



MOUNTAINS RECREATION & CONSERVATION AUTHORITY

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MEMORANDUM

TO: The Governing Board

FROM: 
Joseph T. Edmiston, FAICP, Executive Officer

DATE: November 1, 2017

SUBJECT: **Agenda Item VI(c): Consideration of resolution authorizing acceptance of public access easements from the State Coastal Conservancy at 20802 Pacific Coast Highway, and 27348 and 27400 Pacific Coast Highway, City of Malibu.**

Staff Recommendation: That the Governing Board adopt the attached resolution authorizing acceptance of public access easements from the State Coastal Conservancy at 20802 Pacific Coast Highway, and 27348 and 27400 Pacific Coast Highway, City of Malibu.

Background: The State Coastal Conservancy (SCC) holds a vertical access easement and lateral access easement over the property located at 20802 Pacific Coast Highway in the City of Malibu. In addition, the SCC holds a vertical access easement over the properties located at 27348 and 27400 Pacific Coast Highway. These public access easements were dedicated pursuant to the requirements of coastal development permits issued by the California Coastal Commission (CCC) for the development of these properties.

The vertical access easement located on the property at 20802 Pacific Coast Highway is unopened, and is currently the subject of litigation between the landowner and the CCC, where the SCC is named as a party in interest. The Mountains Recreation and Conservation Authority (MRCA) would replace the SCC as the party in interest if the easement interest is transferred to the MRCA.

There are existing encroachments subject to enforcement action by the CCC on the vertical access easement located on the properties at 27348 and 27400 Pacific Coast Highway. However, the easement is currently available and signed for public access.

The SCC has approached the MRCA regarding the transfer of the subject public access easements as the MRCA holds title to several other public access easements in Malibu and has experience in the management of public beach accessways. In addition, the subject public access easements are included in the

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proposed Malibu Coastal Access Public Works Plan (PWP), a collaborative project between the SCC and the MRCA. The PWP includes the implementation of new public access improvements and the management of several public access sites within the City of Malibu. Transfer of the subject easements would better streamline the project planning efforts. The subject acceptance of the transfer is exempt from the California Environmental Quality Act pursuant to Title 14 of the California Code of Regulations, Section 15308 and Section 15325.