

Staff Report to the Zoning Administrator Application Number: 121250

Applicant: Soquel Creek Water District

Owner: California State Parks **APN:** 038-201-01: 042-102-01 Agenda Date: March 1, 2013

Agenda Item #: 3 Time: After 9:00 a.m.

Project Description: Proposal to recognize the abandonment of two clusters of permitted monitoring wells and the installation of two replacement well clusters on two separate parcels within the PR zone district. Requires an Amendment to Coastal Development Permit 3-82-59.

Location: Properties located at Seacliff State Beach, Aptos (APNs: 038-201-01 & 042-102-01).

Supervisorial District: 2nd District (District Supervisor: Zack Friend)

Permits Required: Coastal Development Permit

Staff Recommendation:

Approval of Application 121250, based on the attached findings and conditions.

Exhibits

- Project plans A.
- Findings В.
- C. Conditions
- D. determination)
- Categorical Exemption (CEQA

Ė. Location, Zoning and

General Plan Maps

F. Comments & Correspondence

Parcel Information

N/A Parcel Size:

State Beach Existing Land Use - Parcel:

Mixed residential neighborhoods, Pacific Ocean Existing Land Use - Surrounding:

Creek Drive & State Park Drive Project Access:

Planning Area: Aptos

Land Use Designation: O-R (Parks, Recreation, and Open space)

Zone District: PR (Parks, Recreation, and Open space)

X Inside Outside Coastal Zone:

Appealable to Calif. Coastal Comm. X Yes

County of Santa Cruz Planning Department 701 Ocean Street, 4th Floor, Santa Cruz CA 95060 APN: 038-201-01; 042-102-01 Owner: California State Parks

Services Information

Urban/Rural Services Line: X Inside Outside
Water Supply: Soquel Creek Water District

Sewage Disposal: Santa Cruz County Sanitation District

Fire District: Aptos/La Selva Fire Protection District

Drainage District: Zone 6 Flood Control District

History

An administrative Coastal Development Permit (3-82-59) was issued by the California Coastal Commission on 4/20/82 for eight different monitoring well sites in the Soquel Creek Water District and the City of Capitola. This Coastal Development Permit application (121250) is an amendment to the original Coastal Development Permit (3-82-59).

Project Setting & Description

This application is a proposal to recognize the demolition of wells at two of the eight monitoring sites (approved under Coastal Development Permit 3-82-59) and the installation of replacement monitoring wells at these two sites. Both monitoring well sites are located on Seacliff State beach property. The first monitoring well site is located at the end of Creek Drive in the Rio Del Mar flats. The monitoring well site is located beyond the end of the road along the side of an existing pedestrian path to the beach. The second monitoring well site is accessed from State Park Drive and located within the Seacliff State Beach parking area, adjacent to an existing restroom facility. Both sites are located within State Parks property between the Pacific Ocean and existing single family residential neighborhoods.

Zoning & General Plan Consistency

The project sites are located in the PR (Parks, Recreation, and Open space) zone district, a designation which allows public facilities uses. The proposed replacement monitoring wells are an approved use on the subject properties. The PR zoning is consistent with the site's (O-R) Parks, Recreation, and Open space General Plan designation.

Local Coastal Program Consistency

The proposed replacement monitoring wells are in conformance with the County's certified Local Coastal Program, in that the wells replace existing monitoring wells located in the same location with the same purpose and use. The wells are used for monitoring purposes only and will not be used to add water for the Soquel Creek Water District's water supply. No increase in water supply or service availability will result from the replacement monitoring wells. The monitoring wells are located below ground and will not create any visual impact within the beach viewshed. The monitoring wells will not interfere with public access to the beach, ocean, or other nearby body of water.

Application #: 121250 Page 3

APN: 038-201-01; 042-102-01 Owner: California State Parks

Categorical Exemption

A Categorical Exemption for the California Environmental Quality Act was prepared by the Soquel Creek Water District, on December 20, 2011, as the lead agency for the proposed project. The Categorical Exemption (Class 2 - Replacement or Reconstruction) was filed with the Clerk of the Board on December 22, 2011 and the notice period for this filing ended on January 22, 2012.

Conclusion

As proposed and conditioned, the project is consistent with all applicable codes and policies of the Zoning Ordinance and General Plan/LCP. Please see Exhibit "B" ("Findings") for a complete listing of findings and evidence related to the above discussion.

Staff Recommendation

• APPROVAL of Application Number 121250, based on the attached findings and conditions.

Supplementary reports and information referred to in this report are on file and available for viewing at the Santa Cruz County Planning Department, and are hereby made a part of the administrative record for the proposed project.

The County Code and General Plan, as well as hearing agendas and additional information are available online at: www.co.santa-cruz.ca.us

