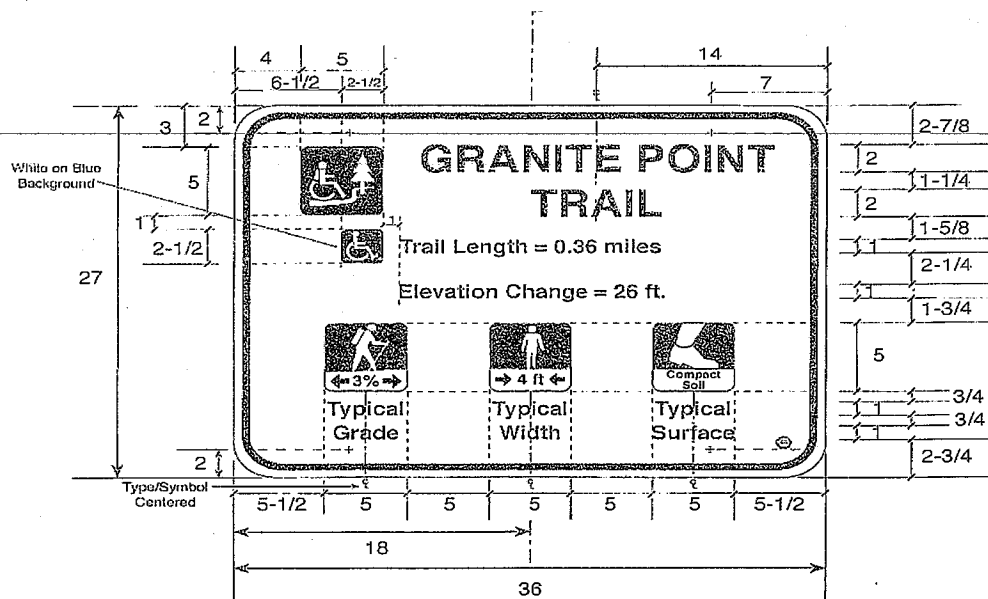


Photo 6 - Second major reroute to bring the existing closer further away from the eroding cliff's edge. A 50' viaduct will be constructed after this point to safely conduct access away from the rising bluff edge.

The re-route will also include new directional signs that will measure 6.75 square feet. Monterey County Code Section 20.60.090.D provides for an exemption of signs which are directional, warning or informational signs required by law or authorized by Federal, County or State authority.

Figure 3: Example of Directional Signage with Dimensions



CEQA

The State Parks Department filed a Notice of Exemption (NOE) on July 22, 2010 (SCH# 2010078166) as a Lead Agency (Exhibit F). However, the County of Monterey RMA - Planning Department found that potential impacts to resources (biological, cultural) warranted further environmental review and disclosure.

An Initial Study was prepared and concluded that the project would not result in significant impacts, and recommended that a Negative Declaration be prepared. The Initial Study and Negative Declaration were circulated for a 30-day public review period. To date, no comments were received from the responsible agency (**Exhibit G**), and no substantive issues were raised.

Analysis

The project was found to be consistent with the applicable Zoning Ordinance and Land Use Plans, a Negative Declaration was filed and no potential issues were identified through the review of the project. The project is mostly a repair of the existing trail segment in order to meet ADA accessibility standards and divert segments away from an eroding trail. The Parks Department worked closely with their staff biologist and archeologists to minimize impacts to biological and cultural resources found within Point Lobos State Preserve. In accordance with Policy 4.4.3.A, the minimum level of facilities essential to the support of recreational, educational, or scientific use of Resource Conservation areas shall be permitted and facilities shall be sited so as to avoid adverse impacts to environmentally sensitive habitats and wildlife. The trail re-alignment meets this policy. In addition, the trail re-alignment further ensures there is limited foot traffic along sensitive resources. Although the majority of the trail re-alignment will not be visible, elements that will be visible include a 50 foot viaduct, replacement of four ADA accessible picnic sites, and a 161 linear feet of rock retaining walls. The viaduct will be made of fiberglass painted green to match surrounding vegetation, the picnic benches will be of wood like the replacement benches and the retaining wall will match the surrounding bluff rocks. The trail re-alignment will provide public access to the shoreline as required by the Carmel Land Use Plan while not increasing the intensity of trail use in protected areas.

Based on resource information contained in the Carmel Area Land Use Plan, Monterey County Coastal Implementation Plan, Part 4, Monterey County Zoning Ordinance (Title 20), the Monterey County Geographic Information System, application materials site visit, staff finds that this project has no outstanding issues.

**EXHIBIT C
DRAFT RESOLUTION**

**Before the Zoning Administrator in and for the
County of Monterey, State of California**

In the matter of the application of:
State of California (PLN100166)

RESOLUTION NO. ----

Resolution by the Monterey County Zoning
Administrator:

- 1) Adopt Negative Declaration per (CEQA)
Guidelines Section 15070;
- 2) Approving a Combined Development Permit
consisting of a; 1) a Coastal Administrative
Permit to allow an upgrade of the existing Bird
Island Trail and China Cove areas of Point Lobos
State Park to comply with ADA (Americans with
Disabilities Act) accessibility standards; 2) a
Coastal Development Permit to allow
development within 750 feet of a known
archaeological resource; 3) a Coastal
Development Permit to allow development within
100 feet of environmentally sensitive habitat;
and; 4) a Coastal Development Permit to allow
development within 50 feet of a Coastal Bluff
and Design Approval.

(PLN100166, State of California, Highway 1 at Point
Lobos State Park, Carmel, Carmel Land Use Plan
(APN: 243-011-001-000)

The State of California application (PLN100166) came on for public hearing before the Monterey County Zoning Administrator on February 24, 2011. Having considered all the written and documentary evidence, the administrative record, the staff report, oral testimony, and other evidence presented, the Hearing Body finds and decides as follows:

FINDINGS

1. **FINDING:** **CONSISTENCY** – The Project, as conditioned, is consistent with the applicable plans and policies which designate this area as appropriate for development.

EVIDENCE: a) During the course of review of this application, the project has been reviewed for consistency with the text, policies, and regulations in:

- the Monterey County General Plan,
- Carmel Area Land Use Plan,
- Monterey County Coastal Implementation Plan, Part 4 ,
- Monterey County Zoning Ordinance (Title 20)

No conflicts were found to exist. No communications were received during the course of review of the project indicating any inconsistencies

- with the text, policies, and regulations in these documents.
- b) The property is located at Point Lobos State Reserve at Hwy 1 (Assessor's Parcel Number 243-011-001-000, Carmel Area Land Use Plan. The parcel is zoned RC-D (CZ), which allows recreational uses and trails. Therefore, the project is an allowed land use for this site.
 - c) Pursuant to Chapter 20.44, Design Control Zoning Districts, the project requires design review of structures to make sure they are appropriate to assure protection of the public viewshed, neighborhood character, and ensure visual integrity. The project is for a trail re-alignment and the majority of the project is the replacement of existing trail infrastructure. Exterior work will include the construction of four ADA accessible picnic sites, a 161 linear feet of rock retaining walls (stair replacement), a new 50 foot viaduct at cliff area above Gibson Beach made of fiberglass painted green to match the surrounding vegetation, a new overlook area at Pelican Point comprised of drystack rock retaining construction to emulate the surrounding rocks, replacement of an existing wood edging on downside of trail as needed, installation of a new split rail fence adjacent to trail near trailhead the same as the existing railing, replacement and relocation of three wood benches, de-compact and re-vegetate all abandoned trail segments, and replace portions and install new wire guides along trail. Colors and materials are largely replacements of existing infrastructure. Therefore, the project is consistent with the Design Control regulations.
 - d) Pursuant to 20.36.040, low intensity recreational uses such as trails are an allowed use subject to a Coastal Administrative Permit. The Zoning Administrator finds the proposed trail re-alignment project will better meet with objectives of the Local Coastal Program (LUP) as the trail re-alignment will provide better public access (Specific Policy 5.3.3) and safer trails as some segments of the Bird Rock and Gibson Cove trails have eroded away making hiking unsafe for visitors. Replacement of existing parking benches and replacing portions of wire along the existing trail path will ensure access to sensitive resources will be controlled and limited (Specific Policy 5.3.3.7). Specific Policy 5.3.3.f, specifics stairways, ramps, rails, walks, and signs should be constructed of natural materials, if possible. The State Parks Department has designed the 161 linear feet of rock retaining walls (stair replacement), 50 foot viaduct at cliff area above Gibson Beach made of fiberglass painted green to match the surrounding vegetation, new overlook area at Pelican Point comprised of drystack rock retaining construction to emulate the surrounding rocks, and replacement of the existing wood edging on downside of trail were made of natural materials. The 50 foot viaduct will be painted green to match the surrounding vegetation, therefore the realignment will be constructed of natural materials.
 - e) The project planner conducted a site inspection on October 13, 2010 to verify that the project on the subject parcel conforms to the plans listed above.
 - f) The project is located in a high sensitivity archaeological resource area. The subject property is located within 750 feet of a known archaeological site. Pursuant to Section 20.147.080.A, a Coastal Development Permit, the project is required for the project. Pursuant to

LUP Policy 20.144.110.A, 20.145.120.A, 20.146.090.A, and 20.147.080.A; an archaeological report was prepared. The report found that there was no evidence of potentially significant archaeological resources in the project area. However, as recommended by the project archaeologist, the standard condition requiring that an archaeological monitor be present on site during ground disturbance has been included (Condition #4) . See Evidence #2b.

- g) The project is within 100 feet of environmentally sensitive habit. Policy 4.4.3.A-1 specifies that the minimum level of facilities essential to the support of recreational, educational, or scientific use of Resource Conservation areas shall be permitted. Facilities shall be sited so as to avoid adverse impacts to environmentally sensitive habitats and wildlife. The trail will transverse through three communities: Monterey pine forest, northern coastal scrub, and coastal bluff scrub. Two biological reports were conducted to determine the extent of disturbance. Prior to applying for entitlements with Monterey County the Parks Department worked with their staff biologist to design the project ensuring that re-vegetation and restoration of any impacted habitats was included in the project design. Plans for restoration shall be submitted to and approved by the Director of the RMA - Planning Department prior to commencement of use.
- h) The trail re-alignment will travel within 50 feet of a Coastal Bluff. Pursuant to 20.70.120 development within 50 feet of a coastal bluff requires a Coastal Development Permit. The proposed project is to provide public access to the shoreline. There will be no fill on waterways of on any coastal bluffs. General Policy 5.3.2. specifies that bluff-top access and lateral access along or near the shoreline is appropriate along the coast. These types of access shall be protected for long-term public use, subject to adequate management programs. The trail re-alignment will enhance and make accessible portions of existing trails which have eroded away. The erosion on portions of the trail has made unsafe hiking conditions for visitors.
- i) The project was referred to the Carmel Highlands Land Use Advisory Committee (LUAC) for review. Based on the LUAC Procedure guidelines adopted by the Monterey County Board of Supervisors per Resolution No. 08-338, this application warranted referral to the LUAC because there was environmental review on the trail re-alignment. The Carmel Highlands/Unincorporated Land Use Advisory Committee (LUAC) recommended approval (5-3 vote) to approve the plans as submitted. The LUAC wanted to be sure that the improvements blending in with the natural rugged look of the Reserve. They recommended the viaduct to be wood with materials that are rustic and some members did not support the expansion of the trail system. The LUAC also wanted to review the restroom replacement for design review. The viaduct will be painted green to match the surrounding vegetation and State Parks Department is required pursuant to a Consent decree (Tucker vs. California) whereas the Parks Department is required to provide accessible trails and the Point Lobos China Cove/Gibson Beach sector was a candidate for ADA upgrades. The restroom building was a replacement of an existing building processed with an

Administrative Design Approval not subject to review by the Zoning Administrator.

- j) The application, project plans, and related support materials submitted by the project applicant to the Monterey County RMA - Planning Department for the proposed development found in Project File PLN100166.

2. **FINDING:** **SITE SUITABILITY** – The site is physically suitable for the use proposed.

EVIDENCE: a) The project has been reviewed for site suitability by the following departments and agencies: RMA - Planning Department, Carmel Highlands Fire Protection District, Parks, Public Works, Environmental Health Bureau, California Coastal Commission and Water Resources Agency. There has been no indication from these departments/agencies that the site is not suitable for the proposed development. Conditions recommended have been incorporated.

- b) Staff identified potential impacts to Biological Resources, Archaeological Resources, and Soil/Slope Stability. Technical reports by outside consultants indicated that there are no physical or environmental constraints that would indicate that the site is not suitable for the use proposed. County staff independently reviewed these reports and concurs with their conclusions. The following reports have been prepared:

- *“Report on the Presence /Absence Survey in 2009 of the Smith’s Blue Butterfly”, (LIB100207), Entomological Consulting Services, dated August 26, 2009.*
- *“Botanical Survey, Bird Island Accessibility Trail Improvements, Point Lobos State Reserve”, (LIB100206), Biotic Resources Group, dated June 17, 2010.*
- *“Interim Summary Report test and recovery excavations Bird Island Trail, Point Lobos State Park”, (LIB100205), Far Western Archeological Research Group, dated March 2010.*

- c) Staff conducted a site inspection on October 13, 2010 to verify that the site is suitable for this use.

- d) The application, project plans, and related support materials submitted by the project applicant to the Monterey County RMA - Planning Department for the proposed development found in Project File PLN100166.

3. **FINDING:** **HEALTH AND SAFETY** - The establishment, maintenance, or operation of the project applied for will not under the circumstances of this particular case be detrimental to the health, safety, peace, morals, comfort, and general welfare of persons residing or working in the neighborhood of such proposed use, or be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the County.

EVIDENCE: a) The project was reviewed by RMA - Planning Department, Carmel Highlands Fire Protection District, Parks, Public Works, Environmental

Health Bureau, California Coastal Commission and Water Resources Agency. The respective departments/agencies have recommended conditions, where appropriate, to ensure that the project will not have an adverse effect on the health, safety, and welfare of persons either residing or working in the neighborhood.

- b) Necessary public facilities are available. Water at Point Lobos State reserve is provided by Cal Am and the property is on a septic system.
- c) Preceding findings and supporting evidence for PLN100166.

4. **FINDING:** **NO VIOLATIONS** - The subject property is in compliance with all rules and regulations pertaining to zoning uses, subdivision, and any other applicable provisions of the County's zoning ordinance. No violations exist on the property.

- EVIDENCE:**
- a) Staff reviewed Monterey County RMA - Planning Department and Building Services Department records and is not aware of any violations existing on subject property.
 - b) Staff conducted a site inspection on October 13, 2010 and researched County records to assess if any violation exists on the subject property.
 - c) There are no known violations on the subject parcel.
 - d) The application, plans and supporting materials submitted by the project applicant to the Monterey County Planning Department for the proposed development are found in Project File PLN100166.

5. **FINDING:** **CEQA (Negative Declaration)** - On the basis of the whole record before the Monterey County Zoning Administrator, there is no substantial evidence that the proposed project as designed, conditioned and mitigated, will have a significant effect on the environment. The Mitigated Negative Declaration reflects the independent judgment and analysis of the County.

- EVIDENCE:**
- a) Public Resources Code Section 21080.d and California Environmental Quality Act (CEQA) Guidelines Section 15064.a.1 require environmental review if there is substantial evidence that the project may have a significant effect on the environment.
 - b) The Monterey County Planning Department prepared an Initial Study pursuant to CEQA. The Initial Study is on file in the offices of the Planning Department and is hereby incorporated by reference (PLN100166).
 - c) The Initial Study provides substantial evidence based upon the record as a whole, that the project would not have a significant effect on the environment. Staff accordingly prepared a Negative Declaration. The Initial Study is on file in the RMA-Planning Department and is hereby incorporated by reference (PLN100166).
 - d) Issues that were analyzed in the Negative Declaration include: aesthetic resources, agricultural resources, air quality, biological resources, cultural resources, geology and soils, hazards/hazardous materials, hydrology/water quality, land use and planning, mineral resources, noise, population and housing, public services, recreation, traffic and transportation, utilities and service systems.
 - e) Aesthetic Resources - Specific policy 4.4.3, of the Carmel Land Use Plan Use of areas designated as Resource Conservation and Scenic and

Natural Resource Recreation on the plan map shall be limited to passive and low-intensity day-use recreational and educational activities. Because of the delicate resources on the property a limitation of the number of visitors was implemented. The number of visitors will not increase as a result of the trail re-alignment, therefore additional disturbance to the aesthetic resources of Point Lobos will not occur as a result of the re-alignment. In order to stabilize and level portions of the re-routing, rock retaining walls and a viaduct/bridge will be placed over a failing bluff. The viaduct will be painted mossy green in order to blend in with the existing vegetation. Because the re-routing will take place in existing, already disturbed areas, there will be no impacts to the scenic vistas of Point Lobos.

- f) Biological Resources - The trail improvement project will travel through three plant community types: Monterey pine forest, northern coastal scrub, and coastal bluff scrub. No trees will be removed with the trail re-alignment and there will be no fill on waterways or on any coastal bluffs. The Smith's blue butterfly, has been collected at the Point Lobos State Preserve and is listed by the U.S. Fish and Wildlife Service as an endangered species however no life stages of Smiths Blue butterfly were observed in the project area. The applicant has worked with their biologist to facilitate a restoration and re-vegetation plan which will replace all of the removed plants on a 3:1 ratio. A standard condition of approval will include the Monterey paintbrush plants occurring within the work area (near viaduct/bridge area) be salvaged and/or their seed collected prior to construction. Plans for restoration shall be submitted to and approved by the Director of the RMA - Planning Department prior to commencement of use. With a standard condition of approval, the project will not have a substantial adverse effect, either directly or through habitat modifications.
- g) Cultural Resources - The current Bird Island Trail runs through two recorded archaeological sites, CA-MNT-216 and -217 and MNT-263. Carmel Land Use Plan discusses the importance of maintaining and designing projects so as not to impact any cultural resources (Key Policy 2.8.2). The trail re-alignment is in accordance with Specific Policy 2.8.4, which limits public access to or over archeological sites. The trail was designed to not transverse potential resources. An archeological report was conducted and no cultural resources were believed to be impacted as a result of the project. As a condition of approval, an archeological monitor must be present during all work.
- h) All project changes required to avoid significant effects on the environment have been incorporated into the project and/or are made conditions of approval. A Condition Compliance Reporting Plan has been prepared in accordance with Monterey County regulations and is designed to ensure compliance during project implementation and is hereby incorporated by reference as **Exhibit 1**.
- i) The Draft Negative Declaration ("ND") for PLN100166 was prepared in accordance with CEQA and circulated for public review from January 11, 2011 through February 11, 2011 (SCH#: 2011011023).
- j) See preceding and following findings and supporting evidence.

6. **FINDING:** **PUBLIC ACCESS** – The project is in conformance with the public access and recreation policies of the Coastal Act (specifically Chapter 3 of the Coastal Act of 1976, commencing with Section 30200 of the Public Resources Code) and Local Coastal Program, and does not interfere with any form of historic public use or trust rights.

- EVIDENCE:**
- a) Public access is required and no substantial adverse impact on access, either individually or cumulatively, as described in Section 20.146.130 of the Monterey County Coastal Implementation Plan will be impacted as a result of the trail re-alignment. Specific policy 5.3.2.7. of the Carmel LUP states that public access to and within Point Lobos Reserve and Carmel River State Beach should be improved and managed according to the management policies set forth in the Carmel Land Use Plan and in this plan.
 - b) The application, plans and supporting materials submitted by the project applicant to the Monterey County Planning Department for the proposed development are found in Project File PLN100166.
 - c) The project planner conducted a site inspection on October 13, 2010.

7. **FINDING:** **ESHA** – The subject project minimizes impact on environmentally sensitive habitat areas in accordance with the applicable goals and policies of the applicable area plan and zoning codes.

- EVIDENCE:**
- a) The project includes application for development within 100 feet of environmentally sensitive habitat areas (ESHA). In accordance with the applicable policies of the Carmel Land Use Plan and the Monterey County Zoning Ordinance (Title 20), an Coastal Development Permit is required and the authority to grant said permit has been met.
 - b) Carmel Land Use Plan policy 20.146.120 requires a Coastal Development Permit for development within 100 feet of an environmentally sensitive habitat area. Only the minimum level of facilities essential to the support of recreational, educational, or scientific use of Resource Conservation areas shall be permitted in these areas and facilities shall be sited so as to avoid adverse impacts to environmentally sensitive habitats and wildlife. The Parks Department worked with their staff biologist to design the trail segments so as to avoid sensitive habitats and facilitate a restoration and re-vegetation plan which will replace all of the removed Monterey Paintbrush plants on a 3:1 ratio. A standard condition of approval will include the protection of Monterey paintbrush plants occurring within the work area (near viaduct/bridge area) and/or their seed collected prior to construction. Plans for restoration shall be submitted to and approved by the Director of the RMA - Planning Department prior to commencement of use.
 - c) The project planner conducted a site inspection on October 13, 2010 to verify ESHA locations and potential project impacts to ESHA.
 - d) The application, plans and supporting materials submitted by the project applicant to the Monterey County Planning Department for the proposed development are found in Project File PLN100166.

8. **FINDING:** **APPEALABILITY** - The decision on this project may be appealed to the Board of Supervisors and the California Coastal Commission.

EVIDENCE: a) Section 20.86.080 Monterey County Zoning Ordinance.

DECISION

NOW, THEREFORE, based on the above findings and evidence, the Zoning Administrator does hereby:

- A. Adopt Negative Declaration per (CEQA) Guidelines Section 15070;
- B. Approve a Combined Development Permit consisting of: Combined Development Permit consisting of; 1) a Coastal Administrative Permit to allow an upgrade of the existing Bird Island Trail and China Cove areas of Point Lobos State Park to comply with ADA (Americans with Disabilities Act) accessibility standards; 2) a Coastal Development Permit to allow development within 750 feet of a known archaeological resource; 3) a Coastal Development Permit to allow development within 100 feet of environmentally sensitive habitat; and; 4) a Coastal Development Permit to allow development within 50 feet of a Coastal Bluff and Design Approval, in general conformance with the attached sketch (**Exhibit 2**) and subject to the conditions (**Exhibit 1**), both exhibits being attached hereto and incorporated herein by reference.

