

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

January 9, 2008; Agenda Item No. IX

Resolution No. 08-05

RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AUTHORIZING THE EXECUTIVE DIRECTOR TO SUBMIT A MALIBU LOCAL COASTAL PROGRAM AMENDMENT PURSUANT TO THE LCP OVERRIDE PROCEDURES OF THE CALIFORNIA COASTAL COMMISSION (14 CAL. CODE REGS. SEC. 13666 ET SEQ.), SUCH AMENDMENT TO INCLUDE, BUT NOT BE LIMITED TO: (1) LEVELS OF USAGE AT RAMIREZ CANYON PARK CONSISTENT WITH THOSE APPROVED BY THE CALIFORNIA COASTAL COMMISSION ON APRIL 12, 2000 (CDP NO. 4-98-334) IN ADDITION TO PROVISION OF OVERNIGHT PUBLIC PARK CAMPING AND HANDICAPPED ACCESS CAMPING AT RAMIREZ CANYON PARK; (2) ESTABLISHMENT OF A MALIBU PARKS AFFORDABLE ACCESS FUND USING THE NET PROCEEDS FROM EVENTS AT RAMIREZ CANYON PARK TO PROVIDE INNER CITY OUTREACH WITH THE USE OF MALIBU PARKS; (3) ACQUISITION AND IMPROVEMENT OF ALL POTENTIAL TRAIL SEGMENTS AND LINKAGES TO AND ALONG THE COASTAL SLOPE TRAIL, TOGETHER WITH IMPROVEMENT OF PUBLIC RESTROOMS AND PUBLIC PARKING AREAS TO SERVE SUCH PUBLIC TRAILS AND TRAIL LINKAGES; (4) PUBLIC CAMPING, PUBLIC RESTROOMS AND PUBLIC PARKING AT ESCONDIDO CANYON PARK TOGETHER WITH RELATED HANDICAPPED ACCESS IMPROVEMENTS AND SATELLITE PARKING AND TRAIL STAGING AREAS SERVING SUCH PARK, AND (5) PUBLIC CAMPING, PUBLIC RESTROOMS, AND PUBLIC PARKING AT CORRAL CANYON PARK, AS SUCH PARK BOUNDARIES EXIST OR MAY HEREAFTER BE EXPANDED, TOGETHER WITH RELATED HANDICAPPED ACCESS IMPROVEMENTS, CITY OF MALIBU AND UNINCORPORATED LOS ANGELES COUNTY.

WHEREAS, The Santa Monica Mountains Conservancy (Conservancy) adopted by Resolution No. 06-91 the Malibu Parks Public Access Enhancement Plan - Public Works Plan (PWP) on November 29, 2006; and

WHEREAS, pursuant to a Memorandum of Understanding (MOU) between the Conservancy, the Mountains Recreation and Conservation Authority (MRCA) and the City of Malibu, the PWP was rescinded by Resolution No. 07-04 on January 22, 2007; and

WHEREAS, also pursuant to the MOU, the Conservancy directed staff to prepare a Local Coastal Plan Amendment (LCPA) and to submit LCPA to the City of Malibu; and

WHEREAS, Conservancy staff invested significant time and resources in good faith negotiations with the City of Malibu regarding components of the LCPA; and

WHEREAS, the LCPA (No. 07-002) adopted by the Malibu City Council on December 5, 2007 is contrary to the action of the Malibu Planning Commission, reduces the allowed uses of public parkland, restricts access to parks owned by the Conservancy and the MRCA and generally fails to fulfill the intent of the original PWP and is contrary to the intent of the LCPA as proposed by the Conservancy and filed with the City of Malibu on April 23, 2007; and

WHEREAS, the Local Coastal Program Amendment as adopted by the Malibu City Council on December 5, 2007 is not in conformity with the provisions of the California Coastal Act of 1976, and is contrary to the Santa Monica Mountains Conservancy Act; now

Therefore be it Resolved, That the Mountains Recreation & Conservation Authority hereby:

1. FINDS that the proposed action is consistent with the Santa Monica Mountains Conservancy Act and the Santa Monica Mountains Comprehensive Plan;
2. FINDS that the proposed action will further the mission of improving access and enjoyment of public parkland as stated in the Conservancy's Strategic Plan;
3. ADOPTS the staff report dated December 28, 2007 for this item;
4. REQUESTS that the California Coastal Commission deny without suggested modifications the Local Coastal Program Amendment adopted by the City of Malibu on December 5, 2007;
5. AUTHORIZES the Executive Director to submit a Malibu Local Coastal Program Amendment to the Executive Director of the California Coastal Commission pursuant to Title 14 of the California Code of Regulations, Sec. 13666 *et seq.* substantially in accordance with the adopted staff report, and
6. FURTHER AUTHORIZES the Executive Director to perform any and all acts necessary to carry out this resolution; without limiting the generality of the foregoing, such authority shall include those provisions that he shall determine in the exclusive exercise of his discretion are necessary to carry out the purposes of this resolution and to comply with the policies of the Conservancy, and to otherwise carry out the provisions of state law and regulations.

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Chair

AYES:

NOS:

ABSTAIN:

ABSENT:

I HEREBY CERTIFY that the foregoing resolution was adopted at a special meeting of the governing board of the Mountains Recreation and Conservation Authority, duly noticed and held according to law, on the 9th day of January, 2008.

Date:

Executive Officer