

COUNTY OF MENDOCINO DEPARTMENT OF PLANNING AND BUILDING SERVICES

860 North Bush Street · Ukiah · California · 95482 120 West Fir Street · Ft. Bragg · California · 95437 BRENT SCHULTZ, DIRECTOR TELEPHONE: 707-234-6650 FAX: 707-463-5709 FB PHONE: 707-964-5379 FB FAX: 707-961-2427 pbs@mendocinocounty.org www.mendocinocounty.org/pbs

May 8, 2019

Department of Transportation Environmental Health - Fort Bragg Building Inspection - Fort Bragg Air Quality Management County Addresser Archaeological Commission Native Plant Society CalFire – Prevention CalFire – Resource Management Department of Fish and Wildlife Coastal Commission RWQCB US Fish & Wildlife Service Gualala Municipal Advisory Council South Coast Fire District Cloverdale Rancheria Redwood Valley Rancheria Sherwood Valley Band of Pomo Indians

CASE#: CDP_2017-0021 DATE FILED: 4/3/2017 OWNER/APPLICANT: BARRY & SUZANNE BASTIAN

REQUEST: An after-the-fact Coastal Development Permit to remediate for major vegetation removal adjacent to and within a sensitive coastal resource area, a pond for the purposes of fire protection, and the permitting of two (2) greenhouses including associated grading.

LOCATION: In the Coastal Zone, 6.8± miles north of Gualala town center, lying on the north side of Timberwood Way (Private), 0.5± miles west of its intersection with Iversen Road (CR 779), located at 35640 Timberwood Way, Gualala (APN: 141-100-23).

ENVIRONMENTAL DETERMINATION: Statutory Exemption SUPERVISORIAL DISTRICT: 5 STAFF PLANNER: JESSE DAVIS RESPONSE DUE DATE: May 22, 2019

PROJECT INFORMATION CAN BE FOUND AT:

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

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

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

No comment at this time.

Recommend conditional approval (attached).

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

Recommend denial (Attach reasons for recommending denial).

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

Other comments (attach as necessary).

REVIEWED BY:

Signature ____

Department _____

Date ____

CASE: CDP_2017-0021 (Bastian)

OWNER:	BARRY L BASTIAN
APPLICANT:	BARRY L BASTIAN
REQUEST:	An after-the-fact Coastal Development Permit request to remediate for major vegetation removal adjacent to and within a sensitive coastal resource area, a pond for the purposes of fire protection, and the permitting of two (2) greenhouses including associated grading.
	SUPERCEDED (04-26-19): After the fact permitting of two 99 feet by 30 feet greenhouses (approximately 6,000 square feet), a pond for fire protection and agricultural uses and associated grading.
LOCATION:	In the Coastal Zone, 6.8± miles north of Gualala town center, lying on the north side of Timberwood Way (Private), 0.5± miles west of its intersection with Iversen Road (CR 779). Addressed at 35640 Timberwood Way, Gualala, CA (APN: 141-100-23).
	SUPERCEDED (04-26-19): The site is in the Coasal Zone, approximately 7 miles north east of Gualala, located east of Highway 1, approximately 1 mile north of the intersection of Iversen Road and Fish Rock Road, at 35640 Timberwood Way, Gualala (APN: 141-100-23).
APN/S:	141-100-23-00
PARCEL SIZE:	27.15 ± Acres
GENERAL PLAN:	Coastal Element Rural Residential, 10 acre minimum; (RR10:R)
ZONING:	Mendocino County Coastal Zoning Code, Rural Residential (RR:10); RR10-DL (Development Limitations Combining District)
EXISTING USES:	Residential
DISTRICT:	5 th Supervisorial District (Gjerde)
• BC_2016	I-0012: Categorical Exclusion-Test Well (Approved) 5-0010: Building Complaint (Closed)

- EX_2016-0243: Pond Exemption (Denied)
- BC_2018-0002: Building Complaint (Administrative Citation)
- IC_2017-0259: Incoming Complaint (Open)
- BF_2018-1197: Electrical Hook-Up (Hold)
- 14CAMEU005321: CalFire Wildland Fire Investigation (Closed: June 15, 2014)

	ADJACENT GENERAL PLAN	ADJACENT ZONING	ADJACENT LOT SIZES	ADJACENT USES
NORTH:	RR10-DL	RR10-DL	22.82 acres	Residential
EAST:	RR10	RR10	4 acres	Residential
SOUTH:	RR10-DL	RR10-DL	23 acres	Residential
WEST:	RR10	RR10	20 acres	Residential

REFERRAL AGENCIES LOCAL Archaeological Commission STATE FEDERAL ☑ CALFIRE (Land Use) Air Quality Management District ⊠ US Department of Fish & Wildlife ⊠ Building Division (FB) ⊠ CALFIRE (Resource Management) ⊠ County Addresser ☑ California Coastal Commission TRIBAL ⊠ California Dept. of Fish & Wildlife ☑ Department of Transportation (DOT) ☑ Cloverdale Rancheria ⊠ California Native Plant Society ☑ Environmental Health (FB) ☑ Redwood Valley Rancheria South Coast Fire District Regional Water Quality Control Board Sherwood Valley Band of Pomo Indians 🖾 Gualala MAC

ADDITIONAL INFORMATION: This project was previously referred for public agency review on July 6, 2017. Due to a project modification and lack of referral responses, a revised package has been created. The applicant not yet provided requested information, including botanical scoping documents or required plans for the after the fact pond construction within a sensitive coastal resource area. This CDP was required to correct unpermitted construction and development identified by BC_2016-0010.