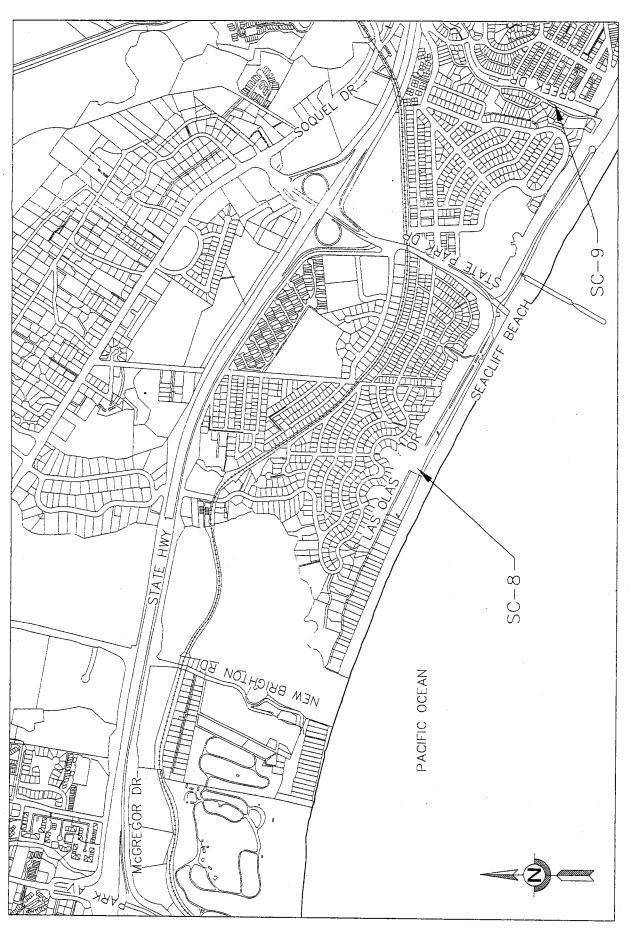
Report Prepared By: Randall Adams

Santa Cruz County Planning Department

701 Ocean Street, 4th Floor Santa Cruz CA 95060

Phone Number: (831) 454-3218

E-mail: randall.adams@co.santa-cruz.ca.us



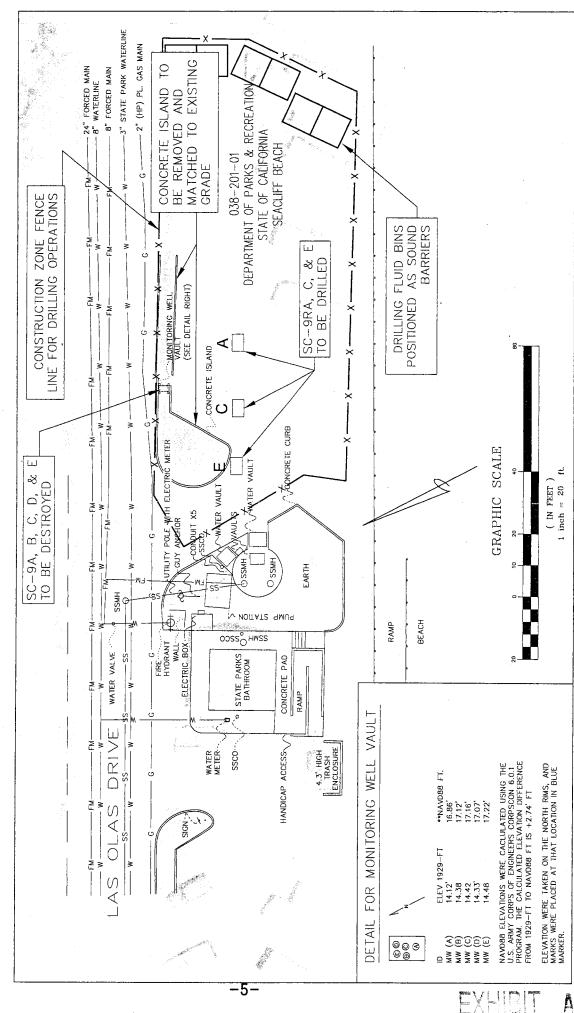


Figure 3: SC-9 Location of Wells to be Destroyed and Replaced

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Site Map: SC-8F Aptos Creek Monitoring Wells

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Coastal Development Permit Findings

1. That the project is a use allowed in one of the basic zone districts, other than the Special Use (SU) district, listed in section 13.10.170(d) as consistent with the General Plan and Local Coastal Program LUP designation.

The project sites are located in the PR (Parks, Recreation, and Open space) zone district, a designation which allows public facilities uses. The proposed replacement monitoring wells are an allowed use on the subject properties, as approved by Coastal Development Permit 3-82-59. The PR zoning is consistent with the site's (O-R) Parks, Recreation, and Open space General Plan designation.

2. That the project does not conflict with any existing easement or development restrictions such as public access, utility, or open space easements.

This finding can be made, in that the monitoring wells are located in the same locations where they had been previously installed.

3. That the project is consistent with the design criteria and special use standards and conditions of this chapter pursuant to section 13.20.130 et seq.

This finding can be made, in that the monitoring wells are located below ground and will not create any visual impact within the beach viewshed.

4. That the project conforms with the public access, recreation, and visitor-serving policies, standards and maps of the General Plan and Local Coastal Program land use plan, specifically Chapter 2: figure 2.5 and Chapter 7, and, as to any development between and nearest public road and the sea or the shoreline of any body of water located within the coastal zone, such development is in conformity with the public access and public recreation policies of Chapter 3 of the Coastal Act commencing with section 30200.

This finding can be made, in that the monitoring wells are located below ground and will not interfere with public access to the beach, ocean, or other nearby body of water.

5. That the proposed development is in conformity with the certified local coastal program.

This finding can be made, in that the monitoring wells are located below ground and will not create any visual impact within the beach viewshed or interfere with public access to the beach, ocean, or other nearby body of water. Additionally, public facilities uses are allowed uses in the PR (Parks, Recreation, and Open space) zone district, as well as the General Plan and Local Coastal Program land use designation.

Development Permit Findings

1. That the proposed location of the project and the conditions under which it would be operated or maintained will not be detrimental to the health, safety, or welfare of persons residing or working in the neighborhood or the general public, and will not result in inefficient or wasteful use of energy, and will not be materially injurious to properties or improvements in the vicinity.

This finding can be made, in that the project is located in an area that allows public facilities uses. Construction will comply with prevailing building technology, the California Building Code, the County Building ordinance, and all applicable regulations to insure the optimum in safety and the conservation of energy and resources.

2. That the proposed location of the project and the conditions under which it would be operated or maintained will be consistent with all pertinent County ordinances and the purpose of the zone district in which the site is located.

