



HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT



P.O. BOX 1030
Eureka, California 95502
phone (707) 443-0801
fax (707) 443-0800

PERMIT APPLICATION

Date Filed 2-18-21

General Information	For District Use
1.) Name, Address, phone # and email of Developer, Project Sponsor and Legal Owner City of Eureka, 531 K Street, Eureka CA 95501 707.441.4184, msslattery@ci.eureka.ca.gov	A. Application No. <u>2021-02</u> Application Type: Franchise <input type="checkbox"/> Permit <input checked="" type="checkbox"/> Lease <input type="checkbox"/>
2.) Address of Project and Assessor's block, lot and Parcel Number 002-241-006	B. Date Received by Harbor District 02/18/2021
3.) Contact person Name, Address, phone # Miles Slattery 531 K Street Eureka CA 95501 707.441.4184	C. Date Accepted for filing by Commission
4.) Attach list of names and addresses of all adjoining property owners City of Eureka	D. Date of Public Notice
5.) List and describe any other related Project Permits & Other Public Approvals required, including those required by City, Regional, State & Federal Agencies. CDP, ACOE Nationwide Permit and RWQCB 401 Cert	E. Date of Environmental Compliance
6.) Existing City/County Zoning WD	F. Date of Public Notice
7.) Proposed Site Use (Project Title) Samoa Boat Launch Improvements	G. Date of Public Hearings
5.) List and describe any other related Project Permits & Other Public Approvals required, including those required by City, Regional, State & Federal Agencies.	H. Date of Commission Action Approval: _____ Conditional _____ Disapproval _____
6.) Existing City/County Zoning	I. Expiration Date
7.) Proposed Site Use (Project Title)	Comments

Describe proposed project

The project also proposes to install a new 8-foot by 60-foot low freeboard float with three new 12-inch diameter steel piles to anchor the new floating dock and two 12-inch diameter steel piles to support the new pier/gangway ramp. Please see plans. Final pile lengths have yet to be determined. This low freeboard boat is intended for use by non-motorized vessels.

The eel grass survey determined there is no eel grass in the proposed location of the pilings and floating dock. If necessary, eelgrass mitigation from the project will be performed on Parcel 4 at a 1:1 mitigation ratio by removing existing pilings in an area where eel grass has been surveyed to be present. We have a CDP application in with the Coastal Commission.

PRE-PROJECT EELGRASS CHECKLIST

Please complete the Eelgrass Pre-project Checklist below. Note that the checklist questions relate to the Area of Potential Effect (APE) associated with your project, which incorporates a surrounding buffer inclusive of the limits of potential construction and/or maintenance-related activities that could affect eelgrass habitat. Provide a copy of the completed questionnaire along with your permit application and a map depicting the proposed project location, potential eelgrass depth range -10 to +4 feet, and benchmark eelgrass distribution in the vicinity of the proposed project. Maps should be of an appropriate scale to clearly depict the preliminary/proposed APE boundary in relation to both existing and potential eelgrass resources as provided in the Humboldt Bay Eelgrass Comprehensive Management Plan and associated webpage (humboltdbay.org/eelgrass-management-plan). Here you'll find information and links including [eelgrass information for permit applicants](#), a [baseline eelgrass distribution map](#), and the [Humboldt Bay Eelgrass Comprehensive Management Plan](#). Contact the Harbor District office with questions (443-0801).

For New Projects:

		YES	NO
a)	Is the project located within 100 feet of previously mapped (known) eelgrass habitat?	x	
b)	Will any construction or new operational traffic occur within the vicinity of existing eelgrass?		x
c)	Is any portion of the project located in an area with depths ranging from -10 to +4 feet?	x	
d)	Does the project result in new cover, shading or other form of light reduction of open water areas ranging in depth from -10 to +4 feet?	x	
e)	Is the project anticipated to affect wind or tidal circulation patterns within the bay?		x
f)	Could the project affect ambient water temperature or clarity or result in new effluent (including stormwater) discharge point?		x
g)	Does the project result in any placement of fill, including shoreline armor?		x
h)	Is the project anticipated to lead to an increase in boat traffic that could affect nearby eelgrass habitat through grounding, prop scarring, wake, or shading impacts?		x

For Maintenance/Repair Projects and Construction Activities:

		YES	NO
i)	Is project construction likely to increase turbidity? To what extent and for what duration?		
j)	Will construction require the use of a barge or other vessel that may temporarily impact the bay floor (e.g. spud poles, anchoring, prop scarring, etc.) within known eelgrass habitat or within depths ranging from -10 to +4 feet?		
k)	Will construction require the use of turbidity curtains in proximity to eelgrass habitat?		
l)	Will project construction result in temporary shading from moored/anchored working vessel(s)?		

If you responded yes to any of the questions above, your project may have the potential to affect eelgrass habitat and you'll need to conduct a preliminary eelgrass survey. Please refer to the District's [Eelgrass Management Plan webpage](#) for further guidance and a list of local agency contacts should you have additional questions.

Answer all questions completely on a separate page. If the question does not apply to your project, so indicate by marking N.A. Contact Harbor District Office with questions.

