

**STATE HISTORICAL RESOURCES COMMISSION
DEPARTMENT OF PARKS AND RECREATION**

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DONN GRENDA, Ph.D.

.....*Vice Chairperson*

ALBERTO BERTOLI, AIA

BRYAN K. BRANDES

FERNANDO GUERRA, Ph.D.

RICK MOSS

DAVID PHOENIX

RICHARD SHEK, Ph.D

CAROL ROLAND-NAWI, Ph.D.

.....*Executive Secretary*

Quarterly Meeting of the
STATE HISTORICAL RESOURCES COMMISSION
Secretary of State Building Auditorium
1500 11th Street
Sacramento, California 95814
February 8, 2013
9:00 a.m.
Draft

COMMISSIONERS PRESENT

Julianne Polanco, Chair, Architectural History
Donn Grenda, Ph.D., Vice-Chair, Prehistoric Archaeology
Bryan K. Brandes, Public Member
Alberto Bertoli, AIA, Architecture
Rick Moss, History
Fernando Guerra, Folklore
David Phoenix, Public Member

COMMISSIONERS ABSENT

Richard Shek, Ethnic History

STAFF PRESENT

Carol Roland-Nawi, Ph.D., State Historic Preservation Officer and Executive Secretary to the Commission
Jenan Saunders, Deputy State Historic Preservation Officer
Tara Lynch, Senior Staff Counsel, California State Parks
Jay Correia, State Historian III, Registration Unit Supervisor
Amy Crain, State Historian II
William Burg, State Historian I
Twila Willis-Hunter, Executive Secretary

Note: Meeting minutes are a summary and not a verbatim transcription. Audio recordings of each SHRC meeting are available at http://www.ohp.parks.ca.gov/?page_id=21754.

I. CALL TO ORDER

Legal notice having been duly given and a quorum present, the State Historical Resources Commission (Commission) meeting was called to order at 9:00 a.m. by Chair Julianne Polanco.

II. PLEDGE OF ALLEGIANCE

Chair Polanco led those assembled in the Pledge of Allegiance.

III. INTRODUCTION OF COMMISSIONERS AND STAFF

The Commissioners introduced themselves. Carol Roland-Nawi, State Historic Preservation Officer (SHPO), introduced the Office of Historic Preservation (OHP) staff.

IV. WELCOME

Greg Taylor, Urban Design Manager, City of Sacramento, welcomed the Commission and new SHPO Roland-Nawi, noting that SHPO Roland-Nawi was a former board member of Sacramento Heritage Inc., and worked on the historic resources survey of William Land Park. Sacramento is also a Certified Local Government. Mr. Taylor reported that a National Register nomination is being prepared for the historic City Cemetery. He touched upon the status of the rehabilitation of the Sacramento Valley (Amtrak) Station.

V. RESOLUTIONS

- A. Presentation of the resolution prepared for Milford Wayne Donaldson, FAIA, California's SHPO from 2004-2012, was deferred until the next meeting.
- B. Alan Stump, Assistant Director of Community and Economic Development accepted the resolution honoring the City of Salinas, California's 63rd Certified Local Government. Mr. Stump said that Salinas has a proud history and is happy to take its place among the state's certified local governments.
- C. Chair Polanco read the resolution honoring Carmel-by-the-Sea (California's 64th Certified Local Government) into the record, as no representative of that city was able to be present.

VI. APPROVAL OF NOVEMBER 9, 2012, MINUTES

Vice-Chair Grenda moved to approve the minutes as presented. Commissioner Brandes seconded the motion. **Action:** Motion carried unanimously.

VII. COMMISSION AND STAFF REPORTS

A. Chairperson's Report

Chair Polanco had no report.

B. Executive Secretary's Report

Executive Secretary and SHPO Roland-Nawi commented that she would focus on happenings at OHP in her remarks. She first asked Deputy SHPO Saunders to report on OHP's Historic Preservation Plan, which Deputy SHPO Saunders forwarded to the National Park Service (NPS). Deputy SHPO Saunders was pleased to report that NPS has advised her that California's Historic Preservation Plan had been approved. Deputy SHPO Saunders has created an Executive Summary which is being formatted and printed for eventual distribution to OHP stakeholders.

SHPO Roland-Nawi also advised that the North Coastal Information Center has closed, and its records moved to the Northwest Information Center. As she will be meeting soon with North Coast tribes, she will seek to ascertain their interest in finding a way for the records formerly maintained by the North Coastal Information Center to be kept in the north coast area.