ENVIRONMENTAL DATA

1. MAC: Gualala MAC

2. FIRE HAZARD SEVERITY ZONE: High Fire Hazard

3. FIRE RESPONSIBILITY AREA: CALFIRE

4. FARMLAND CLASSIFICATION: Grazing Land (G); Rural Residential & Rural Commercial (R)

5. FLOOD ZONE CLASSIFICATION: N/A

6. COASTAL GROUNDWATER RESOURCE AREA: Critical Water Resources Bedrock

7. SOIL CLASSIFICATION: Bishop Pine; Western Class Soils

8. PYGMY VEGETATION OR PYGMY CAPABLE SOIL: *YES; Pygmy Forest, Pygmy Vegetation, Pygmy Type Vegetation Present*

9. WILLIAMSON ACT CONTRACT: NO

10. TIMBER PRODUCTION ZONE: NO

11. WETLANDS CLASSIFICATION: NO

- **12. EARTHQUAKE FAULT ZONE:** NO
- **13. AIRPORT LAND USE PLANNING AREA:** NO
- 14. SUPERFUND/BROWNFIELD/HAZMAT SITE: NO

15. NATURAL DIVERSITY DATABASE: YES (Pygmy Cypress & Thin Lobed Horkelia)

- **16. STATE FOREST/PARK/RECREATION AREA ADJACENT:** NO
- **17. LANDSLIDE HAZARD:** NO
- **18. WATER EFFICIENT LANDSCAPE REQUIRED:** NO
- **19. WILD AND SCENIC RIVER:** NO
- 20. SPECIFIC PLAN/SPECIAL PLAN AREA: NO
- **21. STATE CLEARINGHOUSE REQUIRED:** YES
- 22. OAK WOODLAND AREA: NO
- 23. HARBOR DISTRICT: NO

FOR PROJECTS WITHIN THE COASTAL ZONE ONLY

24. LCP LAND USE CLASSIFICATION: Map 30: Anchor Bay

25. LCP LAND CAPABILITIES & NATURAL HAZARDS: *Timberland*

26. LCP HABITATS & RESOURCES: YES (Pygmy Forest, Pygmy Vegetation, Pygmy Type Vegetation)

27. COASTAL COMMISSION APPEALABLE AREA: NO

- 28. CDP EXCLUSION ZONE: NO
- 29. HIGHLY SCENIC AREA: NO

30. BIOLOGICAL RESOURCES & NATURAL AREAS: YES (Pygmy Forest, Pygmy Vegetation, Pygmy Type Vegetation)

31. BLUFFTOP GEOLOGY: NO

COUNTY OF MENDOCINO DEPT OF PLANNING AND BUILDING SERVICES

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



Case No(s)	CDP_2017-0021
CDF No(s)	
Date Filed	
Fee	
Receipt No.	
Received by	
	Office Use Only

COASTAL ZONE APPLICATION FORM -

APPL	ICANT	1	
Name Mailing Address	Barry + Sugame OBOX 1404	Bastias	1
City C	SUALALA State CA	Zip Code 5445	5 Phone <u>207-884-443</u> 3
Name Mailing	BASTIAN / Bluch	M]
Address _	0 BOX 1404		and and the first sum
city G	WALA LA State CA	Zip Code 9544	5 Phone 207 - 881-4433
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	NT		
Name	< 00		
Mailing Address	Sap		
City	State	Zip Code	Phone
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C PARCEL	SIZE	DRESS OF PROJE	ЕСТ ————————————————————————————————————
27,	15 Acres 35640	TIMBERUC	OD WAY
- ASSES	SOR'S PARCEL NUMBER(S) —	PN # 141-	100 -23
	Son o PARCEL Nomber(5) -	1	

I certify that the information submitted with this application is true and accurate. <u>Bann Bastian 12/31/16</u> <u>Bann Bastian 12/31/16</u> Signature of Applicant/Agent Date Date Signature of Owner Date

COASTAL ZONE - SITE AND PROJECT DESCRIPTION QUESTIONNAIRE The purpose of this questionnaire is to relate information concerning your application to the Planning and Building Services Department and other agencies who will be reviewing your project proposal. Please remember that the clearer picture that your give us of your project and the site, the easier it will be to promptly process your application. Please answer all questions. Those questions which do not pertain to your project, please indicate "Not Applicable" or "N/A". THE PROJECT 1. Describe your project and include secondary improvements such as wells, septic systems, grading, vegetation removal, roads, etc. construction 40 2. If the project is residential, please complete the following: TYPE OF UNIT NUMBER OF STRUCTURES SQUARE FEET PER DWELLING UNIT Single Family Mobile Home Duplex Multifamily If Multifamily, number of dwelling units per building: DOCUMENT ATTACHED If the project is commercial, industrial, or institutional, complete the following: 3. 6,000 sq Esel Total square footage of structures: ag UNIN COPA Estimated employees per shift: Estimated shifts per day: Type of loading facilities proposed: Will the proposed project be phased? 4. If Yes, explain your plans for phasing. ar

5.	Are there existing structures on the property? Difes Di No If yes, describe below and identify the use of each structure on the plot plan. 1. MAIN DWELLING 2: STUDIO / OFFICE 3. WATER TOWER 4. Green houses 5. POND AREA
6.	Will any existing structures be demolished? Yes Will any existing structures be removed? Yes
	If yes to either question, describe the type of development to be demolished or removed, including the relocation site, if applicable.
7	Devicest Unight Maximum height of structure
7. 8.	Project Height. Maximum height of structure feet. $14'2''$ Lot area (within property lines): $2.7.15$ F square feet in acres
9.	Lot Coverage: Building coverage Paved area Unimproved area Unimproved area 1.72-0.36 square feet 1.72-0.36 square feet 1.72-0.54 square feet
10.	Gross floor area: square feet (including covered parking and accessory buildings).
11.	Parking will be provided as follows:
	Number of Spaces Existing Proposed Total
	Number of covered spaces 4 STUDIO OFFICE Size Applier 20 × 12 Number of uncovered spaces 2 FRONT OF HOUSE Size 20 × 12 Number of standard spaces A A Size Number of handicapped spaces A A Size Think DAP Manual ind Aleap where covered range A
MOI C	Here 992 SFT $ACRE -1 = 43,560$
(There are many undifind areas where one could part Holice 992 SFT Towned 96 SFT Green House 6,000 SFT 27,15 = 1,182654
14	3 ag structures - APPX - 3,264