PROJECT DESCRIPTION

8. Site Size
9. Square Footage
10. Number of floors of construction
11. Amount of off-street parking provided
12. Attach plans
13. Proposed scheduling [March 2022 to October 2022 - Pending funding availability](#)
14. Associated projects [NA](#)
15. Anticipated incremental development [NA](#)
16. If residential, include the number of units, schedule of unit sizes, range of sale prices or rents, and type of household size expected.
17. If commercial, indicate the type, whether neighborhood, city or regionally oriented, square footage of sales area, and loading facilities
18. If industrial, indicate type, estimated per shift employment & loading facilities.
19. If institutional, indicate the major function, estimated per shift employment, occupancy, loading facilities, and community benefits derived from the project.
20. If the project involves a variance, conditional use or recognizing application, state this and indicate clearly why the application is required.

Are the following items applicable to the project or its effects? Answer yes or no.
Discuss all items answered yes.

21. Change in existing features of any bays, tidelands, beaches, lakes or hills, or substantial alteration of ground contours. [No](#)
22. Change in scenic views or vistas from existing residential areas or public lands or roads. [No](#)
23. Change in pattern, scale or character of general area of project. [No](#)
24. Significant amounts of solid waste or litter. [No](#)
25. Change in dust, ash, smoke, fumes or odors in vicinity. [No](#)
26. Change in ocean, bay, lake, stream or ground water quality or quantity, or alteration of existing drainage patterns. [No](#)
27. Substantial change in existing noise or vibration levels in the vicinity.
 - A. During Construction [Just when piles are installed](#)
 - B. During Project Utilization [No](#)
28. Site on filled land or on slope of 10% or more. [No](#)

- 29. Use of disposal or potentially hazardous materials, such as toxic substances, flammable or explosives. No
- 30. Substantial change in municipal services demand (police, fire, water, sewage, etc.) No
- 31. Substantially increase fossil fuel consumption (electricity, oil, natural gas, etc.). No
- 32. Relationship to larger project or series of projects NA

ENVIRONMENTAL SETTING:

- 33. Describe the project site as it exists before the project including information on topography, soil stability, plants and animals, and any cultural, historical, or scenic aspects. Describe any existing structures on the site and the use of the structures. Attach photographs of the site. Photos will be accepted.
- 34. Describe the surrounding properties, including information on plants and animals and any cultural, historical, or scenic aspects. Indicate the type of land use (residential, commercial, etc.) intensity of land use (one-family, apartment houses, shops, department stores, etc.) and the scale of development (height, frontage, set-back, rear yard, etc.) Attach photographs of the vicinity. Photos accepted.

----- Questions 35; and 36 MUST BE ANSWERED! -----

- 35. How will the proposed use or activity promote the public health, safety, comfort, and convenience? Increased coastal access
 - 36. How is the requested grant, permit, franchise, lease, right, or privilege required by the public convenience and necessity? Coastal Access
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- 37. Financial statement:
 - A. Estimated project cost.
 - B. How will the project be financed?
 - 38. Describe fully directions necessary to arrive at project site.
 - 39. The Applicant agrees to as a condition of the permit being issued, to indemnify and hold harmless the Humboldt Bay, Harbor Recreation and Conservation District from any and all claims, demands, or liabilities for attorneys' fees obtained from or against demands for attorney's fees, costs of suit, and costs of administrative records made against District by any and all third parties as a result of third party environmental actions against District arising out of the subject matter of this application and permit, including, but not limited to, attorney's fees, costs of suit, and costs of administrative records obtained by or awarded to third parties pursuant to the California Code of Civil Procedure Section 1021.5 or any other applicable local, state, or federal laws, whether such attorneys' fees, costs of suit, and costs of administrative records are direct or indirect, or incurred in the compromise, attempted compromise, trial, appeal, or arbitration of claims for attorneys' fees and costs of administrative records in connection with the subject matter of this application and permit

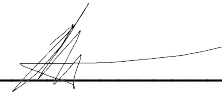
NOTE

The District hereby advises the Applicant that, under California Public Resources Code (PRC) Section 21089, the District when a lead agency under the California Environmental Quality Act (CEQA) of 1970, as amended, pertaining to an Environmental Impact Report (EIR) or a Negative Declaration (MND/ND) may charge and collect from the Applicant a reasonable fee in order to recover the estimated costs incurred by the District in preparing an EIR or MND/ND for the project and the procedures necessary for PRC compliance on the Applicants project.

In the event your project contains an analysis of issues pertaining to CEQA, for which District staff is not competent to independently review, or District requires the same in preparation of an EIR or MND/ND for the project, the District may retain a reviewing consultant to evaluate the content of the Administrative-Draft EIR and Final EIR or MND/ND with respect to these issues. The cost of such reviewing consultant services shall be borne by the Applicant.

CERTIFICATION: I hereby certify that the statements furnished above and in the attached exhibits present the information required for this initial evaluation to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge and belief. And I agree to indemnify the District as described in part 39 of this application.

Dated: 2-17-21



For _____