This finding can be made, in that the proposed location of the replacement monitoring wells and the conditions under which it would be operated or maintained will be consistent with all pertinent County ordinances and the purpose of the PR (Parks, Recreation, and Open space) zone district. The existing monitoring wells are an allowed use on the subject properties, as approved by Coastal Development Permit 3-82-59.

3. That the proposed use is consistent with all elements of the County General Plan and with any specific plan which has been adopted for the area.

This finding can be made, in that the proposed public facilities use is allowed within the PR (Parks, Recreation, and Open space) zone district, as approved by Coastal Development Permit 3-82-59. The PR zoning is consistent with the site's (O-R) Parks, Recreation, and Open space General Plan designation.

No specific plan has been adopted for the area.

4. That the proposed use will not overload utilities and will not generate more than the acceptable level of traffic on the streets in the vicinity.

This finding can be made, in that the proposed replacement monitoring wells would be located below ground and would not be a use that generates traffic.

5. That the proposed project will complement and harmonize with the existing and proposed land uses in the vicinity and will be compatible with the physical design aspects, land use intensities, and dwelling unit densities of the neighborhood.

This finding can be made, in that the monitoring wells are located below ground and will not create any visual impact within the beach viewshed.

6. The proposed development project is consistent with the Design Standards and Guidelines (sections 13.11.070 through 13.11.076), and any other applicable requirements of this chapter.

This finding can be made, in that the proposed replacement monitoring wells will be located below ground and will not affect the aesthetic qualities of the surrounding properties or visually impact available open space in the surrounding area.

Conditions of Approval

Exhibit A: Project Plans "Location of Wells to be Destroyed and Replaced: SC-8 & SC-9", 3 sheets, prepared by Soquel Creek Water District.

- I. This permit authorizes the construction of replacement monitoring wells as indicated in the approved Exhibit "A" for this permit. Prior to exercising any rights granted by this permit including, without limitation, any construction or site disturbance, the applicant/owner shall:
 - A. Sign, date, and return to the Planning Department one copy of the approval to indicate acceptance and agreement with the conditions thereof.
 - B. Obtain any required permits or approvals from the County Department of Environmental Health Services. Comply with all requirements of the Department of Environmental Health Services and pay all applicable fees.
 - C. Pursuant to Sections 16.40.040 and 16.42.100 of the County Code, if at any time during site preparation, excavation, or other ground disturbance associated with this development, any artifact or other evidence of an historic archaeological resource or a Native American cultural site is discovered, the responsible persons shall immediately cease and desist from all further site excavation and notify the Sheriff-Coroner if the discovery contains human remains, or the Planning Director if the discovery contains no human remains. The procedures established in Sections 16.40.040 and 16.42.100, shall be observed.

II. Operational Conditions

- A. In the event that future County inspections of the subject property disclose noncompliance with any Conditions of this approval or any violation of the County Code, the owner shall pay to the County the full cost of such County inspections, including any follow-up inspections and/or necessary enforcement actions, up to and including permit revocation.
- III. As a condition of this development approval, the holder of this development approval ("Development Approval Holder"), is required to defend, indemnify, and hold harmless the COUNTY, its officers, employees, and agents, from and against any claim (including attorneys' fees), against the COUNTY, it officers, employees, and agents to attack, set aside, void, or annul this development approval of the COUNTY or any subsequent amendment of this development approval which is requested by the Development Approval Holder.
 - A. COUNTY shall promptly notify the Development Approval Holder of any claim, action, or proceeding against which the COUNTY seeks to be defended, indemnified, or held harmless. COUNTY shall cooperate fully in such defense. If COUNTY fails to notify the Development Approval Holder within sixty (60) days of any such claim, action, or proceeding, or fails to cooperate fully in the defense

thereof, the Development Approval Holder shall not thereafter be responsible to defend, indemnify, or hold harmless the COUNTY if such failure to notify or cooperate was significantly prejudicial to the Development Approval Holder.

- B. Nothing contained herein shall prohibit the COUNTY from participating in the defense of any claim, action, or proceeding if both of the following occur:
 - 1. COUNTY bears its own attorney's fees and costs; and
 - 2. COUNTY defends the action in good faith.
- C. <u>Settlement</u>. The Development Approval Holder shall not be required to pay or perform any settlement unless such Development Approval Holder has approved the settlement. When representing the County, the Development Approval Holder shall not enter into any stipulation or settlement modifying or affecting the interpretation or validity of any of the terms or conditions of the development approval without the prior written consent of the County.
- D. <u>Successors Bound</u>. "Development Approval Holder" shall include the applicant and the successor'(s) in interest, transferee(s), and assign(s) of the applicant.

Minor variations to this permit which do not affect the overall concept or density may be approved by the Planning Director at the request of the applicant or staff in accordance with Chapter 18.10 of the County Code.

Please note: This permit expires three years from the effective date listed below unless the conditions of approval are complied with and the use commences before the expiration date.

Approval Date:	<u> </u>
Effective Date:	
Expiration Date:	
Wanda Williams	Randall Adams
Deputy Zoning Administrator	Project Planner

Appeals: Any property owner, or other person aggrieved, or any other person whose interests are adversely affected by any act or determination of the Zoning Administrator, may appeal the act or determination to the Planning Commission in accordance with chapter 18.10 of the Santa Cruz County Code.

Board of Directors
Dr. Thomas R. LaHue, President
Bruce Daniels, Vice President
Dr. Don Hoernschemeyer
Dr. Bruce Jaffe
Daniel F. Kriege

Laura D. Brown, General Manager

December 22, 2011

Clerk of the Board County of Santa Cruz 701 Ocean Street, Room 500 Santa Cruz, CA 95060

Subject: Notice of Categorical Exemption - Monitoring Wells at locations:

Las Olas Drive, Aptos; Creek Drive, Aptos; Sumner Ave, Aptos; 42nd Ave.,

Capitola and Cornwell Road, Soquel, CWO 10-006

Dear Clerk of the Board:

Enclosed please find the administrative fee and a Notices of Exemption to be filed with your office according to our CEQA Guidelines for the following project for which Categorical Exemptions have been prepared and accepted by the Board of Directors of the Soquel Creek Water District at their regular meeting of December 20, 2011.

