



CITY OF CARMEL-BY-THE-SEA FOREST AND BEACH COMMISSION

Chair Karen Ferlito, Commissioners David Refuerzo,
Mojtaba Massoudi,
and Stephanie Locke

All meetings are held in the City Council Chambers
East Side of Monte Verde Street
Between Ocean and 7th Avenues

REGULAR MEETING 10/13/2016 TOUR 2:30 p.m. MEETING 3:30 p.m.

CALL TO ORDER AND ROLL CALL

TOUR OF INSPECTION Shortly after 2:30 p.m. the Commission will leave the Council chamber for an on-site Tour of Inspection of all properties listed on the agenda (including those on the Consent Agenda). The tour may include projects previously approved by the City and not on this agenda. Prior to the beginning of the tour, the Commission may eliminate one or more on-site visits. The public is welcome to join the Commission on its tour. The Commission will return to the Council chamber at 3:30 p.m. or as soon thereafter as possible.

1. Tour of Mission Trail Nature Preserve Mt. View entrance project.
2. Tour of Mission Trail Nature Preserve invasive tree removal project – 25800 Hatton Road.

ROLL CALL

PLEDGE OF ALLEGIANCE

EXTRAORDINARY BUSINESS

- A. Introduction of new Commissioner Mojtaba Massoudi

PUBLIC APPEARANCES Members of the public are entitled to speak on matters of municipal concern not on the agenda during Public Appearances. Each person's comments shall be limited to 3 minutes, or as otherwise established by the Commission. Matters not appearing on Commission's agenda will not receive action at this meeting but may be referred to staff for a future meeting. Persons are not required to give their names, but it is helpful for speakers to state their names so that they may be identified in the minutes of the meeting.

ANNOUNCEMENTS

- A. Announcements from Chair and Commissioners

CONSENT AGENDA Items on the consent agenda are routine in nature and do not require discussion or independent action. Members of the Commission or the public may ask that any items be considered individually for purposes of Commission discussion and/or for public comment. Unless that is done, one motion may be used to adopt all recommended actions.

1. Approval of the minutes for the 8/11/2016 and 9/8/2016 regular meetings and the 9/1/16 special meeting

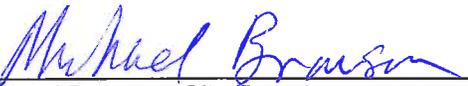
ORDERS OF BUSINESS Orders of Business are agenda items that require Commission discussion, debate, direction to staff, and/or action.

2. Centennial activities update from Tom Brocatto
3. Receive the City Forester's Report
 - a. September tree data
 - b. Parks activities
 - c. Beach activities
 - d. Future agenda items
4. Receive the Public Works Director's Report
 - a. Updates on City Council items
 - b. Other items of interest to the Commission

FUTURE AGENDA ITEMS

ADJOURNMENT

This agenda was posted at City Hall located on Monte Verde Street between Ocean and 7th Avenues, Harrison Memorial Library located on the NE corner of Ocean Avenue and Lincoln Street, and the Carmel-by-the-Sea Post Office located on 5th Avenue between Dolores Street and San Carlos Street, and the City's webpage <http://www.ci.carmel.ca.us/carmel/> on 10/7/2016 in accordance with the applicable legal requirements.



Michael Branson, City Forester

SUPPLEMENTAL MATERIAL RECEIVED AFTER THE POSTING OF THE AGENDA

Any supplemental writings or documents distributed to a majority of the Community Activities and Cultural Commission members regarding any item on this agenda, received after the posting of the agenda will be available for public review in the Public Works Department Office located on the east side of Junipero Avenue between Fourth and Fifth Avenues during normal business hours.

SPECIAL NOTICES TO PUBLIC

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at 831-620-2007 at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made to provide accessibility to the meeting (28CFR 35.102-35.104 ADA Title II).

