

**RESOLUTION OF THE PLANNING COMMISSION
OF THE COUNTY OF HUMBOLDT
Resolution Number 16-13**

**Case Numbers CDP-15-034 and SP-15-063
Assessor Parcel Number 000-000-000**

Makes the required findings for certifying compliance with the California Environmental Quality Act and conditionally approves the Department of Transportation's (Caltrans) Coastal Development Permit and Special Permit request.

WHEREAS, the Department of Transportation (Caltrans) submitted an application and evidence in support of approving a Coastal Development Permit and Special Permit for restoring and stabilizing the existing roadway of Highway 101 from Post Mile 111.4 through to Post Mile 111.7 by developing one soldier pile ground anchor wall and two anchored pile systems; and

WHEREAS, the County Planning Division has reviewed the submitted application and evidence and has referred the application and evidence to involved reviewing agencies for site inspections, comments and recommendations; and

WHEREAS, the project is subject to environmental review or exemption pursuant to of the California Environmental Quality Act (CEQA); and

WHEREAS, Caltrans as the Lead Agency prepared and circulated an Initial Study--Mitigated Negative Declaration, State Clearinghouse Number 2014092019, on September 4, 2014;

WHEREAS, Caltrans as Lead Agency approved the project and Initial Study--Mitigated Negative Declaration in accordance with California Environmental Quality Act (CEQA) on January 22, 2015; and filed a Notice of Determination on January 23, 2015; and

WHEREAS, Caltrans as Lead Agency prepared an Addendum, dated March 2016, to the referenced Initial Study--Mitigated Negative Declaration in accordance with CEQA; and

WHEREAS, that none of the conditions described in Section 15052(a)(2) CEQA Guidelines have occurred that would require a shift in Lead Agency designation from Caltrans to Humboldt County; and

WHEREAS, the County of Humboldt, as Responsible Agency pursuant to Section 15381 CEQA Guidelines, has considered the environmental effects of the project as shown and described in the Caltrans Initial Study--Mitigated Negative Declaration and Addendum in Attachment 5; and

WHEREAS, the County of Humboldt has determined that the Caltrans Initial Study--Mitigated Negative Declaration and Addendum in Attachment 5 adequately addresses the project's impacts based on the independent judgment of the County of Humboldt; and

WHEREAS, Attachment 2 in the Planning Division staff report includes evidence in support of making all of the required findings for approving the proposed Coastal Development Permit and Special Permit.

NOW, THEREFORE, be it resolved, determined, and ordered by the Planning Commission that:

1. Pursuant to Section 15096 of the CEQA Guidelines, the Planning Commission has considered the Initial Study-Mitigated Negative Declaration and one Addendum, in Attachment 5, prepared and approved for the project by Caltrans Lead Agency, and exercising independent judgement finds the project's impacts are adequately addressed; and
2. The Planning Commission makes the findings in Attachment 2 of the Planning Division staff report for Case Numbers CDP15-034 and SP-15-063, based on the submitted evidence; and
3. The Planning Commission conditionally approves the proposed Coastal Development Permit and Special Permit as recommended in the Planning Division staff report for Case Numbers CDP15-034 and SP-15-063.

Adopted after review and consideration of all the evidence on May 5, 2016.

The motion was made by Commissioner Shepherd and seconded by Commissioner Levy.

AYES: Commissioners: Ulansey, Levy, Edmonds, Shepherd, Bongio
NOES: Commissioners: None
ABSTAIN: Commissioners: None
ABSENT: Commissioners: Morris, McKenny
DECISION: Motion carries 5/0.


Dave Edmonds, Vice-Chair

I, Suzanne Hegler, Clerk to the Planning Commission of the County of Humboldt, do hereby certify the foregoing to be a true and correct record of the action taken on the above entitled matter by said Commission at a meeting held on the date noted above.


Suzanne Hegler, Clerk