

**APPENDIX C**  
**SHELL EXPLORATION AND PRODUCTION -**  
**APPROVED PERMITS**

---

**NOTICE OF PENDING DECISION/  
INTENT TO ISSUE AN APPEALABLE  
COASTAL DEVELOPMENT PERMIT (CDP)**

*(Subsequent to a previous discretionary approval)*

Case No.: 96-CDP-010      Planner: Samantha Kim      Initials SK  
Project Name: Guadalupe Dunes Site Restoration  
Project Address: 6350 West Main St., Guadalupe Dunes Area  
A.P.N.: 113-020-021  
Prior Discretionary Case No.: 82-CP-75 CZ



Planning and Development (P&D) intends to grant final approval and issue this Coastal Development Permit for the development described below, based upon the required findings and subject to the attached terms and conditions.

**START OF PUBLIC COMMENT PERIOD/POSTING DATE:** January 30, 1997

**FINAL COUNTY APPROVAL DATE:** February 6, 1997

**COASTAL COMMISSION APPEAL PERIOD:** The County's final approval of this project can only be appealed to the California Coastal Commission by the applicant, an aggrieved person or any two members of the Coastal Commission (Coastal Act Sec. 30603). The Coastal Commission ten (10) working day appeal period will commence on the day after their receipt of the County's Notice of Final Approval. An appeal must be filed with the Coastal Commission at 89 South California St., Suite 200, Ventura, CA 93001. Please contact California Coastal Commission at (805) 641-0142 regarding the timing of the appeal period.

**ESTIMATED DATE OF PERMIT ISSUANCE:** February 26, 1997

**PUBLIC COMMENTS:** You may submit written or oral comments on this pending decision to the project planner, Samantha Kim, at P&D Energy Division, 1226 Anacapa Street, 2nd Floor, Santa Barbara, CA 93101, prior to the **Final County Approval Date**. Comments submitted on or after the **Final County Approval Date** will not be accepted. If you have questions regarding this project please contact the project planner at (805) 568-2040.

**PROJECT DESCRIPTION SUMMARY:** As required by Condition #31 of the existing Conditional Use Permit, the applicant proposes to remove the remaining surface features - gravel, steel plates, chain link fence, and residual asphaltic material - from a drilling island site (Island "D") and access roads and restore the site to its original condition. All foreign materials shall be removed by sifting the sand to a depth free of such materials. The project is anticipated to take approximately 8 weeks to complete. Also, as part of this proposed project, impacted vegetation shall be transplanted and maintained and monitored in accordance with a Revegetation Plan. For a complete project description, see Attachment A.

**PROJECT SPECIFIC CONDITIONS:** See Attachment B - herein incorporated by reference.

**TERMS OF FINAL APPROVAL**

- 1. Posting Notice.** A weather-proofed copy of this Notice, with Attachments, shall be posted in three (3) conspicuous places along the perimeter of the subject property. At least one (1) notice shall be visible from the nearest street. Each copy of this Notice shall remain posted continuously until the **Date of Permit Issuance**. (Art. II Sec. 35-181.3.)
- 2. Amendment/Extension.** P&D reserves the right to change, amend or extend this pending decision prior to the **Final County Approval Date**, based upon comments received by the public or other interested parties. In such event, an amended notice shall be provided and the CCC Appeal Period will run for ten (10) working days.

8. **Date of Final County Approval.** Be advised if no changes to the project are made pursuant to public comment, this approval shall become final on the date indicated above provided that all terms and conditions have been met.

**TERMS OF PERMIT ISSUANCE**

1. **Work Prohibited Prior to Permit Issuance.** No work, development or use intended to be authorized pursuant to this approval shall commence prior to issuance of this Coastal Development Permit and/or any other required permit (e.g., Building Permit). **Warning! This is not a Building/Grading Permit.**

2. **Date of Permit Issuance.** This Permit shall be deemed effective and issued on the Date of Permit Issuance as identified above, provided:

- a. All terms and conditions including the requirement to post notice have been met and this Notice/Permit has been signed, and
- b. The Affidavit of Posting Notice was returned to P&D prior to the expiration of the Appeal Period (Failure to submit the affidavit by such date shall render the approval null and void), and
- c. No appeal is filed with the Coastal Commission.

