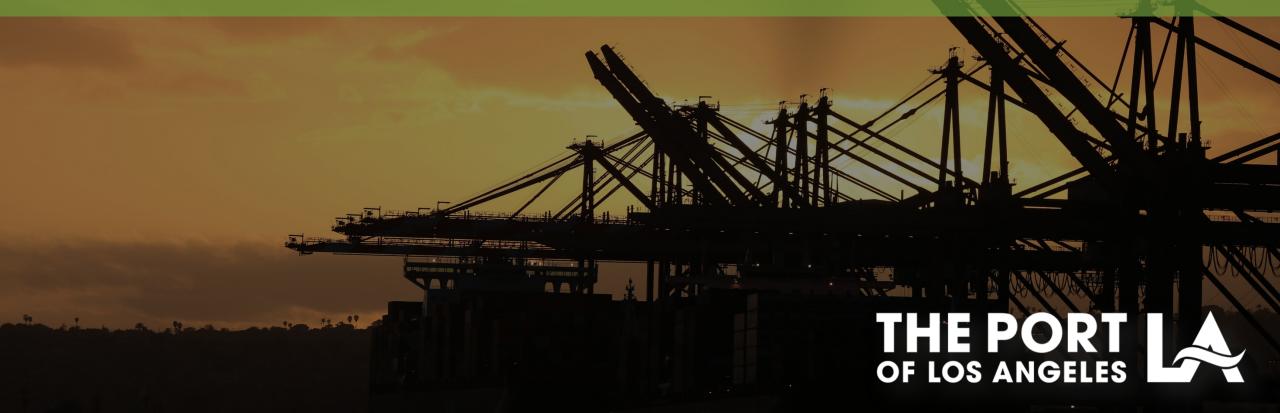
Public Hearing Level I Coastal Development Permit No. 18-25 Appeal

Gene Seroka, Executive Director | March 21, 2019



Question before the Board



Was Level I Coastal Development Permit (CDP) 18-25 for APM Terminals issued consistent with the certified Port Master Plan and the California Coastal Act?

Staff Recommendation to the Board



Find Level I CDP 18-25 was issued in compliance with the Port Master Plan (PMP) and the California Coastal Act

Adopt the findings of fact contained in the public hearing staff report

Background



What is a Coastal Development Permit?

Per the California Coastal Act and PMP, a CDP is a permit required for development within the Harbor Department's coastal zone jurisdiction

➤ Before the Board today is a Level I CDP

Level I CDP



- Minor in nature and does not require a public hearing
- > Three requirements must be met to issue a Level I CDP:
 - minimal coastal resources are involved;
 - only minimal change in land and/or water use and in the density or intensity of the use of land and water area will occur; and,
 - there are no significant adverse environmental impacts

Level I CDP (Continued)



- ➤ Per the PMP, the Executive Director is designated with the authority to approve or deny applications for Level I CDPs, but these CDPs only become effective when the permits are reported in writing to the Board
- The Executive Director's determination of approval or denial for a Level I CDP may be appealed to the Board

APM Terminals Level I CDP 18-25



- November 5, 2018: Harbor Department received an Application for Port Permit from APM Terminals
- The project seeks to modernize the APM Terminal which includes landside infrastructure changes necessary to effectively operate battery-electric powered equipment
- Infrastructure changes include installation of:
 - charging stations for the equipment;
 - permanent scaffolding to create a vertical racking system for the refrigerated containers;
 - traffic barriers and fencing for drayage hauler safety; and,
 - some small antenna poles to enhance the existing Wi-Fi network



APM Terminals Level I CDP 18-25



The proposed project description was found to be in compliance with the requirements for a Level I CDP, approved by the Executive Director and agendized to be reported at the BHC Meeting on January 24, 2019

APM Terminals Level I CDP 18-25



- ➤ January 23, 2019: CDP 18-25 pulled from the January 24th agenda
- ➤ CDP 18-25 agendized to be reported at the BHC Meeting of February 21, 2019
- > February 21, 2019: Appeal requested
- March 6, 2019: Public hearing was noticed for today, March 21st

Staff Recommendation to the Board



➤ Find Level I CDP 18-25 was issued in compliance with the PMP and the California Coastal Act; Deny the appeal of the Level I CDP 18-25

Adopt the findings of fact contained in the public hearing staff report

