



*General Plan*      *Volume 2 of 2*

*Final E nvironmental Impact Report  
Responses to Comments*

*Approved by the State Park and Recreation Commission  
May 14, 2004*



**The Final General Plan for Tomales Bay State Park is in two volumes.**

This is ***Volume 2: Responses to Comments*** which contains the comments received during the public review of the General Plan, California State Parks responses to these comments, recommended changes to the General Plan, and CEQA compliance documentation related to this plan.

The other volume, ***Volume 1: The General Plan***, presents the park's existing conditions, planning influences and issues, plan proposals, the visitor carrying capacity evaluation, the environmental analysis, and appendices.

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**GENERAL PLANNING INFORMATION**

If you would like more information about the general planning process used by California State Parks or have questions about specific general plans, contact:

General Planning Section  
California State Parks  
P.O. Box 942896  
Sacramento, CA 94296 - 0001

**FINAL ENVIRONMENTAL  
IMPACT REPORT**

***Responses to Comments***

***for the***

**TOMALES BAY STATE PARK  
General Plan**

**(Volume 2 of 2)**



**Lead Agency**

California State Parks  
Acquisition and Development Division  
Northern Service Center  
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# TABLE OF CONTENTS

I. INTRODUCTION .....	1
Final Environmental Impact Report .....	1
Environmental Review Process .....	1
II. CEQA DOCUMENTS .....	3
III. LIST OF COMMENTING AGENCIES, ORGANIZATIONS, AND PERSONS .....	33
IV. COMMENTS AND STATE PARKS RESPONSES TO COMMENTS .....	35
Response to Letter 1 .....	39
Response to Letter 2 .....	42
Response to Letter 3 .....	48
Response to Letter 4 .....	55
Response to Letter 5 .....	58
Response to Letter 6 .....	61
Response to Letter 7 .....	65
Response to Letter 8 .....	73
Response to Letter 9 .....	83
Response to Letter 10 .....	90
Response to Letter 11 .....	92
Response to Letter 12 .....	95
Response to Letter 13 .....	98
Response to Letter 14 .....	102
Response to Letter 15 .....	108
Response to Letter 16 .....	117
Response to Letter 17 .....	125
Response to Letter 18 .....	129
Response to Letter 19 .....	133
Response to Letter 20 .....	137
Response to Letter 21 .....	142
Response to Letter 22 .....	146
Response to Letter 23 .....	152
Response to Letter 24 .....	161
Response to Letter 25 .....	170
Response to Letter 26 .....	173
Response to Letter 27 .....	177
Response to Letter 28 .....	181
V. SUMMARY: RECOMMENDED CHANGES TO THE GENERAL PLAN .....	183
Changes Due to Public Comments .....	183
Department Staff-Directed Changes .....	191



# I. INTRODUCTION

## FINAL ENVIRONMENTAL IMPACT REPORT

This *Response to Comments* document, *Volume 2* of the *Tomales Bay State Park General Plan*, together with *Volume 1: the General Plan*, constitutes the Final Environmental Impact Report (Final EIR) as complete and adequate under the California Environmental Quality Act (CEQA).

Volume 1 contains an Environmental Analysis of the potential environmental impacts of the proposals contained in the General Plan. The General Plan/Final EIR was approved on May 14, 2004 by the State Park and Recreation Commission, and the Notice of Determination was filed May 20, 2004, with the determination that the project will not have a significant effect on the environment.

The current document, Volume 2, was prepared to respond to comments submitted on the February 2004 Preliminary General Plan/Draft Environmental Impact Report (Draft EIR) for Tomales Bay State Park. The Draft EIR identified the potential environmental consequences associated with implementation of the Preliminary General Plan. Volume 2 also documents the revisions to the Preliminary General Plan that were made in response to received comments or to clarify any previous errors, omissions, or misinterpretations of material in the plan.

## ENVIRONMENTAL REVIEW PROCESS

California State Parks is the lead agency for preparation of the General Plan. Lead agencies are required to consult with other public agencies having jurisdiction over a proposed project, and to provide the general public with an opportunity to comment on the Draft EIR.

In accordance with the Public Resources Code, Section 21091 and State CEQA Guidelines, Section 15105, the Preliminary General Plan/Draft EIR for Tomales Bay State Park was circulated for a 45-day public review and comment period. During this review period, public agencies, private groups and associations, and individuals were provided the opportunity to review and comment on the contents of the document, including the evaluation of potential project-related environmental impacts and proposed mitigation.

The public was advised of the availability of the Preliminary General Plan/Draft EIR through public notices, a newsletter, and notification on the State Parks web site. Public notices were posted in the following local newspapers: The *Marin Independent Journal*. Copies of the Preliminary General Plan/Draft EIR were also available for review at the following locations: California State Parks (Northern Service Center, Marin Sector Office at Olompali State Historic Park, and Tomales Bay State Park), Marin County Civic Center Library, Pt. Reyes Station Library, Inverness Library, and the Henry Madden Library (Fresno).

The mandated 45-day public review and comment period ended on March 14, 2004. Copies of all written comments received on the Preliminary General Plan/Draft EIR during the comment period are contained in this report.

**LEAD AGENCY:** California Department of Parks and Recreation

**STATE CLEARINGHOUSE #** 2003062074



## II. CEQA DOCUMENTS



**NOTICE OF PREPARATION**  
**TOMALES BAY STATE PARK**  
**GENERAL PLAN**  
**DRAFT ENVIRONMENTAL IMPACT REPORT**

The California Department of Parks and Recreation is preparing a Draft Environmental Impact Report (EIR) for the General Plan for Tomales Bay State Park. The Department of Parks and Recreation is the lead agency pursuant to the California Environmental Quality Act and pursuant to Section 15082 (CCR) of the State EIR guidelines and has prepared the Notice of Preparation. Your agency's comments are requested in connection with the scope and content of the environmental information germane to your agency's statutory responsibilities in connection with the proposed project. Your agency may need to use the EIR prepared by our agency when considering your permit or other approval for the project.

The project location, description, possible environmental impacts, initial study checklist, and map are attached.

Your response must be sent to the address below not later than thirty (30) days after the receipt of this notice. We would appreciate the name of a contact person in your agency. If you have any questions, please call Ellen Wagner at (916) 445-8929.