3. **Time Limit.** Failure to obtain a required construction, demolition or grading permit and to lawfully commence development within two (2) years of permit issuance shall render this Coastal Development Permit null and void. A Coastal Development Permit that follows an approved Final Development Plan (FDP) shall be rendered null and void on the date the FDP expires, even if the FDP expiration date is within two years of the Coastal Development Permit issuance.

**NOTE:** This Notice of Pending Decision/Intent to Issue an Appealable Coastal Development Permit serves as the Coastal Development Permit once the permit is deemed effective and issued. Issuance of a permit for this project does not allow construction or use outside of the project description, terms or conditions; nor shall it be construed to be an approval of a violation of any provision of any County Policy, Ordinance or other governmental regulation.

**OWNER/APPLICANT ACKNOWLEDGMENT:** Undersigned permittee acknowledges receipt of this pending approval and agrees to abide by all terms and conditions thereof.

MICHAEL J. KLANCHER - CALRESOURCES

*Michael J. Klancher*

1/30/97

Print Name

Signature

Date

**PLANNING & DEVELOPMENT ISSUANCE BY:**

Planner

Date

## **ATTACHMENT A: PROJECT DESCRIPTION**

### **Background Information**

The proposed project site is located within the Guadalupe Dunes area on parcel 113-020-021, which is owned by the County of Santa Barbara and managed by the Nature Conservancy. The project site, known as Island D, is approximately 2 acres in size and is located approximately 3500 feet west of West Main Street. Access to the site is through an unpaved existing roadway which serves as the access route to the Gordon Sand Company's sand mining pit. A 400 feet corridor leads from the Gordon Sand Company main access road to Island D. The intent of this proposed project is to remove gravel used to stabilize the shifting sands at the island site and the access roads, steel plates placed along the main access road for stabilization, chain link fence surrounding the drilling island, and residual asphaltic material within the island site.

In March 1983, the County issued a Conditional Use Permit to Husky Oil Company to drill and produce 42 oil and gas wells from two drilling islands. Island D was the only one built from the two originally permitted islands and only five wells were drilled. The island last produced hydrocarbons in 1989 and all the production wells and associated facilities were abandoned in 1990 in accordance with California Department of Oil and Gas and Geothermal Resources (DOGGR) regulations. Site assessments were conducted in 1990 and 1991 with oversight from the California Regional Water Quality Control Board - Central Coast Region (RWQCB) and the Santa Barbara County Environmental Health Department (SBCEHS). The site assessments concluded that there were no hazardous levels of contaminants in the sand or the groundwater; thus, the SBCEHS and RWQCB referred oversight to the Santa Barbara County Petroleum Department, which approved the Remedial Action Plan (RAP) in July 1992. The RAP proposes to remove the residual asphaltic materials (crude impacted sand) from the site for beneficial use, such as roadbase.

### **Proposed Project**

As required by Condition #31, CalResources (on behalf of Shell Western, the current lease holder for Island D) shall remove all introduced materials during abandonment. Gravel was applied to the surface of the access routes and island site. Removal of gravel will involve sifting the sand to a depth that is clear of the imported gravel. It is estimated that the majority of the gravel is two to three feet below the surface. At the access roads, gravel has fanned out onto a wider area along the sides of the access road. All the gravel from the roadway and the sides will also be sifted out using a sand sifter. The sand sifter is moveable and thus, will be located in the areas of excavation and sifting. Gravel within areas close to vegetation along the access road shall be dug out using hand crews in a manner that minimizes impacts to dune vegetation.

The fence surrounding the production island is a standard six foot link fence with one foot barbed section on top. The fence will be completely removed. Most of the access road was underlain by steel plates held in place by guide rails and steel posts. These will also be removed and sold as scrap metal.