PASSED AND ADOPTED this 24 day of February, 2011 upon motion of xxxx, seconded by xxxx, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Mike Novo, Zoning Administrator

COPY OF THIS DECISION MAILED TO APPLICANT ON DATE

THIS APPLICATION IS APPEALABLE TO THE CALIFORNIA COASTAL COMMISSION.

IF ANYONE WISHES TO APPEAL THIS DECISION, AN APPEAL FORM MUST BE COMPLETED AND SUBMITTED TO THE CLERK TO THE BOARD ALONG WITH THE APPROPRIATE FILING FEE ON OR BEFORE [DATE]

THIS PROJECT IS LOCATED IN THE COASTAL ZONE AND IS / IS NOT APPEALABLE TO THE COASTAL COMMISSION. UPON RECEIPT OF NOTIFICATION OF THE FINAL LOCAL ACTION NOTICE (FLAN) STATING THE DECISION BY THE FINAL DECISION MAKING BODY, THE COMMISSION ESTABLISHES A 10 WORKING DAY APPEAL PERIOD. AN APPEAL FORM MUST BE FILED WITH THE COASTAL COMMISSION. FOR FURTHER INFORMATION, CONTACT THE COASTAL COMMISSION AT (831) 427-4863 OR AT 725 FRONT STREET, SUITE 300, SANTA CRUZ, CA

This decision, if this is the final administrative decision, is subject to judicial review pursuant to California Code of Civil Procedure Sections 1094.5 and 1094.6. Any Petition for Writ of Mandate must be filed with the Court no later than the 90th day following the date on which this decision becomes final.

NOTES

1. You will need a building permit and must comply with the Monterey County Building Ordinance in every respect.

Additionally, the Zoning Ordinance provides that no building permit shall be issued, nor any use conducted, otherwise than in accordance with the conditions and terms of the permit granted or until ten days after the mailing of notice of the granting of the permit by the appropriate authority, or after granting of the permit by the Board of Supervisors in the event of appeal.

Do not start any construction or occupy any building until you have obtained the necessary permits and use clearances from the Monterey County Planning Department and Building Services Department office in Salinas.

2. This permit expires 3 years after the above date of granting thereof unless construction or use is started within this period.

RESOLUTION ### - EXHIBIT 1 Monterey County Resource Management Agency Planning Department Condition Compliance and/or Mitigation Monitoring Reporting Plan	Project Name: <u>State of California Parks Department</u> File No: <u>PLN100166</u> APNs: <u>243-011-001-000</u> Approved by: <u>Zoning Administrator</u> Date: <u>February 24, 2011</u>
---	---

**Monitoring or Reporting refers to projects with an EIR or adopted Mitigated Negative Declaration per Section 21081.6 of the Public Resources Code.*

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
RMA – Planning Department						
1.		PD001 - SPECIFIC USES ONLY This Combined Development Permit (PLN100166) allows Coastal Administrative Permit to allow an upgrade of the existing Bird Island Trail and China Cove areas of Point Lobos State Park to comply with ADA (Americans with Disabilities Act) accessibility standards; 2) a Coastal Development Permit to allow development within 750 feet of a known archaeological resource; 3) a Coastal Development Permit to allow development within 100 feet of environmentally sensitive habitat; and; 4) a Coastal Development Permit to allow development within 50 feet of a Coastal Bluff and Design Approval. The property is located at Point Lobos State Reserve on Highway 1 (Assessor's Parcel Number APN 243-011-001-000), Carmel Area Land Sue Plan. This permit was approved in accordance with County ordinances and land use regulations subject to the following terms and conditions. Any use or construction not in substantial conformance with the terms and conditions of this permit is a violation of County regulations and may result in modification or revocation	Adhere to conditions and uses specified in the permit. Neither the uses nor the construction allowed by this permit shall commence unless and until all of the conditions of this permit are met to the satisfaction of the Director of the RMA - Planning Department.	Owner/ Applicant	Ongoing unless otherwise stated	

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		of this permit and subsequent legal action. No use or construction other than that specified by this permit is allowed unless additional permits are approved by the appropriate authorities. (RMA-Planning Department)				
2.		PD002 - NOTICE-PERMIT APPROVAL The applicant shall record a notice which states: "A permit (Resolution _____) was approved by the Zoning Administrator for Assessor's Parcel Number 243-011-001-000 on February 24, 2011. The permit was granted subject to <u>5</u> conditions of approval which run with the land. A copy of the permit is on file with the Monterey County RMA - Planning Department." (RMA-Planning Department)	Obtain appropriate form from the RMA-Planning Department. The applicant shall complete the form and furnish proof of recordation of this notice to the RMA - Planning Department.	Owner/ Applicant RMA- Planning Department.	Prior to the issuance of grading and building permits or commencement of use.	
3.		PD003(B) – CULTURAL RESOURCES – POSITIVE ARCHAEOLOGICAL REPORT If archaeological resources or human remains are accidentally discovered during construction, the following steps will be taken: There shall be no further excavation or disturbance of the site or any nearby area reasonably suspected to overlie adjacent human remains until: The coroner of the county in which the remains are discovered must be contacted to determine that no investigation of the cause of death is required, and	The applicant shall submit the contract with a Registered Professional Archaeologist to the Director of the RMA – Planning Department for approval. The requirements of this condition shall be included as a note on all grading and building plans	Owner/ Applicant per archaeolo- gist or anthropol- ogist	Prior to the issuance of grading or building permits or approval of Sub. Improvement Plans, whichever	

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		<p>If the coroner determines the remains to be Native American:</p> <ul style="list-style-type: none"> - The coroner shall contact the Native American Heritage Commission and the RMA – Planning Department within 24 hours. - The Native American Heritage Commission shall identify the person or persons from a recognized local tribe of the Esselen, Salinan, Costonoans/ Ohlone and Chumash tribal groups, as appropriate, to be the most likely descendent. - The most likely descendent may make recommendations to the landowner or the person responsible for the excavation work, for means of treating or disposing of, with appropriate dignity, the human remains and any associated grave goods as provided in Public Resources Code Section 5097.9 and 5097.993, or - Where the following conditions occur, the landowner or his authorized representatives shall rebury the Native American human remains and associated grave goods with appropriate dignity on the property in a location not subject to further subsurface disturbance: <ol style="list-style-type: none"> 1. The Native American Heritage Commission is unable to identify a most likely descendent or the most likely descendent failed to make a recommendation within 24 hours after being notified by the commission. 2. The descendent identified fails to make a recommendation; or 3. The landowner or his authorized representative rejects the recommendation of the descendent, and the mediation by the Native American Heritage Commission fails to provide measures 			occurs first.	

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
		acceptable to the landowner. (RMA - Planning Department)				
4.		PD005 - FISH AND GAME FEE-NEG DEC/EIR Pursuant to the State Public Resources Code § 753.5, State Fish and Game Code, and California Code of Regulations, the applicant shall pay a fee, to be collected by the County, within five (5) working days of project approval. This fee shall be paid before the Notice of Determination is filed. If the fee is not paid within five (5) working days, the project shall not be operative, vested or final until the filing fees are paid. (RMA - Planning Department)	The applicant shall submit a check, payable to the <i>County of Monterey</i> , to the Director of the RMA - Planning Department. If the fee is not paid within five (5) working days, the applicant shall submit a check, payable to the <i>County of Monterey</i> , to the Director of the RMA - Planning Department	Owner/ Applicant	Within 5 working days of project approval.	
5.		PD033 - RESTORATION OF NATURAL MATERIALS Upon completion of the development, the area disturbed shall be restored to a condition to correspond with the adjoining area, subject to the approval of the Director of the RMA - Planning Department. Plans for such restoration shall be submitted to and approved by the Director of the RMA - Planning Department prior to commencement of use. (RMA - Planning Department)	Submit restoration plans to the RMA - Planning Department for review and approval.	Owner/ Applicant	Prior to commencement of use.	

END OF CONDITIONS

NOTE:

1. ALL ABANDONED TRAILS SEGMENTS SHALL BE TOPOGRAPHICALLY RESTORED AND REVEGETATED
2. ENTIRE TRAIL TREAD SHALL BE RECONSTRUCTED TO A COMPACTED AGGREGATE BASE SURFACE.
3. ALL ENTRENCHED TRAIL SHALL BE REPAIRED AND CROSS DRAINAGE RESTORED.
4. REMOVE ALL RXR TIE STEPS AND WATERBARS
5. REPLACE ALL WOOD EDGING BOTH SIDES

CONSTRUCT 4 ACCESSIBLE PICNIC SITES (15' DIA.) (SEE DETAIL)

CONSTRUCT SINGLE TIER ROCK WALL (200L' X 1'H)

RESTRIPE EXISTING PAVING, 2X ADA PARKING STALLS WITH SIGNAGE

CONSTRUCT NEW TRAILHEAD (20'L X 8'W) INSTALL NEW SIGN

CONSTRUCT ROCK RETAINING WALL (30'L X 5'H)

INSTALL NEW BENCHES X2 (12' X 3' CLEAR AND LEVEL SPACE REQUIRED) CONST. ROCK RETAINING WALL BEHIND BENCH (16L' X 3'H)

REMOVE EXISTING BENCH

ROCK RETAINING WALL (135'L X 3'H)

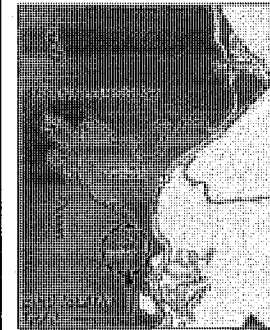
REROUTE (225')

CONSTRUCT ROCK OVERLOOK AT PELICAN POINT OVER EXISTING DENUDED AREAS (SEE DETAIL, D-3)

OBLITERATE, RECONTOUR AND REVEGETATE ABANDONED TRAIL



PROJECT LOCATION MAP



ACQUISITION & DEVELOPMENT DIVISION
One Capitol Mall
Sacramento, CA
95814-3226

CALIFORNIA STATE FIRE MARSHAL APPROVED
Approval of this plan does not authorize or approve any violation of deviation from applicable regulations. Final approval is subject to field inspection. One set of approved plans shall be available on the project site at all times.

Reviewed by: _____ Date: _____
DATE ACCESS COMPLIANCE REVIEW
ACCESSIBILITY SECTION
CERTIFICATION # APPROVED

Reviewed by: J. SPARR Date: 6-26-07

ACCESSIBILITY COMPLIANCE AND STATE FIRE MARSHAL'S SIGNATURES ARE ON FILE AT THE DEPARTMENT OF PARKS AND RECREATION, NORTH AVENUE CENTER.

DESIGNED: S. NAWRATH

DRAWN: S. NAWRATH

CHECKED: A

DATE: 04-18-2008

REVISIONS

NO.	DATE	DESCRIPTION
1	11-17-2009	

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POINT LOBOS STATE RESERVE
BIRD ISLAND TRAIL ACCESSIBILITY IMPROVEMENTS
LAYOUT SHEET

DRAWING NO.
XXXXX.XXX

SHEET NO.
L-1

X OF X

File: C:\Accessibility\Trail\02-08 Trail Project\Bird Island Trail - Point Lobos\L-1 LAYOUT SHEET Update 11-17-09.dwg Layer: L-1 Layout Sheet Date: January 07 2010 8:35 am User: s.nawrath



ACQUISITION & DEVELOPMENT DIVISION
One Capitol Mall
Sacramento, CA
95814-3229

CALIFORNIA STATE PARKS - APPROVED

Approval of this plan does not authorize or approve any violation of applicable laws or applicable regulations. Final approval is subject to field inspection. One set of approved plans shall be available on the project site at all times.

Reviewed by: _____ Date: _____

DPR ACCESS COMPLIANCE REVIEW ACCESSIBILITY SECTION

REVISIONS: APPROVED

Reviewed by: J. SPANIEL Date: 04/20/07

ACCESSIBILITY COMPLIANCE AND STATE FIRE MARSHAL REVIEW PERSONALS ARE OVERLAYS AT THE DEPARTMENT OF PARKS AND RECREATION, NORTHWOOD SERVICE CENTER.

DESIGNED: S. NAWRATH

DRAWN: S. NAWRATH

CHECKED: A

DATE: 04-18-2008

REVISIONS

11-17-2009 DATE

_____ DATE

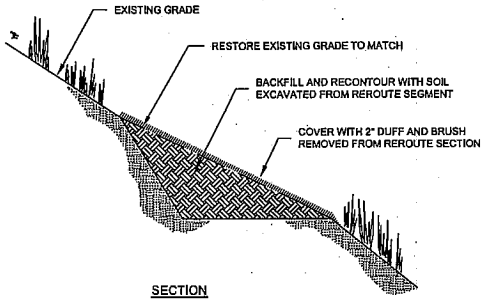
_____ DATE

POINT LOBOS STATE RESERVE
BIRD ISLAND TRAIL ACCESSIBILITY IMPROVEMENTS
LAYOUT SHEET

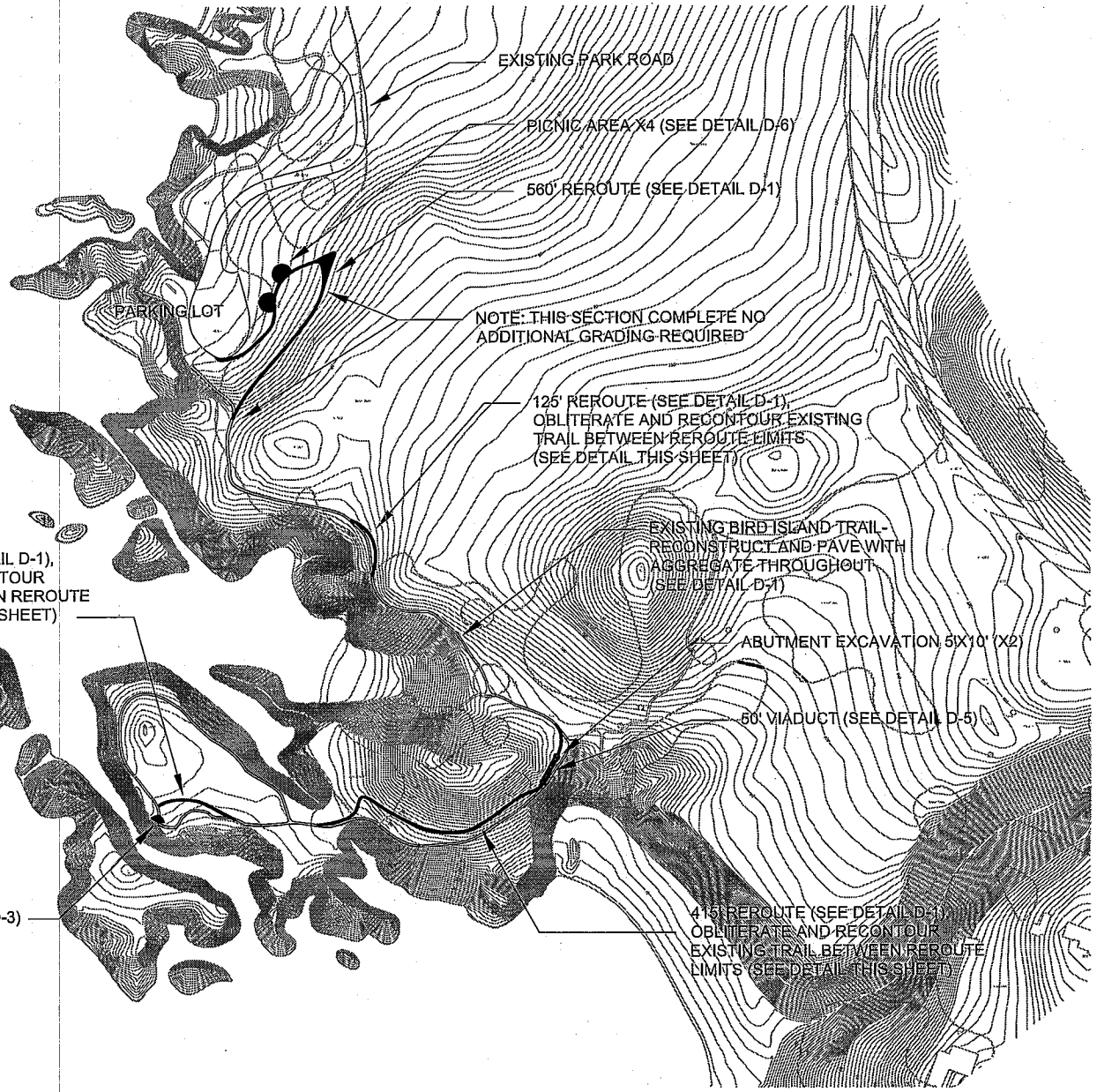
DRAWING NO.
XXXXX.XXX

SHEET NO.
L-2

X OF X



SECTION
TRAIL OBLITERATION - TYPICAL
NOT TO SCALE



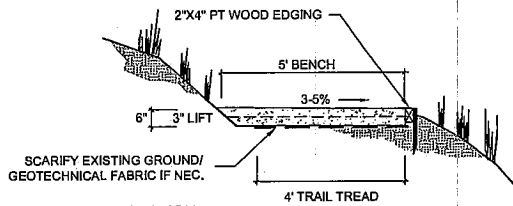
225' REROUTE (SEE DETAIL D-1),
OBLITERATE AND RECONTOUR EXISTING TRAIL BETWEEN REROUTE LIMITS (SEE DETAIL THIS SHEET)

OVERLOOK (SEE SHEET D-3)

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ACQUISITION &
DEVELOPMENT DIVISION
One Capitol Mall
Sacramento, CA
95814-4229



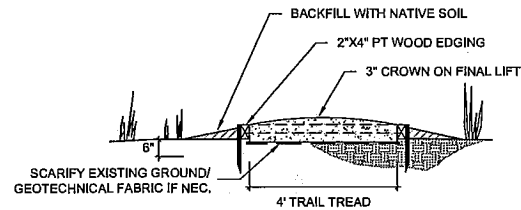
SECTION

**AGGREGATE PAVING - TYPICAL
SLOPE CONDITION**

NOT TO SCALE

NOTES:

- CONSTRUCT PAVING IN 3" LIFTS. WET AND COMPACT EACH LIFT SEPARATELY TO 90%
- ADD NATIVE SOIL TO FINAL LIFT (QUANTITIES DETERMINED IN THE FIELD)
- COMPACT NATIVE SUBGRADE TO 90% RELATIVE COMPACTION PRIOR TO AGGREGATE LIFTS
- GEO-TEXTILE FABRIC TO BE INSTALLED BASED ON SUB-GRADE CONDITIONS (AS DETERMINED IN THE FIELD)



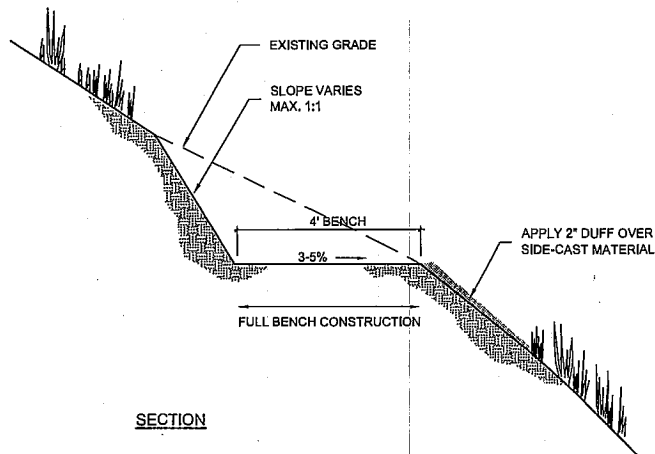
SECTION

**AGGREGATE PAVING - TYPICAL
FLAT CONDITION**

NOT TO SCALE

NOTES:

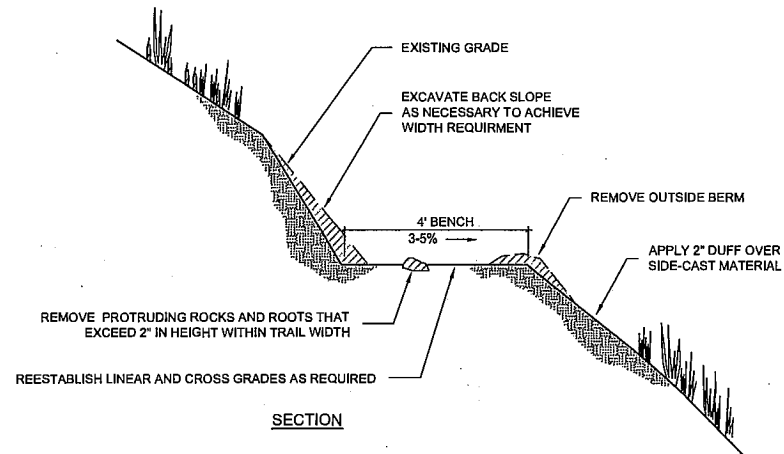
- CONSTRUCT PAVING IN 3" LIFTS. WET AND COMPACT EACH LIFT SEPARATELY TO 90%
- ADD NATIVE SOIL TO FINAL LIFT (QUANTITIES DETERMINED IN THE FIELD)
- COMPACT NATIVE SUBGRADE TO 90% RELATIVE COMPACTION PRIOR TO AGGREGATE LIFTS
- GEO-TEXTILE FABRIC TO BE INSTALLED BASED ON SUB-GRADE CONDITIONS (AS DETERMINED IN THE FIELD)



SECTION

TRAIL REROUTE - TYPICAL

NOT TO SCALE



SECTION

TRAIL RECONSTRUCTION - TYPICAL

NOT TO SCALE

CALIFORNIA STATE FIRE MARSHAL-APPROVED
Approval of this plan does not constitute or
imply any endorsement or disavowal from
applicable regulations. Final approval is
subject to field inspection. One set of
approved plans shall be available on the
project site at all times.

