

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA
89 SOUTH CALIFORNIA ST., SUITE 200
VENTURA, CA 93001
(805) 585-1800

**EMERGENCY PERMIT**

Date: September 26, 2017

Permit No.: G-4-17-0048

Applicant: City of Goleta

Location: Ellwood Mesa, City of Goleta (Santa Barbara County)

Work Proposed: **One-time removal of 29 eucalyptus trees on Ellwood Mesa that are dead and/or at high risk of failure adjacent to four essential public trails in order to protect life and property from imminent danger. In addition, the emergency work includes the temporary closure of several public trail segments within the eucalyptus tree groves on Ellwood Mesa (marked with signs and symbolic fencing); four trail segments (portions of trail #6, 16, 18, and 25) will be re-opened following removal of the emergency tree removals and five other trails segments (portions of trail #16, 19, 23, 24, and 25) will remain temporarily closed until a Habitat Management Plan is approved through a follow-up permit and the fall hazard posed by the remaining dead and/or dying trees near those trail segments is abated.**

This letter constitutes approval of the emergency work you or your representative has requested to be done at the location listed above. I understand from the information submitted that an unexpected occurrence in the form of dead and dying eucalyptus trees at high risk of failure that are adjacent to public trails on the Ellwood Mesa and that constitute a risk to public health and safety. This occurrence requires immediate action to prevent or mitigate loss or damage to life, health, property or essential public services. 14 Cal. Admin. Code Section 13009. The Executive Director hereby finds that:

- (a) An emergency exists which requires action more quickly than permitted by the procedures for administrative or ordinary permits and the development can and will be completed within 30 days unless otherwise specified by the terms of the permit;
- (b) Public comment on the proposed emergency action has been reviewed if time allows; and

The work is hereby approved, subject to the conditions listed on the reverse.

Sincerely,

John Ainsworth
Executive Director



By: Steve Hudson
Title: Deputy Director

CONDITIONS OF APPROVAL

1. The enclosed form must be signed by the applicant and returned to our office within fifteen (15) days.
2. Only that work specifically described above and as more specifically described in the Commission's file for this Emergency Coastal Development Permit (CDP) Application, is authorized for the specific property listed above, subject to the conditions set forth below. Any additional work requires separate authorization from the Executive Director.
3. The work authorized by this permit must be completed within 120 days of the date of this permit, or as extended by the Executive Director through correspondence, and shall take place in a manner to minimize any potential damages to any resources, including Devereux Creek, and to minimize impacts to public access. Public access shall be maintained with the use of signs directing the public around the construction and tree fall hazard areas. The applicant shall also avoid adverse impacts to aggregating monarch butterflies and to live eucalyptus trees near the project site to the maximum extent feasible.
4. The work authorized by this emergency permit is temporary and limited to the one-time removal of 29 eucalyptus trees and the temporary closure of several trails segments. **Within twelve (12) months following completion of the proposed work, the permittee shall submit a complete regular Coastal Development Permit Application to the California Coastal Commission for a Ellwood Mesa Habitat Management Plan to address tree removal mitigation and restoration of the aggregation sites within the groves and a strategy for re-opening public trail segments in coordination with habitat management strategies and requirements. This deadline may be extended by the Executive Director for good cause through correspondence.**
5. In exercising this permit, the applicant agrees to indemnify and hold harmless the California Coastal Commission, and its agents and employees, from any liabilities or claims for damage to public or private properties or personal injury that may result to any party from the project authorized herein.
6. This permit does not obviate the need to obtain necessary authorizations and/or permits from other local, state and federal agencies.

IMPORTANT

The emergency work is considered to be temporary work done in an emergency situation, and a follow-up regular CDP must be obtained. A regular permit would be subject to all of the provisions of the California Coastal Act and may be conditioned accordingly.

If you have any questions about the provisions of this emergency permit, please call Michelle Wagner or Deanna Christensen at the Commission's Ventura Office at (805) 585-1800.

Enclosures: 1) Acceptance Form

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EMERGENCY PERMIT ACCEPTANCE FORM

Emergency Permit No. _____

Instructions: After reading the attached Emergency Permit, please sign this form and return within 15 days from the Permit's date.

I hereby understand all of the conditions of the emergency permit being issued to me and agree to abide by them. I understand that the emergency work is temporary and a regular Coastal Permit is necessary to make it a permanent installation.

Signature of property owner or
Authorized representative

Name

Address

Date of Signing