CHALLENGING DECISIONS OF CITY ENTITIES The time limit within which to commence any lawsuit or legal challenge to any quasi-judicative decision made by the City of Carmel-by-the-Sea is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision, including without limitation Government Code section 65009 applicable to many land use and zoning decisions, Government Code section 66499.37 applicable to the Subdivision Map Act, and Public Resources Code section 21167 applicable to the California Environmental Quality Act (CEQA). Under Section 1094.6, any lawsuit or legal challenge to any quasi-judicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred. Government Code section 65009 and 66499.37, and Public Resources Code section 21167, impose shorter limitations periods and requirements, including timely service in addition to filing. If a person wishes to challenge the above actions in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Carmel-by-the-Sea, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

The next regular meeting is November 10, 2016

Tour of Inspection – as required

3:30 p.m. – Regular Agenda

**CITY OF CARMEL –BY-THE-SEA
FOREST AND BEACH COMMISSION-MINUTES
REGULAR MEETING
Thursday, August 11, 2016**

CALL TO ORDER AND ROLL CALL

COMMISSION MEMBERS PRESENT: Karen Ferlito - Chair
David Refuerzo
Maggie Eaton
Stephanie Locke

COMMISSION MEMBERS ABSENT: Jeff Baron

STAFF PRESENT: Rob Mullane, AICP, Public Works Director
Mike Branson, City Forester
Matt Feisthamel, Assistant City Forester
Yvette Oblander, Commission Secretary/Admin. Coordinator
Rob Culver, Public Works Superintendent
Sherman Low, City Engineer

TOUR OF INSPECTION

1. East side of Torres Street, 5 north of 4th Avenue - Application to remove seven oak trees on a vacant lot for construction of a new home.
2. Santa Rita Street between Ocean and Mt. View Avenues – Street reconstruction project.

ROLL CALL

Chair Ferlito called the meeting to order at 3:30.

PLEDGE OF ALLEGIANCE

Members of the audience joined the Commission in the Pledge of Allegiance.

EXTRODINARY BUSINESS

Chair Ferlito introduced Stephanie Locke, new Commissioner of the Forest and Beach Commission.

APPEARANCES

No appearances.

CONSENT AGENDA

1. Consideration of the minutes for July 14, 2016, Regular Meeting.

Chair Ferlito noted that she went over a couple of spelling errors with Yvette, Commission Secretary, that will be corrected.

Chair Ferlito also noted to add a meeting recap with Scott Hall from Jeff Baron.

Chair Ferlito moved to approve the minutes with the corrections as noted. Seconded by Commissioner Eaton, and carried by the following roll call vote:

AYES: Eaton, Ferlito
NOES: None
ABSTAIN: Refuerzo, Locke
ABSENT: Baron

PUBLIC HEARING

2. Consideration of an application to remove seven coast live oak trees (15", 6", 5", 5", 5", 10", 2"), two of which are significant trees, on a vacant lot for construction of a new single-family home. The site is located on the east side of Torres Street, 5 parcels north of 4th Avenue. The applicant is the Bolton Design Group for the owner, Ms. Andrea Carr.

Mr. Branson reviewed the site details of the application where the applicants will remove seven coast live oaks for the construction of a new home with an attached garage, and retain 8 significant trees.

Mr. McGovern, the resident to the east of the project, expressed concerns about construction impacts to an oak in the back of his lot.

Eric Dyar, representing Mrs. Thodos to the north of the project, expressed support of the project.

Michael Bolton, representing the property owners, spoke about the methods to be used for the construction of the building foundation near the trees on the site.

Commissioner Refuerzo motioned to approve the staff recommendations with special attention to minimize impacts to the McGovern tree behind the project, as well as using permeable surfaces around tree #7 and tree #1. Seconded by Commissioner Eaton, and carried by the following roll call vote:

AYES: Eaton, Ferlito, Locke, Refuerzo
NOES: None
ABSTAIN: None
ABSENT: Baron

ORDERS OF BUSINESS

3. Receive a report on the Beach Fire Management Pilot Program from Public Works staff and on beach fire related enforcement from Police Department staff.

Mr. Mullane reported the Coastal Development Permit was approved by the City Council in late June for a pilot beach fire program. An appeal was filed to the Coastal Commission by a Carmel resident. The appeal was reviewed by the Coastal Commission staff and it was determined that the appellant did not have the requisite standing to file an appeal. The City's action on the Coastal Development Permit is final and the pilot beach fire program will proceed. There are four fire units in place, two with lids, and two lids on order. Public Works is already noting some issues such as fires have been extinguished with sand, trash is left in units, charcoal being dumped onto the sand, and some illegal fires.

Commander Tomasi spoke on the enforcement on the beach. In May, two Carmel officers were assigned as beach officers, 7 days a week with coverage from 3:00 PM to 11:00 PM. The department goal is to have the officers there every night. However, when staffing is low they have been pulled away to do patrols in the city. Sentry Alarm is helping out with the beach security patrols. There has been an officer using the ATV while on patrol since the security company employees are not allowed to operate the ATV.