Reviewed by	Date
CEQA ACCESS COMPLIANCE REVIEW ACCESSIBILITY SECTION	
CERTIFICATION #	
Reviewed by	Date
ACCESSIBLE BY COMPLIANCE AND STATE FIRE MARSHAL INSPECTORS AND ON FILE AT THE DEPARTMENT OF PARKS AND RECREATION, ADMINISTRATIVE SERVICES DIVISION	

DESIGNED: S. NAWRATH
DRAWN: S. NAWRATH
CHECKED: XXXXXX
DATE: 04-18-2008

REVISIONS	
Δ	DATE

POINT LOBOS STATE RESERVE
BIRD ISLAND TRAIL ACCESSIBILITY IMPROVEMENTS

DETAIL SHEET

DRAWING NO.
XXXXX.XXX

SHEET NO.

D-1

X OF X



ACQUISITION & DEVELOPMENT DIVISION
One Capitol Mall
Sacramento, CA
95814-3229

CAI FOR ALL STATE FIRE MARSHAL APPROVED
Approval of this plan does not authorize or approve any violation of deviation from applicable regulations. Final approval is subject to field inspection. One set of approved plans shall be available on the project site at all times.

Reviewed by _____ Date _____
DPR ACCESS COMPLIANCE REVIEW
ACCESSIBILITY SECTION
CERTIFICATION # _____

Reviewed by _____ Date _____
ACCESSIBILITY COMPLIANCE AND STATE FIRE MARSHAL APPROVALS ARE ON FILE AT THE DEPARTMENT OF PARKS AND RECREATION, WORKSHEET SURFACE DIVISION.

DESIGNED: S. NAWRATH
DRAWN: S. NAWRATH
CHECKED: XXXXXX
DATE: 08-5-2009

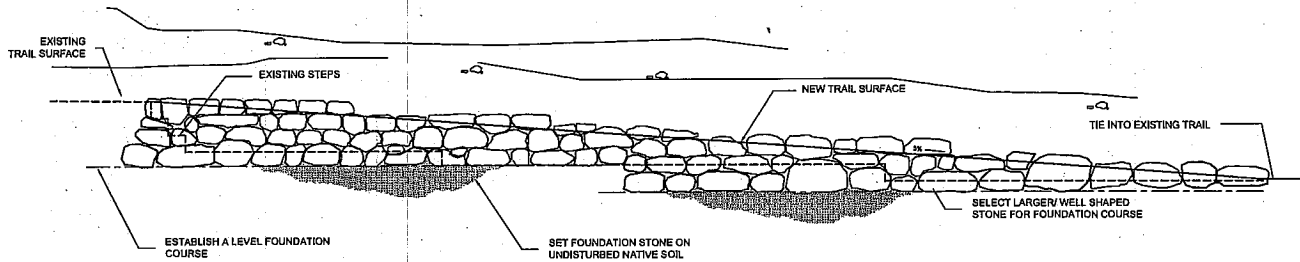
REVISIONS	
NO.	DATE

POINT LOBOS STATE RESERVE
BIRD ISLAND TRAIL ACCESSIBILITY UPGRADES
DRY ROCK RETAINING WALL
MULTI TIER

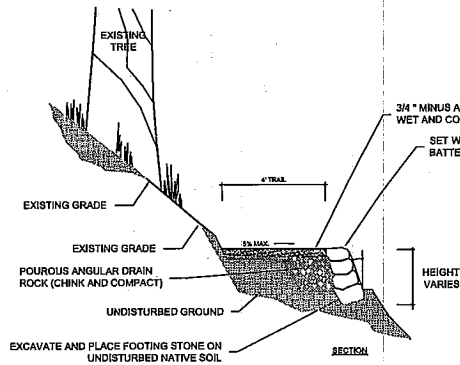
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SHEET NO.
D-2

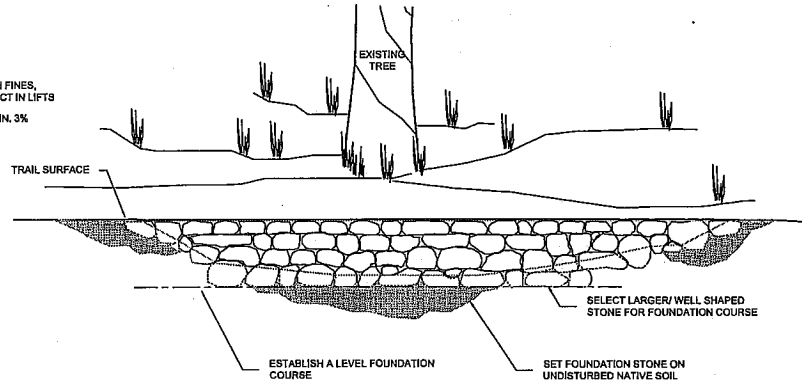
4 OF 5



ROCK RETAINING WALL/RAMP- TYPICAL
NOT TO SCALE



DRY ROCK RETAINING WALL- TYPICAL
NOT TO SCALE



DRY ROCK RETAINING WALL- TYPICAL
NOT TO SCALE

BASE COURSE



PARTIALLY CONSTRUCTED WALL



FINISHED WALL





ACQUISITION & DEVELOPMENT DIVISION
 One Capitol Mall
 Sacramento, CA
 95814-3229

CALIFORNIA STATE FIRE MARSHAL-APPROVED

Approval of this plan does not constitute or approve any violation of division from applicable regulations. Final approval is subject to field inspection. One set of approved plans shall be available on the project site at all times.

Reviewed by _____ Date _____

DPR ACCESS COMPLIANCE REVIEW

ACCESSIBILITY SECTION

REVISION/DATE #

Reviewed by _____ Date _____

ACCESSIBILITY COMPLIANCE AND STATE FIRE

MARSHAL INSPECTIONS ARE ONLY AT THE DISCRETION OF THE DIVISION AND RECREATION DIVISION IN SERVICE OFFICE.

DESIGNED BY: S. NAWRATH

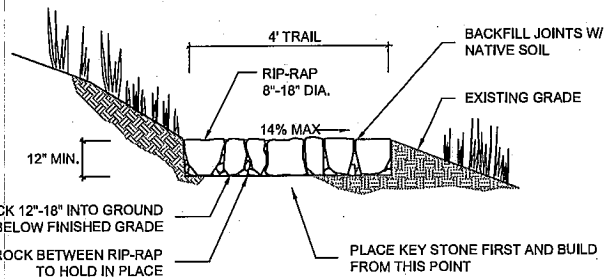
DRAWN BY: S. NAWRATH

CHECKED BY: XXXXXX

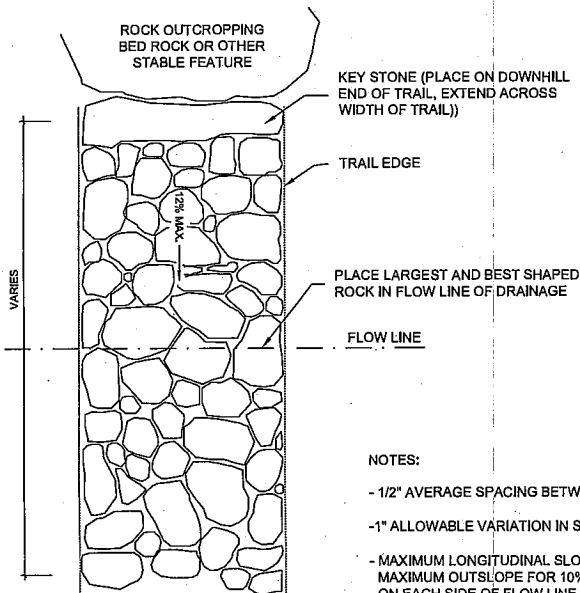
DATE: 04-18-2008

REVISIONS

NO.	DATE



SECTION



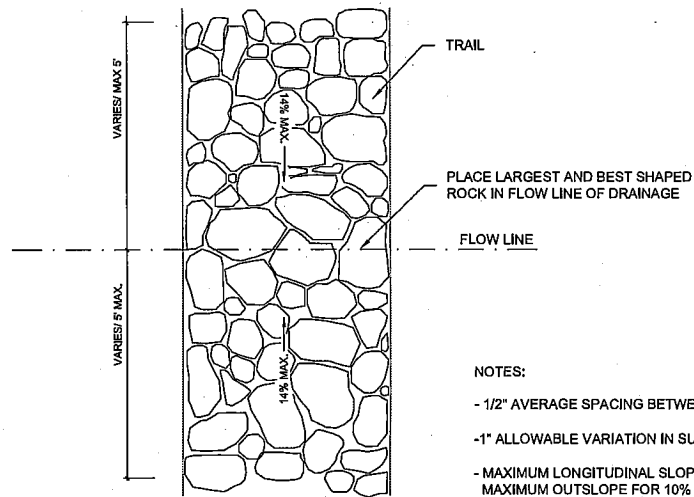
PLAN

RIP-RAP PAVING-TYPICAL

NOT TO SCALE

NOTES:

- 1/2" AVERAGE SPACING BETWEEN STONES
- 1" ALLOWABLE VARIATION IN SURFACE ROUGHNESS
- MAXIMUM LONGITUDINAL SLOPE 14% FOR 5', MAXIMUM OUTSLOPE FOR 10% FOR 5' ON EACH SIDE OF FLOW LINE (ARMORED DRAIN CROSSING).



PLAN

RIP-RAP PAVING-TYPICAL
 ARMORED DRAIN CROSSING

NOT TO SCALE

NOTES:

- 1/2" AVERAGE SPACING BETWEEN STONES
- 1" ALLOWABLE VARIATION IN SURFACE ROUGHNESS
- MAXIMUM LONGITUDINAL SLOPE 14% FOR 5', MAXIMUM OUTSLOPE FOR 10% FOR 5' ON EACH SIDE OF FLOW LINE

POINT LOBOS STATE RESERVE
 BIRD ISLAND TRAIL ACCESSIBILITY UPGRADES

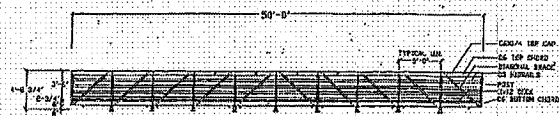
DETAIL SHEET

DRAWING NO.
 XXXXX.XXX

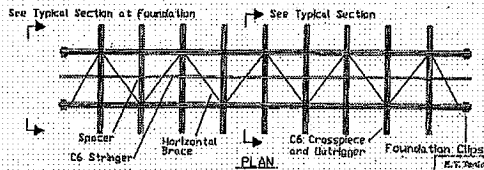
SHEET NO.

D-4

X OF X

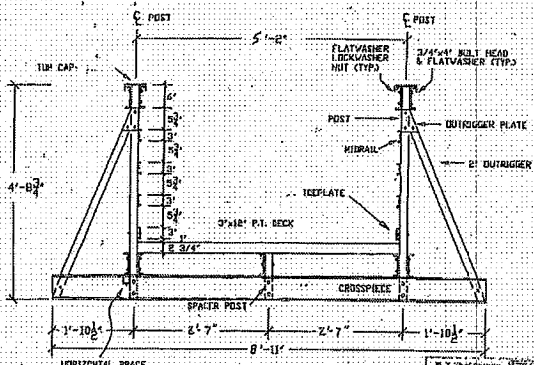


ELEVATION



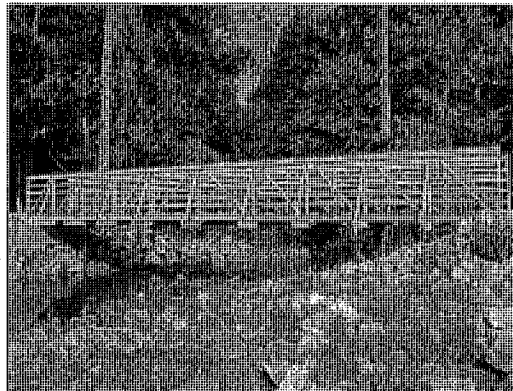
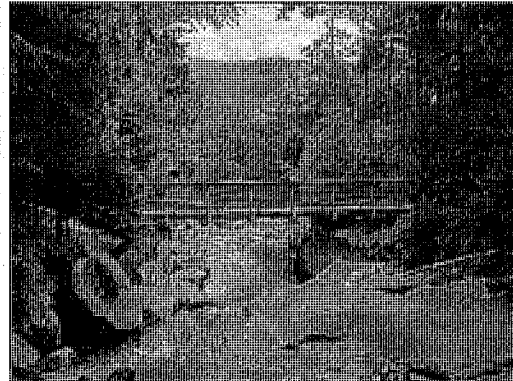
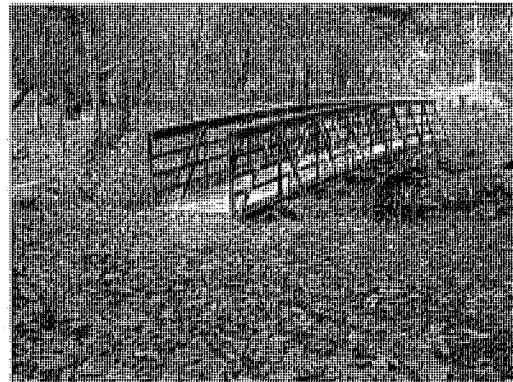
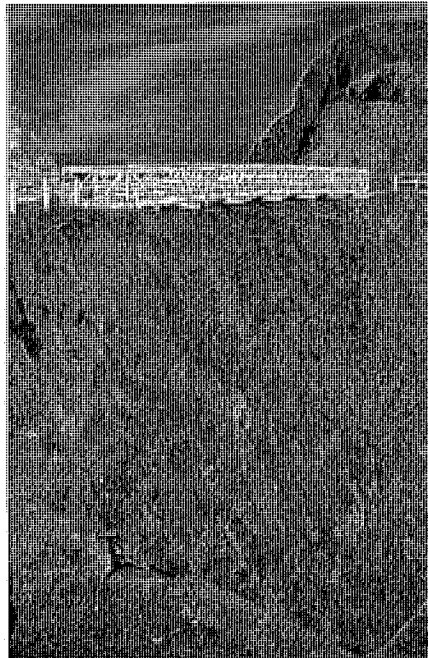
PLAN

REVISED PER COMMENTS FROM PERMITS SECTION FOR PERMITS 2009-03-12-01-0000-01-0000-01-0000-01-0000
DATE: 11/17/09
BY: JJA/DA



TYPICAL SECTION

REVISED PER COMMENTS FROM PERMITS SECTION FOR PERMITS 2009-03-12-01-0000-01-0000-01-0000-01-0000
DATE: 11/17/09
BY: JJA/DA



VIADUCT/BRIDGE DETAILS AND PHOTOS

NOT TO SCALE



ACQUISITION & DEVELOPMENT DIVISION
One Capitol Mall
Sacramento, CA
95814-3223

CALIFORNIA STATE PARKS - APPROVED
Approval of this plan does not constitute or
imply any number of elevations from
applicable topography. Final approval is
subject to field inspection. One set of
approved plans shall be available on the
project site at all times.

Reviewed by: _____ Date: _____
DPR ACCESS COMPLIANCE REVIEW
ACCESSIBILITY SECTION
GEO/ENG/12012014

Reviewed by: _____ Date: _____
ACCESSIBILITY COMPLIANCE AND STATE FIRE
MATERIALS DEPARTMENT AND OFFICE OF
THE DEPARTMENT OF PARKS AND RECREATION,
NORTH IN SERVICE DIVISION.

DESIGNED: S. NAWRATH
DRAWN: S. NAWRATH
CHECKED: XXXXXX
DATE: 11-17-2009

REVISIONS	DATE
1	

POINT LOBOS STATE RESERVE
BIRD ISLAND TRAIL ACCESSIBILITY UPGRADES

DETAIL SHEET

DRAWING NO.
XXXXX-XXX

SHEET NO.

D-5

X OF X



ACQUISITION & DEVELOPMENT DIVISION
One Capitol Mall
Sacramento, CA
95814-3229

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CALIFORNIA STATE PARKS APPROVED
Approval of this plan does not authorize or approve any construction or deviation from applicable regulations. Final approval is subject to field inspection. One set of approved plans shall be available on the project site at all times.

Reviewed by _____ Date _____
FOR ACCESS COMPLIANCE REVIEW
ACCESSIBILITY SECTION
CERTIFICATION # _____

Reviewed by _____ Date _____
ACCESSIBILITY COMPLIANCE AND STATE FIRE MARSHAL SIGNING OFFICIALS OFFICE OF THE DEPARTMENT OF PARKS AND RECREATION, EXTENSION SERVICES DIVISION

DESIGNED: S. NAWRATH
DRAWN: S. NAWRATH
CHECKED: XXXXXX
DATE: 11-18-2009

REVISIONS	
NO.	DATE

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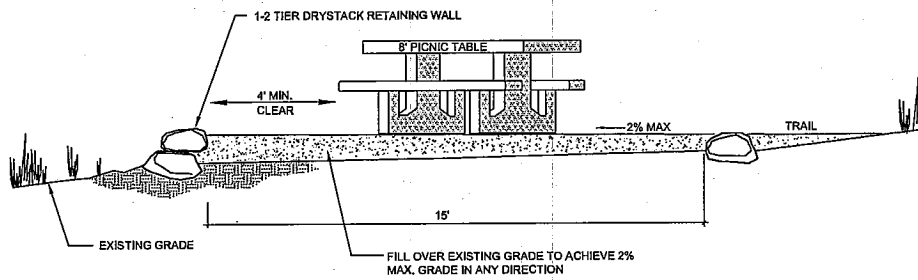
POINT LOBOS STATE RESERVE
BIRD ISLAND TRAIL ACCESSIBILITY UPGRADES
DETAIL SHEET

DRAWING NO.
XXXXX.XXX

SHEET NO.
D-6
X OF X

PICNIC SITE TAKE-OFFS:

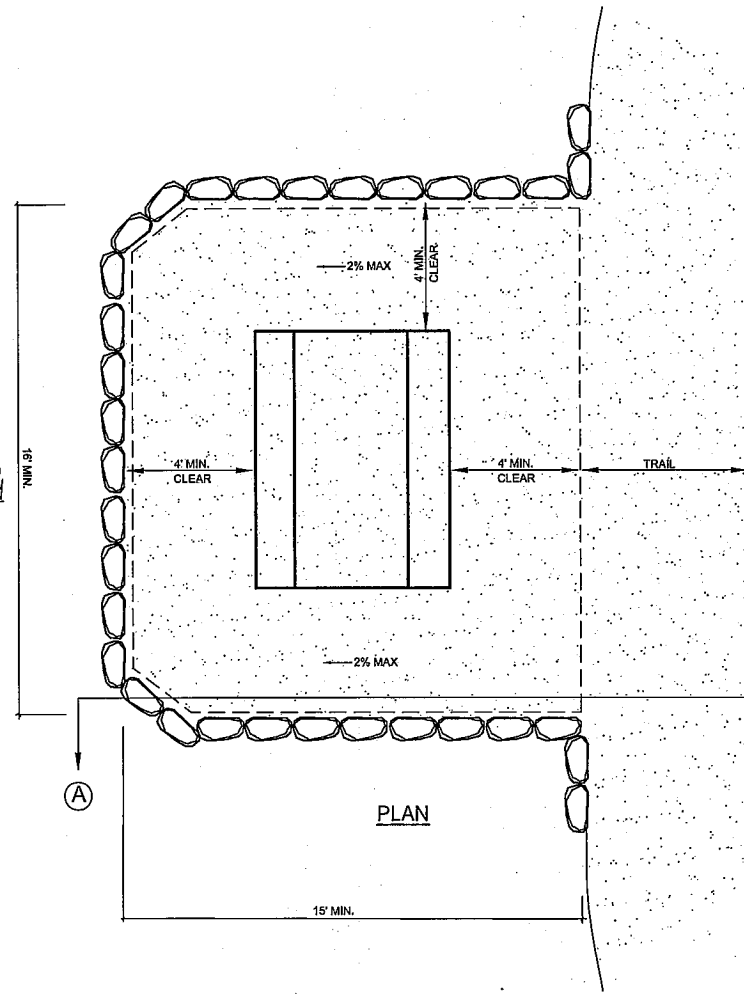
PICNIC PAD (FILL)- 250 SF
AVE. DEPTH OF FILL- 12"
AVE. WALL HEIGHT- 18"
WALL LENGTH- 50'



SECTION A-A

ADA PICNIC SITE

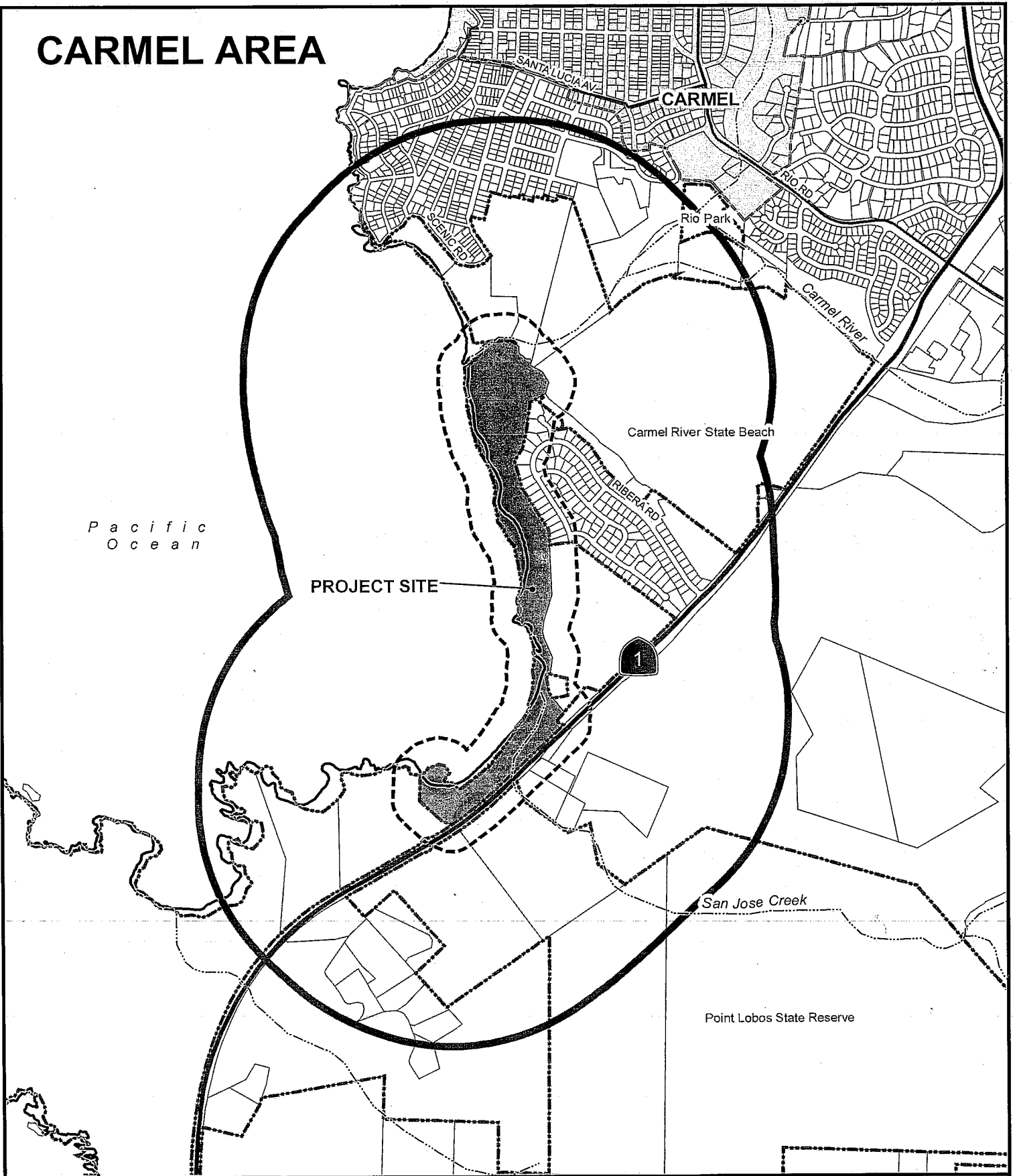
NOT TO SCALE



PLAN

P:\SCH\2009\11\18\09-25 Trail Production\Main Trail - Point Lobos\DETAILS - SHEET 6.dwg Exported D3D Detail Sheet Date: January 07, 2010 - 8:41 am User: snavrath

CARMEL AREA

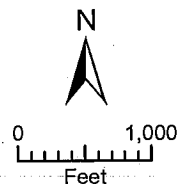


APPLICANT: STATE OF CALIFORNIA

APN: 243-011-001-000

FILE # PLN100166

Water 2500' Limit 300' Limit City Limits



PLANNER: NEGRETE

EXHIBIT D

EXHIBIT E

MINUTES

**Carmel Highlands Land Use Advisory Committee
Monday, August 2, 2010**

1. Meeting called to order by Peter Davis at 4:00 pm

2. Roll Call

Members Present: Weber, Hay, ~~Christ~~, Davis, Hald, Meheen, & Jeselnick

Members Absent: None

3. Approval of Minutes:

A. June 7, 2010 minutes

Motion: Meheen to approve (LUAC Member's Name)

Second: Davis (LUAC Member's Name)

Ayes: Davis, Meheen, Rainier, Horst, Waid

Noes: None

Absent: None

Abstain: None

4. **Public Comments:** The Committee will receive public comment on non-agenda items that are within the purview of the Committee at this time. The length of individual presentations may be limited by the Chair.

