OCEANO DUNES
PARTICULATE MATTER REDUCTION EFFORTS
FLOWCHART & TIMELINE

SLO COUNTY apcd

STATE & FEDERAL HEALTH STANDARDS BEING EXCEEDED ON THE NIPOMO MESA

PHASE 1 STUDY CONDUCTED IN 2004 - 2005 & RELEASED IN 2007

PHASE 2 STUDY IN 2010 & APCD ENTERS INTO AN MOU WITH OHV

2003 - 2011
INITIAL ISSUE IDENTIFIED, PRELIMINARY STUDIES CONDUCTED, AND ADOPTION OF RULE 1001

BOARD APPROVES RULE 1001 COASTAL DUNES DUST CONTROL REQUIREMENTS DEVELOPED & APPROVED IN 2011

OHV CONDUCTS THEIR OWN STUDIES IN 2007, 2011 AND 2013

COMMUNITY MONITORING STUDY IN 2012 & REPORT AND MAP OF PLUME RELEASED IN 2013

CONDITIONAL APPROVAL OF OHV'S PM REDUCTION PLAN IN MARCH 2013

2011 - 2013
ADDITIONAL STUDIES DEVELOPMENT OF DUST PLUME MAP

2013 - 2016
RULE 1001 IMPLEMENTATION AGREEMENT & HIRING OF SPECIAL MASTER

NUMEROUS LAWSUITS FILED, APCD DIRECTLY SUED AND NAMED A REAL PARTY IN INTEREST IN MOST OF OTHER CASES.

APCD & OHV ENTER INTO RULE 1001 IMPLEMENTATION AGREEMENT

2014 - 15 ACRES OF SAND FENCING IN RIDING AREA & 30 ACRES OF STRAW BALES IN NON-RIDING AREA.

2015 - 40 ACRES OF SAND FENCING & "REFRESHED" THE PREVIOUS YEARS 30 ACRES OF STRAW BALES.

2015 THE OSO FLACO MONITORING SITE INSTALLED

2016 OHV INSTALLED 40 ACRES OF FENCING W/ 2 ADJACENT SURFACE ROUGHNESS COMPONENTS

APCD LAUNCHES AIRAWARE TEXT ALERTS IN 2016

2016 - 2017
DRAFT EIR, INSTALLATION OF SEASONAL FENCING

SP PREPARES A DRAFT EIR FOR ODSVRA DUST CONTROL PROGRAM IN AUGUST 2016

APCD DISAGREES WITH LIMITED SCOPE OF PROPOSED PROJECT AREA

DECEMBER 2016 THE OSO FLACO MONITORING SITE WAS REMOVED WITHOUT AUTHORIZATION

DIRECTOR OF OHV, CHRIS CONLIN, RETIRES & IS REPLACED BY MAT FUZIE

IN 2017 INSTALLED 20 ACRES OF WIND FENCING

MARCH 2017 THE OSO FLACO MONITORING SITE WAS RE-INSTALLED

2017
NOTICE OF VIOLATION

JUNE 12, 2017 APCD ISSUES A NOTICE OF VIOLATION TO OHV (NOV 2963)