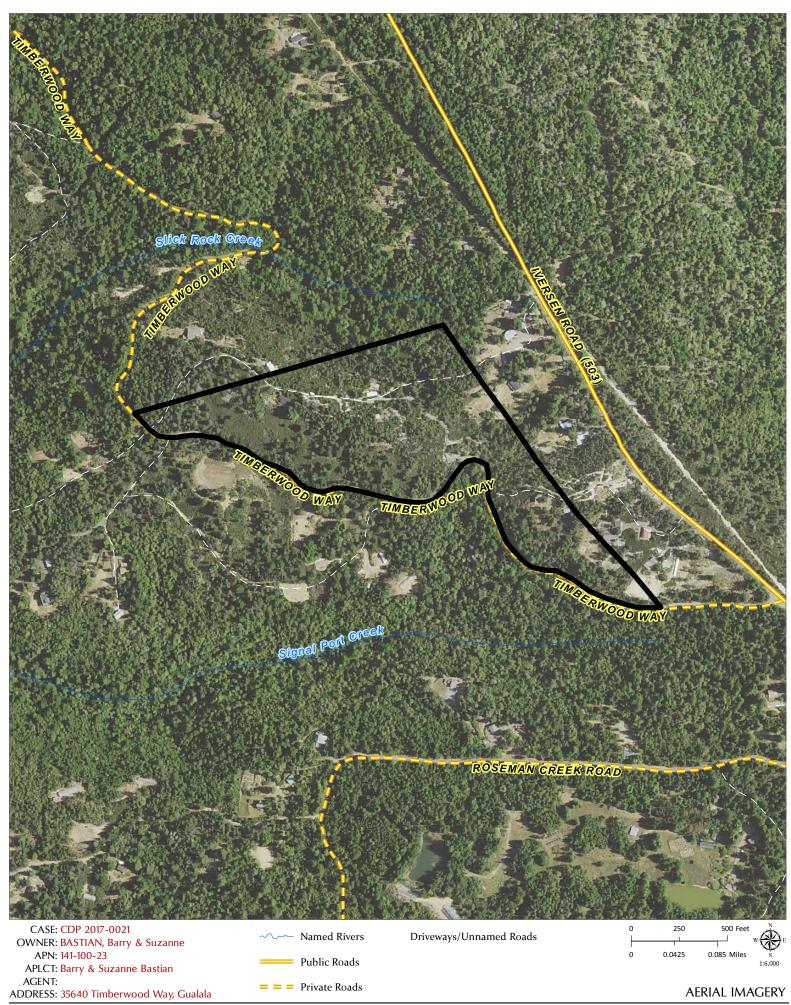
12.	Utilities will be supplied to the site as follows:
	 A. Electricity Utility Company (service exists to the parcel). Utility Company (requires extension of services to site: feet miles On Site generation, Specify: None
	B. Gas Diffulity Company/Tank On Site generation, Specify:
	C. Telephone: Yes 🗆 No
13.	Will there by any exterior lighting? Yes No If yes, describe below and identify the location of all exterior lighting on the plot plan and building plans.
14.	What will be the method of sewage disposal?
1	Community sewage system, specify supplier Septic Tank Other, specify
15.	What will be the domestic water source?
	Community water system, specify supplier Well Spring Other, specify Rain for Pind
16.	Is any grading or road construction planned? Ares INO If yes, grading and drainage plans may be required. Also, describe the terrain to be traversed (e.g., steep, moderate slope, flat, etc.). Modualt sloop, Completed
	For grading and road construction, complete the following:
	A.Amount of cut: 32.5 cubic yardsB.Amount of fill: $CC - SC$ cubic yardsC.Maximum height of fill slope: $3"TO 5"$ feetD.Maximum height of cut slope: $1 - 2.5$ foutfeetE.Amount of import or export: $AroNE$ cubic yardsF.Location of borrow or disposal site: $AroNE$ cubic yards