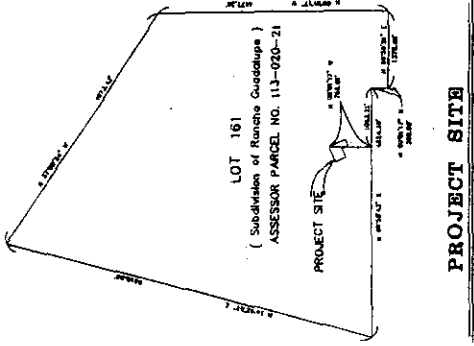
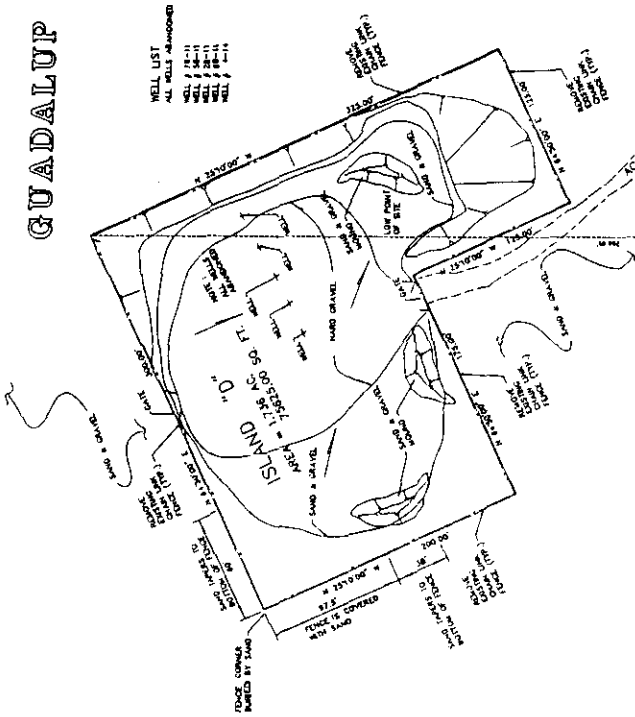
Condition #21 limits noise levels from major activities at the permitted island during the Least Tern breeding season which starts approximately April 15th. The Guadalupe Dunes also provide breeding habitat for the Western Snowy Plover. The Snowy Plover breeding season starts March 15th. Restoration activities within the island site should be completed by the start of the Snowy Plover breeding season to minimally impact sensitive bird species. However, if restoration activities within the island site must continue past March 15th, a biologist shall conduct regular site visits to ensure limited impacts to the Snowy Plover. Also, work will progress from the island and back along the access road toward the Gordon Sand facility.

Equipment for the proposed project will include a flatbed work truck with a small attached hydro-crane lifting unit and a service truck with a four to six man work crew. Front end loaders with 4.5 cubic yard buckets will be used to pick-up sand and gravel material and put it into a screen/sifter unit. The screen/sift unit will initially be set up near the island site. As work is completed in the island area, the sifter unit will be moved back along the access road to accommodate the loaders in minimizing hauling distances. Two 12 cubic yard dump trucks will be used to transport sifted gravel offsite. The gravel will be used immediately for road building or will be stored in at a County-approved location for later use.

Condition #32 requires that the site be returned to its original condition. In 1983, the original applicant (Husky Oil Company) submitted a dune restoration program and revegetation plan to the County. These plans determined that minimal impacts would occur to existing vegetation during construction of the islands since Island D was to be sited in a bare sand area. However, due to the stabilizing effects of the gravel and fencing, dune vegetation has grown within the site. To properly abandon the site and remove all the gravel, the vegetation would also be removed. Therefore, to minimize vegetation impacts, the native dune plants that can be salvaged will be transplanted prior to sand sifting to another dune area determined by a revegetation specialist to maximize its potential for survival. The plants shall be maintained and monitored for three years. Also, seed collection and redistribution in areas of plant relocation shall also be required to maximized habitat restoration.

All other Conditional Use Permit conditions shall remain in force and shall be adhered to throughout this project.

# GUADALUP DUNES OIL PRODUCTION SITE



Restoration Areas

**SITE MAP**  
 SCALE 1" = 25' HORZ.

**VICINITY MAP**  
 N.T.S.

OCEPIE OILFIELD DIST.	
SHELL WESTERN OIL INC.-CALIF.	
GUADALUP DUNES	
OIL PRODUCTION SITE	
SECTION 14, T10N, R10E, S18N	
COUNTY OF SAN DIEGO, CALIF.	
DATE	12/27/81
SCALE	AS SHOWN
DRAWN BY: [Signature]	
CHECKED BY: [Signature]	
APPROVED BY: [Signature]	
DATE: [Signature]	