Ellen Wagner  
Northern Service Center  
Department of Parks and Recreation  
One Capitol Mall, Suite 500  
Sacramento, CA 95814  
(916) 445-8929

## NOTICE OF PREPARATION

The California Department of Parks and Recreation is the Lead Agency under the requirements of the California Environmental Quality Act and is considering the preparation of a program level (first tier) environmental document for the project identified below.

**PROJECT TITLE:**

Tomales Bay State Park General Plan/Draft Environmental Impact Report

**PROJECT LOCATION:**

Tomales Bay State Park is located in the western portion of Marin County. The park's headquarters area is accessed via Sir Francis Drake Boulevard and Pierce Point Road, just north of the town of Inverness.

**PROJECT DESCRIPTION:**

The general plan will provide a long-term outline and guidelines for future proposed facilities, land use, resource policies, management, operation, interpretation, and concession operations at Tomales Bay State Park. Specific development proposals or management plans are not part of the general plan. This general plan and draft environmental impact report is the first tier of environmental analysis. Future implementation of general plan proposals may occur in phases as funding becomes available, and these proposals will be subject to additional (tiered) environmental review.

The general plan will be based upon the park's classification, Declaration of Purpose, and Vision, which will provide a context and direction for future park management and site specific planning and development. The plan will consider project alternatives and will recommend further studies for future development projects.

The general plan will develop park-wide goals and guidelines and may also call for the preparation of management plans covering subjects such as natural resources and sensitive species, cultural resources, park recreation, interpretation, trails, regional influences, and visitor impacts.

The following are some of the primary planning issues anticipated in this process:

This planning effort will focus on the primary question of how do we meet increasing demands for public recreation at Tomales Bay State Park while also improving the protection, preservation, and management of the park's unique natural and cultural resources, and protect its special sense of place.

**Regional influences and parks relationship with surrounding areas.**

Opportunities may exist to improve the park's ecological, biological, recreational, and educational relationships with neighboring lands, land-uses, landowners, jurisdictions, services, and facilities.

**Growing demand for recreational opportunities and visitor experiences.**

Opportunities may exist to provide more recreational opportunities while improving protection of natural and cultural resources.

**Visitor use impacts on resources.** The general plan will evaluate the impacts of existing and potential development and visitor use on sensitive resources, particularly in heavy use areas such as Heart's Desire Beach.

**Preservation and restoration of sensitive plant and animal species and habitats in the park.** The park is currently a refuge for a number of sensitive plant and animal species. Opportunities exist to enhance habitats, restore populations, and protect these and other less sensitive species. This plan may establish natural preserves to better protect significant resources within the park.

**Exotic plant and animal species management.** Exotic plant and animal species are negatively affecting the park's native plants, animals, and habitats. Guidelines are needed for long-term management.

**Fire ecology management.** Opportunities may exist to improve the park's fire ecology management program and cooperation with fire control agencies. Goals and guidelines are needed for future management plans.

**Transportation, circulation, and parking.** Opportunities may exist to lessen traffic impacts on intrinsic park values and improve park entrances, circulation, and parking. Road and trail systems may need improvement to meet future park management and recreation needs.

**Park interpretive and educational resources, programs, and facilities.**

Opportunities may exist to improve the park's interpretive and educational programs and facilities.

**Employee housing.** Opportunities may exist to improve and/or increase employee housing.

**POSSIBLE ENVIRONMENTAL IMPACTS:**

If the guidelines and proposals made by the general plan were implemented, there may be potential adverse impacts to soils, water quality and flows, wildlife and habitat, aesthetics, cultural resources, and sensitive vegetation. There may be a change in traffic patterns.

**DEPARTMENT OF PARKS AND RECREATION CONTACT PERSON:**

Ellen Wagner  
California Department of Parks and Recreation  
Northern Service Center  
One Capitol Mall, Suite 500  
Sacramento, CA 95814  
(916) 445-8929

# TOMALES BAY STATE PARK GENERAL PLAN

## ENVIRONMENTAL (INITIAL STUDY) CHECKLIST

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>I. AESTHETICS.</b> Would the project:				
a) Have a substantial adverse effect on a scenic vista?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Substantially degrade the existing visual character or quality of the site and its surroundings?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**COMMENTS:**

This area is known for its scenic beauty and expansive vistas. The general plan proposals for visitor facilities (which may include structures, parking lots, picnic areas, lighting, trails, etc.) have the potential for adverse impacts to sensitive aesthetic resources when such proposals might be developed. Potentially significant adverse impacts may occur depending on the siting of facilities and materials chosen. The general plan will propose appropriate goals, guidelines, and potential mitigation for any potentially adverse impacts to aesthetic resources. Future implementation of general plan proposals will occur in phases as funding becomes available, and these proposals will be subject to additional (tiered) environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>II. AGRICULTURAL RESOURCES.</b>				
In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997), prepared by the California Department of Conservation as an optional model for use in assessing impacts on agricultural and farmland.				
Would the project:				
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with existing zoning for agricultural use or a Williamson Act contract?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Involve other changes in the existing environment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

which, due to their location or nature, could result in conversion of Farmland to non-agricultural use?

COMMENTS:

The park project will not conflict with existing zoning or cause the conversion of Farmland to non-agricultural use.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
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**III. AIR QUALITY.**

Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied on to make the following determinations.

