

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

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**RESOLUTION NO. 2024-13**

**A RESOLUTION ESTABLISHING FINDINGS RELATIVE TO AND APPROVING HARBOR DISTRICT  
PERMIT 2024-02 WITH CONDITIONS FOR THE WADULH LAGOON TIDAL WETLAND  
ENHANCEMENT PROJECT**

**WHEREAS**, the Board of Commissioners of the Humboldt Bay Harbor, Recreation, and Conservation District (HBHRCD) 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 Humboldt County Resource Conservation District (HCRCD) applied to the Humboldt Bay Harbor, Recreation, and Conservation District for the Wadulh Lagoon Tidal Wetland Enhancement 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 August 8, 2024 and a Notice of Application was published and sent to adjacent property owners and regulatory agencies; and

**WHEREAS**, the HCRCD, as lead agency, determined the project meets qualifying criteria for a CEQA statutory exemption for restoration projects set forth in Public Resources Code Section 21080.56 (a) to (d), and CDFW issued Concurrence No. 21080.56-2023-045-R1 for the project on January 1, 2024; and

**WHEREAS**, HBHRCD, as a responsible agency under the California Environmental Quality Act (CEQA), pursuant to Public Resources Code Section 21080.56 find the Project qualifies for a CEQA Statutory Exemption for Restoration Projects (SERP); and

**WHEREAS**, the Board of Commissioners has been presented with certain evidence relating to the impact of the Wadulh Lagoon Tidal Wetland Enhancement 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 including but are not limited to: CAE-2: Maintain, restore, and enhance aquatic ecosystem integrity; CAS-1: Maintain biological diversity and important habitats throughout Humboldt Bay; CAS-3: Maintain and enhance habitat for sensitive species; and CEP-5: Water Quality protection;
- 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 Board of Commissioners does hereby issue Permit Waduh Lagoon Tidal Wetland Enhancement Project (Exhibit A-1) with conditions.

**PASSED AND ADOPTED** by the Humboldt Bay Harbor, Recreation and Conservation District Board of Commissioners at a duly called meeting held on the 12<sup>th</sup> day of December, 2024 by the following polled vote:

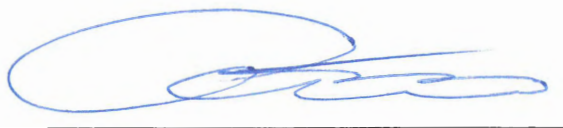
AYES: *Benson, Dale, Kullmann, Newman, Norton*

NOES: *0*

ABSENT: *0*

ABSTAIN: *0*

ATTEST:



**Aaron Newman, Secretary  
Board of Commissioners**

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**Greg Dale, President  
Board of Commissioners**

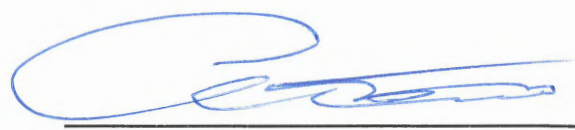
**CERTIFICATE OF SECRETARY**

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. **2024-13** entitled,

**A RESOLUTION ESTABLISHING FINDINGS RELATIVE TO AND APPROVING HARBOR DISTRICT PERMIT 2024-02 WITH CONDITIONS FOR THE WADULH LAGOON TIDAL WETLAND ENHANCEMENT 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 **12<sup>th</sup> day of December, 2024**; 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 12<sup>th</sup> day of December 2024.



**Aaron Newman, Secretary  
Board of Commissioners**