



DEPARTMENT OF PARKS AND RECREATION • P.O. Box 942896 • Sacramento, CA 94296-0001  
Off-Highway Motor Vehicle Recreation Division  
1725 23<sup>rd</sup> Street, Suite 200  
Sacramento, California, 95816  
(916) 324-5801

Ruth Coleman, Director

May 9, 2012

Mr. Larry Allen  
Executive Officer  
San Luis Obispo County  
Air Pollution Control District  
3433 Roberto Court  
San Luis Obispo, CA 93401

Subject: Revised Oceano Dunes Monitoring Site Selection Plan

Dear Mr. Allen, *Larry*

The Off-Highway Motor Vehicle Recreation (OHMVR) Division submits for your review this revised Monitoring Site Selection Plan (MSSP) for the Oceano Dunes State Vehicular Recreation Area (Oceano Dunes SVRA).

This May 4, 2012 MSSP is based on the written comments you provided on March 14, 2012 as well as the conference calls among OHMVR Division and San Luis Obispo County Air Pollution Control District staff and consultants on March 22, April 9, April 12, April 16, and April 19, 2012. We discussed our approach in conference and received helpful direction in subsequent conversation from the California Air Resources Board (CARB) staff.

As discussed in the conference calls, we have made substantive revisions to the MSSP to respond to your concerns and initiate the Rule 1001 site selection process, which include, but are not limited to:

- Methodology that is based on the principles of adaptive management.
- An updated discussion of the scientific factors that influence saltation, dust generation, PM10 dispersion, and the site selection process.
- Revised technical methods that include a series of tasks that can be initiated this year to commence the Rule 1001 site selection process.
- Inclusion of preliminary Coastal Dune Vehicle Activity Area (CDVAA) and Control Monitor site characteristics that the OHMVR Division and APCD can use to evaluate the suitability and appropriateness of potential comparative monitoring sites.

As evidenced by the revised MSSP, much progress was made during the many hours our respective staff members have spent on conference calls and associated analysis. Unfortunately, we were not able to reach resolution regarding what the OHMVR Division perceives at this time to be the single most important characteristic to consider when defining and identifying "comparable" monitoring sites: the amount of open sand fetch upwind of potential monitoring sites. The differences between our agencies on this subject

Mr. Larry Allen  
May 9, 2012  
Page Two of Two

are documented; we need to move beyond them. The MSSP thus adjusts the focus on this issue from attempting to pre-determine what is "naturally" occurring open sand coverage to an investigation of the actual conditions that exist upwind of potential monitoring sites. Given all the uncertainty regarding Rule 1001<sup>1</sup>, we feel this is the best possible path forward at this time.

As you know, Rule 1001 imposes PMRP (May 31, 2012) and land use approval (November 30, 2012) deadlines, which will likely involve a difficult Coastal Act permitting process. In light of this, we will be implementing the near-term tasks identified in this MSSP immediately (i.e., desktop analysis, dispersion modeling plan, vehicle activity surveys, etc.).

I thank you for your time and efforts spent meeting with the Coastal Commission to date, as well as the work you and your staff have done to assist us in revising our MSSP. As always, please contact Ronnie Glick, Senior Environmental Scientist at Oceano Dunes District with any questions or comments you have. Ronnie can be reached via email at [rglick@parks.ca.gov](mailto:rglick@parks.ca.gov) or phone at (805) 773-7180.

I look forward to continued progress on Rule 1001, the Draft PMRP, and our initial MSSP tasks.

Respectfully,



Phil Jenkins, Acting Deputy Director  
OHMVR Division

cc: John Hamon, Chair San Luis Obispo Pollution Control District

Enclosures (2)  
May 4, 2012 Monitoring Site Selection Plan  
MSSP Attachment 1 – Vehicle Activity Survey Methodology

---

<sup>1</sup> Rule 1001 is presently subject to litigation pending in San Luis Obispo County Superior Court, Case No. CV120013 (Friends of Oceano Dunes, Inc. v. San Luis Obispo County Air Pollution Control District, et al. [Friends' Litigation].) CDPR is named a real party-in-interest in the Friends' Litigation. Further, CDPR submitted extensive comments and objections to the adoption of Rule 1001, which objections are a part of the administrative record for the adoption of Rule 1001 and which have been incorporated and alleged by reference in the Friends' Litigation. CDPR submits this Draft MSSP subject to the pending Friends' Litigation without express or implied waiver of, and expressly reserving CDPR's rights with regard to: CDPR's objections to Rule 1001 as previously submitted for the record; CDPR's rights to participate as a real party-in-interest in the pending Friends' Litigation; CDPR's rights to raise further objections to Rule 1001 as implemented and enforced by the APCD and its APCO; and any other and further rights it may have with regard to implementation of Rule 1001 by the APCD.