Monitoring Well Installation and Replacement Project (various l locations)

Should you have any questions, please contact our Engineering Manager Mr. Taj Dufour at 475-8501 ext. 123.

Sincerely,

SOQUEL CREEK WATER DISTRICT

Denise Alexander

Executive Assistant

Enclosures



PRELIMINARY ENVIRONMENTAL ASSESSMENT

SOQUEL CREEK WATER DISTRICT P. O. Box 1550 Capitola, CA 95010

	roject: <u>Installation and Replacement of Monitoring Wells at Various</u>
Locations,	CWO 10-006
	5 Various Locations (Las Olas Drive, Aptos, Creek Drive, Aptos, Sumner 4,42 nd Ave., Capitola, Cornwell Road, Soquel)
Entity or l	Person Undertaking Project:
A. B.	Soquel Creek Water District Other: (complete below if other)
	Name: N/A
•	Address:
District sta accordance Water Dist	rmination: aff, having undertaken and completed a preliminary review of this project in with the District's resolution entitled, "Local Guidelines of the Soquel Creek rict Implementing the California Environmental Quality Act", has concluded roject does not required further environmental assessment because:
1	The proposed action does not constitute a project within the meaning of Section 28.
2	The project is a Ministerial Project under Section 7.
3	The project is an Emergency Project under Section 32.
4	The project constitutes a Feasibility or Planning Study under Section 33.
5. _X _	The project is categorically Exempt under Article 19. Categorical Exemptions, Section 15302 Class II (C) and Section 15303 Class III.
6	The project involved another public agency which constitutes the Lead Agency.
Name of Le	ead Agency:
12/20/11	
Date	Taj Dufour, Engineering Manager/Chief Engineer

NOTICE OF EXEMPTION SOQUEL CREEK WATER DISTRICT

P.O. Box 1550 Capitola, CA 95010 28-11

Clerk of the Board TO: County of Santa Cruz

Replacement and Installation of Monitoring Wells at Various Locations **Project Title**

701 Ocean Street, Room 500 Santa Cruz, CA 95060 Within the road right of way, dedicated easements on State Park lands, or District private property located at Las Olas Drive, Aptos, Creek Drive, Aptos, Sumner Ave, Aptos, 42nd Ave, Capitola and Cornwell Road, Soquel. Project Location - Specific Santa Cruz Soquel, Aptos an Capitola County Project Location - City Installation of groundwater monitoring wells to be utilized for managing the Soquel/Aptos Groundwater Basin. The groundwater basin is a shared resource among City of Santa Cruz Water Department, Soquel Creek Water District, Central Water District, and various mutual and private well owners. Data will be used to avoid seawater intrusion and manage pumping depressions from larger municipal wells in the basin. and manage pumping depressions from larger municipal in a part of Project

Description of Nature, Purpose and Beneficiaries of Project

THIS NOTICE HAS BEEN POSTED AT THE CLERK OF THE BOARD OF SUPERVISORS OFFICE FOR A Soquel Creek Water District Name of Public Agency Approving Project PERIOD COMMENCING 23 Exempt Status: (Check One) AND ENDING 22 Ministerial – Section 15073 Declared Emergency - Section 15071 Emergency Project - Section 15071 Categorical Exemption - State type / section number: 15302, Class II (C) and 15303, Class III Reasons Why Project is Exempt:

Project involves replacement of existing utility facility (groundwater monitoring wells) that involves no expansion of capacity. Project involves installation of new, small structures (new monitoring wells) to monitor the Soquel/Aptos Groundwater Basin.

Taj Dufour	<u>(831) 475-8501 Ext. 123</u>
Contact Person	Phone

If filed by applicant:

- Attach certified document of exemption finding. 1.
- Has a Notice of Exemption been filed by the public agency approving the project? 2.

X Yes

12/20/11 Date

Tai A. Dufour, P.E.

State of California—The Resources Agency DEPARTMENT OF FISH AND GAME

2010 ENVIRONMENTAL FILING FEE CASH RECEIPT

RECEIPT#

Check Date:

Check Amount:

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PROJECTTITLE REPLACEMENT & Installat	as at Monitaring	y Wells	
PROJECTAPPLICANTNAME TAY DUHAY	, '	89	WINDER - 850
PROJECTAPPLICANTADDRESS CITYCA	in fila	STATE: ZIP CO	DE 95010
PROJECT APPLICANT (Check appropriate box): Local Public Agency School District	Other Special District	State Agency	Private Entity
CHECK APPLICABLE FEES:			
Environmental Impact Report (EIR)		\$2,792.25 \$ _	····
☐ Mitigated/Negative Declaration (ND)(MND)		\$2,010.25 \$ _	
Application Fee Water Diversion (State Water Resources Co	ontrol Board Only)	\$850.00 \$	
Projects Subject to Certified Regulatory Programs (CRP)	•	\$949.50 \$	
County Administrative Fee		\$50.00 \$	50
Project that is exempt from fees		\$50,00 \$ <u>_</u>	
Notice of Exemption			
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Recpt # 399824 doc # 218-11

<u>Description</u>
FILING FEE - NOTICE OF CAT EXEMPTION

Vendor Acct No:

