

Chronology Lower Mission Creek Flood Control Project (LMCFCP)

Starting in 1986, City of Santa Barbara Council (Council) with the USACE consider proposal for lower mile of Mission Creek concrete channel.

1993 – USACE informs Council they will stop all work on a concrete channel project EIS/EIR. The concrete channel was infeasible to construct due to debris control issues at the ocean.

1994 – The Lower Mission Creek Consensus Group was formed to come up with recommended channel design alternatives. These alternatives were presented to Council and County Supervisors. In 1995 the ACOE completed the Reconnaissance Flood Control Study which recommended pursuing an optimum sized flood control project.

2000 - The ACOE LMCFCP Feasibility Study and Final EIR/EIS.

August 2, 2000 – US National Marine Fisheries Service provides Biological Opinion on Steelhead (Permit Number F-LB-00-23:KAJ)

September 2000 – USACE Feasibility Study and EIS/EIR completed.

June 1, 2001 – US Fish and Wildlife Service provides Biological Opinion on Tidewater Goby. (Permit Number 1-8-00-F-74).

June 28, 2001 – SB Planning Commission (PC) certifies LMCFCP EIS/EIR.

October 2001 – SB City Council approves LMCFCP (Resolution # 01-137).

October 9, (November 7 Addendum), 2001 – California Coastal Commission (CCC) approves conditional compliance with USACE Federal Coastal Consistency Determination (CCD) provided that the USACE develops and submits:

- A Management Plan for Tidewater Gobies in the Mission Creek Estuary that includes studies of goby genetics, allowing Laguna Channel and Mission Creek lagoons to merge under natural conditions (or as recommended by the team of biologists). The USACE to implement recommendations from the Management Plan in the Mission Creek Estuary,
- An adaptive management maintenance plan (included in Channel Design Recommendations),
- Final plans for the low flow or pilot channel, and
- Final landscape plans for planting native riparian species inland of the vertical walls.

May 2002 – USACE issues Record of Decision providing USACE approval of the LMCFCP Alternative #12.

April 2005, Tidewater Goby Management Plan completed that is a component of the Lagoon Management Plan.

June 2005 - Channel Design Recommendation report for LMCCP completed, and includes adaptive channel maintenance plan.

October 15, 2006 – CCC conditionally concurs under a phased approach (used where insufficient information is provided for an approval) with USACE Coastal Act Federal Consistency Determination (CCD) and noted that the following documents were submitted by the USACE (that satisfy the first phase in the process):

- Tidewater Goby Management Plan (April 2005) (The genetics study of gobies was included)
- Channel Design Recommendations (June 2005)
- Adaptive Channel Maintenance Plan
- Landscape Plan (2006)
- SB County Streams Hydraulic Technical Appendix, Sedimentation Engineering(November 1999)

The CCC CCD included conditions that required UAACE commitments to:

- Implement those portions of the “Lagoon Management Plan” provided in the Tidewater Goby Management plan
- Prohibits lagoon breaching
- Provision of a lagoon buffer
- Monitoring success of native riparian landscaping, and
- Water quality and habitat monitoring plans

2007 – City of SB PC approves (within the City’s appealable Coastal jurisdiction) and recommends approval (within the CCC Permit Jurisdiction) of a CDP for the Cabrillo Bridge project that includes the channel from Cabrillo Boulevard to State Street that was a part of the LMCFCP to the CCC. This project also provided for the widening of the lagoon near the bridge, portions of a lagoon buffer, and restoration of the lagoon banks adjacent to the bridge.

February 2008 - PC approves CDP for construction of portion of bypass culvert under railroad line within prior Chapala Street alignment. This was constructed.

September 18, 2008 – City of SB PC recommends approval (Resolution 036-08) to CCC of CDP for LMCFCP that includes the area from Cabrillo Boulevard to Highway 101.

September 4, 2008 – CCC approves CDP for Cabrillo Bridge that includes channel wall between State Street and Cabrillo Boulevard that is part of the

LMCFCP and is the last bridge before Mission Creek discharges onto the beach and ocean beyond.

2009 – CCC issues City and SB County Flood Control Coastal Development Permit (4-08-096) and certifies LMCFCP consistency with Coastal Act (CC-012-09) with 7 conditions that requires:

- Commitments in the Tidewater Goby Management plan to be binding,
- A prohibition of lagoon breaching,
- Provision of a lagoon buffer,
- Monitoring success of native riparian landscaping,
- Water quality and habitat monitoring plans,
- Incorporation of conditions from other permits, and
- City and County assume the risk.

August 12, 2009 – City/County submit a Section 401 Application to the Regional Water Quality Control Board. 401 Permit Certification was issued on January 26, 2010 (Permit 3409WQ22) and amended on September 20, 2010 to correct the project description and a mitigation requirement. Permit covers entire Project.

December 16, 2009 – City/County submit Streambed Alteration Agreement Application to the California Department of Fish and Game (CDFG). The Agreement expires on December 13, 2013. The Agreement Notification is #1600-2009-0370-R5 and covers entire Project.

2010- - CALTRANS completes NEPA environmental review for Haley/De la Vina Street Bridge. Haley/De la Vina Street Bridge EIS/EIR Addendum prepared (March 10, 2008) by the City with mitigation measures applied to bridge replacement and bridge is constructed. The City obtained permits from USACE, RWQCB, and CA Dept, F&G for the construction of this bridge.

April 28, 2010 – City submits the following to the CCC for condition compliance: 1) Form stating that the City and County agree to the terms of the conditions applied by the Coastal Commission to the Project. 2) Landscape Plan Adjacent to Mission Creek; 3.) Landscape Plan for Private Property; and 4.) Habitat Restoration, Enhancement, Monitoring, and Management Program Applicable to the Areas Adjacent to the Creek Banks. Items 2-4 satisfied Coastal Commission Special Condition #4.

July 29, 2010 – City/County submit a 404 Nationwide Permit Application to the Army Corps of Engineers for Lower Reach 1A. Permit issued on May 26, 2011. There has been no umbrella permit granted for entire Project.

January 2011 – City submitted the Lagoon Management and Lagoon Buffer Plans (Special Conditions No. 1 Lagoon Management Plan and No. 3-Lagoon Buffer) to the CCC to complete the condition compliance required prior to construction of the channel. Note that the Lagoon Management Plan was revised

by consultant to include both lagoon restorations by the LMCFCP and Cabrillo Bridge Projects since the lagoon restorations would be constructed at the same time and made sense to work off of one document.

2011 – CCC amends CDP for LMCFCP to allow piles to be driven between June 1 and December 1 provided piles for channel walls are cast in place and not driven.

March 8, 2011 – CCC grants LMCFCP a time extension of CC-012-09/CDP 4-08-096.

2011 – Reach 1A of LMCFCP channel from State Street to pedestrian bridge approximately 150 feet upstream is constructed using vertical walls.

2011 - CALTRANS completes NEPA environmental review for Ortega Street Bridge. Ortega Street Bridge EIS/EIR Addendum prepared (March 10, 2008) by City with Mitigation Measures applied to bridge replacement and bridge is constructed. The City obtained permits from USACE, RWQCB, and CA Dept, F&G for the construction of this bridge.

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