

CALIFORNIA COASTAL COMMISSION

SAN DIEGO AREA
7575 METROPOLITAN DRIVE, SUITE 103
SAN DIEGO, CA 92108-4402
(619) 767-2370



Th 7a

Addendum

May 2, 2008

To: Commissioners and Interested Persons

From: California Coastal Commission
San Diego Staff

Subject: Addendum to **Item Th 7a**, Coastal Commission Permit Application
#6-07-111 (State Parks), for the Commission Meeting of May 8th, 2008.

Since the staff report was completed concerns have been raised regarding the lack of baseline data required within the monitoring program recommended by Special Condition #2. As such, staff recommends the following changes be made to the above-referenced staff report:

1. On Pages 2-4 of the staff report, Special Condition #2 shall be revised as follows:

2. Parking Monitoring Program. **PRIOR TO ISSUANCE OF THE COASTAL DEVELOPMENT PERMIT**, the applicant shall submit for review and written approval of the Executive Director, a parking monitoring program which shall, at a minimum, incorporate the following:

a. Monitoring shall be conducted from 4 weeks prior to installation and throughout the three-year term that the permit authorizes the operation of the devices.

b. Monitoring shall occur at the following locations:

- From the west side of Carlsbad Blvd. east to the NCTD rail road tracks and from Agua Hedionda Lagoon north to Cherry Ave. within 1500 feet of the parking lot (ref. Exhibit #3).
- All unimproved pedestrian accessways along the bluff from Agua Hedionda Lagoon north to Acacia Ave. (ref. Exhibit #3)
- Carlsbad State Beach Parking Lot

c. Monitoring for the parking lot shall occur on:

- Both Saturday and Sunday and any holidays for 4 weeks prior to installation of the fee collection device, to include at least one week during the summer.

- One Saturday and one Sunday each month from date of installation until three years following installation.
- Every Saturday, Sunday and holiday between Memorial Day weekend and Labor Day.
- Monitoring of the parking lot shall occur on the same day as monitoring of the surrounding neighborhood.

d. Monitoring within the parking lot shall consist of:

- Parking counts taken at the approximate hours of 10:00 a.m. and 2:00 p.m. on every monitored day; recordation of temperature, weather and surf conditions during each count;
- Documentation of both actual car counts and percentage of occupancy, assuming 120 available parking spaces; and
- Documentation of turnover rates.
- Use of any discounted or annual passes, such as the Golden Bear Pass, Distinguished Veterans Pass, Disabled Discount Pass, or the Annual Day Use Parking Pass by patrons of Carlsbad State Beach Parking Lot.

e. Monitoring the surrounding neighborhood (as noted in the first sections of letter "b" above) shall occur on:

- Both Saturday and Sunday and any holidays for 4 weeks prior to installation of the fee collection device, to include at least one week during the summer.
- One Saturday and one Sunday each month from date of installation until three years following installation.
- Every Saturday, Sunday and holiday between Memorial Day weekend and Labor Day.
- Monitoring of the surrounding neighborhood shall occur on the same day as the monitoring of the parking lot.

f. Monitoring the surrounding neighborhood (as noted in the first to sections of letter "b" above) shall consist of:

- Parking counts within the surrounding areas detailed above for all street parking taken at the approximate hours of 10:00 a.m. and 2:00 p.m. on every monitored day; recordation of temperature, weather and surf conditions during each count; including documentation of total parking spaces available.

g. Monitoring of the Coastal Bluffs shall occur on:

- Once prior to installation of the fee collection device
- Twice annually, once prior to but within 7 days of Memorial Day Weekend, and once after but within 7 days of Labor Day weekend.

h. Monitoring of Coastal Bluffs shall consist of:

- Monitoring the number and degree of unimproved public accessways (as noted in the second section of letter "b" above)
- Photo documentation of the existing coastal bluffs including detailed documentation of existing and new unimproved trails for access.

Results of the monitoring shall be submitted to the Coastal Commission each year (starting four weeks prior to ~~within 60 days of~~ installation and including at least one week during the summer), with a final report to be submitted at the end of the 3 years. Annual reports shall include documentation of any modifications made to existing street parking (i.e. reductions of existing spaces by red curbing, curb cuts, no parking signs, and installation of automated parking fee devices etc.). Data shall be presented in tables and graphs and shall compare the number of open parking spaces in the surrounding neighborhood to the usage of the Carlsbad State Beach parking lot.

The permittee shall undertake monitoring in accordance with the approved monitoring program. Any proposed changes to the approved program shall be reported to the Executive Director. No changes to the program shall occur; including any reduction in intensity of monitoring efforts, without a Coastal Commission approved amendment to this coastal development permit unless the Executive Director determines that no amendment is legally required.

2. On Page 8 of the staff report, the first complete paragraph shall be revised as follows:

However, there is the potential for impacts to public access to occur as a result of the installation and operation of the fee collection device. Special Condition #2 requires the applicant to submit a monitoring report to address this issue. This monitoring report will determine if the installation collection of fees is ~~are~~ resulting in a lower use of the parking lot and its facilities and, if there is a "spill-over" effect in the surrounding neighborhoods. This will be accomplished by collecting baseline data for usage of the parking lot and the surrounding neighborhood streets for four weeks prior to installation of the fee collection device (to include at least one week during the summer) and comparing that data to usage of these locations after installation of the fee collection device. Further, Special Condition #3 requires that this permit is only on a three year trial basis. If the Commission determines that significant impacts to public access have resulted from the installation of these fee collecting devices, based on the results of the monitoring report, further restrictions may become necessary and will be addressed at that time....

3. On Page 10 of the staff report, the third paragraph shall be revised as follows:

As stated above, the Carlsbad State Beach parking lot is located immediately adjacent and north of a coastal bluff. Staff visited the location and currently there are numerous unimproved access trails down the coastal bluff, created by pedestrians gaining access to the beach from Carlsbad Blvd. by way of the bluff as opposed to the parking lot. Currently the parking lot is at full capacity a majority of the year. As such, beachgoers park south of the parking lot along Carlsbad Blvd. These beachgoers often then

gain access to the sandy beach and waters by navigating down the unimproved trails on the bluff as opposed to walking north to the Carlsbad State Beach parking lot. It is possible that the parking fees will further dissuade the general public from utilizing the State Beach parking lot and they will gain access more often from Carlsbad Blvd. where parking is still free, and again navigating down the unimproved accessways down the bluff. Therefore, the development raises concerns associated with these possible impacts. As more of the public is accessing the beach from the bluffs, more public accessways may be created further exacerbating erosion rates and thus stability of the bluff. As such, Special Condition #2 requires the applicant to monitor biannually the state of the nearby coastal bluff. This special condition requires the applicant to monitor the number and extent of public accessways down the bluff. Special Condition #2 also requires State Parks to survey the coastal bluffs once prior to installation of the fee collections device to obtain baseline data. This data will then serve to compare the number of unimproved accessways down the bluff prior to and after the collection of fees at Carlsbad State Beach parking lot. Further, Special Condition #3 requires that the permit for the collection of fees for the parking lot be done on a three year trial basis. If the submitted reports indicate that the general public is avoiding the parking lot due to the \$8.00 fee resulting in impacts to the coastal bluff through public access, further restrictions might become necessary to protect the integrity of the coastal bluff and the safety of beachgoers.