Would the project:

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
a) Conflict with or obstruct implementation of the applicable air quality plan or regulation?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Violate any air quality standard or contribute substantially to an existing or projected air quality violation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is in non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Expose sensitive receptors to substantial pollutant concentrations (e.g., children, the elderly, individuals with compromised respiratory or immune systems)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Create objectionable odors affecting a substantial number of people?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

COMMENTS:

This project will comply with all applicable air quality plans and/or regulations. Facility construction may cause temporary short-term impacts to air quality. The project may provide expanded recreational facilities that may increase visitation to the park, thus increasing the local concentration of vehicle emissions. This project is a general plan, with a tiered approach to environmental review. The development of any future facilities based on general plan proposals will be subject to additional environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
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**IV. BIOLOGICAL RESOURCES.** Would the project:

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
a) Have a substantial adverse effect, either directly or through habitat modification, on any species identified as a sensitive, candidate, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or the U.S. Fish and Wildlife Service?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or the U.S. Fish and Wildlife Service?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Have a substantial adverse effect on federally protected wetlands, as defined by §404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

COMMENTS:

There are sensitive species and habitats within and adjacent to Tomales Bay State Park. The general plan may propose visitor facility additions and improvements as well as increased recreation opportunities and land use changes that may have potential adverse impacts on sensitive plants, wildlife, and habitats in the park. The general plan will also propose appropriate goals, guidelines, and mitigation measures that will minimize all potential impacts to sensitive biological resources. This project is a general plan, with a tiered approach to environmental review. Future implementation of general plan proposals will occur in phases as funding becomes available, and these proposals will be subject to additional (tiered) environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>V. CULTURAL RESOURCES.</b> Would the project:				
a) Cause a substantial adverse change in the significance of a historical resource, as defined in §15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Cause a substantial adverse change in the significance of an archaeological resource, pursuant to §15064.5?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Disturb any human remains, including those interred outside of formal cemeteries?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

COMMENTS:

Tomales Bay State Park contains a variety of sensitive cultural resources. Facility improvement, increased recreation opportunities, and land use changes have the potential to adversely impact these resources. The general plan will propose appropriate goals, guidelines, and mitigation measures that will minimize all potential impacts to significant cultural resources. The development of any future facilities based on general plan proposals will be subject to additional environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>VI. GEOLOGY AND SOILS.</b> Would the project:				
a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:				
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map, issued by the State Geologist for the area, or based on other substantial evidence of a known fault? (Refer to Division of Mines and Geology Special Publication 42.)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ii) Strong seismic ground shaking?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
iii) Seismic-related ground failure, including liquefaction?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
iv) Landslides?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Result in substantial soil erosion or the loss of topsoil?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Be located on a geologic unit or soil that is unstable, or that would become unstable, as a result of the project and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction, or collapse?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1997), creating substantial risks to life or property?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste disposal systems, where sewers are not available for the disposal of waste water?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f) Directly or indirectly destroy a unique paleontological resource or site, or unique geologic feature?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

COMMENTS:

Tomales Bay State Park is in a seismically active zone, with numerous known faults in the vicinity, including the San Andreas fault passing through Tomales Bay. Some park properties include land that is on fill material with the potential for instability during seismic events. Other areas of the park include very steep terrain with the potential for landslides. Changes in topography and soil disturbance due to park maintenance, construction, or rehabilitation of facilities has the potential for erosion and unstable soil conditions. The general plan will propose appropriate goals, guidelines, and mitigation measures that will minimize all potential impacts. This project is a general plan, with a tiered approach to environmental review. Future implementation of general plan proposals will occur in phases as funding becomes available, and these proposals will be subject to additional (tiered) environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
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**VII. HAZARDS AND HAZARDOUS MATERIALS.**

Would the project:

- |  |                          |                                     |                          |                                     |
|--|--------------------------|-------------------------------------|--------------------------|-------------------------------------|
| a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and/or accident conditions involving the release of hazardous materials, substances, or waste into the environment?                                     | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| d) Be located on a site which is included on a list of hazardous materials sites, compiled pursuant to Government Code §65962.5, and, as a result, create a significant hazard to the public or environment?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| e) Be located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport? If so, would the project result in a safety hazard for people residing or working in the project area? | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| f) Be located in the vicinity of a private airstrip? If so, would the project result in a safety hazard for people residing or working in the project area?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| h) Expose people or structures to a significant risk of loss, injury, or death from wildland fires, including areas where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?                                       | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

**COMMENTS:**

The park and surrounding lands are highly susceptible to wildland fires. The general plan will develop goals and guidelines necessary to develop future fire management plans. All regulations for hazardous material transport, use, and disposal will be adhered to. The development of any future facilities based on general plan proposals will be subject to additional environmental review.

Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
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**VII. HYDROLOGY AND WATER QUALITY.**

Would the project:

- |   |                                     |                                     |                                     |                                     |
|---|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|
| a) Violate any water quality standards or waste discharge requirements?   | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge, such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level that would not support existing land uses or planned uses for which permits have been granted)? | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| c) Substantially alter the existing drainage pattern of the site or area, including through alteration of the course of a stream or river, in a manner which would result in substantial on- or off-site erosion or siltation?  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| d) Substantially alter the existing drainage pattern of the site or area, including through alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which would result in on- or off-site flooding?   | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| e) Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| f) Substantially degrade water quality?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| g) Place housing within a 100-year flood hazard area, as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map, or other flood hazard delineation map?  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| h) Place structures that would impede or redirect flood flows within a 100-year flood hazard area?  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| i) Expose people or structures to a significant risk of loss, injury, or death from flooding, including flooding resulting from the failure of a levee or dam?  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| j) Result in inundation by seiche, tsunami, or mudflow?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            |

COMMENTS:

Bordering many of the park's properties, the waters of Tomales Bay are an extremely sensitive resource. Proposed land use changes and the addition or relocation of visitor facilities have the potential to adversely impact water quality through both point and non-point sources. The general plan will propose goals and guidelines that recommend actions to reduce sources of potential water pollution. Future implementation of general plan proposals will occur in phases as funding becomes available, and these proposals will be subject to additional (tiered) environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>IX. LAND USE AND PLANNING.</b> Would the project:				
a) Physically divide an established community?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with the applicable land use plan, policy, or regulation of any agency with jurisdiction over the project (including, but not limited to, a general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Conflict with any applicable habitat conservation plan or natural community conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**COMMENTS:**

This effort will produce a general plan for Tomales Bay State Park that will provide guidelines for future land use and development. The proposals in this plan will be compatible with state, regional, and local land use regulations, policies, and plans. This plan and environmental impact report is the first tier of environmental analysis. Future implementation of general plan proposals will occur in phases as funding becomes available, and these proposals will be subject to additional (tiered) environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>X. MINERAL RESOURCES.</b> Would the project:				
a) Result in the loss of availability of a known mineral resource that is or would be of value to the region and the residents of the state?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Result in the loss of availability of a locally important mineral resource recovery site delineated on a local general plan, specific plan, or other land use plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**COMMENTS:**