None

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AUG 09 2010

MONTEREY COUNTY
PLANNING & BUILDING
INSPECTION DEPT.

5. Scheduled Item(s) – Refer to attached project referral sheet(s)

6. Other Items:

A) Preliminary Courtesy Presentations by Applicants Regarding Potential Projects

None

B) Announcements

Next LuAC meeting is scheduled for Monday, August 16, 2010 at 4:00 pm.

Karyl Hall and Adam Jeseltick have received their training and are new members on the Carmel Urinc./Highlands Advisory Committee. This is their first official meeting. We welcome them as new members.

7. Meeting Adjourned: 5:35 pm

Minutes taken by: B. Rainer, Secty.

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PLANNING & BUILDING
INSPECTION DEPT.

Action by Land Use Advisory Committee Project Referral Sheet

Monterey County Planning Department
168 W Alisal St 2nd Floor
Salinas CA 93901
(831) 755-5025

RECEIVED

AUG 09 2010

Advisory Committee: Carmel Unincorporated/Highlands

**MONTEREY COUNTY
PLANNING & BUILDING
INSPECTION DEPT.**

Please submit your recommendations for this application by: **August 2, 2010**

Project Title: STATE OF CALIFORNIA (DEPARTMENT OF PARKS & RECREATION)

File Number: PLN100166

File Type: PC

Planner: NEGRETE

Location: PT LOBOS STATE PARK HWY 1 CARMEL

Project Description:

Combined Development Permit consisting of: 1) a Coastal Administrative Permit to allow an upgrade of the existing Bird Island Trail and China Cove areas of Point Lobos State Park to comply with ADA (Americans with Disabilities Act) accessibility standards, construct four ADA accessible picnic sites and two ADA parking stalls; 2) a Coastal Development Permit to allow development within 750 feet of a known archeological resource; 3) a Coastal Development Permit to allow development within 100 feet of environmentally sensitive habitat; and: 4) a Coastal Development Permit to allow development within 50 feet of a Coastal Bluff. The property is located at Highway 1 at Point Lobos State Park, Carmel (Assessor's Parcel Number 243-011-001-000), Carmel Land Use Plan.

Was the Owner/Applicant/Representative Present at Meeting? Yes No
John Bentley - state parks trail crew
B. Schichoni
John Hiles - crew leader for Trails.

PUBLIC COMMENT:

Name	Site Neighbor?		Issues / Concerns (suggested changes)
	YES	NO	
<i>Bob Hamilton - resident of Carmel Highlands</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<i>Thanks Parks for up- grading of trail as wife uses a wheel chair and loves to visit the Reserve. Wheel chair access is very important to her and for others who are handi- capped and visit Pt. Lobos.</i>
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	

LUAC AREAS OF CONCERN

Concerns / Issues (e.g. site layout, neighborhood compatibility; visual impact, etc)	Policy/Ordinance Reference (If Known)	Suggested Changes - to address concerns (e.g. relocate; reduce height; move road access, etc)
Reroute of trail requires encroaching on hillside both at access to start	Efforts to conform to ADA requirements	Encroaching on native landscape and vegetation.
of trail and 415 ft. location just past new bridge. New landing areas require additional grading.		Color of viaduct (bridge) must blend with natural setting.
New bridge material is fiber glass support and railings with		Maintenance of trails and rock walls and steps must occur on
wooden platform for walking surface. Color will be green to match vegetation at site.		a regular basis for both safety and erosion concerns.

ADDITIONAL LUAC COMMENTS

Main concern is that these improvements and future grading, viaduct construction, new trails etc. are detracting from the rugged and natural beauty of the Reserve. We must keep the experience of visiting the park as rustic and natural as possible. A keynote of the park visit is its natural beauty. We would prefer the viaduct to be wood, again the use of materials that are rustic in character. New restrooms (to be replaced) must be in character. New restrooms (to be replaced) must be submitted to LUAC for design review.

Motion by: Wald to approve as submitted (LUAC Member's Name)

Second by Hazel (LUAC Member's Name)

Support Project as proposed

Recommend Changes (as noted above)

Continue the Item

Reason for Continuance: _____

Continued to what date: _____

5 Ayes
AYES: Hall, Hurst, Rainer, Wald, & Jeselnick

NOES: 3 - Nicker, Davis, McHeen (all 3 do not approve of fiberglass viaduct material and expansion of trail systems.)

ABSENT: None

ABSTAIN: None

RECEIVED

AUG 09 2010

MONTEREY COUNTY
PLANNING & BUILDING
INSPECTION DEPT.

EXHIBIT F



State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION

CEQA # 8202

NOTICE OF EXEMPTION

DRAFT

TO: Office of Planning and Research
1400 Tenth Street
Sacramento, CA 95814
FAX (916) 323-3018

FROM: Department of Parks and Recreation
Monterey District
2211 Garden Road
Monterey, CA 93940

To CEQA/NSC
6/29/10

PROJECT TITLE: Bird Island Trail Accessibility Improvements
LOCATION: Point Lobos State Natural Reserve
COUNTY: Monterey

DESCRIPTION OF THE NATURE AND PURPOSE OF PROJECT:

Construct a new trail segment of Bird Island Trail, replace two existing small outhouse structures with a two-stall restroom building, reroute the trail in three locations, construct four picnic sites and develop two accessible parking stalls at the new trailhead at Point Lobos State Natural Reserve to create an Americans with Disabilities (ADA) compliant segment improving access to the China Cove and Bird Island areas.

Trail work includes:

- Construct 265 linear feet (lf) of new 4 ft wide trail through existing picnic area.
- Construct three reroutes totaling 815 lf.
- Construct 161 lf of rock retaining walls where necessary to mitigate stair replacement.
- Construct a new 45' redwood stringer bridge above Gibson Beach.
- Construct new overlook area at Pelican Point, drystack rock retaining construction.
- Replace wood edging on downhill side of trail as necessary with recycled plastic lumber at select locations.
- Install new trailhead signage at the parking lot area and at the top of the existing stair case.
- Construct new trailhead landing area off existing parking area.
- Install new split rail fence adjacent to trail near trailhead.
- Replace and relocate three wood benches that meet accessibility standards.
- Reconstruct 4 ft wide trail tread along the entire length (2855 lf) to a stabilized aggregate surface.
- Decompact and revegetate all abandoned trail segments and other areas affected by construction.
- Salvage/replace existing or install new wire guides along trail.

New restroom facility will be in the same footprint as existing outhouse facilities with only slightly larger dimensions (approximately 15 ft X 17 ft). Minor grading and excavation will be completed (20'X22'). Develop four circular picnic sites in the existing day use area with hardened aggregate surfaces using rock retaining walls to create 15 ft diameter level landings. Convert three existing parking spaces into two accessible spaces by performing some minor grading, paving, restriping and installing signage.

This NOE supersedes SCH# 2008028213.

PUBLIC AGENCY APPROVING THE PROJECT: California Department of Parks and Recreation

NAME OF DIVISION OR DISTRICT CARRYING OUT THE PROJECT: Monterey District

EXEMPT STATUS: Categorical Exemption *Classes: 2, 3, 4 Sections: 15302, 15303, 15304*

REASONS WHY PROJECT IS EXEMPT: Project consists of replacement of existing facilities where the new structure will be located on the same site as the structure replaced and will have the same purpose and capacity as the structure replaced, the construction and location of limited numbers of new, small facilities or structures; and minor public alterations in the condition of land, water, and vegetation that does not involve the removal of healthy, mature, scenic trees except for forestry purposes; included as "modifications of existing facilities for handicap purposes," "trail or road repairs," "installation of park facilities such as signs," and "trail construction or realignment" in the Department of Parks and Recreation's list of exempt activities, in accordance with CCR § 15300.4.

CONTACT: Jill Poudrette
Monterey District

PHONE NO.: (831) 649-2980
EMAIL: jpoudrette@parks.ca.gov

DRAFT

Mathew Fuzie Date
Monterey District Superintendent

PROJECT EVALUATION (PEF)

PROJECT CONCEPT

PROJECT TITLE Bird Island Trail Accessibility Improvements		PARK UNIT NAME Point Lobos SR
DISTRICT NAME Monterey		FACILITY NO. 449-A-2-02-0-001
PROJECT MANAGER Larry Tierney	PHONE NO. 831-649-2863	EMAIL ltierney@parks.ca.gov
DISTRICT PROJECT MANAGER Larry Tierney	PHONE NO. 831-649-2863	EMAIL ltierney@parks.ca.gov
PROJECT BID DATE NA	CONSTRUCTION START DATE Fall 2009	FUNDING SOURCE Accessibility Section

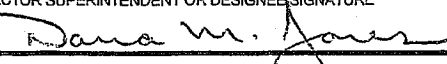
PROJECT DESCRIPTION

Identify the scope of the project in detail, including its purpose, location, and potential impacts. If the ground is to be disturbed, describe the depth and extent of excavation. Describe the existing site conditions, including previous development. Note if work will impact or extend beyond park property. Indicate if work will be done in conjunction with, or as part of, other projects. (Use additional pages if necessary - see next page.)


The proposed project includes the following improvements in order to meet the Departments commitments to accessibility under the 2001 DPR Transition Plan: 1) Upgrade the existing Bird Island Trail to comply with DPR accessibility standards, 2) replace two existing small outhouse structures with an ADA compliant (2 stall) restroom building, 3) construct four accessible picnic sites and 4) develop 2 ADA compliant parking stalls at the new trailhead.

Bird Island Trail: The project will assist DPR in meeting its accessible trail mileage commitments as required in the (Tucker vs. California) Consent Decree. The Monterey District has identified this trail as a candidate for ADA upgrades (ADA Trail Considerations Map 12/5/07). In general the trail is a good candidate for an accessibility upgrade due to its relatively flat grades. The trail provides visitors a world class opportunity to view the Monterey Bay coast line and it's marine life. ^{Four} short reroutes totaling ⁸¹⁵ ~~815~~ ft would be required to achieve accessible grades and/or avoid steep cliffs (see plan). The existing trail has developed drainage problems from normal wear that is accelerating erosion on coastal bluffs, several of these areas have created very dangerous conditions for hikers. A new trail will be developed starting at the southern end of the existing parking lot. A new segment will meander through the existing picnic area up to the new restrooms and then continue upslope to the bluff trail, bypassing the existing stair case. The total length of the trail will be 2855 linear feet (one-way) once completed. The proposed project would be constructed in a joint effort by the Monterey District Trails Crew and the Statewide Trails CCC Construction Crew to all DPR trail standards. All precautionary measures will be taken to avoid and minimize impacts to sensitive plant communities, archeological sites and water quality. All work areas will be fitted with appropriate BMP's (silt fence, fiber rolls, construction fencing, etc.) to ensure that these sensitive areas are protected. Areas of known archeological sites will be avoided and protected during construction, additionally a monitor will be on site during the time all excavation/grading operations are occurring. The majority of the work will be completed with hand tools, handheld power tools and small scale mechanized equipment for trail building that may include; toters, vibraplates and mini-excavators. The majority of the work will take place within the existing footprint of the trail and associated drainage facilities with exception of reroute areas. In all trailside areas, vegetation will be trimmed back (brushed) to facilitate construction. All areas disturbed during construction will be decompacted, covered with duff collected from adjacent areas and replanted with native plants. It is anticipated that construction will take 4-5 months; the trail would be closed during construction. Specific trail upgrades will include the following: (see page 2)

SECTOR SUPERINTENDENT OR DESIGNEE CONCEPT APPROVAL

SECTOR SUPERINTENDENT OR DESIGNEE SIGNATURE 	TITLE Supt III	DATE 6/6/08
--	--------------------------	-----------------------

DISTRICT SUPERINTENDENT OR DESIGNEE CONCEPT APPROVAL

DISTRICT SUPERINTENDENT OR DESIGNEE SIGNATURE 	TITLE SPS V	DATE 6/6/08
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PROJECT EVALUATION (PEF)

ADDITIONAL SPACE FOR PROJECT DESCRIPTION, COMMENTS, ETC.

- Reconstruct 4 ft wide trail tread along the entire length to a stabilized aggregate surface.
- Construct 265 lf of new 4' wide trail through existing picnic area.
- Construct 161 lf of rock retaining walls where necessary to mitigate stair replacement (see plans/trail log).
- Construct a new 45' redwood stringer bridge at dangerous cliff area above Gibson Beach.
- Construct new overlook area at Pelican Point, drystack rock retaining construction (see plans).
- Replace wood edging on downhill side of trail as necessary with recycled plastic lumber at select locations.
- Install new trailhead signage at the parking lot area and at the top of the existing stair case.
- Construct new trailhead landing area off existing parking area (see plans).
- Install new split rail fence adjacent to trail near trailhead.
- Replace and relocate three wood benches that meet accessibility standards (see plans).
- Decompact and revegetate all abandoned trail segments and other areas affected by construction.
- Salvage/replace existing or install new wire guides along trail.

Restroom Building: A new restroom building will be constructed to replace two outdated and non-accessible facilities located in the day use area (see attached photos). The existing facilities will be demolished and the new building constructed at the same location. The new restroom will utilize the existing septic and leach field system located behind the current facilities. The footprint of the new building (15'X17' Approx.) will be slightly larger than the existing out-house facilities. Minor grading and excavation will be required for the new facility (20'X22'). It is not anticipated that any trees would be removed for new construction, all existing trees would be protected from damage. A maximum of 2 stalls (1 standard and 1 ADA) will be designed into the facility. The new building will be of similar construction to the facility constructed at Cypress Grove in 2002 (see attached photos).

Picnic Sites: Four (4) accessible picnic sites will be developed in the existing day use area adjacent to parking and the new trail (see plans). These will be constructed using the same hardened aggregate surface as with the trail. Rock retaining walls will be used to create level landings that meet grade requirements for accessible picnic sites (2% max.). Landings will be 15 ft. in diameter and circular in shape that conform to the existing landform.

ADA Complaint Parking: Two ADA spaces will be constructed at the southern end of the existing day use parking lot adjacent to the new trail head. Three existing parking spaces will be utilized in order to avoid any new disturbance of ground in the area. Some minor grading and paving work will be required to achieve slope requirements for accessible parking. The new spaces will be striped and signed.

Attachments:

- Aerial and Quad maps of project
- Trail Layout Plan
- Area of Disturbance Calculations (plan)
- Detail Sheets (trail section, rock wall, picnic site, overlook, bridge)
- Photos
- Trail Log

PROJECT EVALUATION (PEF)

DOCUMENTS ATTACHED

- 7.5 minute (quad) map of project area (**Required**)
- Site Map (**Required** - Scale should show relationship to existing buildings, roads, landscape features, etc.)
- Graphics (Specify - photos, diagrams, drawings, cross-sections, etc.)
- Other (Specify): see page 2 of project description

REGULATORY REQUIREMENTS

IS AN APPLICATION, PERMIT, OR CONSULTATION REQUIRED?	YES	MAYBE	NO	CONTACT
Coastal Development Permit	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DFG Stream Alteration Permit	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
State & Federal Endangered Species Consultation	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Corps of Engineers 404 Permit	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
RWQCB or NPDES Permit	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DPR Right to Enter or Temporary Use Permit	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
PRC 5024 Review	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Americans with Disabilities Act	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stormwater Management Plan	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Encroachment Permit (Specify Agency):	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Other (Specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DEPARTMENT POLICY COMPLIANCE

	YES	NO
HAS A GENERAL PLAN BEEN APPROVED FOR THE UNIT?	<input type="checkbox"/>	<input type="checkbox"/>
If YES, is the project consistent with the GP?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If NO, what is the project justification?		
Is it a temporary facility? (No permanent resource commitment)	<input type="checkbox"/>	<input type="checkbox"/>
Health and Safety?	<input type="checkbox"/>	<input type="checkbox"/>
Is it a Resource Management Project?	<input type="checkbox"/>	<input type="checkbox"/>
Is it repairing, replacing, or rehabilitating an existing facility?	<input type="checkbox"/>	<input type="checkbox"/>
IS THE PROJECT WITHIN A CLASSIFIED SUBUNIT?		
Natural Preserve	<input type="checkbox"/>	<input type="checkbox"/>
Cultural Preserve	<input type="checkbox"/>	<input type="checkbox"/>
State Wilderness	<input type="checkbox"/>	<input type="checkbox"/>
IS THE PROJECT CONSISTENT WITH THE DEPARTMENT'S CULTURAL RESOURCE MANAGEMENT DIRECTIVES?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
IS THE PROJECT CONSISTENT WITH THE DEPARTMENT'S OPERATIONS MANUAL CHAPTER 0300?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

PROJECT EVALUATION (PEF)**RESOURCES**

Explain all 'Yes' or 'Maybe' answers in the 'Evaluation and Comments' section (reference by letter and number). Attach additional pages, if necessary.

YES	MAYBE	NO
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

A. EARTH - WILL THE PROJECT:

1. Create unstable soil or geologic conditions?
2. Adversely affect topographic features?
3. Adversely affect any unusual or significant geologic features?
4. Increase wind or water erosion?
5. Adversely affect sand deposition or erosion of a sand beach?
6. Expose people, property, or facilities to geologic hazards or hazardous waste?
7. Adversely affect any paleontological resource?

YES	MAYBE	NO
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

B. AIR - WILL THE PROJECT:

1. Adversely affect general air quality or climatic patterns?
2. Introduce airborne pollutants that may affect plant or animal vigor or viability?
3. Increase levels of dust or smoke?
4. Adversely affect visibility?

YES	MAYBE	NO
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

C. WATER - WILL THE PROJECT:

1. Change or adversely affect movement in marine or fresh waters?
2. Change or adversely affect drainage patterns or sediment transportation rates?
3. Adversely affect the quantity or quality of groundwater?
4. Adversely affect the quantity or quality of surface waters?
5. Expose people or property to flood waters?
6. Adversely affect existing or potential aquatic habitat(s)?

YES	MAYBE	NO
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

D. PLANT LIFE - WILL THE PROJECT:

1. Adversely affect any native plant community?
2. Adversely affect any unique, rare, endangered, or protected plant species?
3. Introduce a new species of plant to the area?
4. Adversely affect agricultural production?
5. Adversely affect the vigor or structure of any tree?
6. Encourage the growth or spread of alien (non-native) species?
7. Interfere with established fire management plans or practices?

YES	MAYBE	NO
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

E. ANIMAL LIFE - WILL THE PROJECT:

1. Adversely affect any native or naturalized animal population?
2. Adversely affect any unusual, rare, endangered, or protected species?
3. Adversely affect any animal habitat?
4. Introduce or encourage the proliferation of any non-native species?

YES	MAYBE	NO
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

F. CULTURAL RESOURCES - WILL THE PROJECT:

1. Adversely affect a prehistoric or historic archaeological site?
2. Adversely affect a prehistoric or historic building, structure, or object?
3. Cause an adverse physical or aesthetic effect on an eligible or contributing building, structure, object, or cultural landscape?
4. Diminish the informational or research potential of a cultural resource?
5. Increase the potential for vandalism or looting?
6. Disturb any human remains?
7. Restrict access to a sacred site or inhibit the traditional religious practice of a Native American community?