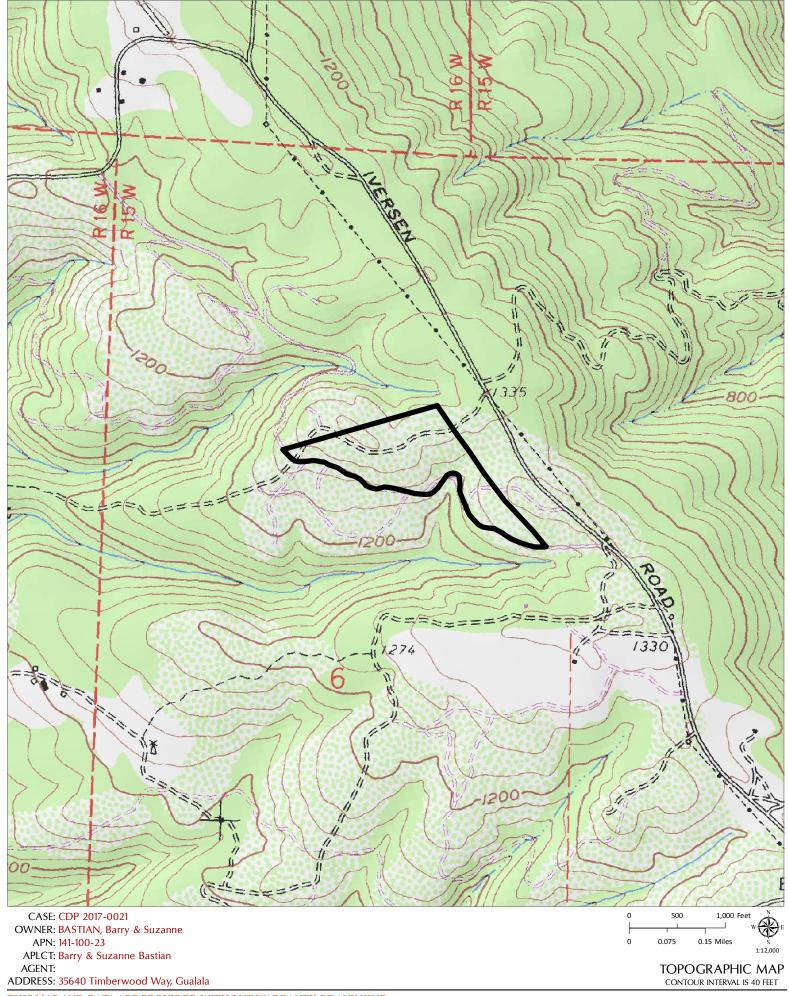
17.	Will vegetation be removed on areas other than the building sites and roads? Yes
	If yes, explain: all was remained by fire
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18.	Does the project involve sand removal, mining or gravel extraction? Yes
19.	Will the proposed development convert land currently or previously used for agriculture to another use? Yes No If yes, how many acres will be converted? acres (An agricultural economic feasibility study may be required.)
20.	Will the development provide public or private recreational opportunities? Yes No If yes, explain: Pond from stumming and flish
21.	Is the proposed development visible from: area is 2 1/2 miles shart A. State Highway 1 or other scenic route? Yes KNo ab /4 / 1 B. Park, beach or recreation area? Yes No ab /4 / 1 No ab /4 / 1 N
22.	Will the project involve the use or disposal of potentially hazardous materials such as toxic substances, flammables, or explosives? Yes Yes If yes, explain:
23.	Does the development involve diking, filling, dredging or placing structures in open coastal waters, wetlands, estuaries or lakes?
	A. Diking Yes No B. Filling Yes No C. Dredging Yes No D. Placement of structures in open coastal waters, wetlands, estuaries or lakes Yes No
	Amount of material to be dredged or filled? cubic yards.
	Location of dredged material disposal site:
	Has a U.S. Army Corps of Engineers permit been applied for? Yes

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



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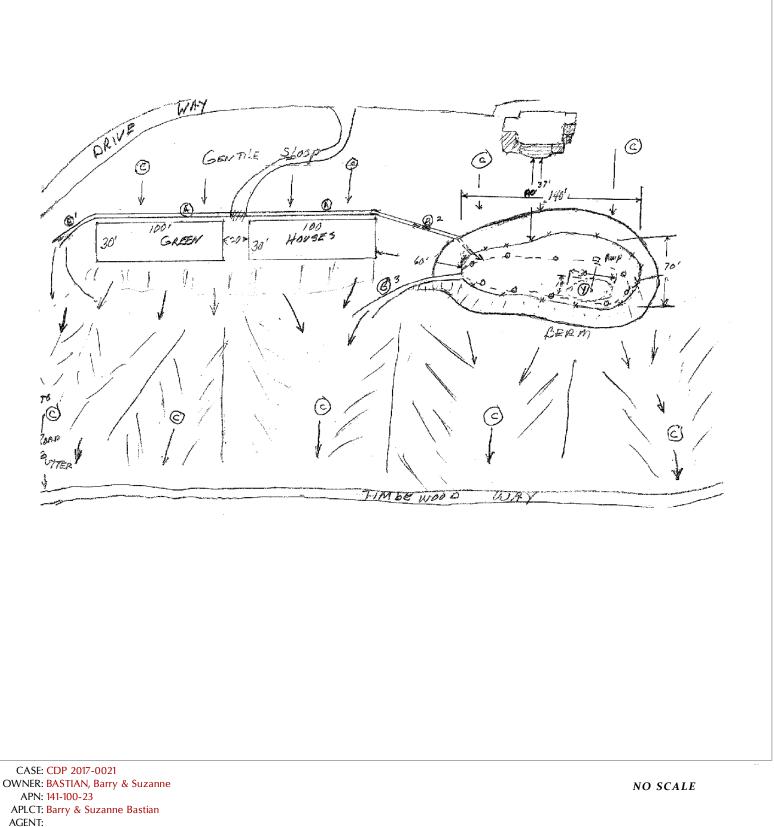