## ATTACHMENT B: CONDITIONS

### Standard Conditions

1. Notice of Receipt and Acknowledgment: The permit is not valid and construction shall not commence until a copy of the permit, signed by the permittee or authorized agent acknowledging receipt of the permit and acceptance of the terms and conditions, is returned to Planning and Development.
2. Expiration: If construction has not commenced, the permit will expire two (2) years from the date on which Planning and Development issued the permit. Construction shall be pursued in a diligent manner and completed in a reasonable period of time. Application for extension of the permit must be made prior to the expiration date.
3. Compliance: All construction must occur in strict compliance with the proposal set forth in the application for permit, subject to any special conditions as listed. Any deviation from the approved plans must be reviewed and approved by the staff.
4. Interpretation: Any question of intent or interpretation of any conditions will be resolved by the Director of Planning and Development. The permit may be assigned to any qualified person provided assignee files with Planning and Development an affidavit accepting all terms and conditions of the permit.
5. Terms and Conditions Run with the Land: These terms and conditions shall be perpetual, and it is the intent of Planning and Development and the permittee to bind all future owners and possessors of the subject property to the terms and conditions.

March 21, 1983

SANTA BARBARA COUNTY CONDITIONAL USE PERMIT

COASTAL ZONING ORDINANCE

CASE NO. 82-CP-75(CZ)

82-PP-2 (CZ)

I. A Conditional Use Permit is Hereby Granted:

TO: Husky Oil Company

APN: 113-020-18, -20, -21

PROJECT ADDRESS: The northern section of the Guadalupe Dunes,  
approximately 4 miles west of the City of Guadalupe

ZONE: RES-320-ESH

AREA/SUPERVISORIAL DISTRICT: Guadalupe Dunes/Fourth

FOR: Approval of a Production Plan and Conditional Use Permit to drill  
and produce 42 oil and gas wells from two drilling islands.

II. This permit is subject to compliance with the following condition(s):

1. Production Island B shall be moved approximately 300 feet to the west (vector of north 70° west) where it will be in a lower elevation and less visible.
2. Entrance to the access road shall be fenced to discourage entrance to the dunes by unauthorized vehicles.
3. No new equipment causing air emissions shall be constructed nor operated until an Authority to Construct and Permit to Operate are issued by the Santa Barbara County Air Pollution Control District (APCD).
4. In the case of pollutants where an increase of 5 pounds per hour or greater will occur, Best Available Control Technology (BACT) will be required for all new equipment emitting air pollutants.
5. During site preparation, water spraying on the construction site and access roads shall be utilized for dust suppression, pursuant to Ord. 1795, and 14-19 of the Santa Barbara County Code.
6. During production, flaring of wellhead gas shall not be permitted, except in an emergency; an emergency is to be determined or subsequently verified by the Petroleum Office, County Fire Department or Sheriff's Department.



7. Vapors shall be collected by a vapor recovery system that incinerates all uncondensed vapors.
8. There shall be no drilling (i.e., actual deepening of the well) during days forecasted by the County APCD to have adverse air quality. This does not preclude base level operations (e.g., mud circulation, logging, etc.).
9. The applicant shall use a drilling rig with Caterpillar prechamber diesel engines, if available, to reduce NO<sub>x</sub> emissions. Applicant shall demonstrate unavailability to the satisfaction of County RMD.
10. The applicant shall use a drilling rig with electric engines, if available. Applicant shall demonstrate unavailability to the satisfaction of County RMD.
11. The applicant shall use only electric pumping units.
12. The applicant shall implement a fugitive source inspection and maintenance program to the satisfaction of the APCD.
13. Supplies, drilling muds, cuttings and wastes shall be stored in impervious containers.
14. Sumps and tanks, other than those used for drilling, shall be covered.
15. All toxic or harmful wastes shall be removed from the dune area to an approved disposal site.
16. Lighting in and around a drill site shall be equipped with shielding so as to prevent disturbance at night to nearby wildlife habitats.
17. Noise and vibration from machinery at production areas shall be controlled so that noise levels are less than 65 DB(A) at 50 feet from the perimeter of the facility. In particular, noise in the frequency range of 1,000 to 8,000 Hz shall be controlled to minimize disturbance to nearby wildlife habitats.
18. Ground vibrational effects shall be confined to the immediate area of a production facility by appropriate use of shock-absorbing materials or heavy equipment.
19. Dispersal equipment (e.g., gas-operated horns) shall be available at each production site to be used, if necessary, after a spill to discourage use of an area by wildlife and waterfowl.
20. All flowlines shall be equipped with automatic shutoff valves at various points along the line to minimize loss of fluids in the event of a spill.
21. Construction, drilling and other noise generating activities (trucking, etc.) shall be prohibited during the breeding season of the endangered California Least Tern (mid-April - early September). This restriction shall not apply to workover rigs.

