

## Conditions of Approval

### **Approval of a Coastal Development Permit, Notice of Merger, and Special Permits is conditioned upon the following terms and requirements.**

1. All development shall be in accordance with approved Project Plans. Changes to the approved design may be approved if in conformance with Section 312-11, Minor Deviations.
2. The applicant shall submit a completed Notice of Merger and Certificate of Subdivision Compliance document along with legal document review fees (currently \$145.00), notary fees (currently \$15.00) and recording fees, as applicable.
3. A map revision fee as set forth in the schedule of fees and charges as adopted by ordinance of the Humboldt County Board of Supervisors (currently \$108.00) as required by the County Assessor shall be paid to the County Planning Division, 3015 "H" Street, Eureka. The check shall be made payable to the "Humboldt County Planning Division". The fee is required to cover the Assessor's cost in updating the parcel boundaries.
4. Vegetation removal associated with development shall occur outside the bird nesting season (generally March 15 – August 15) and be maintained as such until project start. Alternatively, although discouraged due to the potential for project delays and associated costs, a qualified biologist shall survey for active bird nests no more than seven days prior to the start of any project-related activities with the potential to impact nesting birds. If an active nest is found, the permittee shall consult with the California Department of Fish and Wildlife (CDFW) regarding appropriate site-specific avoidance measures and buffer distances. If there is a lapse in project-related activities of seven days or more, the biologist should re-survey the area before work resumes.
5. The applicant must clean-up all brush and debris on-site. On-site chipping and grinding activities, including land application of processed materials, are acceptable for management of wood waste provided that they do not create a nuisance, or public health and safety hazard. On-site burial or disposal of wood waste and slash is not permitted by state and local regulations.
6. The recommendations identified in the Engineering Geologic Soils Report for the project site, prepared by A.M. Baird Engineering & Surveying, Inc. in November of 2023, shall be implemented as a condition to the issuance of this permit.

7. All surface water drainage from surrounding structures shall be diverted away from the locations of the septic tank, pump tank, and sewage disposal fields.
8. The applicant shall incorporate Best Management Practices (BMPs) for erosion and sediment control as set forth in the County's Grading Ordinance (HCC Section 331-12.H.6(c)), including the following measures:
  - a. Use dust control techniques when excavating to minimize dust problems on adjacent parcels; and
  - b. Reseed disturbed areas prior to winter rain; and
  - c. Take all precautions necessary to avoid the encroachment of dirt or debris on adjacent properties. This may require the application of gravel or other acceptable surface treatment to construction access and turnaround areas to the satisfaction of the Building Official.
9. The Applicant shall apply for and obtain an encroachment permit from the Department of Public Works Land Use Division for the construction of a residential driveway on Blueridge Road. [reference: County Code section 411-11 (a)(b)]
10. The permit will require the driveway entrance to be surfaced with asphalt concrete or portland cement concrete. The paved area shall extend a minimum of 25 feet back from the edge of the existing roadway pavement and be flared a minimum of 30 feet at the intersection with the County road. The driveway shall intersect the County road at a 90° angle. The driveway grade shall not exceed 2% in the first 20 feet. [reference: County Code sections 313-109.1.3.2.5 and 411-51 (b)(3)]
11. All retaining walls shall be constructed on the property. NO retaining walls shall be constructed in the County right of way.
12. After the building pad and driveway have been rough graded, the applicant shall contact the Public Works inspector to ensure that the proposed driveway grades are in conformance with County Code, prior to construction of the building foundation and/or driveway. [reference: County Code section 411-15]
13. The applicant shall be responsible for correcting any involved drainage problems to the satisfaction of the Department of Public Works.
14. Low Impact Development (LID): The subject property is located within the municipal separate storm sewer system (MS4) boundary area. Development of the property is

required to comply with MS4 permit requirements. The applicant is advised to ensure that MS4 requirements for the proposed project can be achieved prior to project implementation. [Reference: National Pollutant Discharge Elimination System (NPDES) General Permit for Waste Discharge Requirements (WDRS) for Storm Water Discharges from Small Municipal Separate Storm Sewer Systems (MS4S), Order No. 2013-0001-DWQ, NPDES No. CAS000004 adopted 02/05/2013, Section E.12; Humboldt Low Impact Development Stormwater Manual version 3.0 (08/18/2021), Part A, Table 1]

Development of property is also required to comply with provisions for point source discharges of stormwater and non-point source waste discharges as specified in the General Exception to the California Ocean Plan for select Discharges into Areas of Special Biological Significance (ASBS), Including Special Protections for Beneficial Uses, Sections I.A and I.B (State Water Resources Control Board Resolution 2012-0031 as amended 6/19/2012).

**Ongoing Requirements/Development Restrictions which Must be Satisfied for the Life of the Project:**

1. The project shall be conducted in accordance with the project description and approved Project Plans.
2. Site visibility must be maintained at the residential driveway entrance. [reference: County Code section 341-1 et seq.]
3. Invasive plant species shall not be used in landscaping and landscaping shall be fire resistant. CDFW recommends the use of native plants appropriate to coastal northern California, which provide aesthetic and habitat values while requiring minimal watering and maintenance.
4. All new outdoor lighting shall be compatible with the existing setting and directed within the property boundaries.
5. New utilities shall be installed underground, when feasible.
6. Alteration to natural landforms shall be minimized.

**Informational Notes:**

1. If cultural resources are encountered during construction activities, the contractor on site shall cease all work in the immediate area and within a 50-foot buffer of the

discovery location. A qualified archaeologist as well as the appropriate Tribal Historic Preservation Officer(s) are to be contacted to evaluate the discovery and, in consultation with the applicant and lead agency, develop a treatment plan in any instance where significant impacts cannot be avoided.

The Native American Heritage Commission (NAHC) can provide information regarding the appropriate Tribal point(s) of contact for a specific area; the NAHC can be reached at 916-653-4082. Prehistoric materials may include obsidian or chert flakes, tools, locally darkened midden soils, ground stone artifacts, shellfish or faunal remains, and human burials. If human remains are found, California Health and Safety Code 7050.5 requires that the County Coroner be contacted immediately at 707-445-7242. If the Coroner determines the remains to be Native American, the NAHC will then be contacted by the Coroner to determine appropriate treatment of the remains pursuant to PRC 5097.98. Violators shall be prosecuted in accordance with PRC Section 5097.99

The applicant is ultimately responsible for ensuring compliance with this condition.

2. The applicant is responsible for receiving all necessary permits and/or approvals from other state and local agencies.
3. To coincide with terms for parcel mergers, this permit shall expire and become null and void at the expiration of thirty-six (36) months after all appeal periods have lapsed (see "Effective Date"); except where construction under a valid building permit or use in reliance on the permit has commenced prior to such anniversary date. The period within which construction or use must be commenced may be extended as provided by Section 312-11.3 of the Humboldt County Code.
4. The applicant is required to pay for permit processing on a time and material basis as set forth in the schedule of fees and charges as adopted by ordinance of the Humboldt County Board of Supervisors. All outstanding Planning fees to cover processing of the project shall be paid to the Humboldt County Planning Division, 3015 "H" Street, Eureka.
5. As a reminder, before any digging or excavation occurs, please contact Underground Service Alert (USA) by dialing 811 a minimum of 2 working days prior to commencing any work. This free and independent service will ensure that all existing underground utilities are identified and marked on-site.