OQUEL CREEK WATER DISTRICT

Vendor: COUNTY OF SANTA CRUZ Vendor No:COUNT002

Date

12/19/2011

Invoice Number FILING FEE

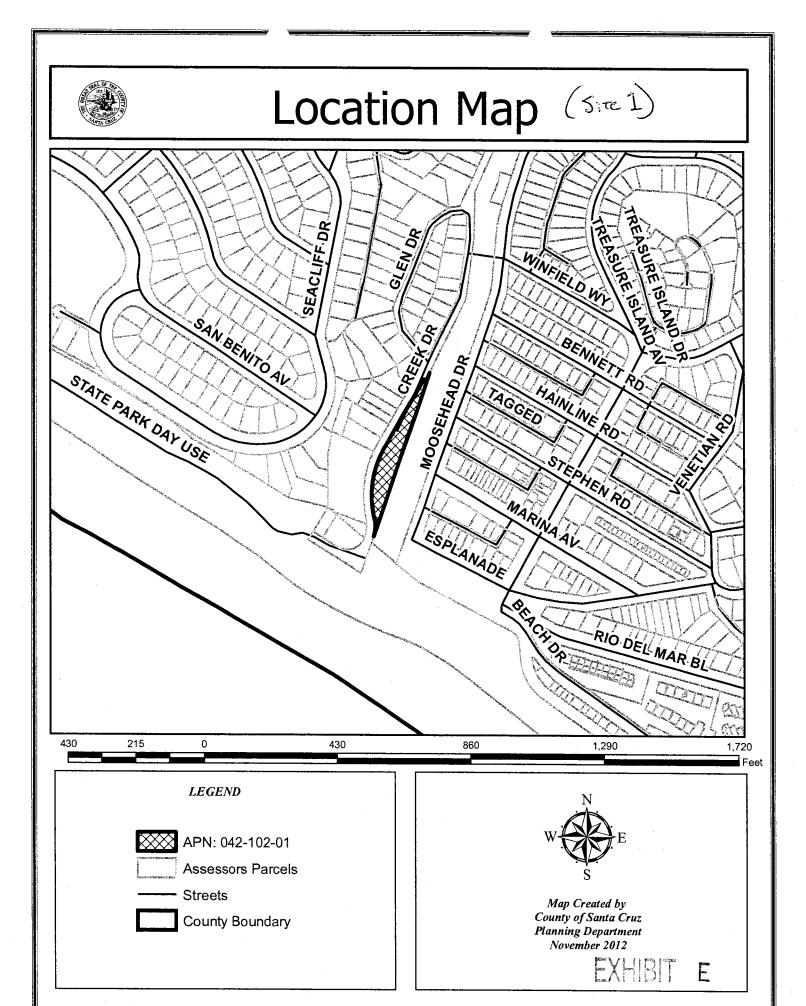
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12/21/2011

Invoice Amount

\$50.00

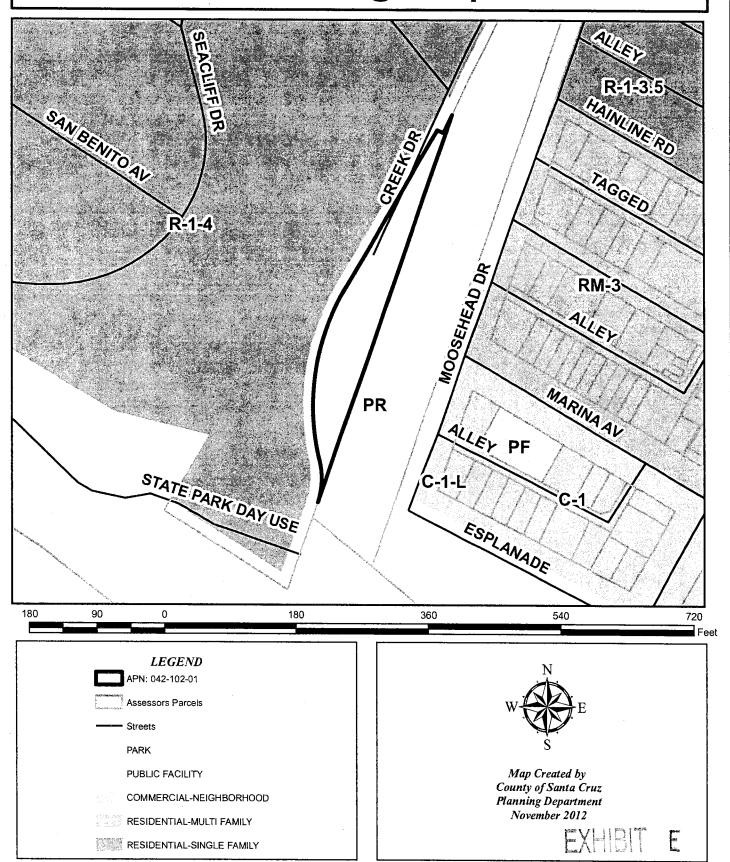
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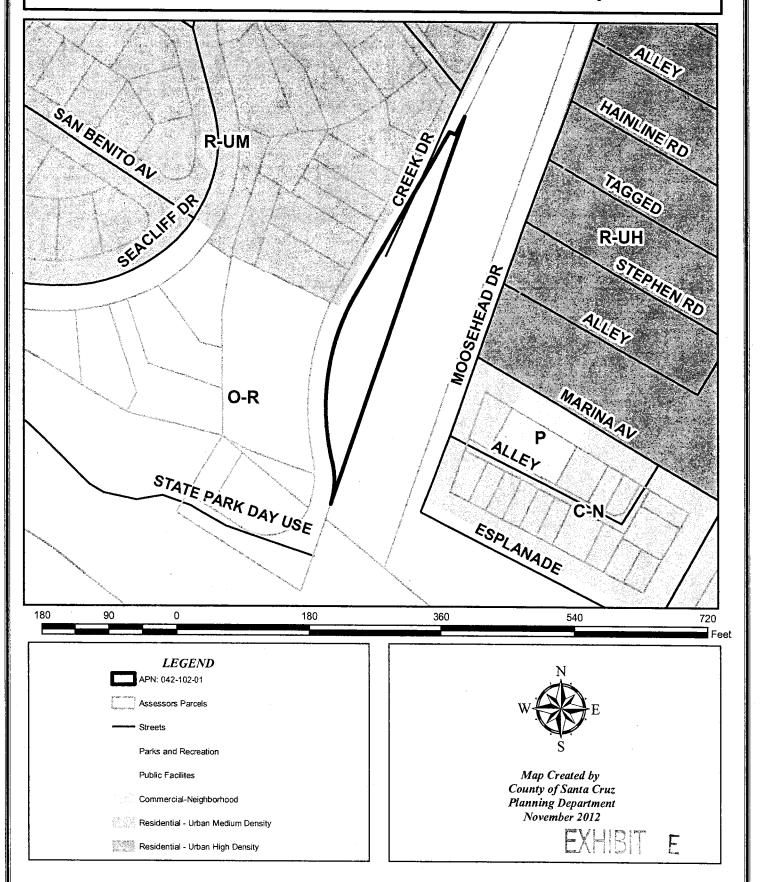
Zoning Map (Sime 1)