PROJECT EVALUATION (PEF)

YES MAYBE NO

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

G. AESTHETIC RESOURCES - WILL THE PROJECT:

1. Adversely affect a scenic vista or view?
2. Significantly increase noise levels?
3. Adversely affect the quality of the scenic resources in the immediate area or park-wide?
4. Create a visually offensive site?
5. Be incompatible with the park design established for this unit or diminish the intended sense of "a special park quality" for the visitor?

YES MAYBE NO

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

H. RECREATIONAL RESOURCES - WILL THE PROJECT:

1. Be in a public use area?
2. Have an adverse affect on the quality of the intended visitor experience?
3. Have an adverse affect on the quality or quantity of existing or future recreational opportunities or facilities?
4. Have an adverse effect on the accessibility of recreational facilities (e.g., ADA requirements)?

EVALUATION / COMMENTS / EXTRA SPACE

D.1. Project could possibly impact native plant community. Biological survey will be done.

F.1. Project could possibly impact archaeological site. Archaeological study of project area will be performed.

H.1. Project will be in a public use area of the Reserve and trail will be closed during construction.

PROJECT EVALUATION (PEF)

ENVIRONMENTAL REVIEW

To Be Completed by Qualified Specialists ONLY

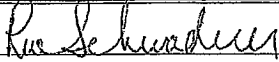
Attach additional reviews or continuation pages as necessary.

ARCHAEOLOGIST COMMENTS

 No Significant Impact Conditions, Mitigation Potential Impact

~~See attached 5024. Three arch sites will be affected. Sites need to be evaluated before a determination of effect can be made. Sites have been evaluated. See revised 5024 for details.~~

SIGNATURE



PRINTED NAME

RAE SCHWADERER

TITLE

ASSOCIATE STATE ARCHAEOLOGIST

DATE

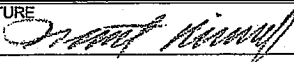
6/26/08 5/6/10

HISTORIAN COMMENTS

 No Significant Impact Conditions, Mitigation Potential Impact

Project goes through known, recorded archaeological sites. These sites must be evaluated for significance in order for a determination of effect.

SIGNATURE



PRINTED NAME

MATT BISCHOFF

TITLE

HISTORIAN III

DATE

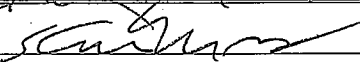
6/27/08

ENVIRONMENTAL SCIENTIST COMMENTS

 No Significant Impact Conditions, Mitigation Potential Impact

Buckwheat plants should be surveyed for presence of Smith's blue butterfly in June - August by a qualified biologist.
Proposed trail improvements will result in less erosion and better protection of the natural environment.

SIGNATURE



PRINTED NAME

TOM MOSS

TITLE

SENIOR ENVIRONMENTAL SCIENTIST

DATE

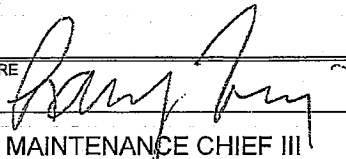
6/17/08

MAINTENANCE CHIEF/SUPERVISOR COMMENTS

 No Significant Impact Conditions, Mitigation Potential Impact

Concur.

SIGNATURE



PRINTED NAME

LARRY TIERNEY

TITLE

PARK MAINTENANCE CHIEF III

DATE

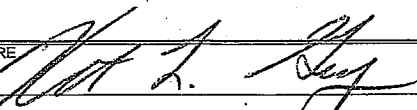
6/27/08

OTHER COMMENTS

 No Significant Impact Conditions, Mitigation Potential Impact

need to follow Archaeologist's & BS's recommendations.

SIGNATURE



PRINTED NAME

KEN GRAY

TITLE

STAFF PARK & REC SPECIALIST

DATE

6/30/08

PROJECT EVALUATION (PEF)

ENVIRONMENTAL COORDINATOR REVIEW

YES	MAYBE	NO
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

CUMULATIVE IMPACTS

1. Will the project be conducted in conjunction with or at the same time as other projects at the park?
2. Will the project be part of a series of inter-related projects?
3. Are there any other projects that must be completed for any part of this project to become operational?
4. Are there any other projects (including deferred maintenance) that have been completed or any probable future projects that could contribute to the cumulative impacts of this project?
5. Are any of the projects that relate to the proposed work outside of the General Plan?

COMMENTS:

PEF on hold until archeology & butterfly studies completed.

RECOMMENDATION:

- Not a project for the purposes of CEQA compliance.
- The project is exempt. A Notice of Exemption should be filed.
- A Negative Declaration should be prepared.
- A Mitigated Negative Declaration should be prepared.
- An EIR should be prepared.

SIGNATURE: *[Signature]*
 TITLE: *Alternate Env Coordinator*

PRINTED NAME: *KEV GRAY*
 DATE: *6/30/08*

DISTRICT SUPERINTENDENT REVIEW

COMMENTS:

I acknowledge any constraints placed on the project as a result of the specialists' comments above and recommend the project proceed.

DISTRICT SUPERINTENDENT APPROVAL SIGNATURE

TITLE: *SPS V*

DATE: *7/14/08*

California Department of Parks and Recreation
 Historical Review Archaeological Review Both
 Project Evaluation
 (P.R.C. 5024, 5024.5 and E.O. W-26-92)

PROJECT: Bird Island Trail Accessibility Improvements

PARK UNIT: Point Lobos SR

DISTRICT: Monterey

Project Manager: Larry Tierney

Date: 5/6/10

Contact Phone #: 831-649-2863

FAX #:

Email: ltierney@parks.ca.gov

PROJECT DESCRIPTION / DEFINE A.P.E. BOUNDARY: Proposed project includes upgrades to the existing Bird Island Trail to comply with DPR accessibility standards. Proposed trail upgrades include:

- Reconstructing the trail to a consistent 4' ft width with a compacted aggregate base.
- Constructing 265 linear feet of new 4' wide trail through the picnic area between the parking lot and restrooms.
- Constructing 161 linear feet of rock retaining walls where necessary to mitigate stair replacement. Rock retaining walls will require excavation for a 2' wide footing.
- Constructing a new 45' stringer bridge at a dangerous cliff area above Gibson Beach. Bridge will require excavation for footings.
- Constructing a new overlook at Pelican Point, drystack rock retaining construction (400 sq ft).
- Replacing wood edging on downhill side of trail as necessary with recycled plastic lumber.
- Installing new trailhead signage at the parking lot area and at the top of the existing staircase.
- Constructing a new trailhead landing area off the existing parking area (160 sq ft).
- Installing a new split rail fence adjacent to trail near trailhead.
- Replacing and relocating 3 benches along the trail. This will entail removing the benches from their current locations, constructing a level pad for each bench and a rock retaining wall behind each bench (area of disturbance for new benches: 70 sq ft x 3 = 210 sq ft).
- Decomacting and topographically restoring and revegetating all abandoned trail segments.

The total length of the new trail will be 2655 linear feet. The proposed project will be constructed by the Monterey District Trails Crew and the Statewide trails CCC Construction Crew to all DPR standards. The majority of the work will be completed with hand tools, handheld power tools and small scale mechanized equipment for trail building.

In addition, the project will include:

- Constructing 4 new picnic sites (15' diameter or 177sq ft x 4 = 708 sq ft)
- Replacing existing restrooms with a larger one (footprint to be 440 sq ft)
- Constructing two ADA parking spaces at the southern end of the existing day use parking lot adjacent to the new trail head. Some minor grading and paving work will be required to achieve slope requirements for accessible parking.

Although not mentioned in the description on the PEF, the project will also include re-routing the trail in 4 places for a total of 390 linear feet of new trail. Additionally, the APE for the new trail will be 10' wide to include back-sloping above trail and replacement of any wood edging on the lower edge of the trail. The PEF also notes that "Areas of known archaeological sites will be avoided and protected during construction; additionally a monitor will be on site during the time all excavation/grading operations are occurring."

Source of Funding/Amount: Accessibility Section

CULTURAL RESOURCES:

HISTORIC ARCHAEOLOGICAL TRADITIONAL CULTURAL PROPERTY (TCP) NONE

POTENTIALLY PRESENT (i.e. potentially buried resources or survey inconclusive due to inaccessibility)

APE visited by Cultural Resources Staff Yes No

Name: Rae Schwaderer

Date: many times

Methods of Inventory:

Records Review Site History Research Field Survey Subsurface Testing Other

Explain Findings: The entire area of the proposed project except possibly an area of about 400 linear feet of trail lie within what appears to be the boundaries of three archaeological sites, CA-MNT-216, -217/H, and -263.. In September 2009, a combination Phase II/Phase III testing/data recovery program was carried out by Far Western Archaeological Research Group (FWARG) in those portions of the sites to be affected by the project. When any impacted area was determined to be eligible to the California Register, as was the case at MNT-217/H, data recovery excavations were immediately undertaken following testing. These investigations focused on recovering as much data as possible from the richest locations within the area of direct impact (ADI) to gain a complete understanding

Log No.: 01/02-X-00

of the activities which took place so that the identified research issues could be developed as fully as possible. An interim report was received from FWARG in March 2010 and the final report is expected in May 2010.

NEGATIVE SURVEY DETERMINATION:

NO EFFECT: No Historical Resources Present

[If no cultural resources are present, or potentially present within the project APE, no further documentation is required. Proceed to review section VII. APPROVAL AND CERTIFICATION for signature]

I. EXISTING CONDITIONS/RESOURCE STATUS Attach appropriate documentation (DPR 523 forms, etc.):

A. Resources within APE: [Site Number(s)/Description(s)/Date of Latest Recordation Form(s)/Additional Documentation (reports, studies, etc)]:

CA-MNT-216, a midden with pockets of shell, extending along the bluff overlooking China Cove on the north and east sides. Site is overgrown with dense vegetation and can only be seen in and along the edges of the Bird Island trail that runs through it. Originally recorded by Wedel (1935) as Site 16, "a more or less continuous series of shell deposits between Whitecap [Hidden] and China Beaches...", Pilling (1949) subsequently split this site into two sites, which became MNT-216 (southern portion) and -263 (northern portion). Pilling reported that a long (10 cm) leaf-shaped "red flint" point was collected at this site by a private collector, and lithics were reported in the most recent site record update by State Parks archaeologists Barter and Gilbert in 1988. See Wedel (1935).

CA-MNT-217, a variable density shell midden and lithic scatter covering most of the point of land and hill between China Cove and Gibson Beaches. According to Wedel (1935) and Pilling (1949) the site once extended to the adjacent Bird Island. A narrow eroding inlet on the south side of China Cove has isolated a narrow point of land between Pelican Point and China Cove, which is virtually inaccessible due to dense vegetation and steep slope. However, human remains were recovered from the northern base of that point, just above China Cove Beach, during installation of the stairway to China Cove in 1960. Site record was most recently updated by State Parks archaeologists Barter and Gilbert in 1988. See Wedel (1935).

CA-MNT-263, a sparse to moderate-density shell midden on the coastal bluff near the Bird Island parking lot. A 25x25x30 cm column sample, collected from the bluff edge in 2005, revealed a sparse deposit of shell, abalone predominating, a very small amount of faunal bone, and a radiocarbon date of Cal AD 1420 to 1670.

B. Newly identified resources recorded or updated previous records?: Yes No

Explain/List: An historic Chinese component was discovered at CA-MNT-217. The site record will be updated and a "/H" added to the site number (CA-MNT-217/H). All three site records will be updated to reflect results of the testing program.

II. ELIGIBILITY DETERMINATION(S) (use continuation page [separate file] for additional resources identified):

A. Resource Evaluation and Significance (If resource is nominated or listed, do NOT fill out section IIB below. Attach appropriate recordation forms to review package. If not, move to section IIB below).

Resource Name / Site Number: CA-MNT-216, -217, and -263 **Resource Type is:** Individual Building/Structure

Archaeological Site(s) Landscape District

Historic District Archaeological District TCP National Historic Landmark Cultural Preserve

Nominated for **or Listed** **on:** California Register: Yes No National Register: Yes No

(If Nominated: Eligibility Concurrence status by OHP: Yes No In process)

B. Site/Structure Eligibility Determination (for newly recorded, non-nominated or listed resources):

Not Eligible

Explain (include documentation of negative DOE):

Potentially Eligible

Criteria: A - Events B - People C - Design D - Information

Only those portions of the sites in the Areas of Direct Impact (ADI) were tested. While eligibility could not be determined within the ADIs of MNT-216 and MNT-263, this does not preclude the possibility that the sites in their entirety may be eligible.

Significance Statement: CA-MNT-17/H yielded three abalone shell pavements (Loci A, B, and C) representing Late Period (post AD 1250) specialized shellfish processing stations and a scatter of Chinese artifacts reflecting Chinese occupation. The site deposit is intact and can address several research issues relating to subsistence/settlement within the larger region that would contribute to the eligibility of the site as a whole.

Integrity Discussion: The site deposit at CA-MNT-217/H is intact, yielding three intact shellfish processing stations.

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Restoration Architect Review

I recommend this project be Approved Not Approved Approved Conditionally

Explain:

Architectural Reviewer:

Date:

Title:

Phone #:

Hours Spent on Evaluation:

Secondary Review:

I recommend this project be Approved Not Approved Approved Conditionally

Explain:

Secondary Reviewer:

Title:

Phone #:

Comments:

Project Manager:

I understand that this project as proposed or modified may affect historical or archaeological resources. I will insure that all treatment measures necessary for the project to conform with Historic Preservation standards and professional guidelines will be carried out as specified above. If project scope is changed, I will contact cultural resource reviewer(s) for potential re-review.

Project Manager:

Title:

Phone #:

Date:

FAX #:

Note: All review packages must include a project map and appropriate documentation. For archaeological surveys, attach DPR 649 (or equivalent) with coverage map and site records. For historic structures, attach DPR 523 or 750. For archaeological sites, attach DPR 523.

EXHIBIT G

County of Monterey
State of California

NEGATIVE DECLARATION

FILED

JAN 10 2011

STEPHEN L. VAGNINI
MONTEREY COUNTY CLERK
DEPUTY

Project Title:	State of California Parks and Recreation Dept. -- Point Lobos
File Number:	PLN100166
Owner:	State of California
Project Location:	Hwy 1, Point Lobos State Preserve
Primary APN:	243-011-001-000
Project Planner:	Valerie Negrete
Permit Type:	Combined Development Permit
Project Description:	Combined Development Permit consisting of; 1) a Coastal Administrative Permit to allow an upgrade of the existing Bird Island Trail and China Cove areas of Point Lobos State Park to comply with ADA (Americans with Disabilities Act) accessibility standards, construct four ADA accessible picnic sites, construct 161 linear feet of rock retaining walls (stair replacement), construct a new 50 feet viaduct at cliff area above Gibson Beach, construct a new overlook area at Pelican Point comprised of dry stack rock retaining construction, replace existing wood edging on downside of trail as needed, install new trailhead signage at parking lot area and top of the existing stair case, construct new trailhead landing off existing parking area, install new split rail fence adjacent to trail near trailhead, replace and relocate three wood benches, de-compact and re-vegetate all abandoned trail segments, and replace portions and install new wire guides along trail; 2) a Coastal Development Permit to allow development within 750 feet of a known archaeological resource; 3) a Coastal Development Permit to allow development within 100 feet of environmentally sensitive habitat; and; 4) a Coastal Development Permit to allow development within 50 feet of a Coastal Bluff. The property is located at Highway 1 at Point Lobos State Park, Carmel (Assessor's Parcel Number 243-011-001-000), Carmel Land Use Plan.

THIS PROPOSED PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT AS IT HAS BEEN FOUND:

- a) That said project will not have the potential to significantly degrade the quality of the environment.
- b) That said project will have no significant impact on long-term environmental goals.
- c) That said project will have no significant cumulative effect upon the environment.
- d) That said project will not cause substantial adverse effects on human beings, either directly or indirectly.

Decision Making Body:	Monterey County Board of Supervisors
Responsible Agency:	County of Monterey
Review Period Begins:	January 11, 2011
Review Period Ends:	February 11, 2011

Further information, including a copy of the application and Initial Study are available at the Monterey County Planning & Building Inspection Department, 168 West Alisal St, 2nd Floor, Salinas, CA 93901 (831) 755-5025

MONTEREY COUNTY

RESOURCE MANAGEMENT AGENCY – PLANNING DEPARTMENT
168 WEST ALISAL, 2ND FLOOR, SALINAS, CA 93901
(831) 755-5025 FAX: (831) 755-9516



NOTICE OF INTENT TO ADOPT A NEGATIVE DECLARATION MONTEREY COUNTY PLANNING COMMISSION

NOTICE IS HEREBY GIVEN that the Monterey County Resource Management Agency – Planning Department has prepared a draft Negative Declaration, pursuant to the requirements of CEQA, for a Coastal Development Permit (State Parks Department – **Point Lobos Trail, File Number PLN100166**) at Point Lobos State Park – Hwy 1 (APN 243-011-001-000). The Negative Declaration and Initial Study, as well as referenced documents, are available for review at the Monterey County Resource Management Agency – Planning Department, 168 West Alisal, 2nd Floor, Salinas, California. The Zoning Administrator will consider this proposal at a meeting on February 24, 2011 in the Monterey County Board of Supervisors Chambers, 168 West Alisal, 2nd Floor, Salinas, California. Written comments on this Negative Declaration will be accepted from **January 11, 2011 to February 11, 2011**. Comments can also be made during the public hearing.

Project Description: Combined Development Permit consisting of; 1) a Coastal Administrative Permit to allow an upgrade of the existing Bird Island Trail and China Cove areas of Point Lobos State Park to comply with ADA (Americans with Disabilities Act) accessibility standards, construct four ADA accessible picnic sites, construct 161 linear feet of rock retaining walls (stair replacement), construct a new 50 feet viaduct at cliff area above Gibson Beach, construct a new overlook area at Pelican Point comprised of dry stack rock retaining construction, replace existing wood edging on downside of trail as needed, install new trailhead signage at parking lot area and top of the existing stair case, construct new trailhead landing off existing parking area, install new split rail fence adjacent to trail near trailhead, replace and relocate three wood benches, de-compact and re-vegetate all abandoned trail segments, and replace portions and install new wire guides along trail; 2) a Coastal Development Permit to allow development within 750 feet of a known archaeological resource; 3) a Coastal Development Permit to allow development within 100 feet of environmentally sensitive habitat; and; 4) a Coastal Development Permit to allow development within 50 feet of a Coastal Bluff. The property is located at Highway 1 at Point Lobos State Park, Carmel (Assessor's Parcel Number 243-011-001-000), Carmel Land Use Plan.

All written comments on the Initial Study should be addressed to:

County of Monterey
Resource Management Agency – Planning Department
Attn: Mike Novo, Interim Director of Planning
168 West Alisal, 2nd Floor
Salinas, CA 93901

From: Agency Name: _____
Contact Person: _____
Phone Number: _____

- No Comments provided
- Comments noted below
- Comments provided in separate letter

COMMENTS: _____

We welcome your comments during the 30-day public review period. You may submit your comments in hard copy to the name and address above. The Department also accepts comments via e-mail or facsimile but requests that you follow these instructions to ensure that the Department has received your comments. To submit your comments by e-mail, please send a complete document including all attachments to:

CEQAcomments@co.monterey.ca.us.

An e-mailed document should contain the name of the person or entity submitting the comments and contact information such as phone number, mailing address and/or e-mail address and include any and all attachments referenced in the e-mail. To ensure a complete and accurate record, we request that you also provide a follow-up hard copy to the name and address listed above. If you do not wish to send a follow-up hard copy, then please send a second e-mail requesting confirmation of receipt of comments with enough information to confirm that the entire document was received. If you do not receive e-mail confirmation of receipt of comments, then please submit a hard copy of your comments to ensure inclusion in the environmental record or contact the Department to ensure the Department has received your comments.

Facsimile (fax) copies will be accepted with a cover page describing the extent (e.g. number of pages) being transmitted. A faxed document must contain a signature and all attachments referenced therein. Faxed document should be sent to the contact noted above at **(831) 757-9516**. To ensure a complete and accurate record, we request that you also provide a follow-up hard copy to the name and address listed above. If you do not wish to send a follow-up hard copy, then please contact the Department to confirm that the entire document was received.

For reviewing agencies: The Resource Management Agency – Planning Department requests that you review the enclosed materials and provide any appropriate comments related to your agency's area of responsibility. The space below may be used to indicate that your agency has no comments or to state brief comments. In compliance with Section 15097 of the CEQA Guidelines, please provide a draft mitigation monitoring or reporting program for mitigation measures proposed by your agency. This program should include specific performance objectives for mitigation measures identified (CEQA Section 21081.6(c)). Also inform this Department if a fee needs to be collected in order to fund the mitigation monitoring or reporting by your agency and how that language should be incorporated into the mitigation measure.