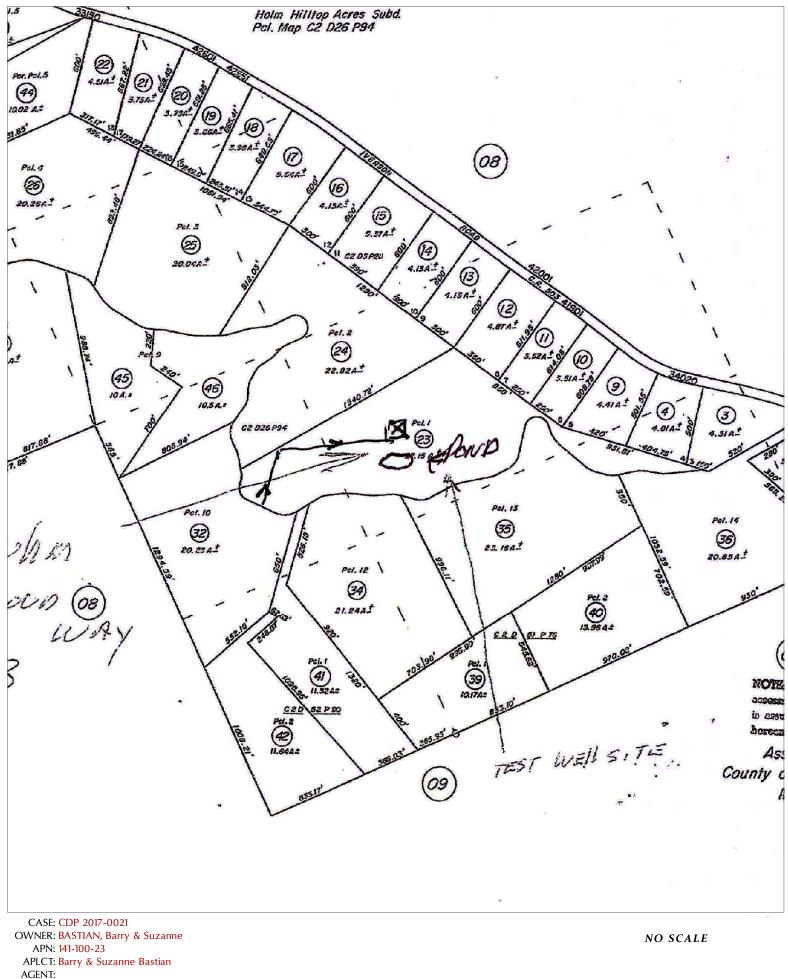
TO PROPERTY LINE THE THE REAL PROPERTY. PMOp Bas 112 129 Conc Nail Fence 6"Well . New Parce 13.573 dores+ Service . ′^{70.06}') ^Alper 155, NORTH (R=440.00') (L.A.=99.83') (D=13'00'00") 12"CMP Cable TV Riser (R=190.00') (L.A.=39.79 (D=12*00'00 35640 TIMBERWOOD WAY INSET GUALALA, CA 95445 N# 141-11A --PN# 141-100-23

CASE: CDP 2017-0021 OWNER: BASTIAN, Barry & Suzanne APN: 141-100-23 APLCT: Barry & Suzanne Bastian AGENT: ADDRESS: 35640 Timberwood Way, Gualala

