

MINUTE ITEM

This Calendar Item No. 06
was approved as Minute Item
No. 6 by the State Lands
Commission by a vote of 3
to 0 at its 10/7/88
meeting.

CALENDAR ITEM

A 44
S 18

006

10/07/88
W 24216 PRC 7254
Lipphardt

GENERAL PERMIT - PROTECTIVE STRUCTURE USE

APPLICANT: Malibu Bulkhead Affiliation, jointly and
severally as follows:

E.D. Yeomans
8484 Wilshire Boulevard
Beverly Hills, CA 90211

Kenneth Q. Volk, III
1015 Grandview Ave.
Glendale, CA 91201

Ben Lampkin
245 Century Center
Oklahoma City, OK 73102

Marilou Miller
20464 Pacific Coast Hwy
Malibu, CA 90265

Ronald Rainey
315 S. Beverly Hills Dr.
Suite #201
Beverly Hills, CA 90212

William Day
20462 Pacific Coast Hwy
Malibu, CA 90265

Peter Caloyeras
111 S. Grandville Avenue
Los Angeles, CA 90049

AREA, TYPE LAND AND LOCATION:

A 0.100-acre parcel of tide and submerged land
located in Malibu, Los Angeles County.

LAND USE:

For repair and maintenance of an existing
bulkhead and seawall.

TERMS OF PROPOSED PERMIT:

Initial period: Ten years beginning
October 7, 1988.

(ADDED 10/03/88)

-1-

CALENDAR PAGE	42
MINUTE PAGE	2951

CALENDAR ITEM NO. C 06 (CONT'D)

CONSIDERATION: 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.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:
Applicant is lessee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Processing costs have been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 03/26/89.

OTHER PERTINENT INFORMATION:

1. The Malibu Bulkhead Affiliation has requested a permit for the repair and maintenance of an existing seawall. The seawall was severely damaged during a January 18, 1988 storm. The seawall and bulkhead structure protect eight (8) residential units on the beach at Pacific Coast Highway in Malibu.
2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.
3. The California Coastal Commission (CCC), a "functional equivalent agency" under Section 21080.5 of the CEQA, has:
 4. served as the Lead Agency under CEQA;

(ADDED 10/03/88)

-2-

CALENDAR PAGE	42.1
MINUTE PAGE	2952.

CALENDAR ITEM NO. C 06 (CONT'D)

2. considered the project described herein; and
3. found that the project, as conditioned, will not have a significant effect on the environment.

Under Section 15252 of the CEQA Guidelines, the Commission may use the environmental analysis proposed by the CCC in its consideration of this project.

Authority: Section 21083 and 21087 of the CEQA.

FURTHER APPROVALS REQUIRED:
County of Los Angeles.

EXHIBITS: A. Land Description.
B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE CALIFORNIA COASTAL COMMISSION (CCC), A FUNCTIONAL EQUIVALENT AGENCY UNDER SECTION 21080.5 OF THE CEQA, HAS CONSIDERED THE PROPOSED PROJECT AND DETERMINED THAT THE PROJECT, AS CONDITIONED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
2. FIND THAT THE COMMISSION HAS CONSIDERED THE INFORMATION CONTAINED IN THE ENVIRONMENTAL ANALYSIS PREPARED BY THE CCC AND CONCURS WITH THE CONCLUSIONS AND FINDINGS CONTAINED THEREIN, 14 CAL. ADM. CODE SECTION 15253.
3. AUTHORIZE ISSUANCE OF A TEN-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE USE, TO MALIBU BULKHEAD AFFILIATION, JOINTLY AND SEVERALLY, WHOSE NAMES ARE ON FILE, ALONG WITH THE GENERAL PERMIT, IN THE PRINCIPAL OFFICE OF THE STATE LANDS COMMISSION, BEGINNING OCTOBER 7, 1983; 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 REPAIR AND MAINTENANCE OF AN EXISTING BULKHEAD AND SEAWALL ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

(ADDED 10/03/86)

-3-

CAL. NDAR PAGE	42.2
MINUTE PAGE	2953

EXHIBIT "A"

LAND DESCRIPTION

W 24216

A parcel of tide and submerged land in the Pacific Ocean, Malibu, Los Angeles County, California, being all that land immediately beneath an existing building, sea wall, rock wall, and protective structures located at and southerly of lots 1-4, Tract No. 26816, as shown on the Tract Map # 26816 filed in M.B. 694, pg. 66-67, Los Angeles County Records.