4. Review and comment on the FY 2016-17 street paving projects.

Mr. Mullane gave an update and review for the street paving projects that are coming up. The budget will need to be approved by Council, and will go out to bid. Commissioner Eaton asked to look for opportunities to provide for water percolation areas. Chair Ferlito, asked to make sure that tree protection is well covered, to please consider curves or accentuate them, keep paving unique around trees, and not always paving in straight lines. Commissioner Refuerzo asked the City to look for opportunities to add landscaping with mini parks, etc.

5. Review and comment on City's revised tree removal/pruning permit.

Mr. Branson went over the updates of the Tree Removal/Pruning Permit and noted the changes and updates that have been made. Corrections from suggestions have been noted and addressed.

6. Verbal reports from the Centennial ad hoc committees.

Commissioner Refuerzo gave an update on the Holiday Tree and suggested that a tree will need to be picked soon. Mr. Branson will arrange an invite to the subcommittee when the time comes to go and look for the holiday tree.

REPORTS FROM STAFF AND COMMISSIONERS

7. City Foresters Report
 - A. July tree data

Forest and Beach Commission- Minutes for August 11, 2016

- City trees removed - 2
- Private removal permits - 5
- Construction permits - 2
- Private pruning permits - 2
- City pruning by contractors - 4

Chair Ferlito asked to receive the planting data from the Friends of Carmel Forest (FOCF) each month with City data report from Mr. Branson.

B. Parks Activities

Mr. Branson mentioned that the City has the Coastal Development Permit permit for the Mission Trails Nature Preserve. The City has retained Nicole Nedeff for the fiscal year to give advice and recommendations on project implementation areas. The Martin meadow was mowed on Tuesday as well as additional mowing near Rio Road. The Mountain View entrance project started this week.

C. Beach Activities

Mr. Branson noted that staff have been asked to take pictures of the things they find relating to the beach fire program such as trash in the fire pits so that we have documentation of issues that may need to be addressed.

D. Tree Planting and Watering

Mr. Branson reported that there are too many new trees for one person to consistently water and the 100 FOCF trees will be watered by a contractor while other trees will be watered by staff.

E. Future agenda items

Mr. Mullane added that we now have a full Commission again. The joint meeting with the Planning Commission is potentially scheduled for Wednesday, September 28, 2016, at 2:30 PM. Another Special Meeting for the Noth Dunes CDP is scheduled for September 1, 2016, at 2:30 PM.

8. Public Works Director's Report

A. Updates on City Council items

Mr. Mullane provided a brief recap of two City Council items (new City fee structure, and West Coast Arborist contract awarded), and updates on Public Works vacancies and recruitment, and Forest Theater issues.

9. Commissioner Announcements

None at this time.

ADJOURNMENT

The meeting was adjourned at 7:00 p.m.

CITY OF CARMEL
FOREST AND BEACH COMMISSION-MINUTES
REGULAR MEETING
THURSDAY SEPTEMBER 8, 2016

CALL TO ORDER AND ROLL CALL

COMMISSION MEMBERS PRESENT: Karen Ferlito – Chair
David Refuerzo
Jeff Baron
Maggie Eaton
Stephanie Locke

STAFF PRESENT: Rob Mullane, AICP, Public Works Director
Mike Branson, City Forester
Matt Fiesthamel, Assistant City Forester
Yvette Oblander, Admin. Coordinator/Commission Secretary

ROLL CALL

Chair Ferlito called the meeting to order at 3:30 pm.

PLEDGE OF ALLEGIANCE

Members of the audience joined the Commission in the Pledge of Allegiance.

APPEARANCES

- Remi Allard from the Friends of Carmel Forest gave updated information on their goal to plant 100 trees in the centennial year.
- Lynn Ross was concerned with the beach fire management program and also stated that she favors the propane only approach.
- Denise Alverson, related 2 stories regarding beachgoers using a propane fire and a wood fire.

CONSENT AGENDA

1. Consideration of the Minutes for the August 11, 2016 meeting

Mike Branson noted the minutes from August 11, 2016 meeting were not ready. Karen Ferlito noted that these will be considered at a future meeting.

ORDERS OF BUSINESS

2. Verbal reports from the Centennial ad hoc committees

Centennial Tree: Photos of the holiday tree options were reviewed and recommended a 21 ft. tree in a 48" box as the Centennial tree.