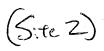


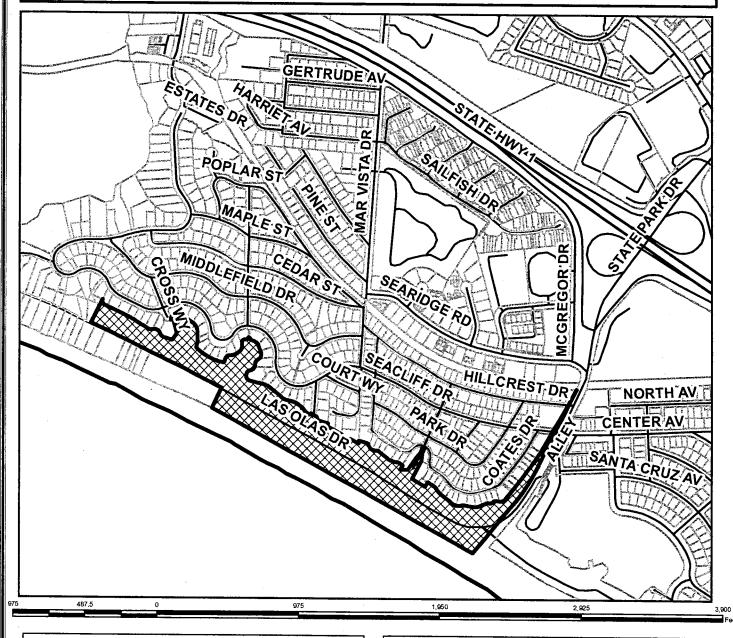
General Plan Designation Map (Site 1)

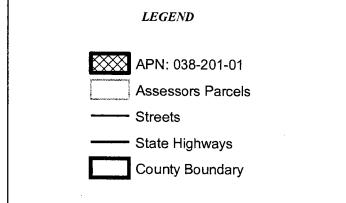




Location Map (Site 2)





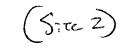


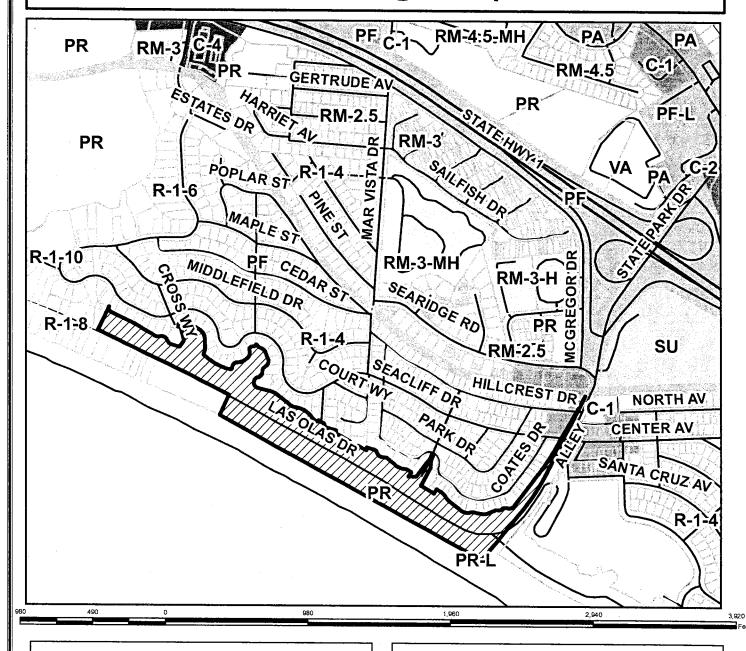


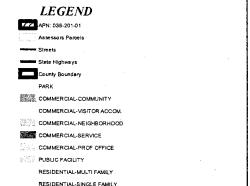
Map Created by County of Santa Cruz Planning Department November 2012