EXCEPTING THEREFROM any land lying landward of the ordinary high water mark of the Pacific Ocean.

END OF DESCRIPTION

REVISED SEPTEMBER 27, 1988 BY BIU 1.

CAL. N.JAR PAGE	423
MINUTE PAGE	2954

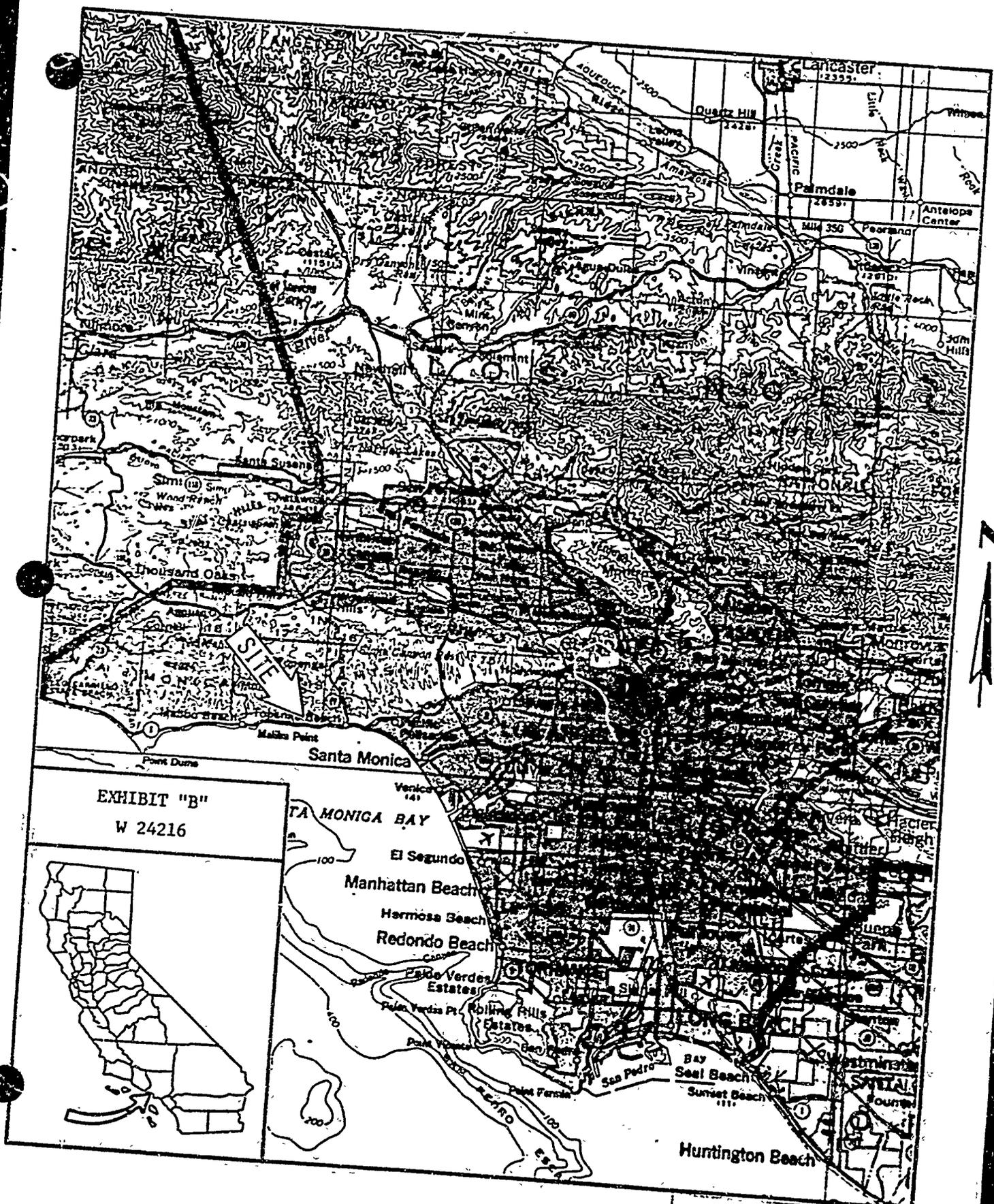


EXHIBIT "B"
W 24216



CALIF. ROAD PAGE	424
MINUTE PAGE	2955