SHPO Roland-Nawi also announced the formation of the OHP Outreach/Communications Committee tasked with assessing the effectiveness of current modes of outreach and communication and the development of new methods and models.

In closing, the SHPO noted that longtime Review and Compliance staffer Dwight Dutschke had retired at year's end and announced the upcoming retirement—at the end of this month—of Local Government staff member Marie Nelson, both of whose contributions and commitment to OHP and historic preservation will be long remembered and are deeply appreciated.

VIII. POWERPOINT PRESENTATIONS OF ALL NOMINATED PROPERTIES

Registration Unit staff presented a PowerPoint program that highlighted the properties on the Consent Calendar to be heard by the Commission.

IX. CONSENT CALENDAR

A. National Register of Historic Places, New Nominations

1. Robert Stanley Dollar, Sr. Residence
Walnut Creek, Contra Costa County
Local Level of Significance
2. Fender's Radio Service
Fullerton, Orange County
State Level of Significance
3. Visalia Fox Theatre
Visalia, Tulare County
Local Level of Significance
4. Irene Burns House
Auburn, Placer County
Local Level of Significance
5. Empire Mine Historic District (Amendment)
Nevada County
Local Level of Significance
6. Huntington Beach Public Library on Triangle Park
Huntington Beach, Orange County
Local Level of Significance
7. Rhoades Ranch
Morgan Hill, Santa Clara County
State Level of Significance
8. Hakone Historic District
Santa Clara County
Local Level of Significance
9. San Diego Athletic Club
San Diego County
Local Level of Significance

B. California Point of Historical Interest, New Nominations

1. Rankin Olive Grove
Martinez, Contra Costa County
Local Level of Significance

Commissioner Guerra moved to approve the Consent Calendar as presented. Commissioner Phoenix seconded the motion. **Action:** Motion approved unanimously.

Jim Conlow spoke on behalf of the senior citizens of Rossmoor in support of the Robert Stanley Dollar Sr. Residence. He thanked the Commission for their part in moving the nomination towards listing in the National Register of Historic Places.

Jeff Matheson, Resident Services Manager at Rossmoor, also spoke in support of the Robert Stanley Dollar Sr. Residence nomination. He said that the organization's Board of Directors had passed a resolution supporting the nomination.

William Wainwright spoke in support of the Rankin Olive Grove nomination, also thanking Kristin Henderson, who was responsible for initiating the nomination. Then **Kristin Henderson** herself thanked OHP for the help the Registration Unit, especially Amy Crain, provided in bringing this nomination to fruition. "OHP," she said, "is a great friend of democracy."

Finally, **Richardson Gray**, of Huntington Beach Neighbors, Inc., spoke in support of the nomination of the Huntington Beach Public Library on Triangle Park. Mr. Gray thanked the Commission for its help in moving the library towards listing, singling out William Burg of OHP's Registration Unit for special thanks.

X. NATIONAL REGISTER OF HISTORIC PLACES DISCUSSION AND ACTION ITEM

A. National Register of Historic Places, New Nominations

1. Trestles Historic District
San Diego County
National Level of Significance

State Historian II Amy Crain presented her staff report, which is appended to these minutes as Attachment 1.

Next, State Parks Senior Staff Counsel Tara Lynch read into the record her report on why the Commission is hearing this nomination. In brief, as the nomination is a concurrent State and Federal nomination, the Commission is required to hear the nomination to allow the property owners and the public notice and opportunity to be heard regarding the nomination. The Commission is to determine: (1) Whether or not the Trestles Historic District meets National Register Criterion A at the national level of significance and satisfies Criteria

Consideration G, thereby concurring with the Keeper's determination; and, (2) Whether or not the procedural requirements of 36 CFR 60.10 requiring notice and opportunity for the property owners and public to concur in or object to the nomination have been met. Counsel Lynch further explained that in the testimony that former SHPO Milford Wayne Donaldson was about to give as a member of the public, he was not violating either the 1-Year Ban or the Permanent Ban on post-government activities of officials who have left State service. Counsel Lynch's written statement has been appended to these minutes as Attachment 2.

Next, proponents of the nomination made brief statements, beginning with **Mark Rauscher** of the Surfrider Foundation. Mr. Rauscher said that 38,000 individuals had signed an online petition in support of the nomination, which had also garnered over 1,200 letters of support. He then presented two filmed statements, one of **Clint Eastwood** speaking about San Onofre, the second featuring **Steve Pezman**, publisher of a surfing magazine since the 1970s. Mr. Pezman said the still-burgeoning surf industry is a spinoff of the surfing lifestyle, which has spread throughout the world. Trestles and San Onofre Beach are among the most significant in the history of the sport and the lifestyle, which first caught on there in 1934.