MAY. 1.2008 8:22AM CA STATE PARKS SDCD

NO. 7: **Th7a**

STATE OF CALIFORNIA - RESOURCES AGENCY

ARNOLD SCHWARZENEGGER, Governor

RUTH COLEMAN, DIRECTOR



DEPARTMENT OF PARKS AND RECREATION

San Diego Coast District
4477 Pacific Highway
San Diego, California 92110
(619) 688-3260
Fax (619) 688-3229

April 21, 2008

Ms. Lisa Hildabrand
Interim City Manager, City of Carlsbad
1200 Carlsbad Village Drive
Carlsbad, CA 92008

Ms. Hildabrand:

You are aware of the pending permit before the Coastal Commission for State Parks' installation of an Automatic Pay Machine at Tamarack State Beach. This will facilitate the collection of day use fees for those using the State-owned parking lot and recreating on the beach.

As a part of our planning for fee collection, we talked with then City Manager, Ray Pauchet and staff a couple of years ago. The discussion included our plans to begin fee collection at the parking lot, the agreement the State and City had in past years wherein the City paid the State a sum to not charge a day-use fee, and our estimates of revenue generated in today's dollars. Our estimates for revenue generation are \$300,000-\$500,000/year at \$8.00/day/vehicle. We calculated into this estimate the concept that a significant number of Carlsbad residents would buy the \$125.00 annual pass rather than paying day use each day. At that time, City staff determined they were not capable of significantly offsetting our estimated revenue and thus our past agreement would not again be pursued.

I have heard from your staff person, Mr. Prium, and I understand you have an interest in talking with us about options to charging a day-use fee. In addition, at a recent public function, I spoke briefly with Councilwoman Nygaard about the fee program. During that conversation I had the opportunity to make her aware of the very reasonable option of purchase of the annual pass in lieu of daily charges. We are willing to discuss our plans with you and I will make myself and Brian Ketterer, our North Sector Superintendent, available for discussion at your request. Please call me at the above number to arrange a meeting.

Thank you,

Ronilee A. Clark

Ronilee A. Clark, Superintendent
San Diego Coast District

cc: Brian Ketterer, N. Sector Superintendent
Tony Perez, S. Division Chief

Receiver

MAY 01 2008

California Coastal Commission
San Diego Coast District

**Letter from Applicant to
City of Carlsbad**

5



6



Th7a
City of Carlsbad
Office of the Mayor

RECEIVED

April 23, 2008

APR 29 2008

California Coastal Commission
San Diego Area
7575 Metropolitan Drive, Suite 103
San Diego CA 92108-4421

CALIFORNIA
COASTAL COMMISSION
SAN DIEGO COAST DISTRICT

Re: Application No. 6-07-11, Applicant: California Department of Parks and Recreation
Description: Installation of a Mechanical Fee Collection Device in Carlsbad State Beach
Parking Lot at Tamarack Avenue

Dear California Coastal Commission:

The City of Carlsbad has reviewed the March 20, 2008 staff report and preliminary recommendation for the approval of issuance of a Coastal Development Permit. The City opposes the recommended approval since the staff report conclusions are inconsistent with the policies of the California Coastal Act and it fails to adequately review and mitigate the adverse environmental impacts of the project. The potential adverse impacts of new fees on persons of limited economic means, adverse impacts on natural resources and surrounding communities, and the absence of any relation between the new fees and services or facilities are of vital concern to the City of Carlsbad and its residents. Additionally, the State Department of Parks and Recreation ("Department") has failed to adequately involve the public in its decision making process. Public noticing of the proposed fee installation device has been minimal and ineffective.

The staff report acknowledges that the proposed development may have adverse impacts to public access to the beach in that such a fee may affect the use of this area. The report also recognizes that one of the most important goals of the Coastal Act is to protect, provide and enhance public access opportunities for all persons to and along the coast but summarily accepts the applicant's assertion that without the proposed fees, the existing amenities along the coastline may not be maintained and that more significant impacts to public access could result (i.e. the closure of the parking lot, restrooms, etc). The mandate of the Coastal Act is to provide public access to the coast and to protect coastal resources, not to protect the fiscal interests of the State Department of Park and Recreation. Staff apparently faults the City of Carlsbad for no "longer paying these fees" to subsidize the State's expenses and keep the parking lot free of charge. However, the reason why the City of Carlsbad stopped paying fees to assist the State in its operation of the park after 7 ½ years, is conspicuously absent from the report.

The agreements commencing in 1991 between the City of Carlsbad and the Department to keep parking free at the Carlsbad State Beach, specifically provide that "the City of Carlsbad.....agrees to provide city funds to help offset operation and maintenance costs at state beaches and prevent the installation of fee collection devices... *"during the period while State*

Letter of Opposition
From City of Carlsbad

1200 Carlsbad Village Drive • Carlsbad, CA 92008-1989 •

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has a valid Coastal Development Permit for installation of a fee collection device at Carlsbad State Beach" (see most recent agreement attached). In fact, only when the Department no longer held a valid Coastal Development Permit for the fee installation device, as required by the agreements, did the City stop making those payments to the Department. Is the City's recognition of the necessity for a valid Coastal Development Permit issued by the Coastal Commission irrelevant to Coastal staff?

The staff report states that the provisions of State law require the Department to impose new fees at all parks where it's feasible to do so, but cites no authority for this requirement. The fact that all other state parking lots located coastally within San Diego County require the collection of parking fees does not mandate that the remaining parking facilities which are free and accessible to all members of the public be terminated. The necessity for prior application and approval for discounted rates for special interest groups and lower income persons assumes that local residents are aware of these opportunities and fails to promote visitor use of the beach by those who may not be visiting for a sufficient time to process such an application. Moreover, according to the staff report, lower income individuals must be stigmatized by the necessity for identifying themselves as such by the placement of a sticker in the vehicle window in order to take advantage of those discounted rates. In any event, the continued provision of discounted fees to lower income individuals has not been made a condition of approval for the permit.

As a public agency, the California Coastal Commission regulatory program has been certified by the Secretary of Resources as meeting the requirements of compliance with CEQA and the CEQA Guidelines. The staff report fails to examine potential adverse impacts to the surrounding residential neighborhood even though it acknowledges that "the parking fees will further dissuade the general public from utilizing the State Beach parking lot and they will gain access more often from Carlsbad Boulevard". No consideration is given to the requirement of the Coastal Act in Public Resources Code section 30253, "Minimization of Adverse Impacts", which requires that the Coastal Commission minimize energy consumption and vehicle miles traveled and where appropriate, protect special communities and neighborhoods which because of their unique characteristics are popular visitor destination point for recreational uses. The inability to park at the Carlsbad State Beach at no cost will very likely result in cars traveling innumerable excess miles traversing the surrounding neighborhood streets in order to find free street parking. Those trips result in wasted energy consumption. Traffic circulation patterns in those neighborhoods will likely change and the residents will travel additional miles to find their own street parking as well as be subjected to additional noise, pollution from vehicle emissions, and trash on public streets from visiting vehicles. These foreseeable adverse impacts will result in a degradation of the quality of life for the surrounding communities and additional burdens on City enforcement officials. Adverse impacts should be identified and measured prior to, not after, the issuance of the Coastal Development Permit pursuant to CEQA Guidelines Section 15126.

Likewise, the staff report proposes to address acknowledged potential adverse impacts to coastal bluff access in the form of exacerbated erosion and damage to the stability of the bluff as well as safety hazards to pedestrians traveling across Carlsbad Blvd and down the bluffs on unauthorized access points, but only after those adverse impacts have already occurred. "Restrictions might become necessary to protect the integrity of the coastal bluff and the safety of beachgoers." The California Environmental Quality Act requires that potential adverse impacts be mitigated, where feasible, *prior* to those impacts occurring (California Public Resources Code Sections 21002 &

21003.1). Formulation of mitigation measures should not be deferred until some future time (CEQA Guidelines Section 15126.4 (b)).