DISTRIBUTION

1. State Clearinghouse (15 copies)—include Notice of Completion
2. County Clerk's Office
3. Association of Monterey Bay Area Governments
4. Carmel Union School District
5. Pacific Gas & Electric
6. AT&T
7. Monterey Bay Unified Air Pollution Control District
8. City of Carmel
9. Carmel Valley Fire Protection District
10. Monterey County Agricultural Commissioner
11. Monterey County Water Resources Agency
12. Monterey County Public Works Department
13. Monterey County Parks Department
14. Monterey County Division of Environmental Health
15. Monterey County Sheriff's Office
16. Harrison Memorial Library
17. California Coastal Commission
18. Department of Fish and Game
19. State of California – Larry Tierney, Owner/Agent
20. Property Owners within 300 feet (Notice of Intent only)

MONTEREY COUNTY

RESOURCE MANAGEMENT AGENCY

PLANNING DEPARTMENT

168 WEST ALISAL ST., 2nd FLOOR, SALINAS, CA 93901

PHONE: (831)-755-5025 FAX: (831) 757-9516



INITIAL STUDY

I. BACKGROUND INFORMATION

Project Title: State of California

File No.: PLN100166

Project Location: Point Lobos State Park – Hwy 1

Name of Property Owner: State of California

Name of Applicant: Larry Tierney

Assessor's Parcel Number(s): 243-011-001-000

Acreage of Property: 1,325 acres

General Plan Designation: Resource Conservation – Wetlands & Coastal Scrub

Zoning District: RC-D (CZ) Resource Conservation, Design Control overlays

Lead Agency: RMA - Monterey County Planning Department

Prepared By: Valerie Negrete

Date Prepared: January 3, 2010

Contact Person: Valerie Negrete

Phone Number: 831-755-5227

II. DESCRIPTION OF PROJECT AND ENVIRONMENTAL SETTING

A. Description of Project:

The project is repair and improvements to the existing Point Lobos, Bird Island Trail, which transcends to China Cove and Bird Island areas within the Point Lobos State Natural Reserve. The trail provides visitors with an opportunity to view the Monterey Bay coastline and its marine life. There will be four short re-routes totaling approximately 815 linear feet in order to achieve accessible grades and move the existing trail away from steep cliffs. The existing trail has begun to erode on coastal bluffs which causes dangerous conditions for hikers and the subject repair will assist the state in meeting its' accessibility commitment as required by the Tucker vs. California Consent Decree.

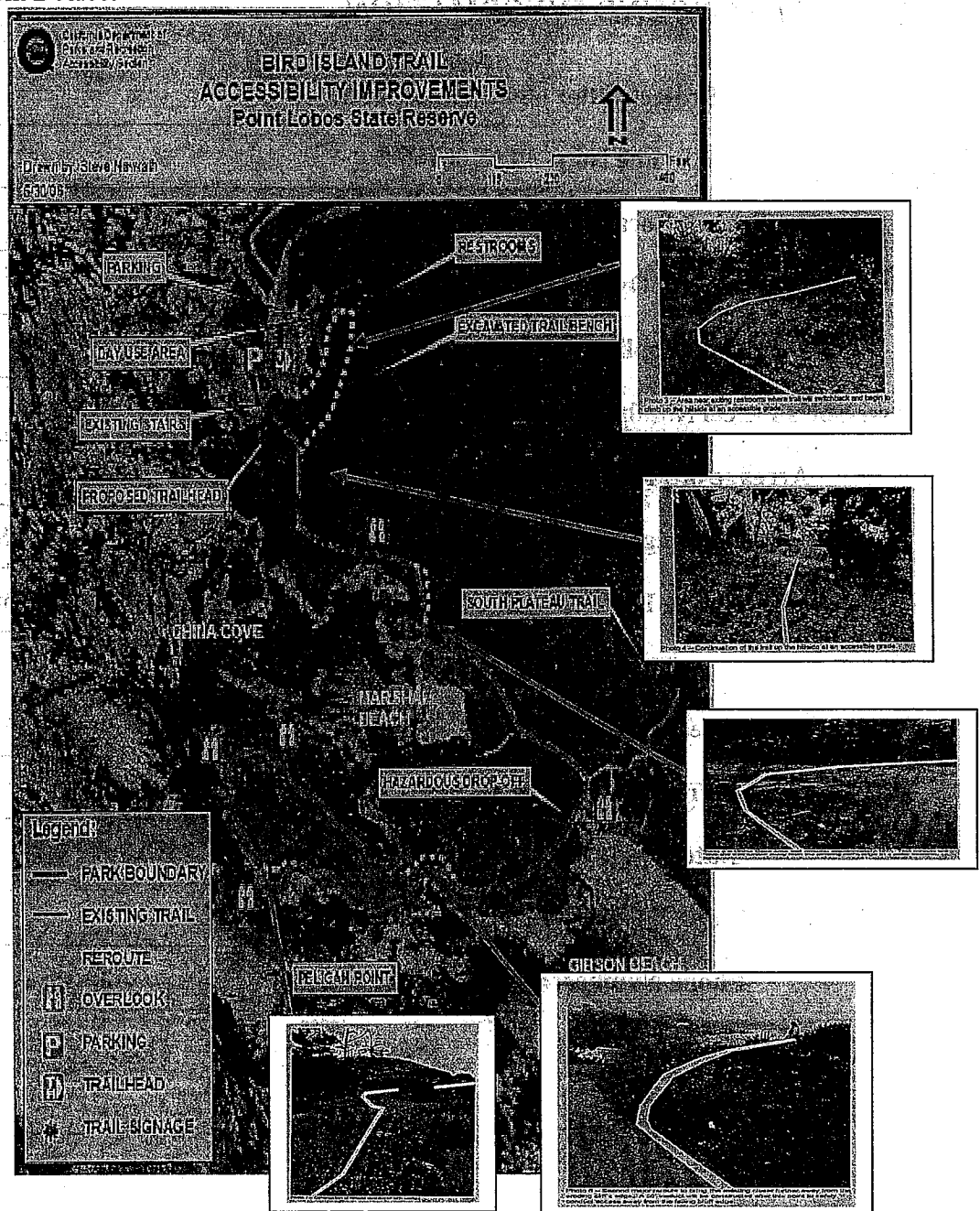


Figure 1: Elevation of trail re-route

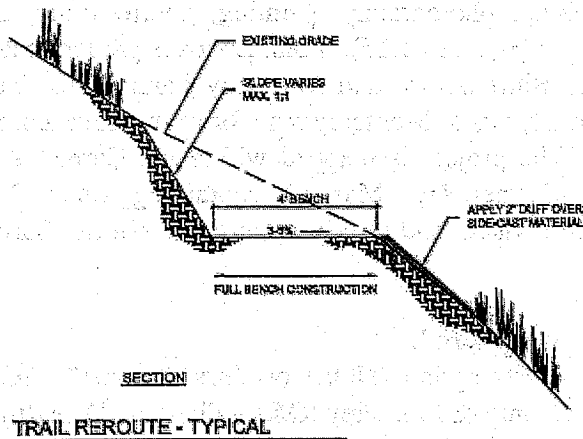
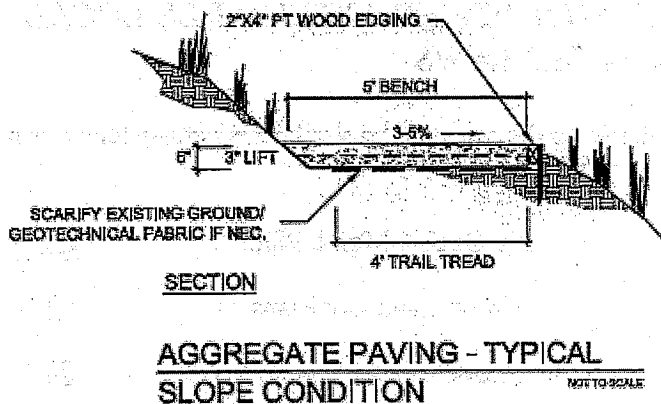


Figure 2: Re-surfacing of existing trail



The subject project is a diversion of an existing trail which has eroded away. In addition the re-alignment will provide accessibility, in order to meet with California State Parks commitment to accessibility under the 2001 DPR Transition Plan to; 1) upgrade the existing Bird Island Trail to comply with DPR accessibility standards; 2) replace two existing small outhouse structures with an ADA compliant stall; 3) construct four accessible picnic sites and; 4) develop 2 ADA parking stalls at the new trailhead. The two existing small outhouses were replaced within the same footprint as the existing (File No. PLN100406). The restroom exterior was approved to be mossy beige, doors of beige and charcoal brown roofing. ADA parking stalls required re-stripping and resurfacing of the existing parking lot area adjacent to the restroom facility.

B. Surrounding Land Uses and Environmental Setting:

The project site is located within the Point Lobos State Reserve approximately three miles south of Carmel just off Highway 1 (Source: IX.15). The parcel is zoned RC-D (CZ) Resource Conservation, Design Control overlays, in the Coastal zone. The Point Lobos State Reserve is approximately 55 acres. Surrounding land uses include open space properties and some established single family residences. Point Lobos State Reserve is publicly owned as holdings of the State Department of Parks and Recreation. This section of shoreline contains the majority of

access ways and has an established history of regular use by large numbers of visitors. It is also served by such support facilities as restrooms, developed parking, and trash receptacles (Source IX.3). Point Lobos State Reserve offers hiking, photography, painting, nature study, and picnicking, and is very popular for SCUBA diving (Source IX.15). Point Lobos is predominately Monterey Pine Forest, Coastal Shrub, Coastal Bluff Scrub, and Monterey Paintbrush. Trail improvements will transcend three plant community types: Monterey pine forest, northern coastal scrub and coastal bluff scrub (Source IX.12). The project is mapped within the Carmel Area Land Use Plan as environmentally sensitive (Carmel Area Map B), containing Major Plant Communities (Carmel Area Map C) and within a visual and scenic resource within the Carmel Area (Carmel Map A).

C. Other public agencies whose approval is required:

The State Parks Department filed a Notice of Exemption (NOE) on July 22, 2010 (SCH# 2010078166) as a Lead Agency. However, the County of Monterey RMA - Planning Department find that potential impacts to resources (biological, cultural) warranted further disclosure. A Negative Declaration is being filed. The project is appealable to the California Coastal Commission.

III. PROJECT CONSISTENCY WITH OTHER APPLICABLE LOCAL AND STATE PLANS AND MANDATED LAWS

Use the list below to indicate plans applicable to the project and verify their consistency or non-consistency with project implementation.

General Plan/Area Plan	<input checked="" type="checkbox"/>	Air Quality Mgmt. Plan	<input checked="" type="checkbox"/>
Specific Plan	<input type="checkbox"/>	Airport Land Use Plans	<input type="checkbox"/>
Water Quality Control Plan	<input type="checkbox"/>	Local Coastal Program-LUP	<input checked="" type="checkbox"/>

General Plan/Area Plan

The proposed trail re-alignment project was reviewed for consistency with the 1982 General Plan and the Carmel Area Plan. Specific policy 5.3.3 of the Carmel Land Use Plan lists Point Lobos State Reserve as the most important major access areas to be retained for long-term public use. The subject project will provide accessibility, in order to meet with California State Parks commitment to accessibility under the 2001 DPR Transition Plan. Specific policy 4.4.3, of the Carmel Land Use Plan, designated the property as Resource Conservation and Scenic and Natural Resource Recreation which shall be limited to passive and low-intensity day-use recreational and educational activities. The proposed project meets these categories. Section IV.10 (Land Use and Planning) discusses whether the project will physically divide an established community; conflict with any applicable land use plan, policy or regulation of an agency with jurisdiction over the project (refer to Local Coastal Program-LUP discussion below); or conflict with any applicable habitat conservation plan or natural community conservation plan (Source IX. 3, 12, 13, 17). **CONSISTENT**

Air Quality Management Plan

Consistency with the Air Quality Management Plan is an indication of a project's cumulative adverse impact on regional air quality (ozone levels). It is not an indication of project-specific impacts, which are evaluated according to the Air District's adopted thresholds of significance. Inconsistency with the AQMP is considered a significant cumulative air quality impact. Consistency of a project is determined by comparing the project population at the year of project completion with the population forecast for the appropriate five year increment that is listed in the AQMP. If the population increase resulting from the project would not cause the estimated cumulative population to exceed the relevant forecast, the project would be consistent with the population forecasts in the AQMP (Source: IX. 6).

The Association of Monterey Bay Area Governments (AMBAG), the *2008 Population, Housing Unit, and Employment Forecasts* adopted by the AMBAG Board of Directors, are the forecasts used for this consistency determination. The proposed trail re-alignment is not population inducing and will not contribute to an increase in the population forecasts of the 2008 AQMP and would not result in substantial population changes. Therefore, the project is consistent with the 2008 regional forecasts and the Air Quality Management Plan (Source: IX. 6). **CONSISTENT**

Local Coastal Program – LUP

The proposed project was reviewed for consistency with the Carmel Land Use Plan (LUP). Section 2.1 and 2.4 (Introduction and Resource Management) discusses the importance of Point Lobos within the Carmel Area Plan a “valuable resources for which this area is renowned” and Point Lobos as an area of visual beauty. The Point Lobos State Reserve was originally acquired by the state on February 8, 1933 as public property because of its unique beauty and attribute to the Carmel area (Source IX. 17). The Point Lobos State Preserve and Carmel River State Beach General Plan adopted October 1979 provided the framework for the development of Point Lobos State Reserve. Point Lobos State Preserve and Carmel River Beach differ in their management and intent. Point Lobos State exists to preserve its native ecological associations, unique faunal and floral characteristics, geological features and scenic qualities which the preserve shall increase public awareness of these features by educating visitors on the scenic and natural qualities that have caused this area to be described as the greatest meeting of land and water in the world. In contrast Carmel River State Beach which consists of primarily oceanfront property is designated to provide swimming, boating, fishing and other beach-oriented recreational facilities (Source IX. 17).

Carmel Area Plan Specific Policy 5.5.3.a states that all plans to improve existing trails or create new ones should ensure that environmentally sensitive habitats are protected from overuse. In this case, measures to prevent or reduce impacts have been incorporated in the project design. These measures include, routing or re-routing of trails to avoid sensitive habitats and restoration and re-vegetation plan for abandoned trail sections as well as trail sections that will be created. Point Lobos State Preserve has a limit to the number of patrons of 1,350 a day, whom visit the park due to the sensitive resources on the property. The number of visitors has not been exceeded. Access points to Point Lobos will not change and a new overlook will be created on the existing trail at Pelican Point ensuring the number of access points into the area is limited.

The proposed trail re-alignment and improvements at Point Lobos State Preserve for ADA accessibility will provide better visitor accessibility and further the goals set forth in the Point

Lobos State Preserve and Carmel River State Beach General Plan. The proposed project meets these categories. Section IV.10 (Land Use and Planning) discusses whether the project will physically divide an established community; conflict with any applicable land use plan, policy or regulation of an agency with jurisdiction over the project; or conflict with any applicable habitat conservation plan or natural community conservation plan (Source IX. 3, 12, 13, 17).

CONSISTENT

IV. ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED AND DETERMINATION

A. FACTORS

The environmental factors checked below would be potentially affected by this project, as discussed within the checklist on the following pages.

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> Aesthetics | <input type="checkbox"/> Agriculture and Forest Resources | <input type="checkbox"/> Air Quality |
| <input checked="" type="checkbox"/> Biological Resources | <input checked="" type="checkbox"/> Cultural Resources | <input type="checkbox"/> Geology/Soils |
| <input type="checkbox"/> Greenhouse Gas Emissions | <input type="checkbox"/> Hazards/Hazardous Materials | <input type="checkbox"/> Hydrology/Water Quality |
| <input type="checkbox"/> Land Use/Planning | <input type="checkbox"/> Mineral Resources | <input type="checkbox"/> Noise |
| <input type="checkbox"/> Population/Housing | <input type="checkbox"/> Public Services | <input type="checkbox"/> Recreation |
| <input type="checkbox"/> Transportation/Traffic | <input type="checkbox"/> Utilities/Service Systems | <input checked="" type="checkbox"/> Mandatory Findings of Significance |

Some proposed applications that are not exempt from CEQA review may have little or no potential for adverse environmental impact related to most of the topics in the Environmental Checklist; and/or potential impacts may involve only a few limited subject areas. These types of projects are generally minor in scope, located in a non-sensitive environment, and are easily identifiable and without public controversy. For the environmental issue areas where there is no potential for significant environmental impact (and not checked above), the following finding can be made using the project description, environmental setting, or other information as supporting evidence.

Check here if this finding is not applicable

FINDING: For the above referenced topics that are not checked off, there is no potential for significant environmental impact to occur from either construction, operation or maintenance of the proposed project and no further discussion in the Environmental Checklist is necessary.

EVIDENCE: See discussion in Section VI for further analysis.

1. Agriculture and Forest Resources: The project site is not listed as Prime, Unique or Farmlands of Statewide importance and the project will not involve any conversion of prime agricultural lands to non-agricultural lands. The site is not under Williamson Act contract. The project site is not listed as forestland and will not conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g)) or result in the loss of forest land or conversion of forest land to non-forest use. Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use. Therefore the project will have no impacts to agricultural resources (Source IX. 1,2,3,7).

2. Air Quality: The Monterey Bay Unified Air Pollution Control District (MBUAPCD) prepared the Air Quality Management Plan (AQMP) for the Monterey Bay Region. The AQMP addresses the attainment and maintenance of State and federal ambient air quality standards within the North Central Coast Air Basin (NCCAB). Consistency with the AQMP is an indication of a project's cumulative adverse impact on regional air quality (ozone levels). A project's consistency with AQMP district population is an indication of a project's cumulative impact on air quality. It is not an indication of project-specific impacts, which are evaluated according to the Air District's adopted thresholds of significance. Generally, in the long-term, the primary source of air emissions is vehicular traffic. The project will not obstruct or conflict with any applicable air quality plan nor violate any air quality standard or contribute substantially to an existing or projected air quality violation or result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors). There will be no construction involved with the project and the project will not expose persons to substantial pollutant concentrations or objectionable odors affecting a substantial number of people. The project was reviewed by the Monterey Bay Unified Air Pollution Control District and there was no evidence that the project will have any impacts to air quality (Source IX. 1, 2, 6).

3. Geology/Soils: The project will not expose people or structures to potential substantial adverse effects. According to the Point Lobos and Carmel Beach General Plan there are eight different rock formations at the site (Source: IX.7, 17). Seismic hazards include many active faults immediately offshore; the extremely intricate and differentially eroded coastline of Point Lobos attracts hundreds of thousands of visitors each year (Source IX.17). The project does not propose to make any changes to topography and the trail realignment will meander away from cliffs and an eroding bluff. There are no new structures proposed. The Carmel LCP has policies that require land use and development is sited and designed to conform to site topography and to minimize grading and other site preparation activities (Specific Policy 2.7.4). The project will provide accessibility to all visitors and the trail will follow the topography of the site while avoiding environmentally sensitive habitats. The potential for soil to be unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse is low (Source IX 1, 13).

4. Greenhouse Gas Emissions: In order to reduce the statewide level of GHG emissions, the State Legislature adopted California Assembly Bill 32 (AB 32) California Global Warming Solutions Act of 2006. AB 32 established a comprehensive statewide program of regulatory and market mechanisms to achieve reductions in GHG emissions, thereby reducing the State's vulnerability to global climate change (GCC). The California Office of Planning and Research (OPR) has requested the California Air Resources Board (CARB), the state agency charged with regulating statewide air quality, assist with the development of a method for setting statewide thresholds of significance that can be used by local agencies as a basis for developing/adopting their own thresholds of significance. CARB, in October 2008, issued the first draft of a recommended approach entitled "Recommended Approaches for Setting Interim Significance Thresholds for Greenhouse Gases under the California Environmental Quality Act". In the absence of specific guidance from the state, some agencies have adopted their own thresholds of significance, while others have determined that for the time being, a determination of the significance of climate change impacts is too speculative.

Acceleration in the rate of warming is largely the result of emissions of carbon dioxide and other greenhouse gases (GHG) from human activities which include industrial processes, fossil fuel combustion, and changes in land use, such as deforestation. The project is not considered an intensification or use rather an upgrade of existing amenities (trails) to provide accessibility and safe public access. Visitors to Point Lobos State Preserve will not increase traffic to and from the site will not increase significantly (Source IX. 1, 13). *Therefore, the project will not generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment or conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases.*

5. Hazards/Hazardous Materials: The project does not involve the transport, use or disposal of hazardous materials that would constitute a threat of explosion or other significant release that would pose a threat to neighboring properties. The project is a trail re-alignment and does not involve the use chemicals of large quantities of hazardous materials on the site. The project would not involve stationary operations; create hazardous emissions or materials (Source IX. 1, 2, 3). *The project would not have any impacts on hazards or hazardous materials.*

6. Hydrology/Water Quality: The proposed project will not violate any water quality standards, deplete groundwater supplies, substantially alter the existing drainage pattern of the site or create or contribute runoff which will exceed the capacity of existing or planned storm water drainage systems or otherwise substantially degrade water quality. The property is approximately 1,325 and managed by the State Parks Department as a recreational visitor serving designation. Drainage on the site will not be impacted; rather drainage will be improved with the project. No new structures or new sources of impervious surfaces are proposed; rather the majority of the project will be within the existing disturbed areas of Point Lobos. The trails are located within coastal bluffs and maintenance for visitor safety and accessibility is proposed. There are no levees or dams nearby therefore there will not be an exposure to people or structures as a result of the

project (Source IX. 1, 2, 3, 15, 16). *The project will have no impacts on hydrology and water quality.*

7. Land Use/Planning: The proposed project will not physically divide an established community. Point Lobos State Reserve is a 1,325 acre publicly owned property. The project does not conflict with any of the policies within the Carmel Land Use Plan and meets all zoning requirements. The Point Lobos State Reserve was originally acquired by the state on February 8, 1933 as public property because of its unique beauty and attribute to the Carmel area (Source IX. 17). The Point Lobos State Preserve and Carmel River State Beach General Plan adopted October 1979 provided the framework for the development of Point Lobos State Reserve. The proposed project is consistent with the Point Lobos General Plan and will not conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect. There is no tree removal proposed with the trail re-alignment.

Carmel Land Use Plan Specific policy 5.3.3 emphasizes public safety wherever shoreline access is provided and discusses Point Lobos State Reserve as being one of the most important major access areas to be retained for long-term public use. The use of hand rails, stairways, bridges, warning signs, and other improvements should be used to reduce risks to the public. The project will provide these amenities and increase visitor safety. The project will be consistent with the applicable policies (Source IX. 1, 3, 15, 16, 17).

