

## Lenzi, Chelsea

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**From:** Board Letters  
**Subject:** FW: Streambed Alteration Agreement #1600-2006-0344-R5

Begin forwarded message:

**From:** "Rains, Sarah@Wildlife" <[Sarah.Rains@wildlife.ca.gov](mailto:Sarah.Rains@wildlife.ca.gov)>  
**Date:** May 16, 2016 at 5:01:36 PM PDT  
**To:** "[dfarr@countyofsb.org](mailto:dfarr@countyofsb.org)" <[dfarr@countyofsb.org](mailto:dfarr@countyofsb.org)>  
**Cc:** "Found-Jackson, Christine@Wildlife" <[Christine.Found-Jackson@wildlife.ca.gov](mailto:Christine.Found-Jackson@wildlife.ca.gov)>, "Potter, Martin@Wildlife" <[Martin.Potter@wildlife.ca.gov](mailto:Martin.Potter@wildlife.ca.gov)>  
**Subject:** RE: Streambed Alteration Agreement #1600-2006-0344-R5

Hi Doreen,

Thanks for calling me back and discussing this project. As a quick re-hash of our call, I've listed our concerns below:

- \*2006-0344 Agreement can not be used for purposes of the Sierra Grande project.
- \*The mitigation requirements of that agreement have not been fulfilled (we have no record of them being fulfilled).
- \*We did receive the MND for the Sierra Grande project and at the time, had no comments.
- \* The applicants for the Sierra Grande project will need to send in a brand new notification for their project.
- \* We will need to see a biological report covering the area of the project that is no older than 3 years, and if there are any sensitive species, then the bio-report must be no older than one year. (I forgot to mention that there are steelhead in the river, so that automatically bumps it into the 1 year necessity).
- \* The applicant will need to have a jurisdictional delineation completed that includes the ephemeral streams being impacted from construction of the zipline, not just the Santa Ynez river.
- \* The RWQCB should be contacted for this project also.
- \* Impacts from the 2006-0344 project to fix and maintain the culvert are different from the impacts being proposed by the Sierra Grande project, as in there would be more people using the road to cross over the river, hence the added to need to have an updated biological report that would take into thought, those kind of impacts.

Alright, I hope that helps you streamline the concerns for the hearing tomorrow morning.

Sarah

\*please note that as of January 1, 2013 our name has changed. We are now California Department of Fish and Wildlife. My e-mail address has changed to [Sarah.Rains@wildlife.ca.gov](mailto:Sarah.Rains@wildlife.ca.gov) .

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Sarah Rains

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-----Original Message-----

From: Found-Jackson, Christine@Wildlife  
Sent: Monday, May 16, 2016 4:25 PM  
To: Rains, Sarah@Wildlife; Potter, Martin@Wildlife  
Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

Thanks guys.

Christine Found-Jackson, M.S.  
Senior Environmental Scientist (Supervisory) Habitat Conservation Planning Program South  
Coast Region (North) CA Dept. of Fish & Wildlife  
(562) 319-3045 (cell)  
[Christine.Found-Jackson@wildlife.ca.gov](mailto:Christine.Found-Jackson@wildlife.ca.gov)

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-----Original Message-----

From: Rains, Sarah@Wildlife  
Sent: Monday, May 16, 2016 4:07 PM  
To: Potter, Martin@Wildlife; Found-Jackson, Christine@Wildlife  
Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

Thanks Martin, that is exactly what they need to do from our standpoint. I don't know when her COB is, so I am going to give her a call and talk to her right now, then send her an e-mail with detailed answers.

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-----Original Message-----

From: Potter, Martin@Wildlife  
Sent: Monday, May 16, 2016 4:05 PM  
To: Rains, Sarah@Wildlife; Found-Jackson, Christine@Wildlife  
Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

Yes, I reviewed the MND, and no, I did not have comments. "De novo" is Latin for "start fresh". I suspect the first request was denied and the applicant is starting over on appeal, but that's purely a guess. Ms. Farr's email doesn't have all those details.

Martin Potter  
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email: [Martin.Potter@wildlife.ca.gov](mailto:Martin.Potter@wildlife.ca.gov)

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-----Original Message-----

From: Rains, Sarah@Wildlife  
Sent: Monday, May 16, 2016 4:01 PM  
To: Potter, Martin@Wildlife; Found-Jackson, Christine@Wildlife  
Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

You are correct, it is not associated at all with the Sierra Grande project, other than it is the crossing that will be used for access. I'm working on an e-mail.

Sarah

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to [Sarah.Rains@wildlife.ca.gov](mailto:Sarah.Rains@wildlife.ca.gov) .

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-----Original Message-----

From: Potter, Martin@Wildlife  
Sent: Monday, May 16, 2016 4:00 PM  
To: Rains, Sarah@Wildlife; Found-Jackson, Christine@Wildlife  
Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

Sarah, if you can figured this out, please do. From what I read, the original SAA was to put a couple of culverts in under the crossing (the same crossing the new project would use). It was later determined the crossing would require annual maintenance and that was the reason for the amendment and the extension. At no time was the SAA associated with the Sierra Grande project. I think they will need to notify for a long-term maintenance agreement, as the extension points out, but still not directly tied to the new project, it doesn't appear.

MP

Martin Potter  
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-----Original Message-----

From: Rains, Sarah@Wildlife  
Sent: Monday, May 16, 2016 3:49 PM  
To: Found-Jackson, Christine@Wildlife; Potter, Martin@Wildlife  
Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

I will once I get it fully straightened out. She may be thinking that the Agreement would cover that kind project. Since she may think that the only part that affects the stream is the access road to the proposed project, when indeed, there is more that would affect streambeds.