Next to speak was **Jim Kempton**, who authored a commemorative album on surfing at Trestles as a sport and lifestyle. Kempton said that surfing's founding fathers were drawn to Trestles where the waves were plentiful and the living easy. There was no class system and those who came to surf enjoyed gathering at day's end to make music, share food and drink, and, like the Polynesians whose easygoing lifestyle they emulated, "talk story," or tell tales, tall or otherwise, about waves caught and waves missed.

First to speak in opposition to the nomination was **Colonel Eugene Apicella**, of Marine Corps Installations West (MCIWEST)/Base Camp Pendleton. Colonel Apicella began by saying that the Navy and Marine Corps do not believe that the property meets Criterion A, nor does it satisfy Criteria Consideration G and lacks integrity. In addition, the Marine Corps contends that listing would have serious negative impacts on training and operations at Camp Pendleton. He said that the Marine Corps prides itself on a good record of stewardship of the land they occupy and are friendly with the surfing community. The Marine Corps has no plans to eliminate surfer access, but cannot agree to limit its ability to train personnel for amphibious operations. He closed by requesting that the Trestles nomination not be forwarded to the Keeper.

Next to speak in opposition was **Garth Eisenbeis**, representing California State Senator Mimi Walters of the 37th District, encompassing central Orange County, who supported the Navy's and Marine Corps' opposition to the

nomination. He commented that there is a hidden agenda at work behind the nomination, which is to prevent the construction of a toll road through the area.

Following Mr. Eisenbeis was **Brian Lundgren**, representing the Orange County Board of Supervisors and the Orange County Transportation Authority. Mr. Lundgren stated that the Orange County Board of Supervisors contends that Trestles does not qualify as a historic district.

Former SHPO **Milford Wayne Donaldson**, speaking as a private citizen, spoke in rebuttal to the opposition position. By way of introduction, he said he was born in Camp Lejeune, then moved to Camp Pendleton, where his father, a Marine Non-Commissioned Officer, was stationed. Also in his blood, however, was affection and affinity for surfing, and even before entering his teens, he surfed San Onofre, the birthplace of the surfing culture. Mr. Donaldson said he would not think of fighting the Marines, for whom he had the greatest respect and admiration, but was convinced that listing Trestles in the National Register would not negatively impact the Marines' maneuvers at Camp Pendleton, training or otherwise.

MCIWEST's **Colonel Apicella** briefly rebutted the above remarks, saying that he remained concerned that listing would impact the ability of the Marine Corps to train or conduct maneuvers at Camp Pendleton. These were the final public comments.

Vice-Chair Grenda asked if the property can be listed over the owner's objection. Counsel Lynch and Deputy SHPO Saunders stated that even if the Navy does not concur, the decision on listing is the Keeper's and the property may be listed over the owner's objection because the prohibition against listing over an owner's objection only extends to privately owned property.

Commissioner Bertoli wondered if it was possible for the Marine Corps' position and that of the nomination's proponents to coexist. Colonel Apicella responded that they did coexist now and that there was no need for the listing. Commissioner Bertoli asked how listing would affect training. Colonel Apicella answered that Camp Pendleton uses Green Beach for training maneuvers and listing will necessitate going through a consultation process to ensure that such activities would have no negative impacts. Vice-Chair Grenda said that his understanding was that a federal agency, when it is required to consult with the public, always has the option of taking any opposition into consideration, but can still, in the final analysis, do as it pleases—that consultation did not dictate a specific outcome.

Chair Polanco asked counsel to clarify the Commission's purview for this nomination and what constituted "proper public notice." Counsel Lynch repeated that the Commission is to assess eligibility of the resource without taking into consideration political or social ramifications and to assess whether

procedural requirements had been met. Counsel Lynch said that the notification requirements were that the property owners be notified of the scheduled hearing in a timely fashion, which had been done. The matter had been heard in a public hearing, satisfying Bagley-Keene Open Meeting Act requirements. In addition, appropriate governing bodies had been notified and, finally, those government officials had been allowed to comment publicly.

OHP Historian Crain clarified that the government officials required to be notified were: 1) The chief elected local official; and, 2) The municipal political jurisdiction. She noted that the San Diego County Board of Supervisors was notified, as was OHP's Certified Local Government contact person with San Diego County. No comments were received from either entity. Item 2 was not applicable to this nomination as the property does not fall within a municipal political jurisdiction.