8. Mineral Resources: The trail re-alignment will not impact mineral resources. No mineral resources or resource recovery sites have been identified on the site or in the area (Source: IX. 1, 3, 6, 7 & 8). *Therefore, the proposed project would not result in impacts to mineral resources.*

9. Noise: The project will not change the recreational use of the property and does not involve construction. Necessary leveling will be done by hand therefore the project will not violate any County noise standards. There are no adjacent sensitive receptors. The project site is not located in the vicinity of an airstrip or private airstrip. Agricultural related noise would not be an impact as there are no agricultural fields within the vicinity of the project. (Source IX. 1, 2, 3) *Therefore, temporary construction activities and ongoing operational noise will have no impact on sensitive receptors.*

10. Population/Housing: The project as proposed would not alter the location, distribution or density of human population in the area, or create a demand for additional housing. In addition, the project was reviewed by the Association of Bay Area Governments (AMBAG) and was found to be de minimus and not population generating (Source: IX. 1, 2, 3, 4, 5, 6, 7). *Therefore, the proposed trail improvements will not result in impacts to population and housing.*

11. Public Services: The proposed project consists of an upgrade of the existing Bird Island Trail and China Cove areas of Point Lobos State Park to comply with ADA (Americans with Disabilities Act) accessibility standards, construct four ADA accessible

picnic sites, construct 161 linear feet of rock retaining walls (stair replacement), construct a new 50 feet viaduct at cliff area above Gibson Beach, construct a new overlook area at Pelican Point of drystack rock retaining construction, replace existing wood edging on downside of trail as needed, install new trailhead signage at parking lot area and top of the existing stair case, construct new trailhead landing off existing parking area, install new split rail fence adjacent to trail near trailhead, replace and relocate three wood benches, decompact and re-vegetate all abandoned trail segments, and replace portions and install new wire guides along trail which is currently served by public services and utilities. The project would have no measurable effect on existing public services. The Monterey County Water Resources Agency, Monterey County Public Works Department, and the Environmental Health Division have reviewed the project. These agencies provided comments on the project, which are incorporated into the project as recommended conditions of approval. None of the County departments/ service providers indicated that this project would result in potentially significant impacts. No new government facilities will be needed to support the trail improvements. There will be no impact to response times or acceptable service ratios for emergency responders. (Source: IX. 1, 2, 3, 4, 6, 7) *Therefore, the proposed project will not result in impacts to public services.*

12. Recreation: The project would not result in a substantial increase in use of existing recreational facilities; rather the project is considered maintenance to existing trails in order to ensure the existing trail is accessible to visitors. No parks, trail easements, or other recreational opportunities would be adversely impacted by the proposed project. The subject property is identified in the Carmel Land Use Plan as a Recreational and Visitor-Serving Commercial land use and the project is an improvement to the existing Bird Island trail for visitors (Source: IX. 1, 3):

The LCP includes policies that require public access to the shoreline and along the coast be protected and provided, and opportunities for recreational uses be enhanced. Use of the Gowen cypress and Monterey cypress areas of Point Lobos State Reserve and of the Carmel River lagoon and marsh shall be limited to very low-intensity recreational and educational uses such as walking, nature study, photography and scenic viewing (Specific Policy 4.4.3.C) The use of the trail will not change in intensity and will still be provided. The project is in conformance with the public access and public recreational policies of Chapter 3 of the Coastal Act and Local Coastal Program, and does not interfere with any form of historic public use or trust (Monterey County Code, Section 20.70.050.B.4) *Therefore, the proposed project will not result in impacts to recreation.*

13. Transportation/Traffic: The property is accessed directly off of Highway 1 in Carmel, access will not change. The proposed project would not cause any roadway or intersection level of service to be degraded. The project would not result in a change in air traffic patterns or an increase in traffic levels or any applicable plans, ordinance or policies establishing measures of effectiveness for the performance of the circulation system. The project would not conflict with any applicable congestion management program, including, but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways not result in a change in air traffic patterns, including

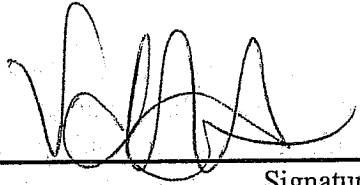
either an increase in traffic levels or a change in location that results in substantial safety risks or substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses. The project would not result in inadequate emergency access or conflict with any adopted policies, plans, or programs regarding public transit, bicycle, or pedestrian facilities, or otherwise decrease the performance or safety of such facilities (Source IX. 1, 2, 13, 7). *Therefore the project will not have an impact on transportation or traffic.*

14. Utilities/Service Systems: No new utilities are proposed as part of the project and no utility relocation will be required as a result of the proposed trail re-alignment. Water is provided by an existing well on site and sewage disposal is provided by an on-site septic tank for visitors. The proposed construction will not cause a substantial increase nor exceed the capacity of these utilities and services. The subject project was reviewed by Carmel Highlands Fire Department, Public Works, Environmental Health, Water Resources, and the Parks Department and no conditions of approval were recommended (Source: IX. 1, 2, 3, 7) *Therefore, the proposed project will not result in impacts to public utilities and public service systems.*

B. DETERMINATION

On the basis of this initial evaluation:

- I find that the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- I find that although the proposed project could have a significant effect on the environment there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A NEGATIVE DECLARATION will be prepared.
- I find that the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.
- I find that the proposed project MAY have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.
- I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.



Signature

Valerie Negrete

4/7/2011

Date

Assistant Planner

V. **EVALUATION OF ENVIRONMENTAL IMPACTS**

- 1) A brief explanation is required for all answers except "No Impact" answers that are adequately supported by the information sources a lead agency cites in the parentheses following each question. A "No Impact" answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g., the project falls outside a fault rupture zone). A "No Impact" answer should be explained where it is based on project-specific factors as well as general standards (e.g., the project will not expose sensitive receptors to pollutants, based on project-specific screening analysis).
- 2) All answers must take into account the whole action involved, including offsite as well as onsite, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
- 3) Once the lead agency has determined that a particular physical impact may occur, then the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. "Potentially Significant Impact" is appropriate if there is substantial evidence that an effect may be significant. If there are one or more "Potentially Significant Impact" entries when the determination is made, an EIR is required.
- 4) "Negative Declaration: Less Than Significant With Mitigation Incorporated" applies where the incorporation of mitigation measures has reduced an effect from "Potentially Significant Impact" to a "Less Than Significant Impact." The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level mitigation measures from Section XVII, "Earlier Analyses," may be cross-referenced).
- 5) Earlier analyses may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or negative declaration. Section 15063(c)(3)(D). In this case, a brief discussion should identify the following:
 - a) Earlier Analysis Used. Identify and state where they are available for review.
 - b) Impacts Adequately Addressed. Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effects were addressed by mitigation measures based on the earlier analysis.
 - c) Mitigation Measures. For effects that are "Less than Significant with Mitigation Measures Incorporated," describe the mitigation measures which were

incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project.

- 6) Lead agencies are encouraged to incorporate into the checklist references to information sources for potential impacts (e.g., general plans, zoning ordinances). Reference to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.
- 7) Supporting Information Sources: A source list should be attached, and other sources used or individuals contacted should be cited in the discussion.
- 8) The explanation of each issue should identify:
 - a) The significance criteria or threshold, if any, used to evaluate each question; and
 - b) The mitigation measure identified, if any, to reduce the impact to less than significance.

VI. ENVIRONMENTAL CHECKLIST

1. AESTHETICS		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
Would the project:					
a)	Have a substantial adverse effect on a scenic vista?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b)	Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c)	Substantially degrade the existing visual character or quality of the site and its surroundings?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d)	Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation:

The Carmel Land Use Plan identifies Point Lobos State Reserve as a significant resource, which has been further preserved with the state acquiring the property in 1933 for the protection of key scenic and natural resources (Section 1.4, Source IX. 3) and public use. Point Lobos is a state park which provides the public the opportunity to view these resources. The Carmel Land Use Plan Section 2.2.1 also discusses the visibility of Point Lobos from numerous public viewpoints and scenic corridors rendering the area as an important scenic resource of the Carmel area. Protection of the Carmel area's visual resources may be one of the most significant issues concerning the future of this area (Source IX.3).

The subject project will provide accessibility, in order to meet with California State Parks commitment to accessibility under the 2001 DPR Transition Plan. Specific policy 4.4.3, of the Carmel Land Use Plan Use of areas designated as Resource Conservation and Scenic and Natural Resource Recreation on the plan map shall be limited to passive and low-intensity day-use recreational and educational activities. Because of the delicate resources on the property a limitation of the number of visitors was implemented. The number of visitors will not increase as a result of the trail re-alignment, therefore additional disturbance to the aesthetic resources of Point Lobos will not occur as a result of the re-alignment. The daily carrying capacity of Point Lobos State Reserve is 1,350 pursuant to the Point Lobos State Preserve and Carmel River State Beach General Plan adopted October 1979, in 2009 usage was approximately 883 people per day (Source IX. 13). The Bird Island trail re-alignment is necessary for ADA accessibility requirements and to increase safety for visitors using the trail as portions of the trail have eroded away causing unsafe walking paths.

Aesthetics 1(a), (c), (d) – No Impact

The trail re-alignment will not have a substantial adverse effect on a scenic vista. The trail re-alignment will be three re-routes totaling 815 linear feet in order to achieve accessible grades, avoid slopes, and tie into existing stairs. Because the re-routing will take place in existing, already disturbed areas, there will be no impacts to the scenic vistas of Point Lobos. The State

Parks Department worked carefully to divert the trail in only the areas necessary for accessibility and ensured that a limited amount of disturbance would take place for the diversion. To ensure that sensitive areas are not impacted by the construction all work areas will be fitted with silt fencing, fiber rolls and construction fencing. Work will be completed with hand tools, handheld power tools and small scale mechanized equipment that include toters, vibraplates and mini excavators. *Therefore, the project will not have a substantial adverse effect on a scenic vista.*

Point Lobos was acquired to protect its natural aesthetic qualities and serves as an educational preserve for visitors. An upgrade of the existing trail will not substantially degrade the existing visual character or quality of the site and its surroundings. In fact, the trail re-routing will provide much needed safety and accessibility improvements. Over time human traffic along the trails along with erosion has taken away chunks of the trail making the trail unsafe and inaccessible to some persons. There are no plans to add additional lighting as part of the project. *Therefore, the project will not substantially degrade the existing visual character or quality of the site and its surroundings or create a new source of light or glare that would adversely affect day or nighttime views in the area.*

Aesthetics (b) Less than Significant Impact

In order to stabilize and level portions of the re-routing, rock retaining walls and a viaduct/bridge will be placed over a failing bluff. Figure 3 below depicts the areas of the trail re-route where the rock retaining walls and viaduct will be placed. Rock retaining wall materials will match the surrounding rock colors of mossy grey. Figures 3-5 below depict the design of the rock retaining walls.

Figure 3: Areas of Rock Retaining Wall and Viaduct

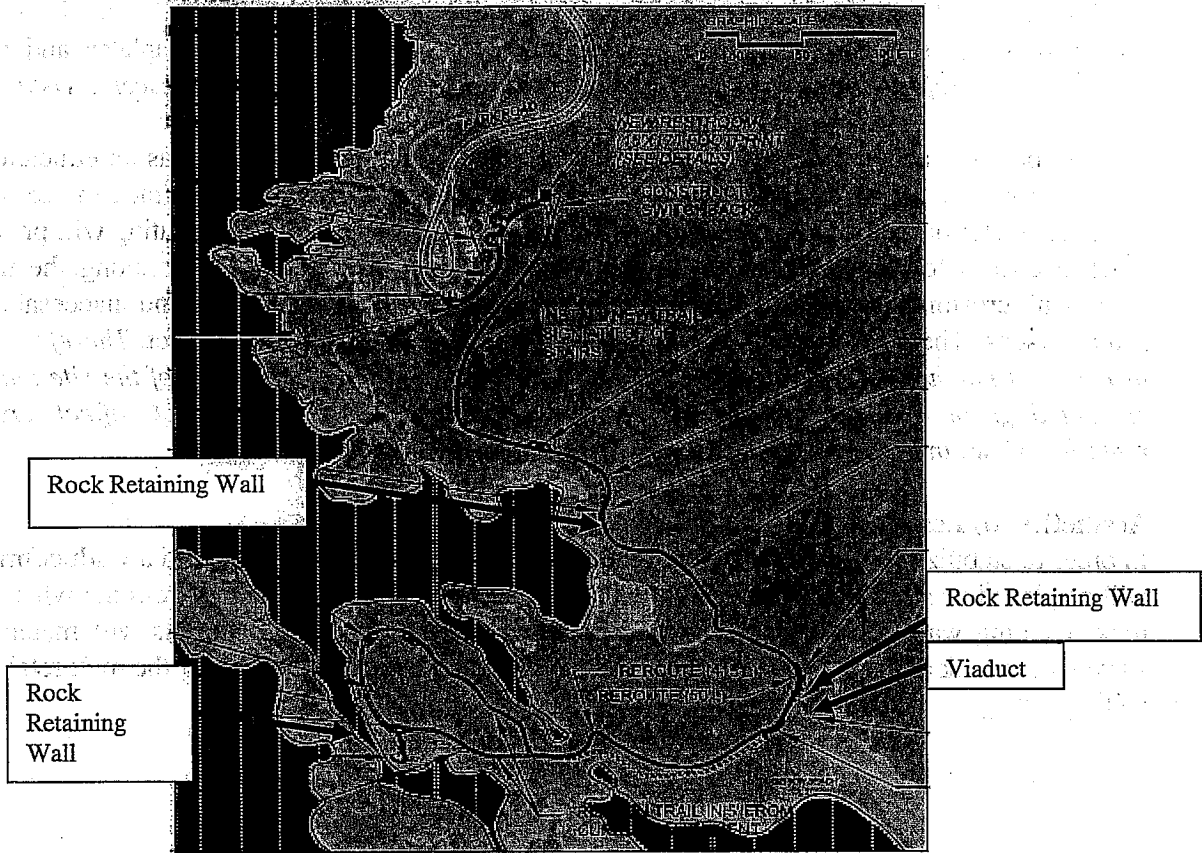


Figure 4: Elevation of Rock Wall

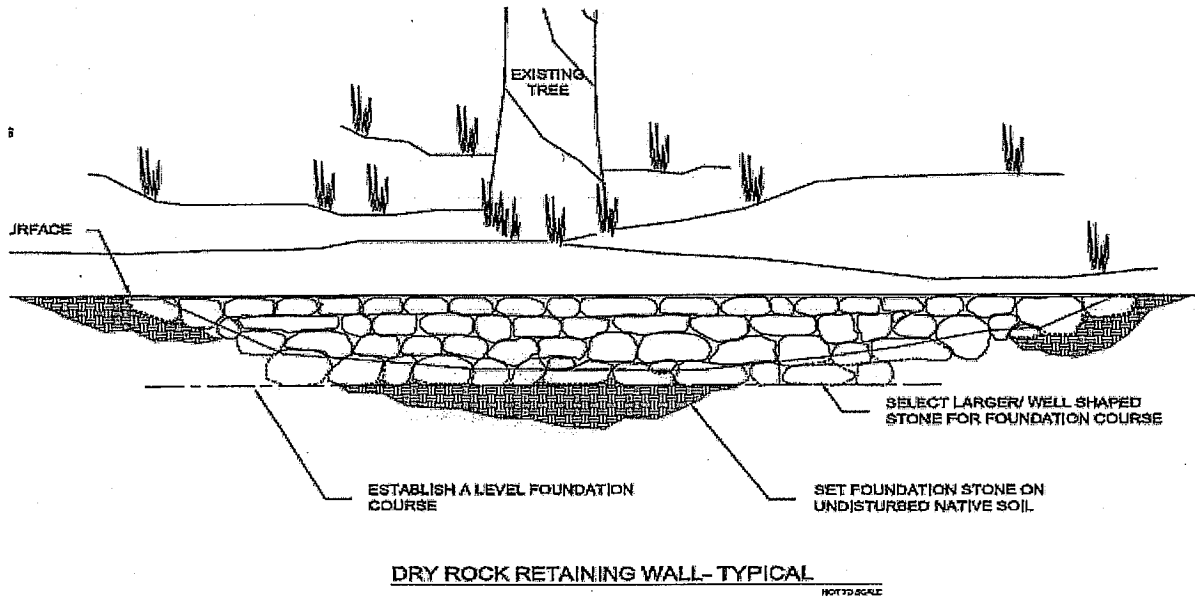


Figure 5: View of finished Rock Wall

FINISHED WALL



The retaining rock wall will resemble the natural features of the surrounding trail and no trees are proposed for removal. The new retaining wall portions of the trail may be visible from various points of Point Lobos however, the materials and colors to be used in the walls will match the existing topography and will not be seen from scenic Highway 1.

To provide safe egress over the Gibson Beach area, a 50 foot viaduct will be placed to provide a stable handrail over a dangerous cliff.

Figure 6: Depiction of 50 foot viaduct



The State Parks Department designed carefully to work around the existing trail features and not remove any native flora and fauna. Although approximately 5 plants will be removed as part of

the project the re-route included re-vegetation and restoration of abandoned trails. Restoration will include the retrieval of removed material and transplanting the seeds or plants to the abandoned trail areas, in total the project will result in 15 newly re-established Monterey Pine and coastal bluff scrub habitats (see Section VI.4 for further discussion). *Therefore the project will have a less than significant impact on scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway.*

2. AGRICULTURAL AND FOREST RESOURCES

In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Dept. of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment project; and forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board.

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Result in the loss of forest land or conversion of forest land to non-forest use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.1.

3. AIR QUALITY

Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied upon to make the following determinations.

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Conflict with or obstruct implementation of the applicable air quality plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Violate any air quality standard or contribute substantially to an existing or projected air quality violation?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Result in significant construction-related air quality impacts?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Expose sensitive receptors to substantial pollutant concentrations?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Create objectionable odors affecting a substantial number of people?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.3.

4. BIOLOGICAL RESOURCES

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, or regulations or by the California Department of Fish and Game or US Fish and Wildlife Service?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

4. BIOLOGICAL RESOURCES

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
c) Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation:

A Botanical Survey conducted by Biotic Resources dated June 17, 2010 detailed the flora and fauna found in the project area. The trail improvement project will travel through three plant community types: Monterey pine forest, northern coastal scrub, and coastal bluff scrub (Source IV.12). There will be four short re-routes totaling approximately 815 linear feet in order to achieve accessible grades and avoid steep cliffs. The existing trail has begun to erode on coastal bluffs which has caused dangerous conditions for hikers.

Figure 7: Biological Make-up of Point Lobos



Biological Resources (c), (d), (f) No Impact

The project is a re-routing of a trail in an existing trail. There will have no impact on protected wetlands. The project does not propose any structures or features that may interfere with an established native resident or migratory wildlife corridors. Trail improvements include the reconstruction of the trail bed to a five-foot wide compacted aggregate base surface, with the removal of existing railroad ties and the replacement of existing wood edgings. Where necessary to provide the proper grades for accessibility, existing steps will be removed and a new trail constructed. Rock retaining walls are proposed at select locations and a viaduct/bridge will be installed over a failing bluff face. The project includes renovation of the existing picnic area and the relocation and/or installation of benches and overlooks. Along the trail, two project staging areas have been identified. The project includes restoration and re-vegetation of all abandoned trail sections, as well as repair of existing entrenched sections and repairs to cross drainage once trail segments are complete. There will be no fill on waterways or on any coastal bluffs. By design the project has incorporated re-placement of any loss of habitat. The proposed trail improvements will occur within Monterey pine forest and coastal bluff scrub, two habitats deemed sensitive by CDFG. Ground disturbances will remove both native and non-native plant species that occur within these habitats, yet given the relatively small area of disturbance the project is not expected to result in significant impacts to these habitat types. Construction activity which results in bare, disturbed soils may create areas suitable for the growth of non-native plant species; the presence of non-native plant species can degrade the quality of the forest and scrub habitats and reduce native plant diversity (Source IX. 12).

The Smith's blue butterfly, has been collected at the Point Lobos State Preserve. The Smith's blue butterfly is listed by the U.S. Fish and Wildlife Service as an endangered species, the butterfly is restricted to the inland and coastal sand dunes, coastal cliffs and serpentine grassland communities in Monterey County (Source IX. 16, 17). The butterfly is dependent upon buckwheat in the larval stage. In preparation for the trail segment development, several surveys were conducted to determine whether or not the butterfly was present in the project staging areas. Surveys were conducted from early July to later August of 2009 by Entomological Consulting Services, Ltd. in a report dated August 26, 2009. No life stages of the Smith's Blue Butterfly were observed along the Bird Island Trail and the study concluded that the endangered butterfly was not present on the Bird Island trail and segments of re-alignment (Source IX.12). *Therefore, the project will have no impact on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means or interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites or conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan.*

Biological Resources (a) Less than Significant

Botanical Survey conducted by Biotic Resources within the project area in order to determine whether or not there would be any impacts to habitats within the trail. The report found that the proposed trail improvements will occur within Monterey pine forest and coastal bluff scrub, two habitats deemed sensitive by CDFG and ground disturbances will remove both native and non-native plant species that occur within these habitats, yet given the relatively small area of disturbance the project is not expected to result in significant impacts to these habitat types.

Construction activity which results in bare, disturbed soils may create areas suitable for the growth of non-native plant species; the presence of non-native plant species can degrade the quality of the forest and scrub habitats and reduce native plant diversity. The project has been designed so that trail construction will be kept to the smallest feasible disturbance area. Material removed during trail construction should not be side cast onto adjacent pine forest and coastal bluff habitats. The limits of the two staging areas shall be demarcated in the field. State Parks shall install flagging, fencing, or other protective measures along the trail work area to ensure that sensitive habitats adjacent to the work area are not affected by the project.

A section of the proposed trail improvements are located within a forest habitat dominated by native Monterey pines (*Pinus radiata*). This pine forest is mapped as occurrence #3 by the CNDDDB; this stands extends from the Carmel River mouth south to Malpaso Creek (Carmel Highlands), occupying approximately 2,600 acres (CNDDDB, 2010). Monterey pines (CNPS List 1B) occur within the work area however no trees will be removed, trail construction activities will occur within the root zone of several trees. The health of the trees may be adversely affected if roots are significantly affected.