This state park property is not known to contain any significant mineral resources. This project is a general plan, with a tiered approach to environmental review. The development of any future facilities based on general plan proposals will be subject to additional environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>XI. NOISE.</b> Would the project:				
a) Generate or expose people to noise levels in excess of standards established in a local general plan or noise ordinance, or in other applicable local, state, or federal standards?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Generate or expose people to excessive groundborne vibrations or groundborne noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Create a substantial permanent increase in ambient	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
noise levels in the vicinity of the project (above levels without the project)?				
d) Create a substantial temporary or periodic increase in ambient noise levels in the vicinity of the project, in excess of noise levels existing without the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) Be located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport? If so, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Be in the vicinity of a private airstrip? If so, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

COMMENTS:

Proposed facilities may result in increased noise levels associated with normal recreational use. The operation of construction equipment during future construction projects may temporarily increase noise levels. The general plan may propose measures to minimize excessive noise levels from recreation and construction impacts. Future implementation of general plan proposals will occur in phases as funding becomes available, and these proposals will be subject to additional (tiered) environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>XII. PUBLIC SERVICES.</b> Would the project:				
a) Result in significant environmental impacts from construction associated with the provision of new or physically altered governmental facilities, or the need for new or physically altered governmental facilities, to maintain acceptable service ratios, response times, or other performance objectives for any of the public services:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Fire protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Police protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Schools?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Parks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other public facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

COMMENTS:

A potential increase in the amount, access, or use of facilities may increase the fire danger. This may result in a potential increase in fire protection services. The development of any future facilities based on general plan proposals will be subject to additional environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>XIV. RECREATION.</b> Would the project:				
a) Increase the use of existing neighborhood and regional parks or other recreational facilities, such that substantial physical deterioration of the facility would occur or be accelerated?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Include recreational facilities or require the construction or expansion of recreational facilities that might have an adverse physical effect on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**COMMENTS:**

Plan recommendations may affect existing recreational use patterns by proposing new facilities and/or changing the use of existing recreational areas. The development of any future facilities based on general plan proposals will be subject to additional environmental review.

	Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
<b>XV. TRANSPORTATION/TRAFFIC.</b> Would the project:				
a) Cause a substantial increase in traffic, in relation to existing traffic and the capacity of the street system (i.e., a substantial increase in either the number of vehicle trips, the volume to capacity ratio on roads, or congestion at intersections)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Exceed, individually or cumulatively, the level of service standards established by the county congestion management agency for designated roads or highways?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Cause a change in air traffic patterns, including either an increase in traffic levels or a change in location, that results in substantial safety risks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Contain a design feature (e.g., sharp curves or a dangerous intersection) or incompatible uses (e.g., farm equipment) that would substantially increase hazards?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Result in inadequate emergency access?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Result in inadequate parking capacity?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g) Conflict with adopted policies, plans, or programs supporting alternative transportation (e.g., bus turnouts, bicycle racks)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**COMMENTS:**

Enhanced future facilities may result in increased visitor use. Parking capacity may be increased in some areas to enhance visitor access and use. Parking capacity in other areas of the park may be reduced or relocated to enhance or restore natural resource values. This project is a general plan, with a tiered approach to environmental review. Future

implementation of general plan proposals will occur in phases as funding becomes available, and these proposals will be subject to additional (tiered) environmental review.

Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
--------------------------------	---------------------------------------	------------------------------	-----------

**XVI. UTILITIES AND SERVICE SYSTEMS.**

Would the project:

- |   |                          |                                     |                                     |                                     |
|---|--------------------------|-------------------------------------|-------------------------------------|-------------------------------------|
| a) Exceed wastewater treatment restrictions or standards of the applicable Regional Water Quality Control Board?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| b) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities?   | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Would the construction of these facilities cause significant environmental effects?   | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Would the construction of these facilities cause significant environmental effects?   | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| d) Have sufficient water supplies available to serve the project from existing entitlements and resources or are new or expanded entitlements needed?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| e) Result in a determination, by the wastewater treatment provider that serves or may serve the project, that it has adequate capacity to service the project's anticipated demand, in addition to the provider's existing commitments? | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| f) Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| g) Comply with federal, state, and local statutes and regulations as they relate to solid waste?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |

**COMMENTS:**

The plan may recommend new or expanded facilities for the park. The construction or expansion of storm water drainage facilities will comply with all applicable regulations and policies with regard to water quality. In addition, the plan will propose goals, guidelines, and potential mitigation that will minimize impacts to water quality. The development of any future facilities based on general plan proposals will be subject to additional environmental review.

Potentially Significant Impact	Less than Significant with Mitigation	Less than Significant Impact	No Impact
--------------------------------	---------------------------------------	------------------------------	-----------

**XVII. MANDATORY FINDINGS OF SIGNIFICANCE.**

Would the project:

- |  |                          |                                     |                          |                          |
|--|--------------------------|-------------------------------------|--------------------------|--------------------------|
| a) Have the potential to degrade the quality of the environment? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| b) Have the potential to substantially reduce the                | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |



- habitat of any fish or wildlife species?
- |  |                          |                                     |                                     |                          |
|--|--------------------------|-------------------------------------|-------------------------------------|--------------------------|
| c) Have the potential to cause any fish or wildlife population to drop below self-sustaining levels?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| d) Have the potential to threaten or eliminate any plant or animal community?  | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| e) Have the potential to reduce the number or restrict the range of any rare, protected, special, or endangered plant or animal?   | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| f) Have the potential to eliminate important examples of the major periods of California history or prehistory?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| g) Have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means the incremental effects of a project are considerable when viewed in connection with the effects of past projects, other current projects, and probably future projects?) | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| h) Have environmental effects that will cause substantial adverse effects on humans, either directly or indirectly?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |



MARIN COUNTY FIRE DEPARTMENT  
MARIN COUNTY, CALIFORNIA

Kenneth Massucco  
FIRE CHIEF

July 1, 2003

Ellen Wagner  
Associated Park and Recreation Specialist  
State of California-Department of Parks and Recreation  
Northern Service Center  
One Capitol Mall, Suite 500  
Sacramento, California

Dear Ms. Wagner:

Thank you for soliciting comments for the General Plan for Tomales Bay State Park. The Marin County Fire Department is charged with fire and life safety for the park and would like to participate in the plan.