NO SCALE



ADDRESS: 35640 Timberwood Way, Gualala



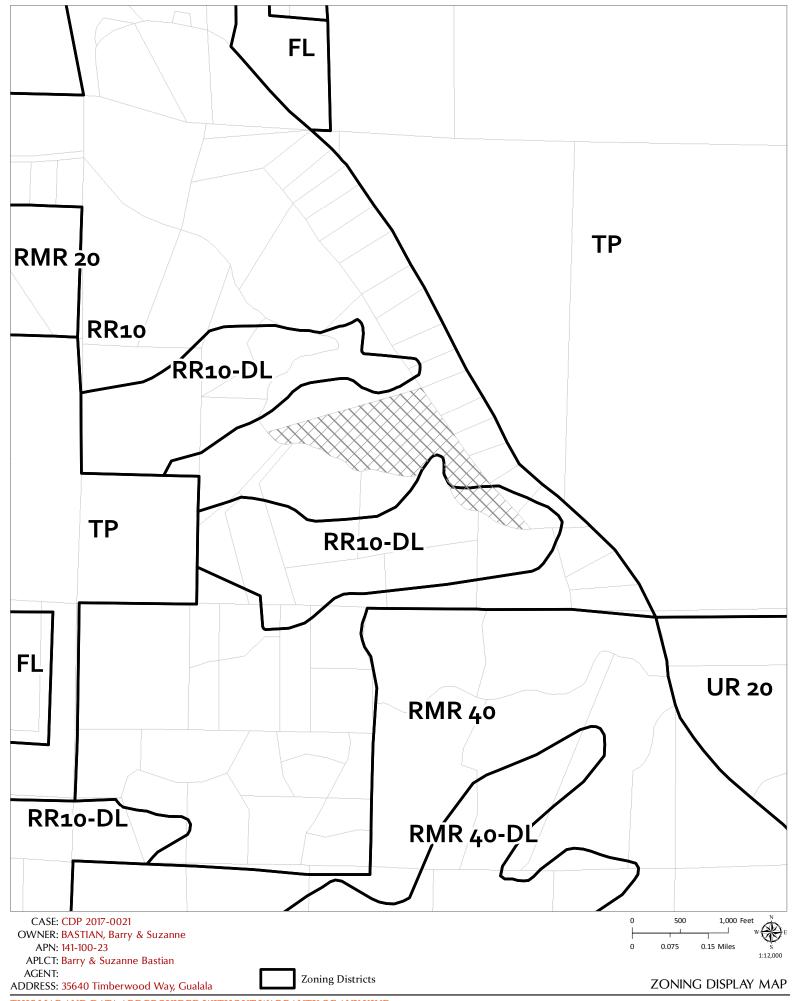
ADDRESS: 35640 Timberwood Way, Gualala

POND & TEST WELL

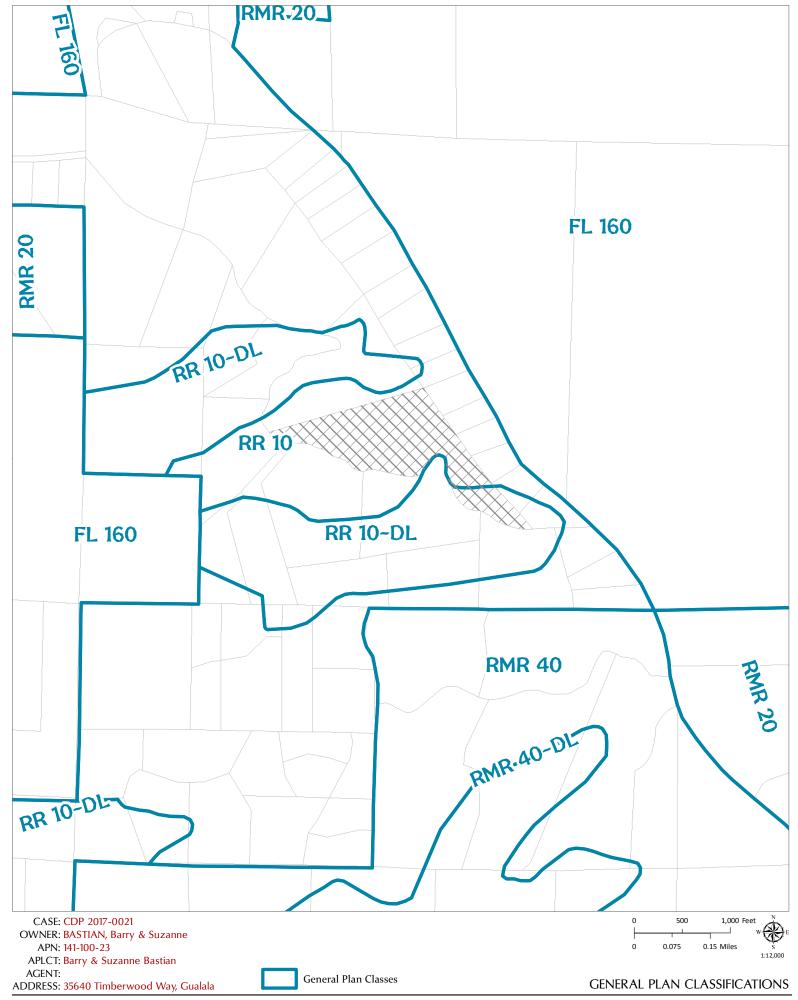
BASTIAN /BLOHM 35640 TIMBER WOOD WRY GUALALA, CA 95445 ∕ # PN# 141 -100 - 23 ٠,-POND EXEMPTION water level de Gre 21 14 CASE: CDP 2017-0021 **OWNER: BASTIAN, Barry & Suzanne** NO SCALE

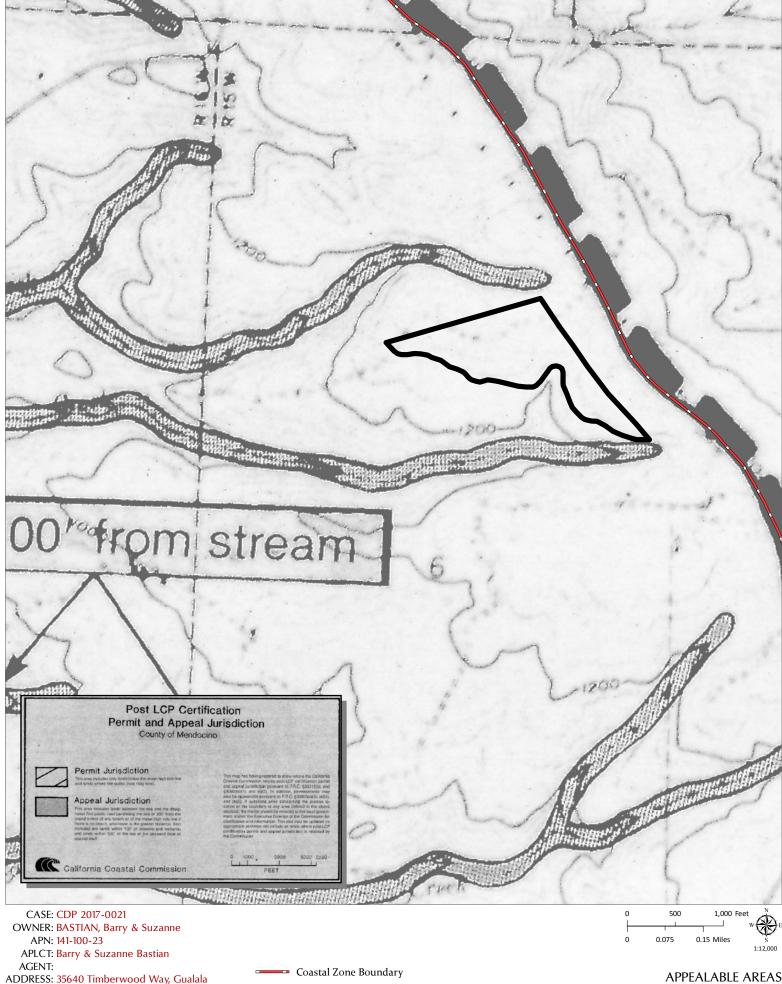
OWNER: BASTIAN, Barry & Suzanne APN: 141-100-23 APLCT: Barry & Suzanne Bastian AGENT: ADDRESS: 35640 Timberwood Way, Gualala