A short section of the proposed trail improvement project will occur within and/or in close proximity to a group of Monterey paintbrush (CNPS List 4), which is a special plant special species. Plants of this species may be removed or otherwise affected by trail improvements in the proposed viaduct/bridge area, depending upon the extent of construction work required in this area. A group of 3-5 individuals of Monterey paintbrush (CNPS List 4) were observed within the coastal bluff scrub near the proposed viaduct/bridge. As part of the projects restoration and re-vegetation plan the Monterey paintbrush will be re-planted at a 3:1 ratio. A standard condition of approval will include the Monterey paintbrush plants occurring within the work area (near viaduct/bridge area) be salvaged and/or their seed collected prior to construction. The project is designed to re-vegetate and restore any impacted plants and a standard condition of approval will be placed requiring the restoration of impacted areas. Upon completion of the development, the area disturbed shall be restored to a condition to correspond with the adjoining area, subject to the approval of the Director of the RMA - Planning Department. Plans for such restoration shall be submitted to and approved by the Director of the RMA - Planning Department prior to commencement of use. With a standard condition of approval, the project will not have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service.

Biological Resources (b) Less than Significant

According to the Botanical Survey conducted by Biotic Resources the trail re-alignment will not have a significant impact on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, or regulations or by the California Department of Fish and Game or US Fish and Wildlife Service. The trail will transverse through three communities however: Monterey pine forest, northern coastal scrub, and coastal bluff scrub. (Source IX. 12).

Monterey Pine Forest

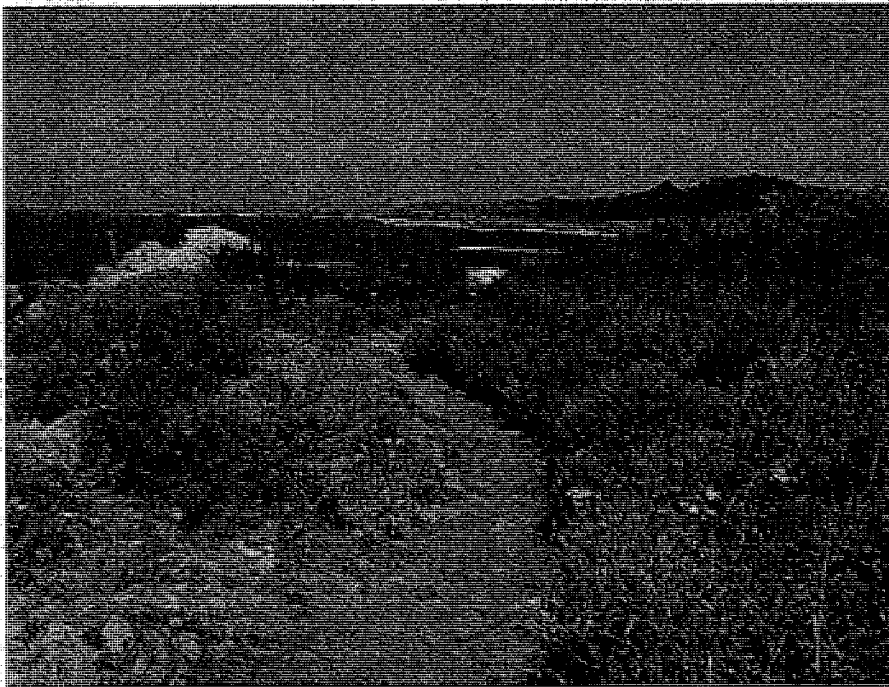
A section of the proposed trail improvements are located within a forest habitat dominated by native Monterey pines (*Pinus radiata*). This pine forest is mapped as occurrence #3 by the CNDDDB; this stands extends from the Carmel River mouth south to Malpaso Creek (Carmel

Highlands), occupying approximately 2,600 acres (CNDDDB, 2010). A proposed staging area is dominated by non-native species of poison-hemlock, bur chervil (*Anthriscus caucalis*), wild oat (*Avena sp.*), ripgut brome (*Bromus diandrus*), wild lettuce (*Lactuca sp.*), and goose grass (*Galium aparine*). A 400 square foot staging area is proposed for a previously disturbed area near the trail connector to China Beach. The area is adjacent to a Monterey pine tree; the area is dominated by weedy, non-native plant species, yet young native shrubs are establishing in the area (Source IX.12).

Northern Coastal Scrub and Coastal Bluff Scrub

The majority of the trail improvement project is located within coastal scrub and/or coastal bluff scrub. Coastal scrub is characterized by the dense growth of shrubs and herbs. The coastal bluff scrub occupies bluff faces and terraces with often windswept shrubs and salt-spray tolerant herbs. A 400 square foot staging area is proposed within coastal bluff scrub in the Bird Island loop area.

Figure 8: Coastal bluff overlooking Bird Island Trail



Sensitive Vegetation Types

Sensitive habitats are defined by local, State, or Federal agencies as those habitats that support special status species, provide important habitat values for wildlife, represent areas of unusual or regionally restricted habitat types, and/or provide high biological diversity. The project area was observed to support two sensitive habitats: Monterey pine forest (code 87.110.00) and coastal bluff scrub (31.100.00). These two plant community types are considered rare and worthy of consideration as a sensitive habitat by CNDDDB (*List of California Terrestrial Natural Communities Recognized by the CNDDDB*, CDFG, 2003).

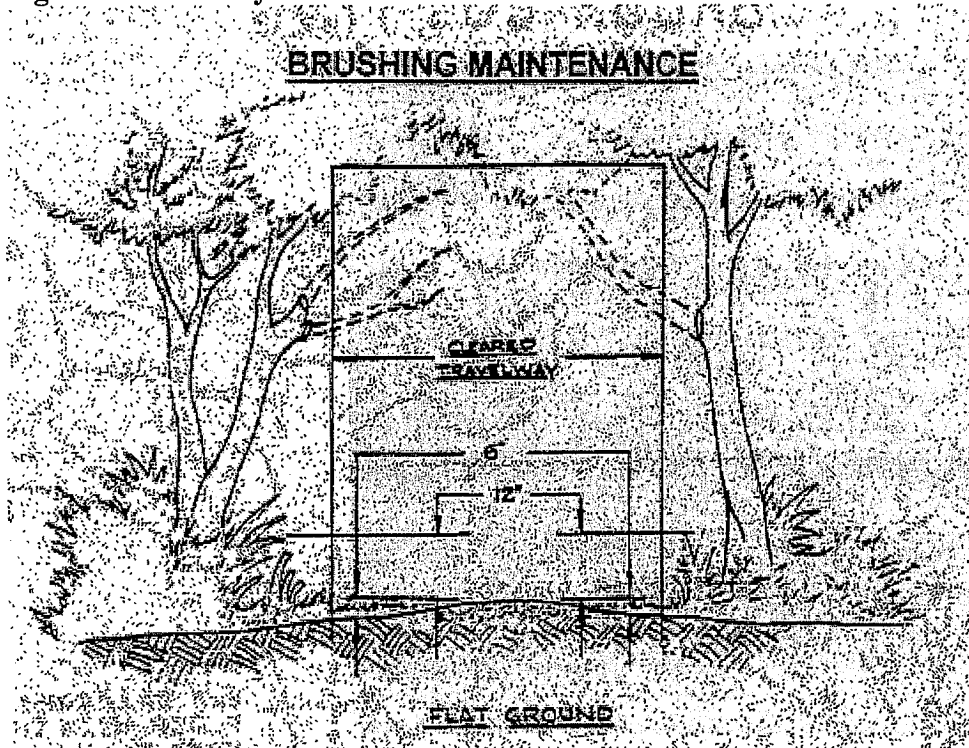
No federal or state listed plant species were detected within the project area during the June 2010 field survey. Individuals of Monterey pine (CNPS List 1B species) are present within the areas mapped as Monterey pine forest (see Figure 3). A group of 3-5 individuals of Monterey paintbrush (CNPS List 4) were observed within the coastal bluff scrub near the proposed

viaduct/bridge. The applicant has worked with their biologist to facilitate a restoration and re-vegetation plan which will replace all of the removed plants on a 3:1 ratio. The project was designed to incorporate replacement and *therefore, the project will not have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, or regulations or by the California Department of Fish and Game or US Fish and Wildlife Service.*

Biological Resources (e) Less than Significant

Monterey pines (CNPS List 1B) occur within the work area, although no trees will be removed during trail construction activities. Activity will occur within the root zone of several trees. Trees closest to the trail will be protected from human traffic by wire guides along the trail. General maintenance of Monterey pine trees is depicted below.

Figure 9: Monterey Pine maintenance



Source: Access Management Plan dated June 1, 2010

With the implementation of re-vegetation and standard condition of approval requiring replacement of impacted plants in addition the applicant has designed the project to include the removal of Invasive, non-native plant species (poison hemlock, crystalline iceplant, yellow sweet clover, and bull thistle) that occur adjacent to the work area. The removal of these plants will further prevent their encroachment into the pine forest and coastal bluff scrub habitats. *With the project design to include re-vegetation the project will not conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance.*

5. CULTURAL RESOURCES	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
Would the project:				
a) Cause a substantial adverse change in the significance of a historical resource as defined in 15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to 15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Disturb any human remains, including those interred outside of formal cemeteries?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Discussion/Conclusion/Mitigation:

According to the Monterey County GIS system, the project site is listed as high for archeological resources (Source IX. 1). In order to assess any potential impacts as a result of the trail realignment, an archeological report was conducted by Far Western Archeological Research Group dated March 2010. The current Bird Island Trail runs through two recorded archaeological sites, CA-MNT-216 and -217 and MNT-263 (Source IX. 11). Although it is not anticipated that impacts will be very deep, new trail construction as well as leveling, widening, back-sloping, and re-routing of the existing trail, and excavation for retaining walls, fencing, and wood edging will disturb archaeological deposits for most of the trail's length. Prior to current field work, a State Parks Archaeological Investigation/Collection permit (DPR-412A) was obtained, and the project Area of Direct Impacts, including proposed trail alignments, picnic area, restrooms, trailhead, retaining walls, picnic sites, rock overlook, and benches, were cleared of poison oak and any other vegetation by Department of Parks and Recreation crews (Source IX. 11). A Native American from the local Ohlone Costanoan Esselen Nation was present during all field work.

Cultural resources (a), (b), (c), (d) Less than Significant Impact:

Carmel Land Use Plan discusses the importance of maintaining and designing projects so as not to impact any cultural resources (Key Policy 2.8.2). When developments are proposed for parcels where archaeological or other cultural sites are located, project design shall be required which avoids or substantially minimizes impacts to such cultural sites. To this end, emphasis should be placed on preserving the entire site rather than on excavation of the resource, particularly where the site has potential religious significance (Key Policy 2.8.3). In this case, the State Parks Department has worked closely with the archeologist to avoid impacts onto any cultural resources. It is not anticipated that any resources will be adversely impacted, the Far Western report concluded that all three sites was sampled sufficiently to gain an understanding of temporal and assemblage characteristics and there is a chance that important features could still be present within the APE however, a generally shallow impact zone is anticipated along most of the trail and an archaeological monitor will be present during the project construction. The archaeological monitor will identify any unexpected and potentially significant finds. All construction work and equipment storage must stay within the designated APE, and unexamined portions of the sites should be protected by fencing to avoid inadvertent damage during

construction. The State Parks Department has involved an archeologist throughout the process of determining the most feasible sections to re-route. The project is designed to have an archeological monitor on site and an initial assessment of any significant finds was undertaken.

Point Lobos State exists to preserve its native ecological associations, unique faunal and floral characteristics, geological features and scenic qualities which the preserve shall increase public awareness of these features by educating visitors on the scenic and natural qualities that have caused this area to be described as the greatest meeting of land and water in the world. The Carmel Land Use Plan requires that public access to or over known archaeological or paleontological sites should be limited, and concentrated in areas where supervision and interpretive facilities are available (Specific Policy 2.8.4). The project segments have been examined by an archeologist and measures to ensure disturbance is limited has been incorporated into the project. By re-aligning an existing trail, access near any potential resources will stay control and limited. *As designed, there is a less than significant chance that the project will have a substantial adverse change to cultural resources.*

6. GEOLOGY AND SOILS	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
Would the project:				
a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:				
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
ii) Strong seismic ground shaking?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
iii) Seismic-related ground failure, including liquefaction?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
iv) Landslides?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Result in substantial soil erosion or the loss of topsoil?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

6. GEOLOGY AND SOILS

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
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- e) Have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?
- | | | | |
|--------------------------|--------------------------|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--------------------------|--------------------------|--------------------------|-------------------------------------|

Discussion/Conclusion/Mitigation: See Section IV.A.4.

7. GREENHOUSE GAS EMISSIONS

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
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- a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?
- b) Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases?
- | | | | |
|--------------------------|--------------------------|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Discussion/Conclusion/Mitigation:

8. HAZARDS AND HAZARDOUS MATERIALS

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
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- a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?
- b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?
- c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?
- d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?
- | | | | |
|--------------------------|--------------------------|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

8. HAZARDS AND HAZARDOUS MATERIALS

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
h) Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.6.

9. HYDROLOGY AND WATER QUALITY

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Violate any water quality standards or waste discharge requirements?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on- or off-site?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or off-site?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

9. HYDROLOGY AND WATER QUALITY

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
e) Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Otherwise substantially degrade water quality?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g) Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
h) Place within a 100-year flood hazard area structures which would impede or redirect flood flows?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
i) Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
j) Inundation by seiche, tsunami, or mudflow?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.7.

10. LAND USE AND PLANNING

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Physically divide an established community?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Conflict with any applicable habitat conservation plan or natural community conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.8.

11. MINERAL RESOURCES

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Result in the loss of availability of a locally important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.9.

12. NOISE

Would the project result in:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.10.

13. POPULATION AND HOUSING

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.11.

14. PUBLIC SERVICES

Would the project result in:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
Substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:				
a) Fire protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Police protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Schools?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Parks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Other public facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.12.

15. RECREATION

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.13.

16. TRANSPORTATION/TRAFFIC

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Conflict with an applicable plan, ordinance or policy establishing measures of effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with an applicable congestion management program, including, but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Result in inadequate emergency access?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Conflict with adopted policies, plans, or programs regarding public transit, bicycle, or pedestrian facilities, or otherwise decrease the performance or safety of such facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.14.

17. UTILITIES AND SERVICE SYSTEMS

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g) Comply with federal, state, and local statutes and regulations related to solid waste?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation: See Section IV.A.15.

VII. MANDATORY FINDINGS OF SIGNIFICANCE

NOTE: If there are significant environmental impacts which cannot be mitigated and no feasible project alternatives are available, then complete the mandatory findings of significance and attach to this initial study as an appendix. This is the first step for starting the environmental impact report (EIR) process.

Does the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Have impacts that are individually limited, but cumulatively considerable? "Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Discussion/Conclusion/Mitigation:

(a) Less Than Significant

The project as proposed and conditioned will not have the potential to degrade the environment. Potential impacts to aesthetics, biology, and cultural resources will result from the trail re-alignment, however the project was designed and conditioned to reduce potential impacts to these resources to a less-than-significant level. (See Sections VI above).

(b) No Impact

Construction of the proposed project will not significantly increase population in the area, demand on utilities and services, increase in traffic and other cumulative subjects. The project does not include any residential component which will not be population generating. The proposed project has been reviewed and found to be consistent with the Carmel Land Use Plan and Point Lobos General Plan.

The proposed trail re-alignment and improvements at Point Lobos State Preserve for ADA accessibility will provide better visitor accessibility and further the goals set forth in the Point Lobos State Preserve and Carmel River State Beach General Plan.

The upgrade of the existing Bird Island Trail and China Cove areas of Point Lobos State Park to comply with ADA (Americans with Disabilities Act) accessibility standards, construction of four ADA accessible picnic sites, construction of 161 linear feet from rock retaining walls (stair replacement), construction of a new 50 feet viaduct at cliff area above Gibson Beach, construction of a new overlook area at Pelican Point of drystack rock retaining construction, replacement of existing wood edging on downside of trail, installation of new trailhead signage at parking lot area and top of the existing stair case, construction of new trailhead landing off existing parking area, installation of new split rail fence adjacent to trail near trailhead, replacement and relocation of three wood benches, de-compact and re-vegetate all abandoned trail segments, and replacement of portions of wire guides along trail will not contribute to project-generated traffic that would exceed air quality standards. Further, as identified in Section III. and IV. 2 - Air Quality, the development of the proposed project would not exceed applicable air quality standards as established by the air pollution district.

Global Greenhouse Gases/Climate Change

When analyzing a project's potential to affect climate change, it is important to note that neither CEQA nor current case law identifies thresholds or other direction in measuring or evaluating the effect of individual projects on global warming. Accordingly, in the absence of applicable methodology and thresholds, the significance of this project's effect on global warming cannot be quantified. Overall, impacts related to global warming are considered less than significant while there are no adopted or set standards for evaluating the indirect effects of projects on the overall environment.

Increased emissions of greenhouse gases due to developmental pressures have resulted in multiple adverse environmental effects, including, sea level rise, increased incidence and intensity of severe weather events (e.g., heavy rainfall, droughts), and extirpation or extinction of plant and wildlife species. Further, emissions contributing to climate change are attributable in large part to human activities associated with the industrial/manufacturing, utility, transportation, residential, and agricultural sectors. Given the significant adverse environmental effects associated with anthropogenic climate change, increased emissions have the potential to result in cumulatively considerable air quality impacts and indirect biological and hydrological impacts. The subject project will not impact greenhouse gases, does not involve construction or disturbance in new un-disturbed areas.

(c) (No Impact)

There is no evidence in the record that the project will cause substantial effects to the environment that either directly or indirectly affect human beings (Source: Sections IV and VI above). Nevertheless, conditions of approval will be added in the area of cultural resources in order to lessen any potential impacts as a result of the trail re-alignment to a less than significant level.

Note: Authority cited: Sections 21083 and 21083.05, Public Resources Code. Reference: Section 65088.4, Gov. Code; Sections 21080(c), 21080.1, 21080.3, 21082.1, 21083, 21083.05, 21083.3, 21093, 21094, 21095, and 21151, Public Resources Code; *Sundstrom v. County of Mendocino*, (1988) 202 Cal.App.3d 296; *Leonoff v. Monterey Board of Supervisors* (1990) 222 Cal.App.3d 1337; *Eureka Citizens for Responsible Govt. v. City of Eureka* (2007) 147 Cal.App.4th 357; *Protect the Historic Amador Waterways v. Amador Water Agency* (2004) 116 Cal.App.4th at

VIII. FISH AND GAME ENVIRONMENTAL DOCUMENT FEES

Assessment of Fee:

The State Legislature, through the enactment of Senate Bill (SB) 1535, revoked the authority of lead agencies to determine that a project subject to CEQA review had a “de minimis” (minimal) effect on fish and wildlife resources under the jurisdiction of the Department of Fish and Game. Projects that were determined to have a “de minimis” effect were exempt from payment of the filing fees.

SB 1535 has eliminated the provision for a determination of “de minimis” effect by the lead agency; consequently, all land development projects that are subject to environmental review are now subject to the filing fees, unless the Department of Fish and Game determines that the project will have no effect on fish and wildlife resources.

To be considered for determination of “no effect” on fish and wildlife resources, development applicants must submit a form requesting such determination to the Department of Fish and Game. Forms may be obtained by contacting the Department by telephone at (916) 631-0606 or through the Department’s website at www.dfg.ca.gov.

Conclusion: The project will be required to pay the fee.

Evidence: Based on the record as a whole as embodied in the Planning Department files pertaining to PLN100166 and the attached Initial Study / Proposed Negative Declaration.

IX. REFERENCES

1. Project Application/Plans for PLN100166
2. Monterey County General Plan
3. Carmel Coastal Implementation Plan
4. Title 20 of the Monterey County Code (Zoning Ordinance)
5. Association of Monterey Bay Governments (AMBAG). 2008. Population Housing Unit, and Employment Forecast, Adopted February, 2008
6. Monterey Bay Air Quality District:
 - a. *CEQA Air Quality Guidelines, 2008*
 - b. *2008 Air Quality Management Plan for the Monterey Bay Region*
 - c. *State and National designation for the North Central Coast Air Basin Ambient Air Quality released January 2009*

7. Site Visit conducted by the project planner on April 30, 2010 and October 13, 2010.
8. Monterey County Geographic Information System (GIS) database.
9. Monterey County Assessor's Database.
10. Confirmation that the project is exempt from a Determination of Consistency Letter, email from Jean Getchell dated, AMBAG, dated December 6, 2010.
11. Archeological Analysis.
 - a. "Interim Summary Report test and recovery excavations Bird Island Trail, Point Lobos State Park", (LIB100205), Far Western Archeological Research Group, dated March 2010.
12. Biological Analysis.
 - a. "Report on the Presence /Absence Survey in 2009 of the Smith's Blue Butterfly", (LIB100207), Entomological Consulting Services, dated August 26, 2009.
 - b. "Botanical Survey, Bird Island Accessibility Trail Improvements, Point Lobos State Reserve", (LIB100206), Biotic Resources Group, dated June 17, 2010.
13. Access Management Plan, Point Lobos State Reserve, (LIB100203), dated June 2010.
14. Trail Improvement Staking, Point Lobos State Reserve, (LIB100204).
15. Point Lobos State Reserve Park website,
http://www.parks.ca.gov/default.asp?page_id=25123, accessed December 10, 2010.
16. Point Lobos State Reserve and Carmel Beach General Plan (amendment), Approved and Adopted by the State Park and Recreation Commission June 1987, accessed December 23, 2010, http://www.parks.ca.gov/pages/21299/files/ar_449_784.pdf
17. Point Lobos State Preserve and Carmel River State Beach General Plan October 1979, accessed December 23, 2010, <http://www.parks.ca.gov/pages/21299/files/437.pdf>

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Figure 7: Biological Make-up of Point Lobos

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The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data. The second part of the document provides a detailed breakdown of the financial data for the quarter. It includes a table showing the revenue generated from various sources, as well as the associated costs and expenses. The final part of the document concludes with a summary of the overall financial performance and provides recommendations for future actions to improve efficiency and profitability.

Financial Summary
The following table summarizes the key financial metrics for the quarter. The revenue has increased by 15% compared to the previous quarter, while expenses have remained relatively stable. This indicates a positive trend in the company's financial health. The net profit has also shown a significant improvement, reflecting the effective cost management strategies implemented during the period.