The staff report in fact does not mitigate any potential adverse impacts. The recommendation consists of monitoring without mitigation. The California Environmental Quality Act requires the monitoring of feasible mitigation measures when necessary to ensure that they are working (Public Resources Code section 21081.6). The studies proposed by Coastal staff should be done now to determine what mitigation measures should be required in order to prevent identified adverse impacts from occurring or to minimize those impacts to the extent possible. To allow those impacts to occur and examine the damage after development has been sanctioned violates CEQA, the intent of which is to provide the decision making body with all information possible so that it may make an informed decision *prior* to project approval.

Even the monitoring provisions discussed in the staff report are inadequate in that they provide no requirement for a baseline comparison of impacts before and after the fee collection device is installed and they make no provision for ensuring that data collection is objective and accurate. Requisite data necessary to make an informed decision concerning those impacts and feasible mitigation measures should include studies with a baseline and specified method for objective data gathering and monitoring by a qualified party.

In light of the above noted inconsistencies with California Coastal Act policies and the California Environmental Quality Act, the City of Carlsbad respectfully requests that the Coastal Commission rejects staff's recommendation for approval until a meaningful examination of consistency with Coastal Act policies and potential adverse impacts of the proposed development, including but not limited to impacts to beach access, bluff erosion, safety and surrounding neighborhoods, has been conducted.

Sincerely,



CLAUDE A. "BUD" LEWIS
Mayor, City of Carlsbad

c: Carlsbad City Council Members
Senator, Mark Wyland
Senator, Christine Kehoe
Assembly Member, Martin Garrick
Assembly Member, George Plecsia
Assembly Member, Mimi Walters
Superintendent, State Dept. Parks and Recreation, Ronnie Lee Clark
Carlsbad City Manager, Lisa Hildabrand
Carlsbad City Attorney, Ron Ball
Carlsbad Public Works Director, Glenn Prum



Toni Ross

Th7a

From: Michele Hardy [Mhard@ci.carlsbad.ca.us]
Sent: Wednesday, April 30, 2008 10:23 AM
To: Toni Ross
Subject: Parking at Tamarack Beach in Carlsbad

Dear Toni,

I am opposed to the proposed charge of a parking fee at Tamarack Beach in Carlsbad. This will just create parking problems with residents trying to park on the side streets instead. I hope you would reconsider.

Thank you.

Michele Hardy
2585 Jefferson Street, Apt. 11
Carlsbad, Ca 92008
(resident over 10 years)

**Electronic Letters of
Opposition**



5/2/2008

Toni Ross

From: Darrell Snook [darrellsnook@hotmail.com]
Sent: Wednesday, April 30, 2008 10:36 AM
To: Toni Ross
Subject: No Parking Fee at Tamarak Beach

As a resident of Carlsbad and a frequent user of the Tamarak Beach parking lot, I vehemently oppose the proposed \$8 parking fee. I understand that there are budgetary shortfalls that lead to this proposal, but the impact to the residents and visitors of Tamarak and the surrounding beaches should be seriously considered before moving in any direction.

Thank you,
Darrell Snook

5/2/2008

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Tamarack Pay Parking

Page 1 of 1

Toni Ross

From: Porter, LynnDee [Porter.LynnDee@scrippshealth.org]
Sent: Thursday, May 01, 2008 9:14 AM
To: Toni Ross
Cc: Porter, Dave
Subject: Tamarack Pay Parking

Hi Toni: This is an outrageous proposal. Public beaches should provide public access to the public without fees. With the cost of everything going up, adding more fees is unfair to those who can't afford it. Although my husband & I can afford it, it's the principal of it. There are many people, including many young kids who cannot afford gas, let alone parking fees. Kids (& the rest of us) need & deserve public places to spend time & enjoy extracurricular activities without extra fees. In addition, \$8 is an exorbitant amount of money. My husband & I stop at Tamarack beach on the way home from work 3-5 days a week to jog along the beach. We are only at the beach about 30 - 45 minutes. We would not pay \$8 to stop and jog. Charging for parking would create an empty parking lot & create crowded parking along the coast & in the neighborhood. I have noticed that the parking lot at the south-end of Carlsbad on the border of Leucadia where the parking fees are enforced, the lot is usually empty. So, you have a nice parking lot which hardly anyone uses & instead everyone parks in the sand along the beach, which creates an unsafe environment for pedestrians, bikers & vehicles, along with being unsightly in that vehicles are parked along the coastline instead of a nice parking lot which is meant for parking. I believe charging for parking at Tamarack would also create an empty parking lot, unsightly crowded parking along coastline & in the neighborhood, and also create an unsafe environment for everyone because pedestrians would have to cross coast highway on foot, in which jay-walking would increase, thus more potential accidents for pedestrians, bikers & autos. The parking lot at Tamarack is very small & could not possibly bring in enough money to cover the cost of enforcing the parking in the first place. Very bad idea & obviously not well thought out. We need to improve our coastline, not create more problems.

Thank you very much for the opportunity to voice concerns regarding this issue.

LynnDee Porter

Clinical Data Analyst, Kidney & Pancreas
Center for Organ & Cell Transplantation, 200N
Scripps Green Hospital
Phone # (858) 554-4321
Fax # (858) 554-4307
email: Porter.LynnDee@scrippshealth.org
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This e-mail and any files transmitted with it may contain privileged and confidential

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5/2/2008

B

Toni Ross

From: Michele Levy [mslnv@earthlink.net]
Sent: Thursday, May 01, 2008 9:17 AM
To: Toni Ross
Subject: Tamarack Beach parking.....

Dear Ms Ross,

I am writing in response to my concern about the states proposal to charge \$8.00 per car per visit to the Tamarack Beach parking lot. I am a homeowner in Carlsbad and belong to a group of about 25 women that park and walk the beach walk several times per week. This is one of the many activities that drew me to purchasing property in Carlsbad. I have parked my car and walked there for many, many years and the thought of now having to pay \$8.00 for parking sickens me! We are in an impending recession and it is a struggle with rising gas and food costs. If this fee were approved I and many other citizens of Carlsbad would no longer be able to park down at the beach. It would mean giving up our walks and seeing our beautiful coastline daily! Parking is already extremely difficult during peak season on the streets surrounding this area and I can't imagine how this will now impact the homeowners there! Please, please reconsider this fee and take into account how much this will impact Carlsbad residents and tourists. There must be other ways to remedy the budget crisis. Please do not take away one of the last free enjoyments for us.....

Thank you for your time and consideration in this matter.

Michele Levy
6317 Encanto Drive
Carlsbad, CA. 92009

5/2/2008

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Toni Ross

From: pdgtdg@aol.com
Sent: Thursday, May 01, 2008 10:18 AM
To: Toni Ross
Subject: Pay Parking at Tamarack

I live in New Jersey and have a second home in Carlsbad. I so appreciate the free public access to the beach. The proposal for pay parking ranks right up there with the beach badges we have to buy for access to the beach in NJ ! This proposal will create a nightmare for residents living near the beach, as people seek alternate parking on the side streets. I'm against the plan.

Pat DiGiacomo
La Costa Greens

Plan your next roadtrip with MapQuest.com: America's #1 Mapping Site.

5/2/2008

K

Toni Ross

From: Jacques T. Weissman [jtweissman@hotmail.com]

Sent: Thursday, May 01, 2008 10:31 AM

To: Toni Ross

Cc: ramseybarcik@hotmail.com

Subject: opposed to parking fee at Tamarack beach

Hi Toni,

I wanted to express my strong opposition to the proposed \$8 parking fee at Tamarack beach!