Commissioner Guerra commented that it was clear that the nomination meets Criterion A and that procedural requirements had been met.

Mr. Lundgren, representing the Orange County Board of Supervisors and the Orange County Transportation Authority, returned to the podium to note that Orange County was not notified. OHP Historian Crain clarified that no part of the proposed historic district falls within Orange County as it is entirely in San Diego County.

Commissioner Moss moved that the Commission determine that the Trestles Historic District meets National Register Criterion A at the national level of significance and satisfies Criteria Consideration G, and that procedural requirements of the nomination process have been met. Commissioner Phoenix seconded the motion. **Action:** Motion carried unanimously.

XI. NATIONAL REGISTER OF HISTORIC PLACES Progress Report

Chair Polanco updated the Commission on the various properties that had been listed in the National Register since the last meeting of the Commission.

XII. PUBLIC COMMENTS

Linda Chaplin spoke on the importance of Johnson's Ranch as the western terminus of the California Overland Trail. She would like to reactivate interest in the area and give it more prominence within history. She recommends that it be acquired by a public entity to ensure access and its preservation.

XIII. COMMISSION DISCUSSION AND ACTION ITEMS

A. Approval of 2012 Annual Report

Commissioner Moss moved to approve the 2012 annual report as presented. Vice-Chair Grenda seconded the motion. **Action:** Motion approved unanimously.

XIV. COMMITTEE REPORTS

A. Archaeological Resources Committee – Commissioner Grenda, Chair

Commissioner Grenda reported that the committee continues to be very active and has scheduled a scaled-down committee phone meeting on February 22, 2013, followed by a full committee conference call on February 27, 2013. The committee is trying to get the Society for California Archaeology to adopt the professional standards.

B. Cultural Diversity Committee – Commissioners Moss and Shek, Co-Chairs

This committee had no report.

C. Information Center Procedural Advisory Committee (ICPAC) – Commissioners Polanco and Brandes, Co-Chairs

Commissioner Brandes reported that the committee had reviewed the draft California Historical Resources Inventory System (CHRIS) Modernization and Sustainability Plan and provided comments to OHP staff. The project had been on hold while the Department of General Services was reviewing a requested amendment to the contract in order to extend it to June 30, 2013. That amendment was approved. The contractor for the plan, the Results Group, will give a presentation at the May 2013 Commission meeting detailing the report and their findings. In response to a query from Commissioner Grenda about the CHRIS fees discussion at the November 2012 Commission meeting, Deputy SHPO Saunders added that the May 2013 presentation will also include a discussion about the fees charged by the Information Centers (IC) and the income and expenses of each IC.

D. Modernism Committee – Commissioners Polanco and Bertoli, Co-Chairs

This committee had no report.

XV. COMMISSIONERS' COMMENTS

Vice-Chair Grenda reminded the Commission that four or five years ago, he had brought up the issue of renewable energy installations and how they would negatively impact vast numbers of historical resources, particularly in California's deserts, which has since occurred. Now there is a new energy issue on the horizon that could have even more significant impacts on historical resources—hydraulic fracturing to produce shale gas. Vice-Chair Grenda mentioned that most people are not aware that California has the largest shale formation in the world, the Monterey Formation, and we will soon see thousands of oil wells back in operation or newly built, along with all the infrastructure needed to support this extraction. He explained how one thing found with the renewable energy projects is many consultants understand the California Environmental Quality Act (CEQA), but not the Section 106 process, and this led to many problems and stalls for the projects on which they were working. This is one of the reasons California needs professional standards for those cultural resources professionals acting as consultants on such projects.

Commissioner Moss asked Vice-Chair Grenda how he saw current efforts to revise CEQA. Vice-Chair Grenda responded that he believed that some amending and clarification could be positive, but that the thrust of the revisions may simply remove the impediment CEQA currently poses to development.

Commissioner Moss then thanked the OHP Registration Unit for their very professional assistance and support in helping the Commission fulfill its mandate.

XVI. ADJOURNMENT

Chair Polanco adjourned the regular meeting of the Commission at 12:00 p.m.

Respectfully submitted,

Carol Roland-Nawi, Ph.D.
State Historic Preservation Officer

Date

Attachments:

1. OHP Staff Report, Trestles Historic District nomination to the National Register of Historic Places.
2. Report by Senior Staff Counsel Tara Lynch on rationale for California's State Historical Resources Commission to hear the Trestles Historic District nomination.