Zoning Map







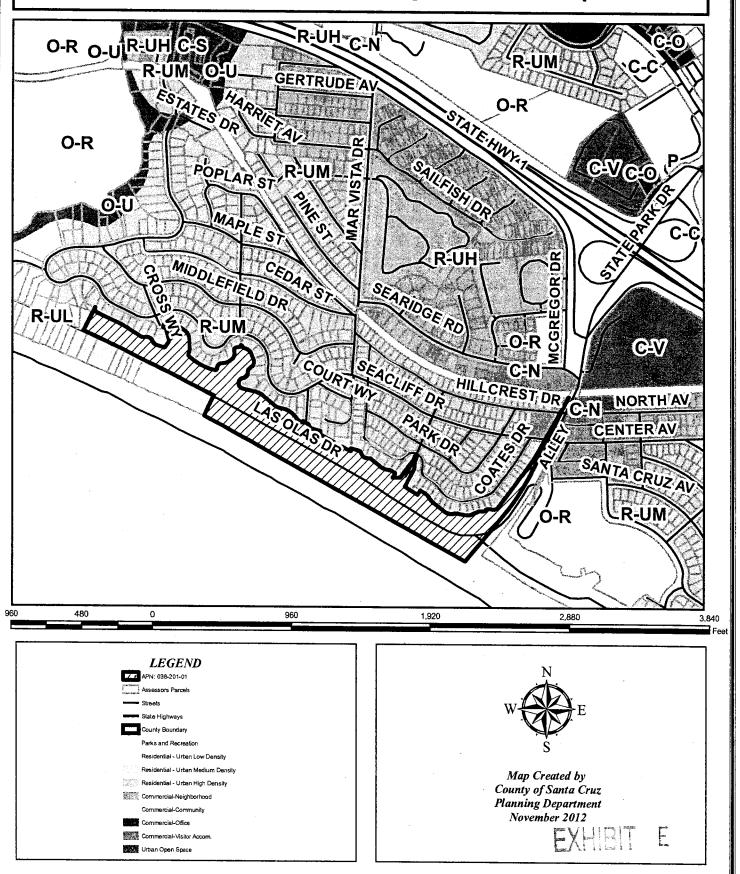


Map Created by County of Santa Cruz Planning Department November 2012

EXHIBIT E



General Plan Designation Map (342)



MONITORING WELL DESTRUCTION, REPLACEMENT AND NEW INSTALLATIONS AT VARIOUS LOCATIONS SOQUEL, CAPITOLA, AND APTOS, CA CWO 10-006

<u>Purpose</u>

The purpose of this project is to destroy six existing monitoring wells, and to install four monitoring wells at two well clusters for the Soquel Creek Water District (District). The District is replacing these compromised monitoring wells in order to continue monitoring for salt water intrusion.

The SC-8 and SC-9 well clusters were originally installed as part of California Coastal Commission Permit No. 3-82-59. The well clusters are identified as No. 1 through No. 8 on Exhibit No. 1 of the original application. The corresponding current well cluster designations are indicated in Table 1.

Table 1: Current Well Cluster Designations

Well Cluster	Location	Well Number from Permit 3-82-59			
SC-8	Creek Dr.	No. 6			
SC-9	Las Olas Dr.	No. 8			

Project Description

The work to be conducted consists of constructing and destroying monitoring wells. Constructing a monitoring well requires drilling an 8.75 inch borehole to a depth between 200 and 900 feet below ground surface, installation of well screen, well casing, gravel pack, concrete seal, and surface monument. Typical monitoring well construction details are shown in Figure 1. Depth and screened intervals for individual monitoring wells are shown in Table 2. Well construction equipment consists of a 40 foot long drill rig, two 20 ft x 8 ft x 5 ft tall baker tanks, an air compressor, and forklift.

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Destroying a monitoring well requires filling the well casing with neat cement, removal of the casing to a depth of five feet below ground surface, removal of the surface monument, and restoration of the surface to match the surroundings. The details of wells to be destroyed are shown in Table 3. Well destruction equipment consists of a concrete pump and air compressor.

Cross Section

The cross section of a typical monitoring well is shown in Figure 1. The cross section for the surface monument is shown in more detail in Figure 2. The depth and screening information for wells to be constructed are shown in Table 2. Construction details for wells to be destroyed are shown in Table 3.

Table 2: Well Depths and Screening information

Well	Total Depth, feet bgs	Depth to Bottom of Sanitary Seal, feet bgs	Depth to Screen top, feet bgs	Screen Length, feet	Depth to Screen Bottom,
SC-8R F	210	5	20	180	feet bgs
SC-9R A	910	610	625	275	900
SC-9R C	390	300	315	65	380
SC-9R E	150	10	25	115	140

Table 3: Construction Details for Monitoring Wells to be Destroyed

District Well Number	Year Installed	Area	State Well Number	April 2011 Depth to Water, feet bgs	Casing Diameter (inches)	Screen Top, feet bgs	Screen Bottom, feet bgs	Gravel Pack (Top- Bottom), feet bgs
SC-8F	1983	Aptos Creek	11S/1E- 18N	8	0-136 ft: 6 5/8, 136-200 ft: 2 3/8	20	200	20-200
SC-9A				6	0-118 ft: 6 5/8, 118-900 ft: 23/8	625	900	600-900
SC-9B			110/1141	20	2 3/8	400	575	400-590
SC-9C	1983	Seacliff	11S/1W-	23	2 3/8	316	380	300-380
SC-9D			13F	2	0-121 ft: 6 5/8, 121-290 ft: 2 3/8	184	290	170-290
SC-9E				0	2 3/8	25	140	25-140