The beach parking fee will ruin one of the greatest reasons to come to Carlsbad: to enjoy our beautiful beaches. Such a fee will turn away tourists, negatively impacting the local economy. Surely the City of Carlsbad can find many better ways to generate revenue other than turning our most precious attraction into overpriced, unattractive "Los Angeles Beaches"!!!

Jacques T. Weissman jtweissman@hotmail.com

Back to work after baby- how do you know when you're ready?

5/2/2008



Toni Ross

From: Robin Calligan [rcalligan@pacbell.net]
Sent: Thursday, May 01, 2008 10:40 AM
To: Toni Ross
Subject: Parking at Tamarack

I am very disappointed to hear fees are being considered for Tamarack Beach parking. We have great beaches here in Carlsbad. Our taxes are higher than anywhere else in the US and we don't need to add to our costs to enjoy our own back yard! We are already paying for this. I am proud to have Carlsbad be one of the last (or so it seems) traditional natural places to enjoy. Please consider this.

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Toni Ross

From: Andy Deninger [andy.deninger@gmail.com]
Sent: Thursday, May 01, 2008 10:54 AM
To: Toni Ross
Subject: Pay Parking at Carlsbad Tamarack Beach

Dear Toni Ross,

I strongly oppose the proposal to install a pay parking mechanism at the lower parking lot of the Tamarack beach in Carlsbad. I know we are in a budget crunch, but public parking at the beach is one area that citizens should not have to pay for.

Andy Deninger
Carlsbad Resident

5/2/2008

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Toni Ross

From: Buffmom1@aol.com
Sent: Thursday, May 01, 2008 11:34 AM
To: Toni Ross
Subject: Tamarack Beach Parking

As a resident of Carlsbad for the last twenty-five years, we often drive down the hill to the beach to walk our dogs on the sea wall.
We pay enough tax to the state in property tax as well as taxes on groceries, gas etc...
Why should residents of Carlsbad be penalized for using a local beach in the community?
Do you propose to fold this parking lot into the rest of the state park permits and offer an annual fee?

I appreciate your response.
Sincerely,
Lauren Ramenofsky
4020 Sunnyhill Dr.
Carlsbad, Ca. 92008

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5/2/2008

19

Toni Ross

From: Tracy Graham [tracygraham18@earthlink.net]
Sent: Thursday, May 01, 2008 12:53 PM
To: Toni Ross
Subject: Against Tamarack Beach Pay Parking

Importance: High

Dear Ms. Ross,

This letter is to register my family's displeasure about the proposed pay parking at Tamarack Surf Beach in Carlsbad.

My family, friends, and neighbors (all Carlsbad residents) visit this lot frequently, staying for 1/2-one hour at a time. None of us would be willing to pay \$8 for a beach visit that lasts less than an hour. As a result, we would have to park on nearby streets, thus impacting the residents who live at the beach and making the current parking issues worse.

Tamarack Beach is a surf beach, not a beach where families come to stay for an entire day. Most visits here are under two hours (or much less) in duration and I am confident in stating that surfers would not be willing (or able, in most cases) to pay \$8 to park.

Please reconsider your proposal to charge \$8 to park in this lot. From my experience living in this area for many years, this will result in very little use of the current well-used lot, and parking problems on all nearby streets.

Thank you for your time and attention,
Tracy Graham
2678 Sausalito Ave.
Carlsbad, CA 92010

Toni Ross

From: lssounart@msn.com
Sent: Thursday, May 01, 2008 2:23 PM
To: Toni Ross
Subject: Parking At Tamarack Beach

Dear Toni

I am a Carlsbad Resident who goes to Tamarack Beach on a daily basis to walk the sea wall. I moved to Carlsbad to enjoy the ocean & the beach. It is way beyond my budget & I think most others to pay this high fee of \$8 a day. I think most residents & probably most tourists would not go to this beach anymore if this fee is passed.

This fee would most dramatically affect the residents of Carlsbad. Tamarck Beach is a popular surfing spot & I believe most of the surfers & residents (many of whom are retired) could not afford an extra \$8 a day to enjoy our beach.

Please do not do inflict this on Carlsbad Residents who would suffer from this decision

Thank you for you attention to this,

Linda Sounart

5/2/2008

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Toni Ross

From: Nicole Apel [apelni_usc@yahoo.com]
Sent: Thursday, May 01, 2008 2:31 PM
To: Toni Ross
Subject: TAMARACK BEACH PAY PARKING

If you have to charge, you have to charge. I have no problem with your agency implementing a fee. However, an effort has to be made to clear the sand off the extreme west side of the asphalt and clearly mark the stalls. Currently, beachgoers parking on this side of the lot do so randomly because the current striping is hard to see. Partially because of the sand cover and partially because the striping is old and faded.

Nicole Apel
Vista, CA

Be a better friend, newshound, and know-it-all with Yahoo! Mobile. [Try it now.](#)

5/2/2008

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Toni Ross

From: vassy everekyan [evassy@hotmail.com]
Sent: Thursday, May 01, 2008 2:41 PM
To: Toni Ross
Subject: Tamarack Beach

Please reconsider the parking fees for Tamarack Beach. As a Carlsbad resident I feel it would very unfair to have to pay \$8 for parking because the beaches in Carlsbad are for the public and should be free for anyone, especially for the residents who already are paying high taxes. I'm certain you can come up with a better plan to raise money, but please leave our beaches alone. Carlsbad will never be the same if our sand and beaches are taxed too, how sad!!!!

Vassy Everekyan
Concerned Carlsbad Resident

5/2/2008

13

Toni Ross

From: Virginia Unanue [gunanue@sbcglobal.net]
Sent: Thursday, May 01, 2008 3:17 PM
To: Toni Ross

PLEASE do not install a parking fee system at Tamarack Beach, in Carlsbad, CA. Our ocean is one of the few things in this state that we can still enjoy at no cost. I grew up in Carlsbad, and have spent many, many happy times at Tamarack Beach. During the past few years, I've particularly enjoyed going down to the lot for a few minutes, or a few hours, to enjoy gazing at the beach, or to walk along the "beach walk". Parking fees would certainly cut into that for me. I'm a retired teacher, and we don't make bunches of money. I couldn't afford to park for a half-an-hour to see "my ocean".

Again, I plead with you, PLEASE do not require parking fees at our beach.

Virginia L. Unanue

Toni Ross

From: Susie La Mothe [slamothe@mac.com]
Sent: Thursday, May 01, 2008 3:18 PM
To: Toni Ross
Subject: Against Parking Fee at Tamarack Beach

Dear Toni,

I am against the proposed \$8 parking fee at the Tamarack Beach parking lot mainly for the following reason:

Tamarack is one of the best beaches to bring children and elderly people because of how easy it is to walk from your car to the sand. An \$8 parking fee will limit the use by children and elderly who can't afford the fee, or make those people park elsewhere and risk injury trying to get there. The surrounding neighborhoods do not offer a lot of parking, and I'm sure the people who live there don't want a lot of distracted beach-goers driving around trying to find a spot. Then if people do find a parking spot, the crosswalks along Carlsbad Blvd. between Juniper and Sycamore are very dangerous. Cars with distracted drivers not paying attention to the crosswalks and/or driving in excess of the 30 mph speed limit could easily hit pedestrians, especially the elderly or children whose parents are busy trying to carry beach gear.

I have lived in Carlsbad for only 9 years, but Tamarack Beach is my favorite beach to bring my 4 and 5 year old girls. The parking lot there is crowded in the summer, but the other 3 seasons aren't and an \$8 fee would be ridiculous then. Many people park there for a lunch break or to walk for 1/2 hour - it would be so sad to lose that opportunity. Please do whatever you can to avoid a parking fee at the Tamarack Beach parking lot.