Under Section VII Hazards and Hazardous Material in your Environmental Checklist the question is posed, "Would the project expose people or structures to a significant risk of loss, injury, or death from wildland fires, including area where wildland are adjacent to urbanize areas or where residences are intermixed with wildlands?" The checkbox with your answer states, "Less than Significant with Mitigation."

To follow this up, under the comment section it states, "The park and surrounding lands are highly susceptible to wildland fires. The general plan will develop goals and guideline necessary to develop future fire management plans." The Marin County Fire Department feels there is currently a, "Potentially Significant Impact" with the large amount of risk currently posed by the park. This is based on hazardous fuel loading, lack of access, and the assets at risk.

The park is divided into five general parcels: North Marshall, Marconi Cove, Millerton Point, Inverness, and Hearts Desire. The Inverness and Hearts Desire parcels pose grave risk due to the heavy fuel loading. Fuel loading that makes fire suppression difficult, costly, and dangerous. For example, on June 19th a wildland fire was discovered burning above Hearts Desire Beach (Heart Fire). Although the fire only consumed two acres of vegetation, it took 10 fire engines, 2 water tenders, 1 battalion chief, 1 deputy chief, 4 hand crews, 2 helicopters, and 2 air tankers several hours to contain the fire. The suppression cost figure is not currently available but it is safe to assume that it is very high.

Fuel conditions played a major role with the suppression challenges found on the Heart Fire. The very old Bishop Pine trees have very high dead fuel litter and a deep duff that produce very high heat outputs. Had this fire occurred during September, the fire would have become much bigger due to the lower live fuel moisture. There is a need to reduce the fuel loading by thinning, prescribed burning, and roadside clearances. Another



# MARIN COUNTY FIRE DEPARTMENT

MARIN COUNTY, CALIFORNIA

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Kenneth Massucco  
FIRE CHIEF

historic fire that burned park property shows the potential of the Tomales State Park concerning fires in the wildland urban interface. The Vision Fire was ignited on October 3, 1995. It burned in similar fuel types consuming 48 homes costing 23 million dollars with an additional 6 million dollars needed for suppression cost. Please see Map 1 for Tomales State Park Fire History.

The potential for life and property loss from a wildland fire is very high. There are over 800 improvements, mostly dwellings and commercial facilities surrounding Tomales State Park. Based on tax records, these 800 structures are worth over \$140 million in improvement value. In the event of a late fire season ignition, it is inevitable that some assets will be destroyed without fuel reduction. Fires will continue to occur due to powerlines, campfires, or the rare lightning storm. Please see Map 2 for Structures Surrounding Tomales State Park.

The Marin County Fire Department is committed to reducing the cost and loss from wildland fires. Our staff would be happy to assist you with the planning, development, and implementation of fuel reduction projects pertaining to the Tomales State Park General Plan. If you have any questions or comments concerning this letter, please contact Fire Captain Specialist Tim Walsh (415-499-4239). We look forward to working with you in the future.

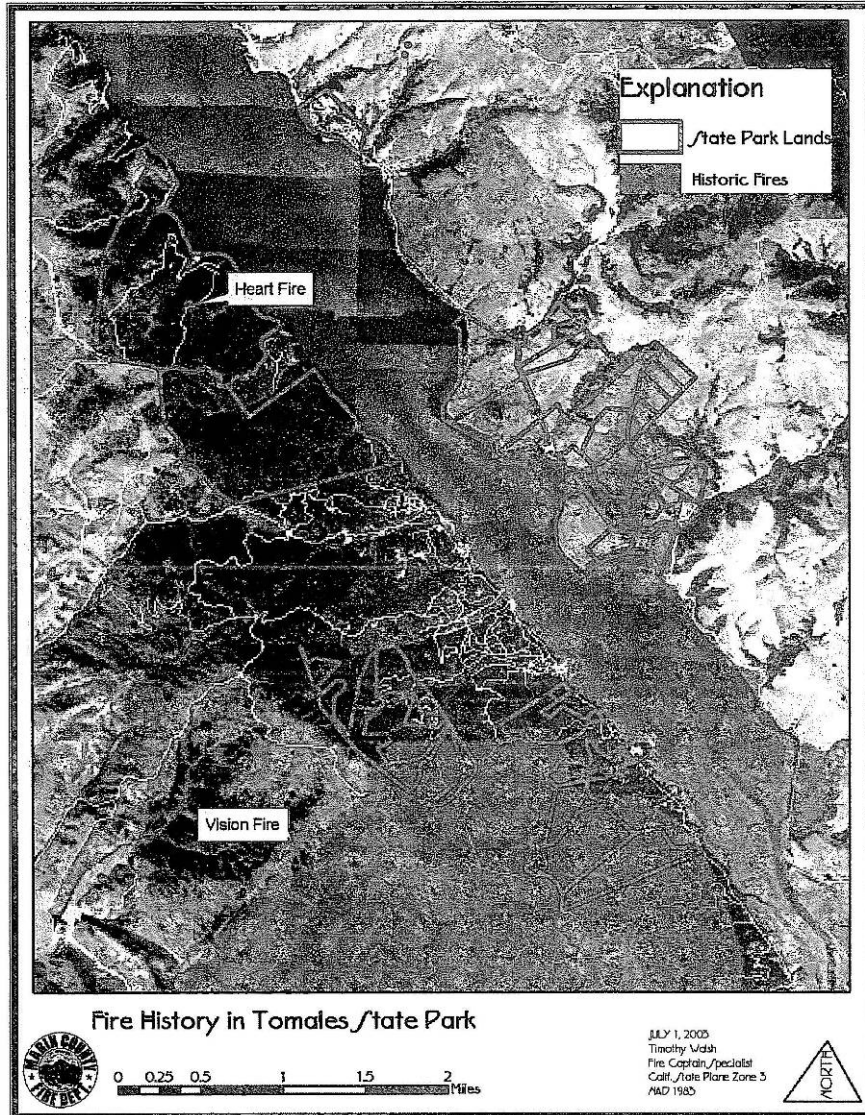
Sincerely,

Kenneth Massucco  
Fire Chief



MARIN COUNTY FIRE DEPARTMENT  
MARIN COUNTY, CALIFORNIA

Kenneth Massucco  
FIRE CHIEF



**Map 1. Fire History in Tomales State Park**

Committed to the preservation of life, property, and environment.  
WOODACRE • THROCKMORTON RIDGE • MARIN CITY • POINT REYES • HICKS VALLEY • TOMALES • ROSS VALLEY: RESCUE 40

