

MINUTE ITEM

This Calendar Item No. C9  
was approved as Minute Item  
No. 9 by the State Lands  
Commission by a vote of 2  
to 0 at its 12-16-80  
meeting.

CALENDAR ITEM

M C O 9

GENERAL PERMITS - PROTECTIVE STRUCTURE

12/80  
W 22552  
Louie  
PRC 5919  
PRC 5940  
PRC 5941

APPLICANT: Paulette Kelman, et. al.  
19264 Pacific Coast Highway  
Malibu, California 90265

AREA, TYPE LAND AND LOCATION:  
0.006-acre parcel of tide and submerged  
land in the Pacific Ocean at Malibu, Los  
Angeles County.

APPLICANT: Sohan L. Dua and Kiran P. Dua  
19302 Pacific Coast Highway  
Malibu, California 90265

AREA, TYPE LAND AND LOCATION:  
0.01-acre parcel of tide and submerged  
land in the Pacific Ocean at Malibu, Los  
Angeles County.

APPLICANT: Patricia M. Burgess  
19300 Pacific Coast Highway  
Malibu, California 90265

AREA, TYPE LAND AND LOCATION:  
0.01-acre parcel of tide and submerged  
land in the Pacific Ocean at Malibu, Los  
Angeles County.

LAND USE: Shore protection.

CONSIDERATION: No monetary consideration required in that  
public benefit will accrue. The State reserves  
the right at any time to set a monetary  
rental if the Commission finds such action  
to be in the State's best interest.

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CALENDAR ITEM NO. 009 (CONTD)

**BASIS FOR CONSIDERATION:**

Pursuant to 2 Cal. Adm. Code 2005.

**PREREQUISITE TERMS, FEES AND EXPENSES:**

Applicants are owners of upland.

**STATUTORY AND OTHER REFERENCES:**

- A. P.R.C.: Div. 6, Parts 1 & 2; Div. 13; Div. 20.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

**OTHER PERTINENT INFORMATION:**

1. The annual rental value of each site is estimated to be \$30.
2. These projects are exempt from CEQA because it is within the purview of Section 15071 of Title 14 Cal. Adm. Code which exempts projects of an emergency nature, i.e. specific action necessary to prevent an emergency. The winter storms of 1979 have rendered the sanitary facilities inoperative at this location. The Los Angeles County Health Department has required that the facilities be repaired or replaced and that they be protected from future storm conditions.
3. These projects are situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and are classified in a use category, Class C, which authorizes Multiple Use. These projects are compatible with such classification.
4. Staff feels that shore protection at this location will be of mutual benefit to both the public and the applicant. The shoreline will have additional protection at no cost to the public.

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5. These projects are located beneath existing residences.
6. Because of the uncertainty of the State's title in this area, it is recommended that expense and processing fees be waived.

FURTHER APPROVALS REQUIRED:

California Coastal Commission.

EXHIBITS:

- A, A-1 & A-2. Land Description.
- B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISION OF P.R.C. 21172, 14 CAL. ADM. CODE 15071 AND 2 CAL. ADM. CODE 2905(a).
2. DETERMINE THAT THE PROJECT IS CONSISTENT WITH THE PROVISIONS OF ARTICLE 6.5, OF TITLE 2, OF THE CAL. ADM. CODE.
3. FIND THAT GRANTING OF THE PERMITS WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.
4. AUTHORIZE ISSUANCE TO PAULETTE KELMAN; SOHAN L. DUA AND KIRAN P. DUA, AND PATRICIA M. BURGESS 10-YEAR GENERAL PERMITS - PROTECTIVE STRUCTURE FROM DECEMBER 1, 1980; IN CONSIDERATION OF THE PUBLIC BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST FOR CONSTRUCTION AND MAINTENANCE OF A PROTECTIVE CONCRETE BAG BULKHEAD ON THE LAND DESCRIBED ON EXHIBIT "A", "A-1" AND "A-2" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

Description of Lease Premises

The tide and submerged land beneath the proposed protective concrete bag bulkhead and existing residence according to the application on file, located at 19264 Pacific Coast Highway, Malibu, California.

End of Description

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EXHIBIT "A-1"

Description of Lease Premises

The tide and submerged land beneath the proposed protective concrete bag bulkhead and existing residence according to the application on file, located at 19302 Pacific Coast Highway, Malibu, California.