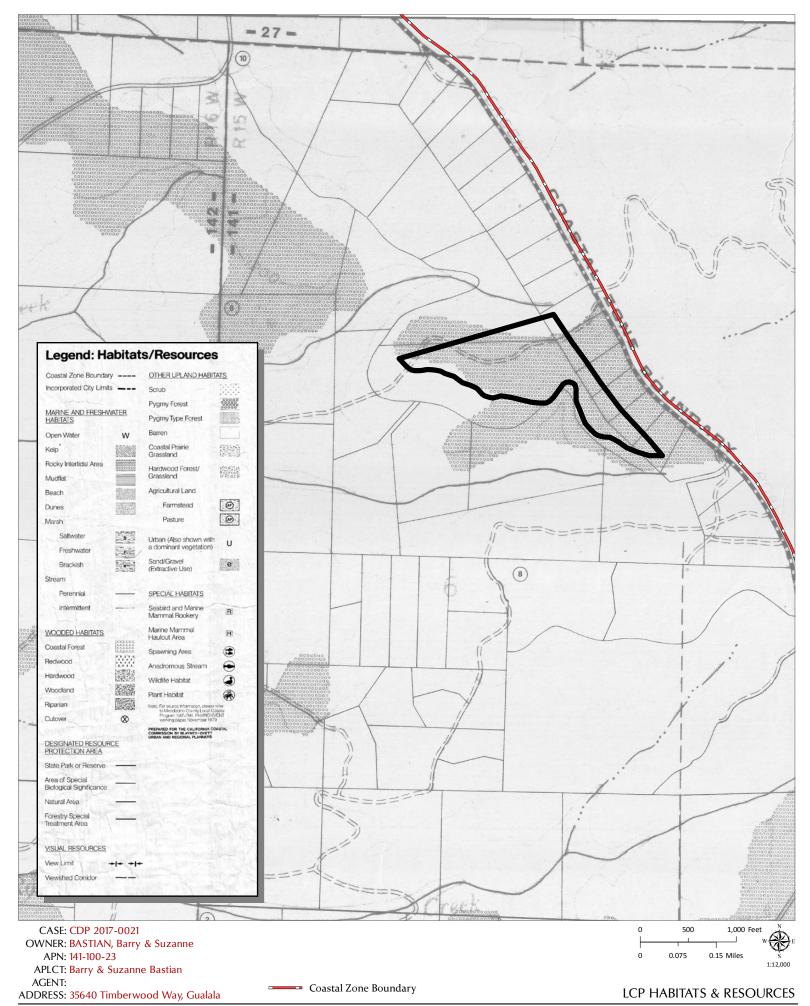
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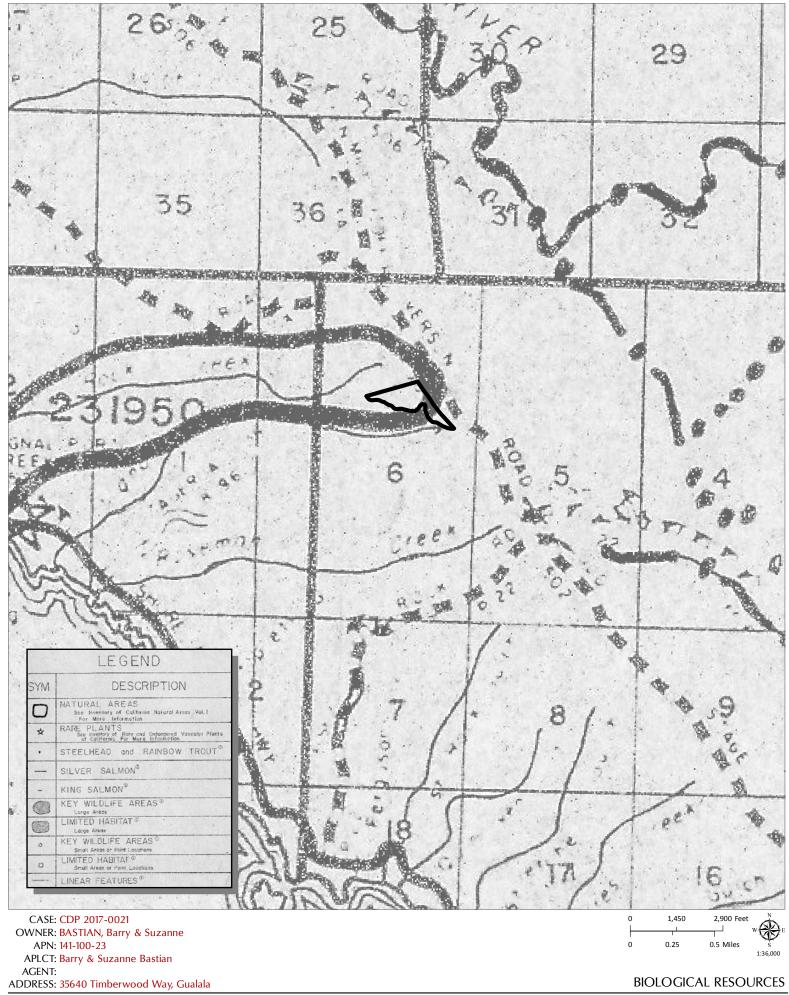
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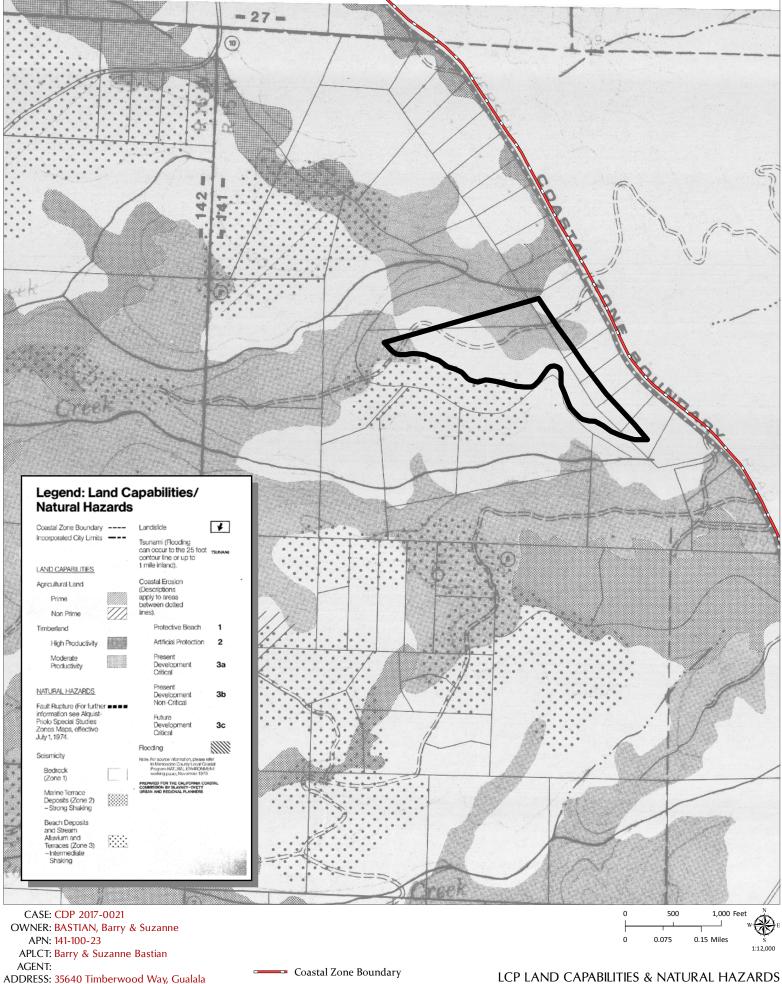