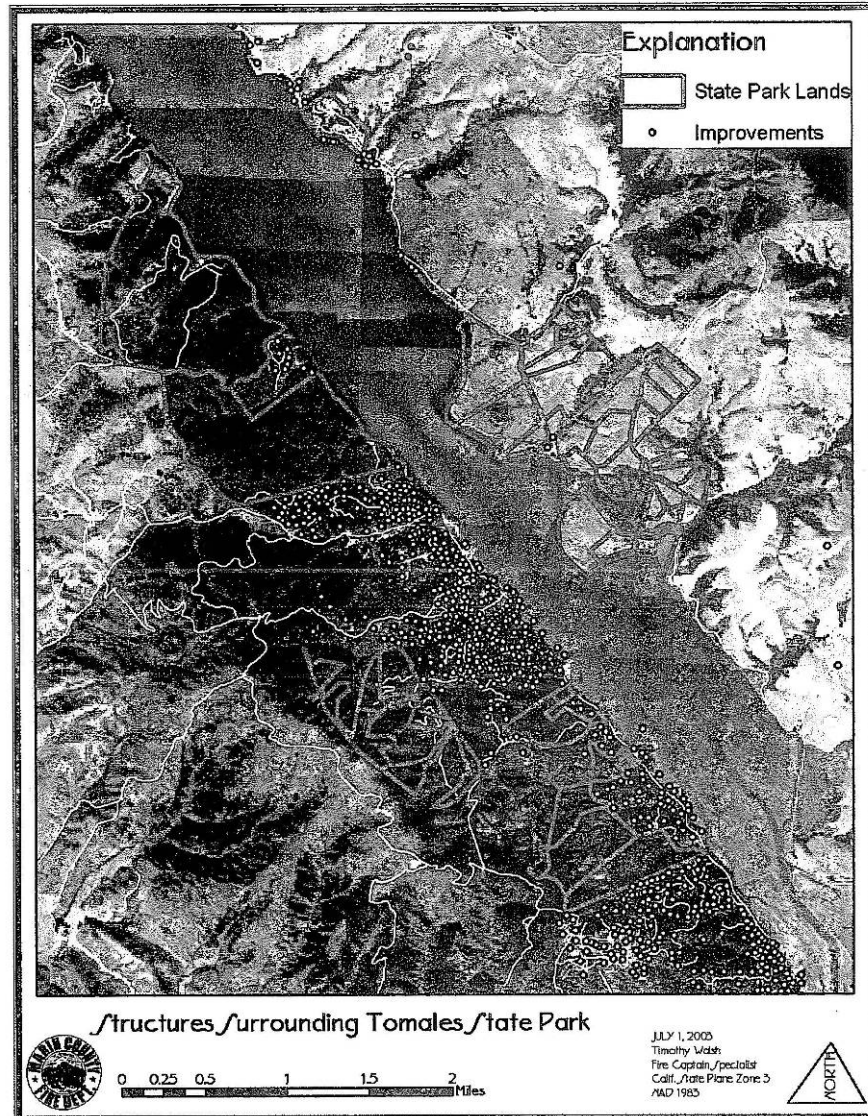
HEADQUARTERS: 33 CASTLE ROCK AVE., P.O. BOX 518, WOODACRE, CA 94973 TEL: (415) 499-6717 FAX: (415) 499-7820 www.marincountyfire.org



# MARIN COUNTY FIRE DEPARTMENT

MARIN COUNTY, CALIFORNIA

Kenneth Massucco  
FIRE CHIEF



**Map 2. Structures Surrounding Tomales State Park**

Committed to the preservation of life, property, and environment.  
WOODACRE • THROCKMORTON RIDGE • MARIN CITY • POINT REYES • HICKS VALLEY • TOMALES • ROSS VALLEY: RESCUE 40

HEADQUARTERS: 33 CASTLE ROCK AVE., P.O. BOX 518, WOODACRE, CA 94973 TEL: (415) 499-6717 FAX: (415) 499-7820 [www.marincountyfire.org](http://www.marincountyfire.org)



## United States Department of the Interior

NATIONAL PARK SERVICE  
Golden Gate National Recreation Area  
Fort Mason, San Francisco, California 94123

IN REPLY REFER TO:

L76 (GOGA-PLAN)

JUL 14 2003

Ellen Wagner  
Department of Parks and Recreation  
Northern Service Center  
One Capitol Mall, Suite 500  
Sacramento, CA 95814  
FAX: (916) 445-9100

RE: *Notice of Preparation for the Tomales Bay State Park General Plan Draft  
Environmental Impact Report*

Dear Ms. Wagner:

The Golden Gate National Recreation Area (GGNRA) appreciates the opportunity to review the Notice of Preparation for the Tomales Bay State Park General Plan (GMP)/Draft Environmental Impact Report (DEIR). We are commenting on the proposed project because portions of the State Park are within the boundaries of and adjacent to lands currently managed by GGNRA.


As an adjacent land manager, we have common goals and interests. A General Agreement between California Department of Parks and Recreation and the National Park Service regarding Increased Coordination and Efficiencies was signed by representatives of our respective agencies in 1999, emphasizing cooperation and coordination. In this spirit, we request close coordination with us throughout the planning process.

We are currently working with Point Reyes National Seashore on an update to the General Management Plan for Point Reyes, and 19,000 acres of GGNRA's northern lands, which extend along the east shore of Tomales Bay and include a portion of the Bay. Although the National Park Service planning effort is moving on a schedule ahead of the Tomales Bay General Plan, we are interested in opportunities for coordination.

The Tomales Bay area contains many significant natural, cultural, scenic and recreational resources. We encourage the consideration of the preservation of those resources, both within and beyond the Tomales Bay State Park boundary, for the enjoyment of future generations.

