

**HUMBOLDT BAY HARBOR, RECREATION,
AND CONSERVATION DISTRICT**

RESOLUTION NO. 2023-14

**A RESOLUTION ESTABLISHING FINDINGS RELATIVE TO HUMBOLDT BAY HARBOR, RECREATION
AND CONSERVATION DISTRICT PERMIT 2023-03; A CEQA EXEMPTION; AND CONDITIONAL
APPROVAL OF PERMIT 2023-03 FOR THE CALTRANS EUREKA SLOUGH BRIDGES
GEOTECHNICAL INVESTIGATION PROJECT**

WHEREAS, the Board of Commissioners of the Humboldt Bay Harbor, Recreation, and Conservation District is empowered by Appendix II of the Harbors and Navigation Code, and its own ordinances and resolutions, to grant permits, leases, rights, and privileges; and,

WHEREAS, no permits, rights, leases, and privileges may be granted without first having considered certain potential impacts and without first having made findings relative to said impacts; and,

WHEREAS, the California Department of Transportation (Caltrans) – District 1 applied to the Humboldt Bay Harbor, Recreation, and Conservation District for the Eureka Slough Bridges Geotechnical Investigation Project “Project”; and

WHEREAS, consistent with Humboldt Bay Harbor, Recreation, and Conservation District Ordinances and the Harbors and Navigation Code, an application was filed and accepted by the Board on June 8, 2023 and a Notice of Application was published and sent to adjacent property owners and regulatory agencies; and

WHEREAS, Caltrans, as the “lead agency” under the California Environmental Quality Act (CEQA) prepared and approved a Notice of Exemption for the Project; and

WHEREAS, the Board of Commissioners of the Humboldt Bay Harbor, Recreation, and Conservation District has been presented with certain evidence relating to the impact of the Eureka Slough Bridges Geotechnical Investigation Project upon the air, land, environment, and ecology of the Bay under the jurisdiction of the Humboldt Bay Harbor, Recreation, and Conservation District;

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the above recitals are true and correct and are incorporated herein by this reference.

SECTION 2. That the Board of Commissioners of the Humboldt Bay Harbor, Recreation and Conservation District has found, after considering the impact of the proposed use upon the air, water, land, environment, and ecology of the lands under the jurisdiction of the Humboldt Bay Harbor, Recreation, and Conservation District, that:

- a) The proposed uses are necessary to promote public safety, health, comfort, and convenience of the public;
- b) The proposed uses are required by the public convenience and necessity;
- c) The proposed uses will not have any substantial adverse environmental or ecological effect;
- d) The proposed use is consistent with the Humboldt Bay Management Plan;
- e) The permit, right, or privilege is reasonably required by public convenience to promote growth, and to meet area demands, and does not adversely affect the environment or ecology of the area to any substantial degree; and
- f) The proposed use will not produce an unreasonable burden on the natural resources and aesthetics of the area, on the public health and safety, and air and water quality in the vicinity of Humboldt Bay, or on the parks, recreation and scenic area, historic sites and buildings, or archeological sites in the area.

SECTION 3. That the Humboldt Bay Harbor, Recreation, and Conservation District, as a CEQA responsible agency, concurs with the Notice of Exemption prepared for the project per CCR title 14 §15061.b.3, common sense exemption. There is no substantial evidence that the activity in question may have a significant effect on the environment.

SECTION 4. That the Humboldt Bay Harbor, Recreation and Conservation District Board of Commissioners does hereby issue Permit No 2023-03 conditionally approving the Caltrans Eureka Slough Bridges Geotechnical Investigation Project (Exhibit A-1).


PASSED AND ADOPTED by the Humboldt Bay Harbor, Recreation and Conservation District Board of Commissioners at a duly called meeting held on the 10th day of August 2023 by the following polled vote:

AYES: Dale, Benson, Higgins, Kullmann, Newman
NOES:
ABSENT:

ATTEST:



**Aaron Newman, Secretary
Board of Commissioners**


**Greg Dale, President
Board of Commissioners**


CERTIFICATE OF SECRETARY

The undersigned, duly qualified and acting Secretary of the HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT, does hereby certify that the attached Resolution is a true and correct copy of RESOLUTION NO. **2023-14** entitled,

A RESOLUTION ESTABLISHING FINDINGS RELATIVE TO HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT PERMIT 2023-03; A CEQA EXEMPTION; AND CONDITIONAL APPROVAL OF PERMIT 2023-03 FOR THE CALTRANS EUREKA SLOUGH BRIDGES GEOTECHNICAL INVESTIGATION PROJECT

as regularly adopted at a legally convened meeting of the Board of Commissioners of the HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT, duly held on the **10th day of August 2023**; and further, that such Resolution has been fully recorded in the Journal of Proceedings in my office, and is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand this 10th day of August 2023.



**Aaron Newman, Secretary
Board of Commissioners**