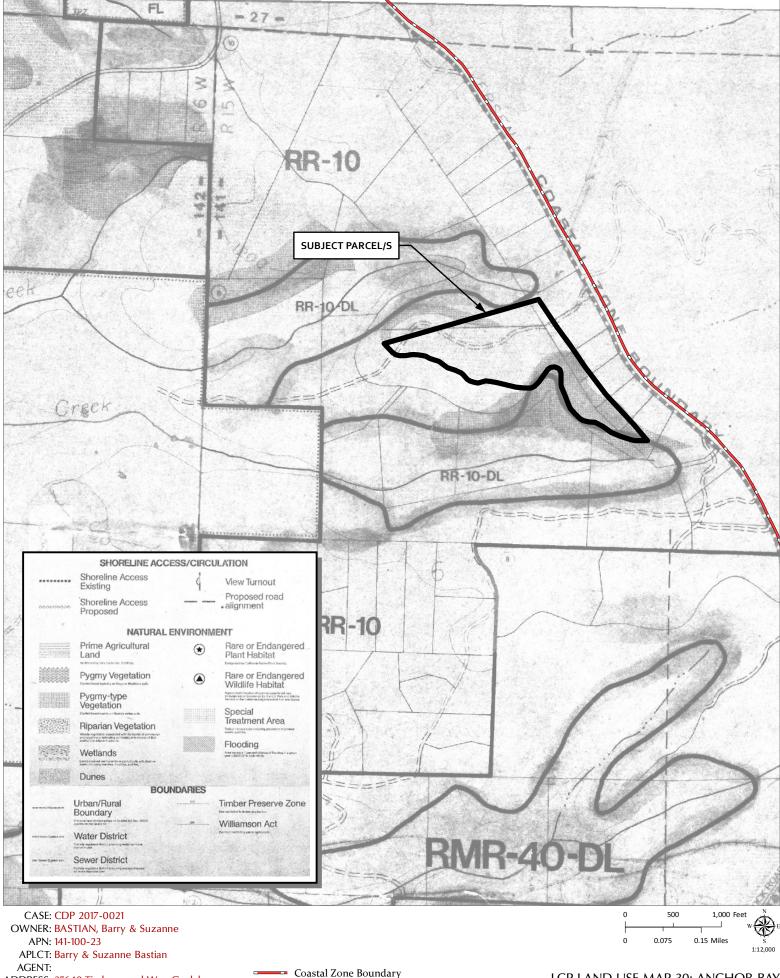




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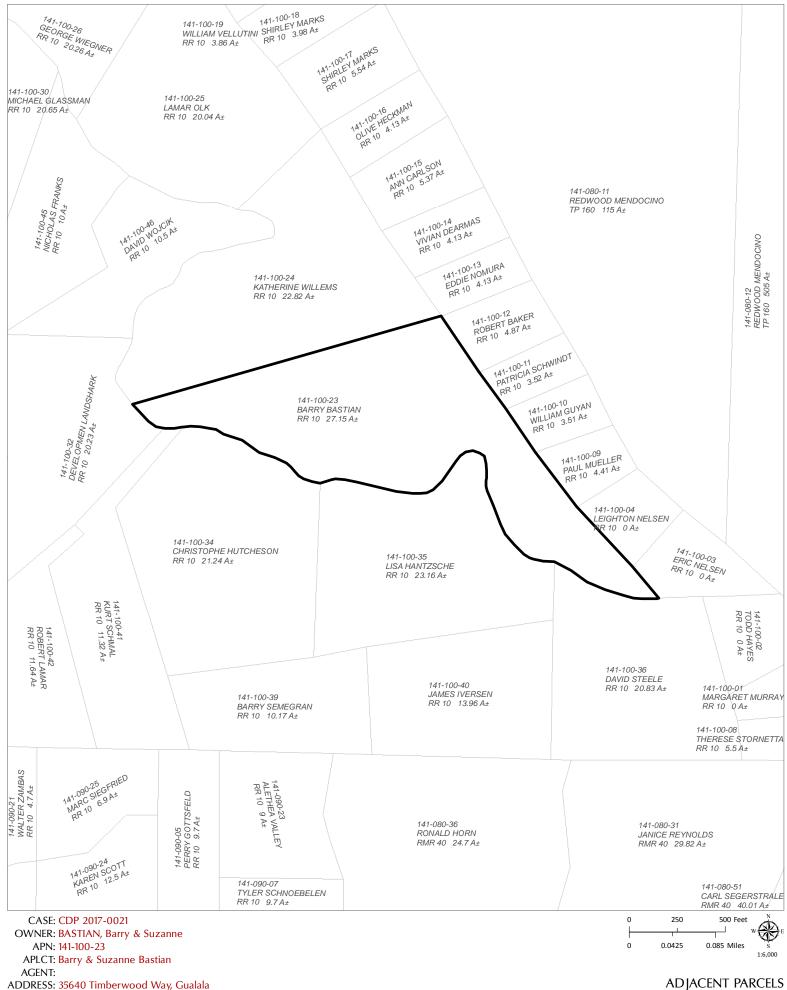






ADDRESS: 35640 Timberwood Way, Gualala

LCP LAND USE MAP 30: ANCHOR BAY



REDWOOD COAST FIRE PROTECTION DISTRICT

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