We look forward to receiving additional information about your process, the schedule and opportunities for our involvement. Please continue to keep us informed of project developments and send future documents when available. Please contact Karen Cantwell, Environmental Protection Specialist, at (415) 561-4842 for further coordination.

Sincerely,

  
for Brian O'Neill  
General Superintendent

Cc: Don Neubacher  
Superintendent, Point Reyes National Seashore

**DEPARTMENT OF TRANSPORTATION**

P. O. BOX 23660  
OAKLAND, CA 94623-0660  
(510) 286-4444  
(510) 286-4454 TDD



*Flex your power!  
Be energy efficient!*

July 14, 2003

MRN-1-29.33  
MRN001144  
SCH 2003062074

Ms. Ellen Wagner  
California Department of Parks and Recreation  
One Capitol Mall, Suite 500  
Sacramento, CA 95814

Dear Ms. Wagner:

**Tomales Bay State Park General Plan – Notice of Preparation (NOP)**

Thank you for including the California Department of Transportation (Department) in the environmental review process for the proposed general plan. We have reviewed the NOP and have the following comments to offer:

The Draft Environmental Impact Report (DEIR) should analyze the effect this general plan will have on State transportation facilities (specifically State Route 1) and include, but not be limited to the following:

1. Existing Conditions – Current year traffic volumes and peak hour level of service (LOS) analysis of State Route 1.
2. Proposed General Plan Amendment Only with Select Link Analysis – Trip generation and assignment for build-out of general plan. Select link analysis represents a project only (in this case, proposed general plan only) traffic model run, where the project's trips are distributed and assigned along a loaded highway network. This procedure isolates the specific impact on the State highway network.
3. General Plan Build-out Only – Trip assignment and peak hour LOS analysis. Include current land uses and other pending general plan amendments.
4. General Plan Build-out plus Proposed General Plan Amendment – Trip assignment and peak hour LOS analysis. Include proposed general plan amendment and other pending general plan amendments.

*"Caltrans improves mobility across California"*



5. Mitigation measures should consider highway and non-highway improvements and services. Special attention should be given to the development of alternate solutions to circulation problems that do not rely on increased highway construction.
6. All mitigation measures proposed should be fully discussed, including financing, scheduling, implementation responsibilities, and lead agency monitoring.

We look forward to reviewing the DEIR for this project. We do expect to receive a copy from the State Clearinghouse, but in order to expedite our review you may send a copy in advance to:

Maija Cottle  
Office of Transit and Community Planning  
Department of Transportation, District 4  
P.O. Box 23660  
Oakland, CA 94623-0660

Should you require further information or have any questions regarding this letter, please call Maija Cottle or my staff at (510) 286-5737.

Sincerely,



for  
TIMOTHY C. SABLE  
District Branch Chief  
IGR/CEQA

c: Philip Crimmins (State Clearinghouse)



**DEPARTMENT OF THE ARMY**  
SAN FRANCISCO DISTRICT, U.S. ARMY CORPS OF ENGINEERS  
333 MARKET STREET  
SAN FRANCISCO, CALIFORNIA 94105-2197

DEC 11 2003

Regulatory Branch

Subject: File Number 28402N

Ms. Ellen Wagner  
California Department of Parks and Recreation  
Northern Service Center,  
One Capitol Mall, Suite 500  
Sacramento, California 95814

Dear Ms. Wagner:

This letter is in response to your draft environmental impact report concerning improvements to the Tomales Bay State Park located at Sir Francis Drake Boulevard, Inverness, Marin County, California.

All proposed work and/or structures extending bayward or seaward of the line on shore reached by: (1) mean high water (MHW) in tidal waters, or (2) ordinary high water in non-tidal waters designated as navigable waters of the United States, must be authorized by the Corps of Engineers pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403). Additionally, all work and structures proposed in unfilled portions of the interior of diked areas below former MHW must be authorized under Section 10 of the same statute.

All proposed discharges of dredged or fill material into waters of the United States must be authorized by the Corps of Engineers pursuant to Section 404 of the Clean Water Act (CWA) (33 U.S.C. 1344). Waters of the United States generally include tidal waters, lakes, ponds, rivers, streams (including intermittent streams), and wetlands.


Your proposed work appears to be within our jurisdiction and a permit may be required. Application for Corps authorization should be made to this office using the application form in the enclosed pamphlet. To avoid delays it is essential that you enter the file number at the top of this letter into Item No. 1. The application must include plans showing the location, extent and character of the proposed activity, prepared in accordance with the requirements contained in this pamphlet. You should note, in planning your work, that upon receipt of a properly completed application and plans, it may be necessary to advertise the proposed work by issuing a public notice for a period of 30 days.

If an individual permit is required, it will be necessary for you to demonstrate to the Corps that your proposed fill is necessary because there are no practicable alternatives, as outlined in the U.S. Environmental Protection Agency's Section 404(b)(1) Guidelines. A copy is enclosed to aid you in preparation of this alternative analysis.

However, our nationwide or regional permits have already authorized certain activities provided specified conditions are met. Your completed application will enable us to determine whether your activity is already authorized. You are advised to refrain from commencement of your proposed activity until a determination has been made that it is covered by an existing permit. Commencement of work before you received our notification may be interpreted as a violation of our regulations.

If you have any questions, please call David Wickens of our Regulatory Branch at telephone 415-977-8463. All correspondence should reference the file number at the head of this letter.

Sincerely,

  
Jane M. Hicks  
Chief, North Section

Enclosure



**DATE:** JANUARY 30, 2004  
**TO:** INTERESTED PARTIES  
**SUBJECT:** NOTICE OF AVAILABILITY FOR THE PRELIMINARY GENERAL PLAN/DRAFT ENVIRONMENTAL IMPACT REPORT FOR TOMALES BAY STATE PARK (SCH #2003062074)

On January 30, 2004 the Department of Parks and Recreation released for public review a Preliminary General Plan/Draft Environmental Impact Report for Tomales Bay State Park. This notice serves to inform the public and interested agencies that the document is available for review and comment.

**Lead Agency:** California Department of Parks and Recreation

**Project Location:** Tomales Bay State Park, Marin County, CA

**Description of the Proposed Project:** The plan outlines proposed long-term management, development, and operations for the park. Please see the following pages for more detailed information on the project's planning proposals.