FAILURE TO COMPLY WITH RULE 1001, SECTIONS C.2, F.1.f AND F.1.g

FAILURE TO COMPLY WITH NUISANCE RULE 402

JUNE 26, 2017 OHV RESPONDS TO NOTICE OF VIOLATION

JULY 6, 2017 APCD ISSUES MUTUAL SETTLEMENT PROPOSAL

INCL. FENCING OFF RIDING ON 100 ACRES IN MOST EMISSIVE ZONES OF LE GRAND TRACT

JULY 21, 2017 OHV PROVIDES RECEIPT OF MUTUAL SETTLEMENT PROPOSAL DATED JULY 6, 2017

JULY 25, 2017 APCD ISSUES RESPONSE TO JULY 2017 LETTER FROM OHV

ADDRESSES THE NUISANCE VIOLATION & NEED TO ADDRESS TO AVOID ENFORCEMENT ACTION

SPECIAL MASTER MEETS WITH APCD AND STATE PARKS IN SEPTEMBER 2017

Pending Friends of the Oceano Dunes, Inc. (FOD) Cases Against SLO County APCD

CASES SECTION CURRENTLY BEING UPDATED

Case No.	Nature of Litigation	Current Status
FOD 3 14CV-0514	Consent Decree Action (Agreement to implement Rule 1001)	Next case mgmt conf set for 7/20/20
FOD 4 16CV-0113	CEQA action v. State Parks based on State Parks' notice of CEQA exeption filed 2/12/16.	Next case mgmt conf set for 7/20/20
FOD 5 16CV-0160	Action against State Parks and CCC based on 2016 emergency coastal permit for temporary dust mitigation measures	Next case mgmt conf set for 7/20/20
FOD 6 17CV-0267	Action against State Parks and CCC based on 2017 emergency coastal permit for temporary dust mitigation measures	Next case mgmt conf set for 7/20/20
FOD 7 17CV-0576	Action against CCC and State Parks (& other public entities) for final coastal development permit for 100 acres of dust mitigation measures. FOD claimed permit was not limited to 100 acres and allowed for the placement of dust control measures in amounts and locations that were not analyzed in the EIR.	On 1/29/20 Judge granted FOD's writ & will sign a writ & judgement in their favor. CCC will hold a mtg & will take action to comply with CEQA as outlined in court ruling.
FOD 8 2-cv-17-08733 (Dist. Court)	Federal case against individuals from State Parks and CCC for violation of the Federal Endangered Species Act based on the coastal development permit issued by CCC for 100 acres of dust mitigation. Allegations same as FOD 7 but addresses a federally protected bird species that is not listed as endangered under the CA Endangered Species Act.	District Court granted SP motion to stay the action. The Ninth Circut Court of Appeal reversed and remanded the case back to the District Court. Case has not been reactivated.
FOD 9 20CV-0100	Action against State Parks and CCC (incl. APCD, the Hearing Board, and County of SLO) for issuance of the 1/24/20 extension of a prior emergency coastal development permit for perimeter fencing around a 48 acre section of the dunes for development of a vegetated foredune, and the 1/31/20 emergency coastal development permit to plant within the 48 acres of fencing.	APCD served on 2/21/20 Response due 3/23/20 Case mgmt conf. 4/9/20

2017
PETITION FOR ABATEMENT ORDER

SEPT 28, 2017 APCO ISSUANCE OF THE PETITION FOR AN ORDER OF ABATEMENT

OCT 16, 2017 CONTINUANCE OF HEARING GRANTED AS REQUESTED BY OHV

OCT 27, 2017 NOTICE THAT HEARING DATE WAS CONT. TO NOV 13, 2017

NOV 3, 2017 OHV REQUESTS A SECOND CONTINUANCE

NOV 7, 2019 OHV DENIED CONTINUANCE REQUEST

2017 - 2018
HEARING BOARD AND SOA 17-01

NOV 13, 2017 FIRST HEARING OF THE APCD HEARING BOARD - HEARING NOT COMPLETED

APCO, LARRY ALLEN RETIRES AND GARY WILLEY IS HIRED AS THE NEW APCO

JAN 30, 2018 SECOND HEARING OF THE APCD HEARING BOARD - INFORMATIONAL ABATEMENT HEARING CONT. TO MARCH 21

MARCH 21, 2018 THIRD MEETING OF THE APCD HEARING BOARD - CONCEPT OF STIPULATION PROPOSED HEARING CONT. TO APRIL 30.

APRIL 30, 2018 FOURTH MEETING OF THE APCD HEARING BOARD - STIPULATED ORDER OF ABATEMENT APPROVED.

MAY 4, 2018 HEARING BOARD FILES THE STIPULATED ORDER OF ABATEMENT 17-01

DIRECTOR OF OHV, MAT FUZIE RETIRES & IS REPLACED BY ACTING DIRECTOR DAN CANFIELD

2019
STIPULATED ORDER OF ABATEMENT (SOA) 17-01 IMPLEMENTATION AND DRAFT PARTICULATE MATTER REDUCTION PLAN (DPMRP)

FEB 1, 2019 STATE PARKS SUBMITS THE OCEANO DUNES CONCEPT DPMRP

SCIENTIFIC ADVISORY GROUP CREATED

MARCH 25, 2019 STATE PARKS SUBMITS REVISED OCEANO DUNES CONCEPT DPMRP

MAY 1, 2019 APCD, STATE PARKS & SAG HOLD A PUBLIC WORKSHOP ON THE DPMRP

MAY 1, 2019 PUBLIC WORKSHOP

JUNE 2019 STATE PARKS SUBMITS REVISED OCEANO DUNES CONCEPT DPMRP

JUNE 10, 2019 APCD ISSUES A CONDITIONAL APPROVAL OF THE 6/10/19 PMRP

NOP: NOTICE OF PREPARATION.
A brief notice sent by a Lead Agency to notify responsible agencies that the lead agency plans to prepare an EIR.

EIR: ENVIRONMENTAL IMPACT REPORT
Analyzes project impacts to numerous environmental resource factors, as required by the California Environmental Quality Act.