End of Description

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EXHIBIT "A-2"

Description of Lease Premises

The tide and submerged land beneath the proposed protective concrete bag bulkhead and existing residence according to the application on file, located at 19300 Pacific Coast Highway, Malibu, California.

End of Description.

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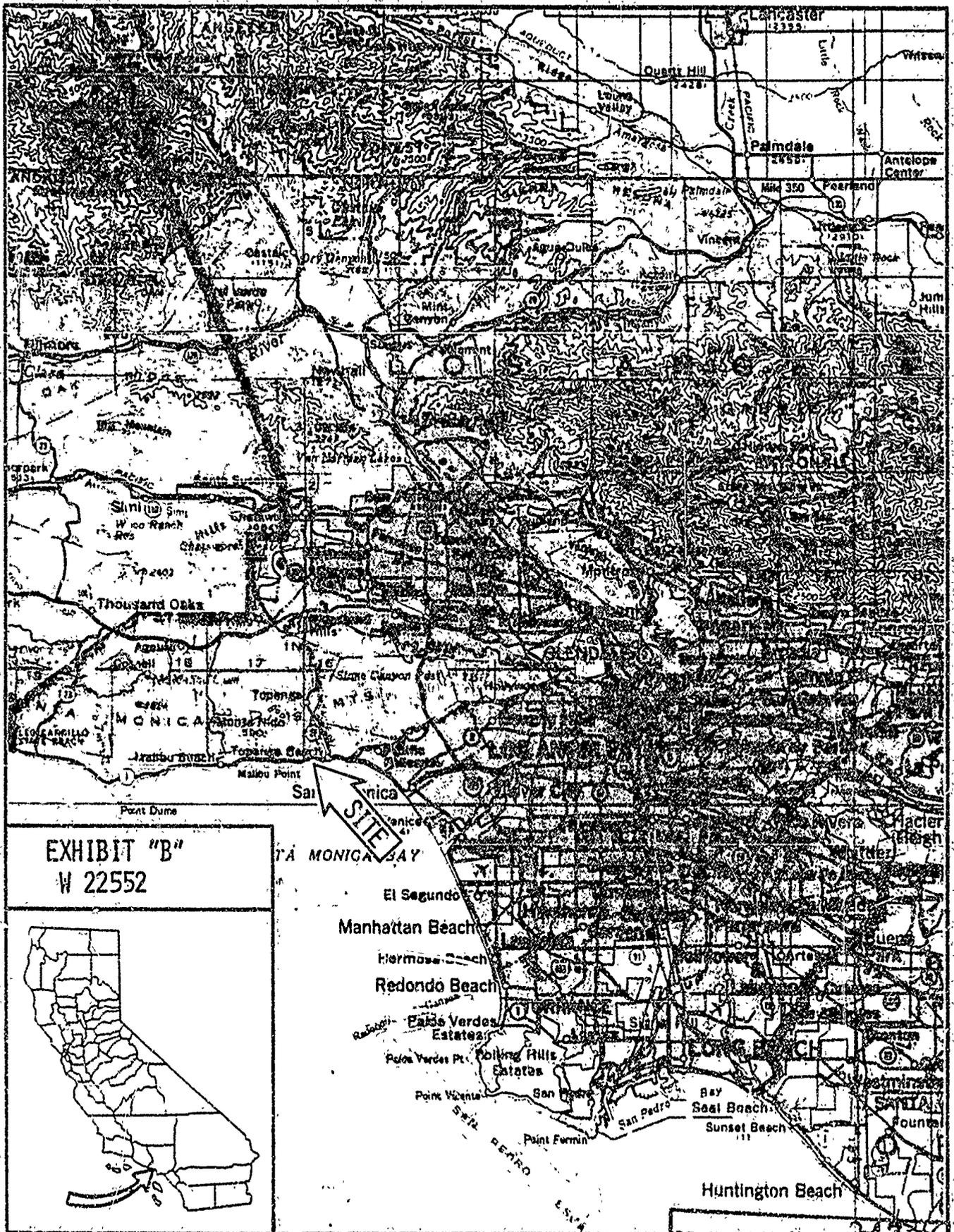


EXHIBIT "B"  
W 22552



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