

**ATTACHMENT 10**

**Coastal Development Permit**

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**CALIFORNIA COASTAL COMMISSION**

NORTH COAST DISTRICT OFFICE  
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Page 1 of 3

June 9, 2017

Permit Application No.: 1-16-0238

**COASTAL DEVELOPMENT PERMIT**

On June 8, 2017, the California Coastal Commission granted to **Hank Seemann, Humboldt County Dept. Of Public Works** this permit subject to the attached Standard and Special conditions, for development consisting of **Disallow public parking available at Mad River Beach County Park from one hour after sunset to sunrise daily and install associated gates and signage. Effectively, vehicles would not be able to park at the County Park during nighttime hours beginning at approximately 6:00 p.m. PST to 10:00 p.m. PDT (depending on season) until approximately 5:45 a.m. PDT to 7:30 a.m. PST (depending on season). The County DPW also proposes to install manually operated barrier gates, boulders, signage, and speed tables on the park access road to control vehicular access to the parking lots during the proposed closure hours and to inform park visitors of park rules and hours of available parking use (the closing time would be displayed on a park sign that can be adjusted)., more specifically described in the application filed in the Commission offices.**

The development is within the coastal zone at **west end of Mad River Road near Arcata, Humboldt County (APN(s): 506-341-01, 506-341-15)**

Issued on behalf of the California Coastal Commission by

Sincerely,

John Ainsworth  
Executive Director

A handwritten signature in black ink, appearing to read "Melissa Kraemer".

Melissa Kraemer  
Supervising Analyst

**ACKNOWLEDGMENT:**

The undersigned permittee acknowledges receipt of this permit and agrees to abide by all terms and conditions thereof.

June 9, 2017

Permit Application No.: 1-16-0238

## COASTAL DEVELOPMENT PERMIT

The undersigned permittee acknowledges that Government Code Section 818.4 which states in pertinent part of that: "A Public entity is not liable for injury caused by the issuance... of any permit..." applies to the issuance of this permit.

**IMPORTANT:** THIS PERMIT IS NOT VALID UNLESS AND UNTIL A COPY OF THE PERMIT WITH THE SIGNED ACKNOWLEDGEMENT HAS BEEN RETURNED TO THE COMMISSION OFFICE. 14 Cal. Admin. Code Section 13158(a).

Date: 6-26-2017

Signature Harold Selman

### STANDARD CONDITIONS:

1. **Notice of Receipt and Acknowledgment.** The permit is not valid and development shall not commence until a copy of the permit, signed by the permittee or authorized agent, acknowledging receipt of the permit and acceptance of the terms and conditions, is returned to the Commission office.
2. **Expiration.** If development has not commenced, the permit will expire two years from the date on which the Commission voted on the application. Development shall be pursued in a diligent manner and completed in a reasonable period of time. Application for extension of the permit must be made prior to the expiration date.
3. **Interpretation.** Any questions of intent or interpretation of any condition will be resolved by the Executive Director or the Commission.
4. **Assignment.** The permit may be assigned to any qualified person, provided assignee files with the Commission an affidavit accepting all terms and conditions of the permit.
5. **Terms and Conditions Run with the Land.** These terms and conditions shall be perpetual, and it is the intention of the Commission and the permittee to bind all future owners and possessors of the subject property to the terms and conditions.

### SPECIAL CONDITIONS:

1. **Revised Hours of Gate Closure and Submittal of Final Plans.** PRIOR TO INSTALLATION OF THE AUTHORIZED DEVELOPMENT (new signs, gates, boulders, etc.), the Applicant shall submit final plans for vehicular access restrictions to the Executive Director for review and written approval. Said plans shall be in substantial conformance with the plans attached as Exhibit 3 to this staff report and the draft resolution dated May 12, 2017 (Exhibit 4), but shall be revised as follows and shall include the following:



## COASTAL DEVELOPMENT PERMIT

- A. A revised resolution adopted by the Humboldt County Board of Supervisors that supersedes and replaces Resolution 16-28 (which imposed a sunset to sunrise closure of all lands of Mad River Beach County Park, Exhibit 5) and that establishes that (i) any access restrictions at Mad River Beach County Park shall be no more restrictive than one hour after sunset to sunrise daily and shall only apply to vehicular access; and (ii) special accommodations shall be provided for commercial fisherman with vehicular waveslope access permits from the County to retain such vehicular access to the waveslope during daily gate closure periods;
- B. Final signage plans for the project that substantially conform with the plans submitted with the CDP application in terms of size, design, and location of new signage, except the signage plans shall be revised to display the revised restricted access hours per subsection (A) above; and
- C. Final barrier (gates and boulders) plans that substantially conform with the plans submitted with the CDP application and which demonstrate (i) gate style and design shall be similar to similar existing gates in the area (e.g., metal tubular) and (ii) barrier arrangement shall provide sufficient space for passage through/around barriers by pedestrians and bicyclists.

The permittee shall undertake development in conformance with the approved final plans and in accordance with the approved hours of operation, unless the Commission amends this permit or the Executive Director provides a written determination that no amendment is legally required for any proposed minor deviations.

- 2. **Future Permit for Additional Parking Restrictions.** This permit is only for the development described in Coastal Development Permit (CDP) Application No. 1-16-0238. Any additional parking restrictions at Mad River Beach County Park or along the latter end of Mad River Road near the park entrance will require an amendment to CDP No. 1-16-0238. Such a permit amendment application shall be accompanied by written evidence and analysis demonstrating that the amended development will remain consistent with all applicable Chapter 3 policies of the Coastal Act, including, but not limited to, the public access and recreation policies of the Coastal Act.
- 3. **Archaeological Resources.** If an area of cultural deposits or human remains is discovered during the course of the project, all construction shall cease and shall not re-commence until a qualified cultural resource specialist, in consultation with the Tribal Historic Preservation Officers of the Wiyot Tribe, the Bear River Band of Rohnerville Rancheria, and the Blue Lake Rancheria, analyzes the significance of the find and prepares a supplementary archaeological plan for the review and approval of the Executive Director, and either: (a) the Executive Director approves the Supplementary Archaeological Plan and determines that the Supplementary Archaeological Plan's recommended changes to the proposed development or mitigation measures are de minimis in nature and scope, or (b) the Executive Director reviews the Supplementary Archaeological Plan, determines that the changes proposed therein are not de minimis, and the permittee has thereafter obtained an amendment to CDP 1-16-0238.