**Significant Environmental Effects:** Potentially significant impacts include those commonly associated with facility development and visitor use. Potential adverse impacts identified include disturbance to or loss of natural and cultural resources, degradation of water quality, and impacts to visual resources. The plan's guidelines and mitigation measures reduce these potential adverse impacts to less than significant.

**Public Review Period:** The Preliminary General Plan/Draft EIR is being circulated for public review and comment for a period of 45 days. **Written comments must be submitted no later than March 14, 2004 to the following address: California State Parks, Northern Service Center, ATTN: Bob Hare, P.O. Box 942896, Sacramento, CA 94296-0001.** Copies of the Preliminary General Plan/Draft EIR may be reviewed at the following California State Parks locations during normal business hours: **Marin Sector Office**, Olompali State Historic Park, Novato, (415) 898-4362; **Northern Service Center**, One Capitol Mall, Suite 410, Sacramento. It may also be reviewed on the **California Department of Parks and Recreation website: <http://www.parks.ca.gov/>**. Click on "General Plans – In Progress" on the lower right side of the page to access Tomales Bay State Park pages and this document.

Review copies are also available at the following libraries: **Marin County Civic Center Library**, 3501 Civic Center Dr., San Rafael; **Point Reyes Station Library**, 11431 State Route 1, Point Reyes Station; **Inverness Library**, 15 Park Ave., Inverness.

A **Public Informational Meeting** will be held at the **Dance Palace** (old church space), 503 B St. (corner of 5<sup>th</sup> & B) in Point Reyes Station from **6-8 p.m. Tuesday, February 24, 2004**. (6:00-7:00 p.m.: Review maps/ informal discussions with planning team; 7:00-8:00 p.m.: Overview presentation of plan's proposals/ public questions.)

**NOTICE OF COMPLETION**

**SCH # 2003062074**

**Project Title: TOMALES BAY STATE PARK GENERAL PLAN**

Lead Agency: Department of Parks and Recreation Contact Person: Gudrun Baxter  
Street Address: One Capitol Mall, Suite 500 Phone: (916) 445-8909  
City: Sacramento Zip: 95814 County: Sacramento

**Project Location**

County: Marin City/Nearest Community: Inverness  
Cross Streets: Sir Francis Drake Blvd./Pierce Point Rd. Total Acres: 2224  
Assessor's Parcel No. various Section 7 Twp. 3N Range 9W Base Mt. Diablo Meridian  
Within 2 Miles: State Hwy #: 1 Waterways: Tomales Bay, Lagunitas Creek, Millerton Gulch  
Airports: Railways: Schools: West Marin Elementary, Inverness Elem.

**Document Type**

CEQA:  NOP NEPA:  NOI OTHER:  Final Document  
 Negative Declaration  EA  Joint Document  
 Draft EIR  Draft EIS  Other:  
 Supplemental/Subsequent  FONSI

**Action**

General Plan  Resource Management Plan  Acquisition Plan  
 General Plan Amendment  Concession Development  OHV Grant  
 Area Development Plan  Coastal Permit  
 Management Plan  Other:

**Development Type**

Campground  Historical Structure  Administrative Area  
 Day Use Area  Utilities/Infrastructure  
 Roads/Parking Areas  Trails  Other:

**Projects Issues Discussed in Document**

Esthetics  Flood Plain/Flooding  Schools/Universities  Water Quality  
 Agriculture  Forest Land/Fire Hazard  Septic Systems  Water Supply/Groundwater  
 Air Quality  Geologic/Seismic  Sewer Capacity  Wetland/Riparian  
 Archeology/History  Minerals  Soil Erosion/Grading  Wildlife  
 Coastal Zone  Noise  Solid Waste  Growth Inducement  
 Drainage  Population/Housing  Toxics/Hazardous Materials  Land Use  
 Economics/Jobs  Public Services/Facilities  Traffic/Circulation  Cumulative Effects  
 Fiscal  Recreation/Parks  Vegetation  Other:

**Present Land Use/Zoning/General Plan Use**

Tomales Bay State Park/Recreation

**Project Description**

The general plan provides long-term goals, guidelines, and directions for the operation, development, management, interpretation and resource management for this state park.



**NOTICE OF DETERMINATION**

**TO:** State Clearinghouse  
Office of Planning and Research  
1400 Tenth Street, Room 222  
P.O. Box 3044  
Sacramento, California 95812-3044

**FROM:** Department of Parks and Recreation  
1416 Ninth Street  
P.O. Box 942896  
Sacramento, California 94296-0001

**SUBJECT:** Filing of the Notice of Determination in compliance with Section 21108 of the Public Resources Code.

**PROJECT TITLE:** The Tomales Bay State Park General Plan

**STATE CLEARINGHOUSE NUMBER:** #2003062074

**CONTACT PERSON:** Gudrun Baxter  
P.O. Box 942896  
Sacramento, CA 94296

**PHONE NO.:** (916) 445-8909

**PROJECT LOCATION:** Tomales Bay State Park, Marin County

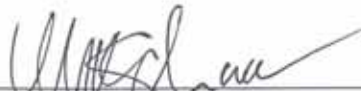
**PROJECT DESCRIPTION:** General Plan for the development, operation, management, and interpretation of Tomales Bay State Park

**The California Department of Parks and Recreation has approved this project on May 14, 2004, and has made the following determinations:**

- 1.  The project will not have a significant effect on the environment.  
 The project will have a significant effect on the environment.
- 2.  A Final Negative Declaration was prepared and adopted, pursuant to the provisions of the California Environmental Quality Act (CEQA).  
 A Final Environmental Impact Report has been completed in compliance with CEQA, and has been presented to the decision-making body of this Department for its independent review and consideration of the information, prior to approval of the project.
- 3. Mitigation measures were were not made conditions of project approval.
- 4. A Statement of Overriding Considerations was was not adopted for this project.
- 5. Findings were were not made on environmental effects of the project.

The EIR or Negative Declaration and record of project approval may be examined at the California Department of Parks and Recreation, Northern Service Center, located at One Capitol Mall, Suite 410, Sacramento, California, 95814.



  
\_\_\_\_\_  
Dr. Mark Schrader, Deputy Director  
Acquisition and Development  
Date 5.19.04