Thank you very much for your time,

Susan LaMothe
slamothe@mac.com

Toni Ross

From: NCKCDoc@aol.com
Sent: Thursday, May 01, 2008 5:01 PM
To: Toni Ross
Subject: proposed parking fee

I am writing this as a concerned resident of Carlsbad, CA. It has come to my attention that there is a proposal to charge for parking at the Tarmarack Beach Parking Lot, with the proposed fee being \$ 8.00 per visit. While I understand the voracious appetite of the State of California for revenues, I respectfully request your opposition to this proposal. The idea of charging this fee goes totally against the concept of public beach access that has been fostered by the Coastal Commission. I use the parking lot frequently for short periods of time while I go for my daily run. If an \$ 8.00 per visit fee is imposed, then I'll simply park on nearby surface streets and add to the parking congestion there. This proposal is an idea that should not be approved. Thank you for your attention to this matter.
Sincerely, James Ramenofsky, M.D.

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5/2/2008

26

Toni Ross

From: Barbara Widows [barbwidows@sbcglobal.net]
Sent: Thursday, May 01, 2008 5:14 PM
To: Toni Ross
Subject: New parking fee at Tamarack beach

Hello,

I am a Carlsbad resident and I am very sad and concerned to this proposed parking fee of \$8/visit at Tamarack. I love and enjoy going to the beach at least 3-4 times a week -- something I've always looked forward to since my retirement. I have to use this beach because I cannot walk steps. I will be 70 years old in October, and am presently recuperating from back and fusion surgery. Also, my only income is my small Social Security check, prohibiting me to continue to go to the beach in my own city if this fee is passed.

I would appreciate a reply. Thank you!

Barbara Widows
3363 Tyler Street
Carlsbad 92008
(760-720-0244)

5/2/2008

27

Toni Ross

From: Sacarlen@aol.com
Sent: Thursday, May 01, 2008 5:26 PM
To: Toni Ross
Subject: Tamarack Beach Parking lot

Toni,

I would not want to see parking meters or charge for the parking lot at Tamarack Beach. We walk for about an hour early in the morning, and there would not be street parking for us. We don't walk for a long time and only use the lot for about an hour, very much a hassle to look for parking for a small amount of time. As we are in a group it makes it hard for us to park other places, when it is easy to meet there.

Thank you
Sharon Carlen
Carlsbad, CA

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5/2/2008

28

Toni Ross

From: The Hood's [gnhood@roadrunner.com]

Sent: Thursday, May 01, 2008 6:04 PM

To: Toni Ross

Subject: Tamarack Parking lot

Hi,

I walk with alot of Senior Citizens every day at 7:30AM. This walk is so beneficial for all of us & charging us for the use of our lot will make it difficult to pay since we are on a fixed income. There isn't many parking spots on the street.

So who will pay-yes tourists-but do we Carlsbad taxpayers get punished for living here full time-where are our benefits.

Nancy Hood

5/2/2008

29

Toni Ross

From: Nancy Fieldman [nancyfieldman@sbcglobal.net]

Sent: Thursday, May 01, 2008 6:36 PM

To: Toni Ross

Subject: Tamarak pay parking

I am a Carlsbad resident going on 15 yrs I am opposed to paying for parking at Tamarack for the obvious reasons.

5/2/2008

30

Toni Ross

From: Tim Griffin [xyztim55@yahoo.com]
Sent: Thursday, May 01, 2008 10:23 PM
To: Toni Ross
Subject: Tamarack Beach Parking

Just got the newsletter about changing the beach parking to \$8 from Free. I have only lived here in Carlsbad since 1994. I have always enjoyed this convenient and free access to the beach.... to drive down to the beach, sit a few minutes or go for a short walk, get refreshed by the ocean, etc. But I will have to find some other enjoying past time if I have to pay \$8 to park at Tamarack. Surely there is a better alternative. What is it costing the city or state or county to have that parking lot there? I am sure there are plenty of people who would love to volunteer to help maintain the parking lot.

Tim Griffin
3690 Monroe St.
Carlsbad, CA 92008
Phone 760-434-0062

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Toni Ross

From: Trish Wallace [trishawalla@yahoo.com]
Sent: Thursday, May 01, 2008 9:37 PM
To: Toni Ross
Subject: proposed parking fees at Tamarack lot

It has been brought to my attention that the Coastal Commission has proposed a parking fee for parking at the Tamarack lot at the beach. There are numerous people who use that lot at various times throughout the day for the purpose of a short visit at the beach - for surfing, walking, viewing the sunset.

The amount suggested of \$8 is amazingly steep considering people would never pay that to park for just an hour or so. If the parking fees are passed, the lot will remain empty and the cars will end up on the Coast Hwy. and up into the neighborhoods. The people, of whom I am one, will not pay that fee, and will find other places to park to enjoy the Tamarack beach.

It is very poor planning and judgement to think this will solve a budget shortage - it will only impact the neighborhoods.

Please find another means of raising your fiscal shortfall.

Patricia Wallace

Trish Wallace

"In order to see life clearly, focus on Christ"

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5/2/2008

32

Toni Ross

From: Sschechn@aol.com
Sent: Thursday, May 01, 2008 8:44 PM
To: Toni Ross
Subject: Pay PArking At Tamarack Beach

Toni:

I am opposed to "pay parking" at Tamarack when my only use of the lot is for taking a 30-minute walk along the upper and lower sea wall. Perhaps you can have different rates between short and longer-term use of the lot or offere an Annual Pass.

Steve Schechner
Carlsbad

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5/2/2008

33

Toni Ross

From: Phyllis Johnston [phyllisjohnston@sbcglobal.net]
Sent: Thursday, May 01, 2008 7:07 PM
To: Toni Ross
Subject: parking fees at Tamarack

As a Carlsbad citizen, one of things I've always been particularly proud of is our city's concern about keeping the beaches accessible to all. I am horrified that an \$8. per use fee is even being considered at your next meeting. This is a beach used by high school surf classes, retired people walking groups, as well as families. How can the coastal commission seriously entertain setting that kind of exorbitant fee for people who are going to use the parking lot for only an hour or so each day, but who use it on a daily basis? We are NOT out of town tourists ripe for the picking! There has to be some better way of getting funds to maintain the beach. Are you next going to put parking meters on all the streets within six blocks of the beach, as well?? This is outrageous! Please vote NO!

Phyllis Johnston
3750 Yvette Way
Carlsbad, CA 92008

5/2/2008



Toni Ross

From: Maggie Pacheco [maggpie1954@yahoo.com]
Sent: Friday, May 02, 2008 8:43 AM
To: Toni Ross
Subject: tamarack beach

I am a resident of Carlsbad and I oppose the proposed \$8 charge for the use of parking at Tamarack Beach. There is very little free parking available for residents and an \$8 fee a very high price to pay for visiting our local beaches. I do not believe it is fair for the state to charge this high amount. Should the state feel it is absolutely necessary to charge a fee, it should be charged using the meter system. this way you only pay for the duration that you are actually using the parking lot and not a flat rate of \$ 8 per day.

Maggie Pacheco

Carlsbad, CA

maggpie1954@yahoo.com

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5/2/2008



Toni Ross

From: donnarhernandez@aol.com
Sent: Friday, May 02, 2008 12:46 PM
To: Toni Ross
Subject: TAMARACK PARKING

I have grown up in Carlsbad and spent many a beautiful day at our local beaches. As a resident of the City it deeply concerns me that we are now going to charge people to enjoy a natural resource. This is so terribly unfair to so many people, not to mention families who can no longer afford to take their children to the ball parks given the high cost of sporting events. We have become a society determined to eliminate the middle class and create a society of 'the haves and the have nots'.

