

# San Francisco Bay Conservation and Development Commission

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## Agenda Item #7

November 1, 2019

**TO:** Commissioners and Alternates

**FROM:** Lawrence J. Goldzband, Executive Director (415/352-3653; larry.goldzband@bcdc.ca.gov)  
Brad McCrea, Regulatory Program Director (415/352-3615; brad.mccrea@bcdc.ca.gov)

**SUBJECT: Listing of Pending Administrative Matters**  
(For Commission consideration on November 7, 2019)

This report lists the administrative permit applications, federal consistency actions, marsh development permits in the Secondary Management Area of the Suisun Marsh, regionwide permit actions, minor amendments to the Suisun Marsh Local Protection Program, and emergency permits that are pending with the Commission. The staff members to whom the matters have been assigned are indicated at the end of the projects' description. Inquiries should be directed to the assigned staff member prior to the Commission meeting.

### Administrative Permits and Federal Consistency Actions

The following administrative permit application has been filed and is presently pending with the Commission. The Executive Director will take the action indicated on the matter unless the Commission determines that it is necessary to hold a public hearing.

**Applicant:** Barbara Malatesta  
242 Beach Road  
Belvedere, California 94920

**BCDC Permit Application No. M2019.022.00**

Filed: 10/10/19  
90<sup>th</sup> Day: 01/08/20

**Location:** Within the Commission's Bay and 100-foot shoreline band jurisdictions, at 242 Beach Road, in the City of Belvedere, Marin County.

**Description: In the Bay:**

1. Replace, use, and maintain in-kind, approximately 832 square feet of wood decking, and one approximately 18-inch diameter wood piling to an existing pier;



2. Replace, use, and maintain in-kind, an approximately 42-inch square wood access gate and an approximately 85-square-foot wood access ramp;
3. Replace, use, and maintain in-kind, approximately 166 square feet of wood decking, and one approximately 18-inch diameter wood piling to an existing floating dock; and
4. Install, use, and maintain in-kind, an approximately 42-inch-high wood and wire screen guardrail extending 275 linear feet.

**Within the 100-foot shoreline band:**

1. Install, use, and maintain in-kind, an approximately 100-square-foot exterior wood access stairways and landings;
2. Install, use, and maintain in-kind, an approximately 497-square-foot stone terrace area;
3. Install, use, and maintain in-kind, three wood decks totaling approximately 576 square feet; and
4. Construct, use, and maintain in kind, interior renovations to an approximately 2,194-square-foot single family home.

The project would replace decking for a residential pier and floating dock, repair pilings, and construct stairs and decks, and would have no increase of new Bay fill. To minimize potential impacts to eelgrass that may be present at or nearby the project site, the decking of the pier and floating dock would be constructed using light transmitting material, allowing for increased transmission of light beneath the pier deck. Special conditions would also be included to require the contractor to conduct construction work using best management practices to avoid water quality or habitat impacts as a result of construction activities. Surveys of eelgrass habitat by a qualified biologist would be required within 60 days prior to construction and again for three years post-construction, in line with the National Marine Fisheries Services' recommendations. If surveys find that significant adverse impacts on eelgrass coverage occur as a result of the project, the permittee would be required to implement a mitigation plan.

**Tentative Staff Position:** Recommend Approval with Conditions.  
(Yuriko Jewett; 415/352-3616 or [yuriko.jewett@bcdc.ca.gov](mailto:yuriko.jewett@bcdc.ca.gov))

## Emergency Permits

The Executive Director has issued the following emergency permit since the last listing.

**Applicant:** Union Pacific Railroad  
1400 Douglas St, Stop 0919  
Omaha, NE 68179

**BCDC Emergency Permit No. E2019.003.00md**

Issued Verbally: October 30, 2019

**Location:** Within the Primary Management Area of the Suisun Marsh, adjacent to Goodyear Road at Milestop 38.09 of the Union Pacific Railroad Martinez Subdivision in Solano County.

**Description:** Replace an existing failed culvert beneath the railroad with an approximately 100-foot-long by 36-inch-diameter culvert pipe.  
(Erik Buehmann; 415-352-3645 or erik.buehmann@bcdcc.ca.gov)