JULY 2019 STATE PARKS PREPARES AN NOP OF A SUBSEQUENT EIR & PUBLIC SCOPING MEETING

SCHEDULED OCTOBER 1, 2019 WORKSHOP

2019
ANNUAL REPORT & WORKPLAN (ARWP) HEARING BOARD

AUGUST 1, 2019 STATE PARKS SUBMITS THE 1ST DRAFT OF THE 2019 ANNUAL REPORT & WORK PLAN

APCD & SAG PROVIDE COMMENTS & RECOMMENDATIONS ON ARWP

ANNOUNCEMENT OF OCTOBER 1, 2019 WORKSHOP ON THE ARWP

WORKSHOP POSTPONED

SEPT 13, 2019 STATE PARKS SUBMITS 2ND DRAFT OF THE ARWP

2ND DRAFT OF ARWP DOES NOT INCORPORATE RECS. OF THE SAG & IS NOT APPROVED

SEPT 17, 2019 THE OCTOBER 1, 2019 WORKSHOP POSTPONED

APCO SUBMITS A PETITION FOR A HEARING OF THE APCD HEARING BOARD

CHIEF DEPUTY DIRECTOR, LIZ McGUIRK BECOMES MAIN CONTACT AT STATE PARKS

NOV. 18, 2019, HEARING BOARD MEETING: APCD & STATE PARKS AGREE TO MODIFIED EXISTING STIPULATED ORDER OF ABATEMENT 17-01

DEC 2019 - APRIL 2020 CCC ISSUES EMERGENCY PERMITS FOR OHV INSTALLS 48 ACRE FOREDUNE, 40 ACRES WIND FENCING & 4.2 ACRE ENCLOSURE

MAR 2020, DUE TO THE COVID-19 PANDEMIC THE ODSVRA IS CLOSED TO ALL VEHICLES AND CAMPING.

ARMANDO QUINTERO REPLACES LISA MANGAT AS DIRECTOR OF STATE PARKS AND SARAH MIGGINS IS APPOINTED HEAD OF THE OHV DIVISION

OCT 2020, ODSVRA REOPENS TO DAY-USE, STREET LEGAL VEHICLES. OHV USE AND CAMPING STILL SUSPENDED DUE TO COVID-19.

NOV 2020, APCO APPROVES WORKPLAN FOR 2021, WHICH INCLUDES 92 NEW ACRES OF DUST CONTROLS.

DEC 31, 2020 - STATE PARKS RELEASES THEIR PUBLIC WORKS PLAN

CALIFORNIA COASTAL COMMISSION MEETING ON MARCH 18, 2021

MAR 24, 2021, HEARING BOARD MEETING

WE ARE HERE NOW! MARCH 2021

FENCE OFF P REVIOUSLY VEGETATED AREAS NO LATER THAN SEPT 15, 2018 (MAP 1 IN SOA)

FENCING STAY IN PLACE TO ALLOW VEGETATION TO GROW FOR YEARS AFTER 2018

INSTALL TRACK-OUT CONTROL DEVICES AT GRAND AND PIER BY JUNE 30, 2019

DEVELOP A PARTICULATE MATTER REDUCTION PLAN, APPROVED BY APCO

ITEMS NEEDED TO SATISFY SOA 17-01

REDUCE MAX 24HR PM10 BASELINE EMISSIONS BY 50% (BASED ON MODELING MAY-AUG 2013)

INCREASE THE RATE OF NATIVE PLANT SEED PRODUCTION

DEVELOPMENT OF FOREDUNE STRUCTURE NEAR HIGH WATER LINE AT ODSVRA

DEVELOP AN ANNUAL REPORT & WORK PLAN EACH YEAR OF THE 4 YEAR TERM

HOLD ANNUAL WORKSHOPS TO REVIEW WORK PLANS & SAG RECS

REVIEW DUST CONTROLS IMPLEMENTED OVER PREVIOUS YEAR

PROGRESS, TRACKING METRICS FOR EACH DUST CONTROL

PROPOSE ACTIVITIES TO BE COMPLETED IN THE NEXT YEAR

SLO COUNTY apcd | Air Pollution Control District San Luis Obispo County

This poster can also be downloaded digitally at ***SLOCleanAir.org/air-quality/oceano-dunes-efforts***

This flowchart and timeline was developed to provide a brief overview of the ongoing particulate matter reduction efforts at the Oceano Dunes SVRA. It should not be considered to provide every step, outreach effort or procedural decision over the course of the past 20 years. For additional information on anything contained in this document, please contact the SLO County APCD directly at 805-781-5912.

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