Please understand that we need to oppose such a proposal.

Donna Hernandez

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5/2/2008

36

Toni Ross

From: Arlene Drucker [nosaadzo@yahoo.com]
Sent: Friday, May 02, 2008 2:01 PM
To: Toni Ross
Subject: Parking at Tamarack Beach

I am new to Carlsbad and having been walking at the sea wall several times a week since I moved here in June. Naturally, I think this is a bad idea with one exception. I can see charging for all-day parking if people spend all that time on the beach. However, it seems to me most of the people who park there (I don't) are in and outers. That is, they may park there for 15 minutes to an hour in order to view the ocean or to take a walk; young mothers park there so they can take their babies for a walk in the strollers; elderly people park there so they can use their walkers and walk along the sea wall. It would be a shame to charge these people. Even most of the surfers are only there for a few hours. If you charge, people will no longer be able to spend a few peaceful minutes viewing the beautiful Pacific and the sunset.

Surely, there are better ways to make up budget deficits. You should start by firing the managers who thought of this idea! Or start collecting fines for the dog walkers who allow their dogs to poop on the street without picking up after them. They are truly disgusting.

Carlsbad residents will be very unhappy since their properties are losing value and now this.

Arlene Drucker
2963 Lexington Circle
Carlsbad, CA

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5/2/2008

37

Toni Ross

From: Bob Paul [bob@lolofun.com]
Sent: Saturday, May 03, 2008 7:50 AM
To: Toni Ross
Subject: Just leave something nice alone for a change.

To whom it may concern:

If Tamarak's little parking lot is going to be the difference in the state balancing their budget problems, then we need some serious changes in our leadership. It's a small thing that is still nice. Please just leave it alone.

Bob Paul
VP, Productions
760-707-7397
bob@lolofun.com
www.lolofun.com

5/5/2008

38

Toni Ross

From: Ricki Siegel [ricki.siegel@gmail.com]
Sent: Saturday, May 03, 2008 8:06 AM
To: Toni Ross
Subject: Tamarack Beach

Mr. Ross,

I am opposed to a parking fee at Tamarack Beach in Carlsbad. This is one of the last beaches that has free parking and that is what makes it a great beach! The other beaches in this area do not have an abundance of parking, nor is it free and therefore it is important to preserve Tamarack Beach's free parking.

Thank you,

Ricki

Toni Ross

From: Maxine Levine [maxine.levine@yahoo.com]

Sent: Saturday, May 03, 2008 8:59 AM

To: Toni Ross

Subject: parking fee at Tamarack

I believe that there should not be such an excessive fee for parking at the beach. It will discourage and/or prevent those with limited incomes, particularly young people, seniors, and many families, from being able to have access to what should be free to all... nature's wonderful beach and ocean. Maxine Levine

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5/5/2008

40

Toni Ross

From: Maxine Levine [maxine.levine@yahoo.com]

Sent: Saturday, May 03, 2008 8:59 AM

To: Toni Ross

Subject: parking fee at Tamarack

I believe that there should not be such an excessive fee for parking at the beach. It will discourage and/or prevent those with limited incomes, particularly young people, seniors, and many families, from being able to have access to what should be free to all... nature's wonderful beach and ocean. Maxine Levine

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5/5/2008

41

Toni Ross

From: Lonna Leghart [lonna@leghart.org]
Sent: Saturday, May 03, 2008 10:02 AM
To: Toni Ross
Subject: Tamarack Beach

Hello Ms. Ross,

I am saddened to read about the proposed \$8 charge at the Tamarack Beach parking area. This is one of my family's favorite places to play, and I'm afraid we cannot afford to pay \$8 to visit the beach. We will have to find another beach if the fee goes into effect.

If there's another way we can control the budget without impacting families and other beach-lovers, I would love to learn about it. And if there's anything we can do to help, please don't hesitate to ask.

Sincerely,

Lonna Leghart
760.966.0066

Toni Ross

From: Sandra Warken [sandra@wavehunters.com]
Sent: Saturday, May 03, 2008 11:04 AM
To: Toni Ross
Subject: no parking fee at tamarack beach , please !

Thank you for your attention,

Best regards,

Sandra Warken

5/5/2008

43

Toni Ross

From: philippe monet [philmonet@att.net]
Sent: Saturday, May 03, 2008 11:19 AM
To: Toni Ross
Subject: Parking meters in Carlsbad

Eight dollars for parking to go for a walk on the beach? Please reconsider this proposal. It will keep people with less disposable funds, of which there are many in North San Diego County, from enjoying the beach. It is basically like a regressive sales tax, which poorly serves those on a fixed income, etc. Those of us who would have to pay this outrageous amount to park are the very people who enjoy the beach and ocean and work and vote to protect it. Please think again.

Natalie and Philippe Monet
Carlsbad residents

5/5/2008

44

Toni Ross

From: alison kelley [alisonjkelley@gmail.com]

Sent: Saturday, May 03, 2008 3:39 PM

To: Toni Ross

Subject: Free Parking at Tamarack

i feel that it is unfair to make people pay to park at the beach. as a high school student, the beach is the cheapest and funnest activity at Carlsbad High School we have surf PE at Tamarack Beach and that is where everyone parks, so by implementing the 8 dollar charge, you could be charging students to attend class, which is unfair. i do understand if you have to charge over the summer like Ponto, but not during the school year please.thanks you for your time and i hope t you all make the right choice.

5/5/2008

TS

Toni Ross

From: Karena Kelley [karenakelley@gmail.com]
Sent: Saturday, May 03, 2008 3:44 PM
To: Toni Ross
Subject: Tamarack Beach proposed parking fee

Dear Ms. Ross,

As a Carlsbad resident and beach-goer since 1994, I cannot tell you how many times my family goes to Tamarack Beach on any given day, sometimes its 2 to 3 times a day each and there are 4 of us. We check the surf in the morning, or take our lunch for 30 minutes, fly a kite and watch the sunset or just drive through on the way home from work to remember why we pay so much to live here.

I object to the proposed parking/use fee as it would force a complete change to our family traditions and impact our already tight family budget. It would also make it next to impossible for the surf PE class/s at Carlsbad High School to find accessible parking in a timely fashion. The street parking is already at maximum capacity in Carlsbad and this proposed fee would only make it worse, what's next meters in front of our houses.

The City of Carlsbad (and my taxes) already contribute to this beach as I recall it provides the trash pick-up, parking lot sand clearing and restroom cleaning, not to mention that the beach itself is cleaned by the employees of corporations of Carlsbad like ViaSat, Invitrogen and Calloway Golf to name a few and numerous Boy an Girl Scout troops as well as the local residents clean this beach daily.

If there were to be a fee, maybe Carlsbad residents should be excluded since we already contribute in so many other ways.

Please vote no on this proposal and encourage others to do the same.

Thank you for your time and timely response.