\* 22.

To determine the actual effects of the project on the colony of Least Terns, the applicant shall establish a monitoring program, utilizing a qualified biologist, to be approved by the County. The objective of this monitoring program is to determine whether the proposed facilities, once constructed and operating, have any demonstrable effect on the Least Tern colony. This monitoring program will not change the general prohibition on construction activities during the Least Tern breeding season. However, based on the ongoing results of the monitoring program, the County could authorize changes to the period of time in which construction activity is prohibited.

23. The applicant shall inform project supervisors and project personnel of the sensitivity of the cultural resources in the area. If cultural resources should be encountered or suspected, work shall be halted promptly, and a professional archaeologist consulted.
24. Movement of project personnel shall be restricted to the immediate vicinity of the production islands and 100-foot-wide buffer zone.
25. The access road to a new drill site shall be constructed as a temporary road until a producing well is brought on-line.
26. To reduce the visual impacts of the project, and because the access road to Islands B and D crosses a ridgeline, a light-colored or earth tone material shall be used for an access road base material instead of asphalt.
27. The applicant shall execute an agreement with the County, acceptable to the Director of Public Works, to participate in the reconstruction and maintenance of West Main Street from Highway 1 to the Gordon Sand Company processing facility, to clear the vegetation adjacent to the existing 90 degree (15 mph) curve in West Main Street to alleviate potential safety impacts and install Botts dots across West Main Street in the vicinity of the elementary school.
28. Facilities shall be painted in a natural color so as to blend in with the sandy areas.
29. Except for the first pumping unit at each production island, a low profile pumping unit shall be utilized if feasible. Before a standard pumping unit is approved, Husky Oil Company shall provide the Planning Commission with conclusive evidence, based on an engineering analysis, that a low profile unit is not feasible.
30. All materials, vehicles and activities shall be confined to the access road corridors.
31. All introduced materials on or near the surface (depth of 15 feet) shall be removed when the drilling islands are abandoned.
32. Prior to the issuance of a Coastal Development Permit for this project, Husky shall submit to the Resource Management Department a detailed dune restoration program that describes the measures to be employed by Husky to return the sites to their original condition.

33. The project shall be developed in substantial conformity with the approved plan marked Exhibit 'B' dated 12/15/82 as amended by this permit and with the project details as outlined in 82-EIR-11.

34. The Planning Commission shall review the Production Plan and Conditional Use Permit on an annual basis. At this review the Planning Commission may make reasonable modifications to these conditions as necessary to respond to changes in circumstances in the area.

35. Compliance with departmental conditions outlined in: a) Department of Public Works letter dated 11/23/82; b) Fire Department letter dated 11/11/82.

36. Within one year of the granting of the Conditional Use Permit and approval of the Production Plan by the Board of Supervisors, the Coastal Development Permit shall be applied for and a contribution of \$40,000.00 shall be made to the County of Santa Barbara for the purpose of providing 24-hour weekend Sheriff's patrol. Subsequent annual contributions, not to exceed \$40,000, will be determined at the annual review of the permit by the Planning Commission.

III. This permit is issued pursuant to the provisions of Sections 35-172.8 of the Coastal Zoning Ordinance of the County of Santa Barbara and is subject to the foregoing conditions and limitations. Failure to comply with any of the conditions herein stated shall be cause for revocation of this permit, in addition to any other penalties provided by law; and said permit shall be null and void and automatically revoked if:

1) Within two years after the granting of this permit, drilling of the first well authorized by the permit has not been commenced.

IV. The undersigned hereby certifies that the above conditions and limitations are acceptable, that the proposed activity will be conducted in accordance therewith, and that he/she is the applicant or authorized person to sign this permit in behalf of the applicant. Please sign one (1) copy and return to the Resource Management Department, 123 E. Anapamu Street, Santa Barbara, Ca 93101.

OWNER/APPLICANT/AGENT  
(Circle One)

R. B. Minter

DATE June 14, 1983

IMPORTANT: THIS DOCUMENT MUST BE SIGNED AND RETURNED BEFORE A COASTAL DEVELOPMENT PERMIT MAY BE ISSUED

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OWNER/APPLICANT/AGENT  
(Circle One)

R. B. Winter

DATE June 14 1983

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