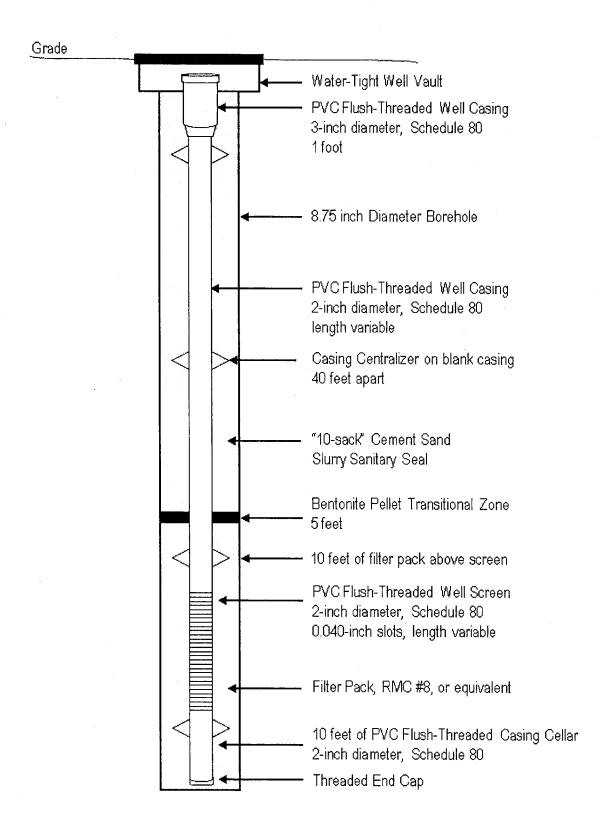


Figure 1: Well Construction Diagram and Materials

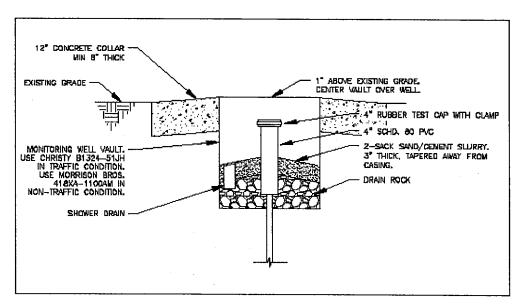


Figure 2: Wellhead Completion Detail

Well Construction Scheduling

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MOBLEIZE & CONSTRUCT WELL PEARSON AA, A											
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Figure 3: Planned scheduling for Well Destruction and Installations

Mitigations

The contract documents prohibit work within the State Parks after Memorial Day and in the first two weeks of April and work hours within the parks will be 8am to 5pm as requested by the California Department of Parks and Recreation. The Soquel Creek Water District will reserve adjacent camping spaces during the construction period to minimize impact to campers.

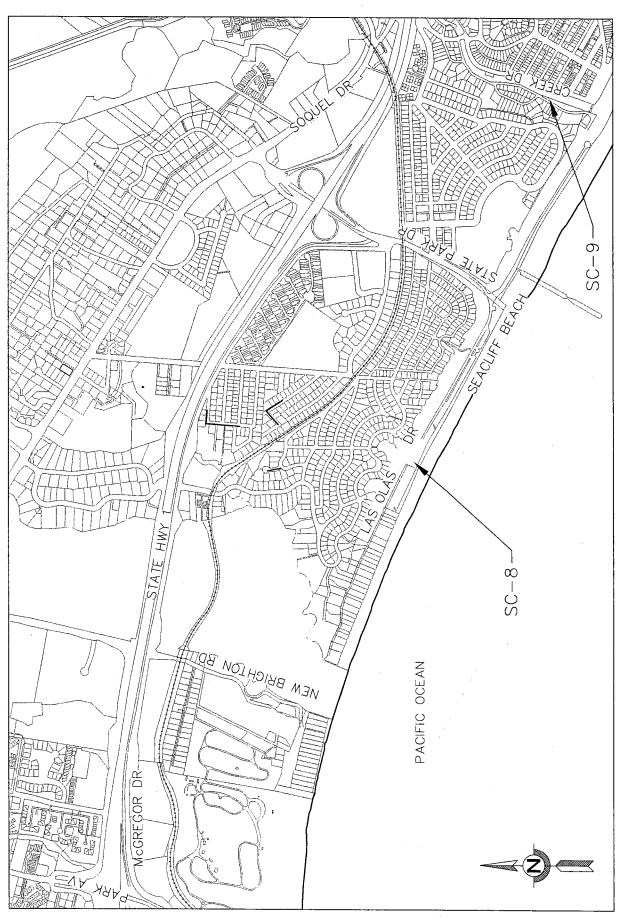
Public access will be maintained on all sidewalks and roadways adjacent to construction areas or be rerouted as necessary for public safety.

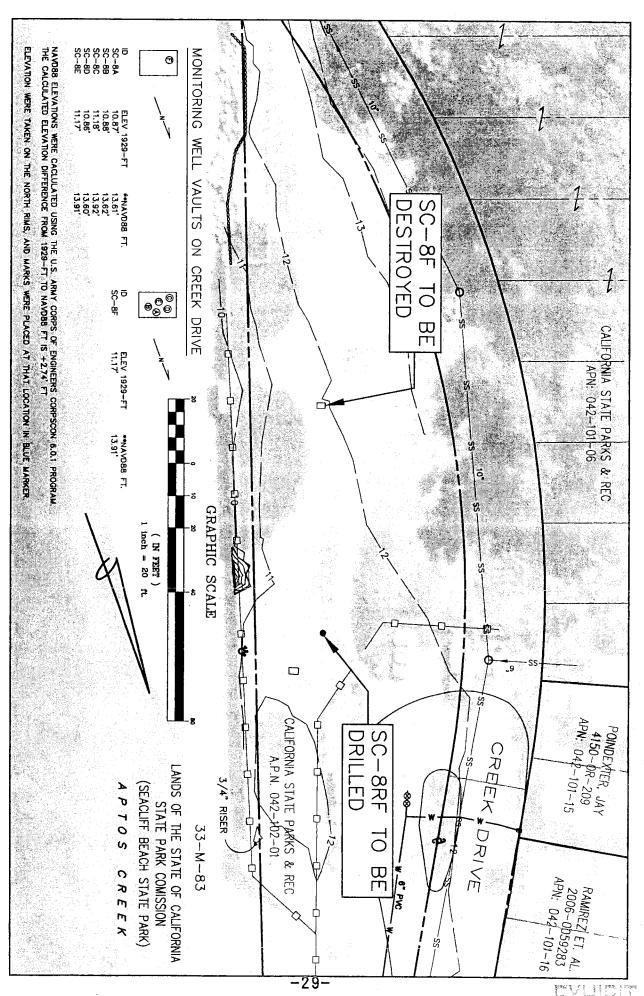
Grading

There is no grading for this project.

Site Plan

See attached site plans.





Site Map: SC-8F Aptos Creek Monitoring Wells