Sincerely,

Karena Kelley and Family
4908 Neblina Dr.
Carlsbad, CA 92008
760-720-4260

5/5/2008

46

Toni Ross

From: Issounart@msn.com
Sent: Saturday, May 03, 2008 3:50 PM
To: Toni Ross
Subject: Fw: parking fee at Tamarack

----- Original Message -----

From: Maxine Levine
To: Issounart@msn.com
Sent: Saturday, May 03, 2008 9:05 AM
Subject: Fwd: parking fee at Tamarack

Maxine Levine <maxine.levine@yahoo.com> wrote:

Date: Sat, 3 May 2008 08:59:27 -0700 (PDT)
From: Maxine Levine <maxine.levine@yahoo.com>
Subject: parking fee at Tamarack
To: tross@coastal.ca.gov

I believe that there should not be such an excessive fee for parking at the beach. It will discourage and/or prevent those with limited incomes, particularly young people, seniors, and many families, from being able to have access to what should be free to all... nature's wonderful beach and ocean. Maxine Levine

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5/5/2008

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Toni Ross

From: John Bryant [bryantjohn@mac.com]
Sent: Saturday, May 03, 2008 6:57 PM
To: Toni Ross
Subject: Tamarack Parking

We are totally in favor of the proposed parking fee for the Tamarack parking lot. It is a state park facility, and there is no reason that free parking should be expected. If people don't like it, they can buy an annual parking pass like we have done for the last several years. There is no reason we should support the parks department while others (including non-tax-paying tourists and people who just sit in their cars) enjoy the convenience of parking for free. I do agree that \$8 is too much, so, again, I suggest that users support the state parks department and purchase the annual pass.

Thank you.

John and Lynn Bryant
Carlsbad, CA

Toni Ross

From: Dona Elayne Abbinante [xenadona@roadrunner.com]
Sent: Saturday, May 03, 2008 8:31 PM
To: Toni Ross
Subject: [Possible Spam]
Importance: Low

Tamarack sea wall is where I take my dr recommended walk every day. A parking fee would severely limit my ability to go there. Carlsbad residents deserve some consideration. I have paid my taxes here for over 20 years, please don't take away our parking.

5/5/2008

19

Toni Ross

From: Melissa Sisco [mcls18@aol.com]
Sent: Saturday, May 03, 2008 8:24 PM
To: Toni Ross
Subject: Tamarack Beach

I am writing to you to express my heartfelt concerns about a proposal to implement parking fees at Tamarack Beach in the city of Carlsbad.

As a resident of Carlsbad, I visit that beach 3-5 times per week to walk, read, and take my four year old son. As a single mom, it is one of the few affordable activities I can do for myself as well as my son. The astronomical gas prices make it increasingly difficult to venture very far by car and with so many other financial hardships that Californians are facing, this is one more we don't need right now.

This beach is frequented by surfers, families, and people like myself who are just looking for twenty minutes of peace in their day. It is absurd to pay \$8.00 to park when most visitors to that particular beach are there for an hour or two at the most.

The last minute nature of this proposal has kept this out of our local news, which is a disservice to members of the community who I'm sure would like to have their voices heard regarding this issue.

Please don't allow this proposal to affect something that brings so much happiness to our town.

Sincerely,

Melissa Sisco
Carlsbad, CA

Message

Page 1 of 1

Toni Ross

From: Margriet [dutchtreat@cox.net]
Sent: Saturday, May 03, 2008 8:56 PM
To: Toni Ross
Subject: Carlsbad Tamarack Beach Pay Parking

Hello ,

After reading the Carlsbad City Council's website I discovered that free parking at the beach in Carlsbad may be the latest victim of state budget crisis if Coastal Commissioners approve a State Park Department request to install a pay parking mechanism at the Tamarack Beach parking lot. The Park Department has proposed to charge \$8 per visit, which, if approved will go into effect sometime this summer. The item will be discussed during the Commission's monthly meeting, slated for Thursday, May 8, 2008, at the Marina Del Rey Hotel, Marina Del Rey California.

I am expressing my concern and opposition of the planned pay parking at Tamarck Beach in Carlsbad,CA. This is the one Beach I use during my lunch break to get relaxed and enjoy the nature around me so I can go back to work refreshed. Having to pay \$8 for an approximate 40 minute visit is apalling. If paid parking became effective, I would no longer be able to enjoy the Beach and the relaxation it provides me now.

I urge you to reconsider this proposal .

THank you
Margriet Allen
5790 Armada Dr
Carlsbad, Ca. 92008
dutchtreat@cox.net

5/5/2008

51

Toni Ross

From: Jim Justus [jjustus@cox.net]
Sent: Sunday, May 04, 2008 9:54 AM
To: Toni Ross; citycouncil@carlsbadnm.com; jimme@caverns.com
Subject: Tamarack parking

You've got to be kidding. Parking meters at Tamarack Beach?

My god, why should residents or tourists for that matter pay because of failed economic policies.

This parking area has been open and available for as long as I can remember and I've lived here since 1955.

Why is it we residents are constantly being nickel and dimed too death!

Kids use this beach everyday to surf, body board or just lay out in the sun. This is a healthy activity we should try to promote & encourage it.

The coastal commission is an example of a government agency that started out with good intentions but does step out of bounds on occasion.

I hope this email doesn't fall on deaf ears and our parking will remain free.

Sincerely,

Jim Justus
760-809-6871

Toni Ross

From: Diana Simmons [dcp0999@sbcglobal.net]
Sent: Sunday, May 04, 2008 9:58 AM
To: Toni Ross
Subject: Parking fees at Carlsbad state beach

I am a resident of Carlsbad, 20 years now. I strongly appose the idea of charging at Tamarack Beach. I meet a friend at Tamarack every morning after dropping off my son at the high school. We walk for about 45 minutes, and are gone by 8:45. I do not want to pay an \$8 fee to park there to walk. I have back and knee problem that prevent me from manovering the stairs up and down the beach, so parking at Tamarack beach is perfect for me to be able to get much needed exercise daily. In my opinion, charge the local restaurant, Vigaluchi's who has a sign at the door saying "additional parking available at Tamarack State Beach". Let them make up some of the difference (they are in it for a profit) and leave us, the Carlsbad residents who just want to enjoy our beaches, **free** to do so. I don't think it is fair to charge the same price for 5 minutes or all day. There must be another solution!

Thank you from a concerned long time Carlsbad Resident,
Diana Simmons

5/5/2008

53

Tamarack Beach – parking lot

Page 1 of 1

Toni Ross

From: Cecil Munsey [cecilmunsey@cox.net]
Sent: Sunday, May 04, 2008 10:38 AM
To: Toni Ross
Subject: Tamarack Beach parking lot

To Whom It May Concern:

I read in today's newspaper that a vote will be taken on whether or not to start charging an \$8 fee for parking at Tamarack Beach.

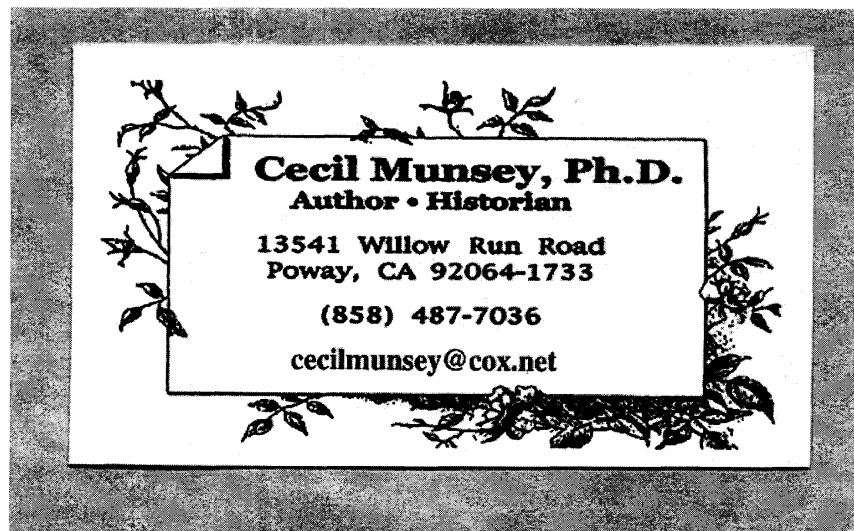
I do not favor that and hope other means will be found to maintain the parking lot so that it can remain open to the public without the contemplated \$8 parking fee.