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-----Original Message-----

From: Found-Jackson, Christine@Wildlife  
Sent: Monday, May 16, 2016 3:46 PM  
To: Potter, Martin@Wildlife; Rains, Sarah@Wildlife  
Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

Okay, someone still make the call and close the loop.  
thx

Christine Found-Jackson, M.S.  
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-----Original Message-----

From: Potter, Martin@Wildlife  
Sent: Monday, May 16, 2016 3:44 PM  
To: Rains, Sarah@Wildlife; Found-Jackson, Christine@Wildlife  
Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

Sarah's right. The attached SAA is not the project Doreen is referring to. That project is the Sierra Grande Rural Recreation project, a system of rope courses and other recreation that would be accessed by crossing the Santa Ynez River. I had no comments to make on the MND.

MP

Martin Potter

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email: [Martin.Potter@wildlife.ca.gov](mailto:Martin.Potter@wildlife.ca.gov)

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-----Original Message-----

From: Rains, Sarah@Wildlife

Sent: Monday, May 16, 2016 3:39 PM

To: Found-Jackson, Christine@Wildlife; Potter, Martin@Wildlife

Subject: RE: Streambed Alteration Agreement #1600-2006-0344-R5

Moving too fast. I thought there wasn't a streambed agreement for this at all. I've been out to the site and talked about the proposed project from a concerned citizen. Let me look at this again and see what exactly she is asking.

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-----Original Message-----

From: Found-Jackson, Christine@Wildlife

Sent: Monday, May 16, 2016 3:37 PM

To: Potter, Martin@Wildlife; Rains, Sarah@Wildlife  
Subject: FW: Streambed Alteration Agreement #1600-2006-0344-R5

Disregard my last email, sorry.

Mini, thanks for digging out the documents.

Sarah, can you please respond to Ms. Farr.

Thank you.  
Christine

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-----Original Message-----

From: Elayath, Padmini@Wildlife  
Sent: Monday, May 16, 2016 9:27 AM  
To: Found-Jackson, Christine@Wildlife  
Cc: Rains, Sarah@Wildlife  
Subject: FW: Streambed Alteration Agreement #1600-2006-0344-R5

Attached - copies of agreement, approved amendment and approved ext. The agreement is till good till Dec 2017

I will reply to her and let her know that staff will respond to her questions.

-----Original Message-----

From: Farr, Doreen [<mailto:dfarr@countyofsb.org>]  
Sent: Sunday, May 15, 2016 6:03 PM  
To: Elayath, Padmini@Wildlife  
Cc: Henson, Chris; Farnum, Elizabeth  
Subject: Streambed Alteration Agreement #1600-2006-0344-R5

Dear Ms. Elayath,

My name is Doreen Farr and I represent the Third District on the Santa Barbara County Board of Supervisors. This Tuesday, May 17th, a land use development project in my district is coming before the Board of Supervisors on appeal for a "de novo" approval. The project is a Conditional Use Permit and Development plan for the construction and commercial operation of a zip line and ropes course, with accessory hiking and picnicking, to be open to the general public potentially every day of the year.

The primary access for the project would be on a private easement road from Highway 246

which runs directly south to the project site. This easement road crosses the entire width of both the channel and the floodplain for the Santa Ynez River. Thus, the project is being conditioned to close in the event of rain or the river rises above the "Arizona" crossing and becomes impassable. A traffic analysis for the project estimates up to 84 additional vehicle trips per day traversing the "Arizona" crossing in the Santa Ynez River channel.

The Mitigated Negative Declaration (MND) and the staff report for the project asserts that any potential biological impacts to the River, and the protected or sensitive species that it contains, from this additional project traffic are, or will be, mitigated through the Streambed Alteration Agreement referenced above which the project applicant, Stu Gildred, has with your agency. This Agreement was first signed in 2007, amended in 2010 and extended for five years in 2012 and is due to expire now in December 2017. However, I can find no documents from your department in the record for this project which indicates that you agree with that assessment. Therefore, I am hoping you can answer the following questions for me:

Do you have any documentation you can send me that the applicant and holder of this Streambed Alteration Agreement with your office satisfactorily completed all of the conditions placed on the 2007 and 2010 permits?

Was your office notified by Santa Barbara County's Planning and Development department of this project's MND and given an opportunity to comment on it? (The official title of the project is the Sierra Grande Recreation project.). If so, can you send me a copy of your response as there is no record of it in the documents I have.

If your office did not receive notification, or did not comment at that time, is there anything about the project as I have described it to you which would trigger additional conditions from you for the applicant to comply with which would mandate an immediate update to this Streambed Alteration Agreement? If not, do you then concur with staff's assessment and the MND's conclusion that the conditions placed on the original Agreement are sufficient to protect the biological resources in the Santa Ynez River from the additional traffic impacts this project will bring to the Santa Ynez River channel and floodplain?

As I mentioned before, the project is going to be heard by the Santa Barbara County Board of Supervisors this Tuesday morning, May 17th. I realize you are extremely busy, but if there was any way you could communicate with me about this project by close of business tomorrow, Monday, May 16th, I would be immensely grateful. You can reach me at my Santa Barbara office anytime tomorrow at 805 568-2192 or at this email address, [dfarr@countyofsb.org](mailto:dfarr@countyofsb.org). As a part of my review of this project, I am extremely concerned about protecting the health and safety of the public as well as the protected and sensitive resources along the access road through the Santa Ynez River. Any assistance you can give me will be greatly appreciated.

Sincerely,

Doreen Farr  
Third District County Supervisor

P.S. I also left you a message on your voicemail.



Sent from my iPad