REPORTS FROM STAFF AND COMMISSIONERS

3. City Foresters Report

- A. August tree data
 - 1 Public Tree removed
 - 12 Private Tree Removal Permits
 - 5 Construction Permits
 - 6 Private Pruning Permits
 - 2 City trees pruned by contractors
 - B. Parks activities
 - Fuel removal along the Serra Trail in Mission Trail Nature Preserve will start later this month.
 - The Mt. View stairway is under way, and redesign of one element will be needed from the landscape architects.
 - Forest Hill Park will get improvements around the playground by end of the year.
 - C. Beach activities
 - County Health Department posted flyers to avoid contact with the water in the beach ponding at the south end of Carmel Beach.
 - D. Future agenda items
 - Scott Hall will be reporting on the Scenic Road pathway, maybe in November.
4. Public Works Directors Report
- A. Updates on City Council Items
 - No City Council meeting yet this month to report on.
 - B. Other items of interest to the Commission
 - Appointment of three Project Managers to assist with capital projects and contracts.
 - An Environmental Compliance Manager is in recruitment through our Human Resources Office.
 - Public Works has been very busy with the North Dunes habitat Coastal Development Permit process.
 - Commissioner Eaton announced that September 28, 2016 will be her last Forest and Beach Commission meeting; she will be moving out of the area.
 - Commissioner Baron's term is up at the end of the month.
 - Monterey Bay Air Quality Control lifted the wood fire ban on September 6, 2016. That same day the lids to the beach fire pits were removed and revised signs were posted.
 - Semi-permanent beach fire signs will be made in-house and will go up at the top of the stairs.

ADJOURNMENT

There being no further business to come before the Commission, the meeting was adjourned at 5:00 pm

Yvette Oblander, Commission Secretary

ATTEST:

Karen Ferlito, Chair

CITY OF CARMEL-BY-THE-SEA
FOREST AND BEACH COMMISSION-MINUTES
SPECIAL MEETING
THURSDAY SEPTEMBER 1, 2016

CALL TO ORDER AND ROLL CALL

COMMISSION MEMBERS PRESENT: Karen Ferlito - Chair
Jeff Baron
Maggie Eaton
Stephanie Locke
David Refuerzo

STAFF PRESENT: Rob Mullane, AICP, Public Works Director
Mike Branson, City Forester
Matt Feisthamel, Assistant City Forester
Marc Wiener, Interim Planning Director
Yvette Oblander, Admin Coordinator/Commission Secretary

TOUR OF INSPECTION

The Forest and Beach Commission visited the following site:

1. North Dune Habitat Restoration Area – Carmel Beach, convene at the NW corner of San Antonio Avenue and Ocean Avenue.

ROLL CALL

Chair Ferlito called the meeting to order at 3:30 pm

PLEDGE OF ALLIGANCE

Members of the audience joined the Commission in the Pledge of Allegiance.

ORDERS OF BUSINESS

1. Review and Discussion the Work Scope for the North DunesHabitat Restoration Coastal Development Permit (CDP)

Following staff reports, public input and Commission discussion the following is the direction by consensus from the Forest and Beach Commission regarding the North Dunes Restoration CDP.

1. Remove dead and hazardous trees, and remove or transplant a limited number (up to 5 over the initial 5-year term of the CDP) those live trees that substantially interfere with restoration activities, with a goal being to conform to City Coastal Resources Element Policy P5-25 in terms of maintaining the prescribed tree density. This includes the healthy Monterey cypress near the middle of the Phase 2 area of work as noted in the September 1, 2016 site visit.
2. Remove acacia unless they are important to fore dune stability. Also, reduce the height of the acacia hedges in the fore dunes area.

3. Include on-going tree maintenance and catch up on areas that have experienced deferred maintenance.
4. Refrain from removing trees that would damage the dunes when they are removed.
5. Retain the heritage eucalyptus tree and the healthy trees along Ocean Avenue.
6. The biologist should also consider the back (eastern side) of the volleyball area for volleyball use - habitat preservation conflicts and possible additional restoration activities.
7. Include an allowance for removal of a limited number of tree stumps if necessary for restoration goals.
8. The F&B Commission should also receive annual reports on the plan's implementation, similar to what would be presented to the Planning Commission.

ADJOURNMENT

There being no further business to come before the Commission, the meeting was adjourned at 6:30 pm.

Yvette Oblander, Commission Secretary

ATTEST:

Karen Ferlito - Chair

