

January 28, 2008; Agenda Item No. 15

Resolution No. 08-08

RESOLUTION OF THE SANTA MONICA MOUNTAINS CONSERVANCY ADOPTING FINDINGS
PURSUANT TO PUBLIC RESOURCES CODE SECTION 30515 AND 14 CCR SECTION 13666
THAT THE PROPOSED SANTA MONICA MOUNTAINS CONSERVANCY AMENDMENT
FOR A PUBLIC WORKS PROJECT TO THE MALIBU LOCAL COASTAL PROGRAM
MEETS PUBLIC NEEDS OF AN AREA GREATER THAN THAT INCLUDED WITHIN
THE MALIBU CERTIFIED LOCAL COASTAL PROGRAM THAT HAD NOT BEEN
ANTICIPATED AT THE TIME THE LOCAL COASTAL PROGRAM WAS
BEFORE THE COMMISSION FOR CERTIFICATION

WHEREAS, the Local Coastal Program Amendment (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 Santa Monica Mountains Conservancy (Conservancy) and the Mountains Recreation and Conservation Authority (MRCA) and generally fails to fulfill the intent of the Conservancy's and MRCA's original Public Works Plan 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 Conservancy has entered into a joint powers agreement with the Conejo and Rancho Simi Recreation and Park Districts pursuant to Government Code Section 6500 *et seq.* to create the MRCA; and

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

WHEREAS, per Resolution No. 07-114 at the December 28, 2007 Conservancy meeting, the Conservancy authorized the Executive Director to submit a Malibu Local Coastal Program Amendment for park and trail improvements and uses, including at Ramirez Canyon Park, Escondido Park, Corral Canyon Park, including acquisition and improvements to the Coastal Slope Trail and establishment of the Malibu Parks Affordable Access Fund pursuant to the Local Coastal Program override procedures of the California Coastal Commission (14 Cal. Code Regs. [CCR] Sec. 13666 *et seq.*); and

WHEREAS, Public Resources Code Section 30515 and implementing sections of the California Code of Regulation, 14 CCR Section 13666 state in part:

Any person authorized to undertake a public works project...may request any local government to amend its certified local coastal program, if the purpose of the proposed amendment is to meet public needs of an area greater than that included within such certified local coastal program that had not been anticipated by the person making the request at the time the local coastal program was before the commission for certification; and

WHEREAS, the staff report dated January 28, 2008 further describes the project; and

WHEREAS, the proposed action is consistent with the Santa Monica Mountains Comprehensive Plan; Now

Therefore Be It Resolved, That the Santa Monica Mountains Conservancy hereby:

1. FINDS that this 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. FINDS that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code section 21080.9 and CEQA Guidelines sections 15061 and 15265(a).
4. ADOPTS the staff report and recommendations dated January 28, 2008.
5. ADOPTS the findings pursuant to Public Resources Code Section 30515 and 14 CCR Section 13666 that the proposed Santa Monica Mountains Conservancy amendment for a public works project to the Malibu Local Coastal Program meets public needs of an area greater than that included within the Malibu certified Local Coastal Program that had not been anticipated at the time the local coastal program was before the Commission for certification.
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

Agenda Item 15
January 28, 2008
Page 3

policies of the Conservancy, and to otherwise carry out the provisions of state law and regulations.

~ End of Resolution ~

I HEREBY CERTIFY that the foregoing resolution was adopted at a meeting of the Santa Monica Mountains Conservancy, regularly noticed and held according to law, on the 28th day of January, 2008 at Pacific Palisades, California.

Dated: 1/28/08


Executive Director

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

February 6, 2008 — Agenda Item XIII

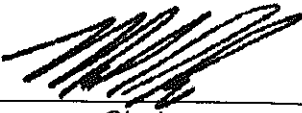
Resolution No. 08-20

RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY ADOPTING FINDINGS PURSUANT TO PUBLIC RESOURCES CODE SECTION 30515 AND 14 CCR SECTION 13666 THAT THE PROPOSED MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AMENDMENT FOR A PUBLIC WORKS PROJECT TO THE MALIBU LOCAL COASTAL PROGRAM MEETS PUBLIC NEEDS OF AN AREA GREATER THAN THAT INCLUDED WITHIN THE MALIBU CERTIFIED LOCAL COASTAL PROGRAM THAT HAD NOT BEEN ANTICIPATED AT THE TIME THE LOCAL COASTAL PROGRAM WAS BEFORE THE COMMISSION FOR CERTIFICATION

Resolved, That the Governing Board of the Mountains Recreation and Conservation Authority (MRCA) hereby:

1. ADOPTS the staff report and recommendations dated February 6, 2008.
2. FINDS that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code section 21080.9 and CEQA Guidelines sections 15061 and 15265(a).
3. ADOPTS the findings pursuant to Public Resources Code Section 30515 and 14 CCR Section 13666 that the proposed Mountains Recreation and Conservation Authority amendment for a public works project to the Malibu Local Coastal Program meets public needs of an area greater than that included within the Malibu certified Local Coastal Program that had not been anticipated at the time the local coastal program was before the Commission for certification.
4. AUTHORIZES the Executive Officer to do any and all acts necessary to carry out this resolution and any recommendations made by the Governing Board.

Agenda Item XIII
February 6, 2008
Page 2



Chair

AYES: Hayduk, Daniel, Lange, Berger

NOS: none

ABSTAIN: none

ABSENT: none

I HEREBY CERTIFY that the foregoing resolution was adopted at a regular meeting of the governing board of the Mountains Recreation and Conservation Authority, duly noticed and held according to law, on the 6th day of February, 2008.

Date: 2/6/08



Executive Officer