My wife and I have been retired from our careers in teaching since 2000. We live in Poway but come to Tamarack Beach several times a week to (park) exercise by walking and/or running along the beach. We usually eat and shop in Carlsbad after exercising at the beach.

Almost needless to say, we cannot and will not spend \$8 to park at Tamarack Beach if the \$8 fee is initiated. We will find other area(s) to walk and have lunch and do other shopping.

Thank you for taking the time to read this email.

Cecil Munsey
858-587-7036
cecilmunsey@cox.net
CecilMunsey.com



5/5/2008

54

Toni Ross

From: mikestrong@realmadventures.com
Sent: Sunday, May 04, 2008 10:42 AM
To: Toni Ross
Subject: Please DENY permit for parking fees at Tamarack!

Dear Coastal Commision,
I urge you to DENY the permit for the California State Parks to charge \$8.00 for parking at Tamarack State Beach in Carlsbad.

Our state officials are seemingly inept, short-sighted, or just plain incompetent. Tamarack Beach is not Disneyland where you can scalp tourists to the point of frustration just to park a car in a lot already paid for by the public's tax dollars.

With gasoline tax revenues through the roof, thereby reaping a windfall for the State of California right now... with our bloated legislature, public schools administrators making salaries that should instead go to teachers, inefficient project administration, etc. it is time to halt the attitude of taxing us to death. More fees and taxes is not the solution for bad budgeting and uncontrolled spending by our elected officials who can't seem to balance their check books despite all the money in the budget.

What is even MORE STUPID: What will the people who buy the proposed \$125 annual parking permit do, when on a warm summer day, they arrive at Tamarack State Beach, to find it full-up with tourists who paid the \$8.00 and there are no spots to park in? EXACTLY WHAT will THEY DO when they figure out that paying the \$125 annually doesn't allow them to park in an already full lot? I think you should have a system of towing away cars of day guests if a person with an annual parking permit arrives to claim his right to get a spot no matter what.

You people who dream up these schemes are out-and-out idiots.

Why don't you charge fees for making sand castles on the beach? How about a trash pick-up fee collected by a beach patrol who goes from beach-goer to beach -goer collecting \$1.00 each. How about a beach blanket parking fee...maybe 50 cents per 10 square feet of sand occupied? How about a solar loading fee of say, 25 cents per hour for beach sun usage? Better yet, for those people who don't use the Tamarack Parking lot, how about installing stancion posts and a turnstyle system for any and all guests entering the beach area. We could erect fences to keep people from sneaking in to use the beach without paying the per-person charge? We could also make the 101 feeway a toll road with the justification that driving by the beach can result in a "beach viewing fee".

Mike Strong
1328 Sonia Ct.
Vista, CA 92084

5/5/2008



Toni Ross

From: Robert Griffin [r50andy_griffin@yahoo.com]
Sent: Sunday, May 04, 2008 11:01 AM
To: Toni Ross
Subject: Proposed parking fee at Tamarack Beach

Hello - my name is Chris Griffin and I live here in Carlsbad. I am very upset at the thought of having to pay to park at Tamarack Beach! I walk the path along the beach every morning during the week and the thought of having to pay \$40 a week to do so makes me very upset - Personally, if there is going to be any fee, it should be for those parking RV's along the coast taking up 2 - 3 spots for the entire day - my boys surf as well, and I don't want them to have to pay to park to do so - PLEASE don't let this happen. Thank you.

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5/5/2008



Toni Ross

From: Gail Covell [thegail2003@yahoo.com]
Sent: Sunday, May 04, 2008 1:43 PM
To: Toni Ross
Subject: Parking at Tamarack State Beach

Hello,

A message for everyone on the Coastal Commission and for the superintendent of parklands in California and whoever might have the "right" to add their two cents worth to the decisions made regarding the Tamarack Beach in Carlsbad.

Let us play "Let's Pretend". Pretend that YOU live in the community near Tamarack. You either own a home which you are paying a lot higher price for than if you lived inland or you are paying a ridiculously high rent on an apartment or house where you might have to have three or four roommates to pay for it! You pay more at the grocery stores, drug stores, and shops near your home. If you happen to own your home or a small business here, you pay higher taxes than the inland people do.

Why? Why do you choose to pay these higher prices for everything? Because you want to live close to the beach so you can take advantage of God's gift to you...who pays more! You want to walk by the water's edge, surf the waves, ride your boogie board, play in the surf and watch the little ones experience their first contact with sand and water, equipped with pails and shovels and learning what to do with them.

You want to get together with other moms of small kids and take them for walks in their strollers on the beachwalk above the sand. Sometimes there are fifteen to twenty of you in a group enjoying the day together.

After work you get together with your neighbors for a picnic on the beach, enjoying the smell of the ocean and the delightful breeze. Ahh, how fortunate you are to live near the beach. It's worth the high cost.

Then suddenly the state needs more money! Oh, I know...they can charge the people who live near the beach to park there! Never mind that they already pay an arm and a leg to live there! What will you do? End of "Let's Pretend."

Now this is Gail speaking. I try to get to the beach every day to walk on the water's edge where the sand is flat and "cushy" for physical therapy. I can't walk on pavement. I drive and park at Tamarack because I am unable to climb stairs and hills. I see the same people there every day. I recognize their vehicles. Sometimes after my walk I stay at the beach watching the surfers and the little kids for hours. Cars come and go...and they are all locals! Winter as well as summer!

The vacationers from out of town rent units from the many hotels on the beach and walk from their units to the beach...they park at the hotel. They aren't the ones who will be paying to park in the lot. It's the locals who would have that monetary burden added to their already high cost of living. Please let the state get money from someplace else!

Respectively,

5/5/2008

57

Toni Ross

From: Zeta and Odvar [odvar1@flash.net]
Sent: Sunday, May 04, 2008 3:12 PM
To: Toni Ross
Subject: Tamrack parking fee

The proposed charge of \$8.00 for parking at the Tamarack State Beach in Carlsbad, regardless of the period of time, is outrageous. My wife and I go there once in a while to eat our lunch in the car, about 30 to 45 minutes, so if you initiate this fee we would be unable to do this. Most of the people parking there are short term parking folks, for walking along the beach, surfers and other short term activities. The City of Carlsbad, I am sure, is willing to come to some kind of an agreement on some kind of payment so the state can keep it as it is now.

The bottom line, keep it as it is now.

Yours truly,

Odvar S. Holm
2855 Carlsbad Blvd. N 407
Carlsbad CA 92008
Telephone: 760.435.2517

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5/5/2008

58

Toni Ross

From: dickmorel@sbcglobal.net
Sent: Sunday, May 04, 2008 5:22 PM
To: Toni Ross
Subject: Parking @ Tamarack Beach

As long-time residents of Carlsbad we oppose installing paid parking meters at Tamarack Beach. It will negatively impact our use of this recreational facility. Betty and Dick Morel
4431 Salisbury Dr, Carlsbad 92010
Phone: 760-730-3530

5/5/2008

39

Toni Ross

From: Mary-Lou Kiley [kiley410@yahoo.com]
Sent: Sunday, May 04, 2008 6:32 PM
To: Toni Ross
Subject: proposed parking fees at Tamarack in Carlsbad

As a Carlsbad resident, I find that the proposed parking fee of \$8 per visit is excessive. While I understand about budget constraints, imposing an \$8 fee to a historically "free" lot is unreasonable. Such fees will force more parking to the side streets, much to the chagrin of the local neighborhoods. If fees need to be imposed, please consider a nominal amount of \$2 or \$3. That parking lot has high turnover and the lesser amount would achieve the desired results and be more acceptable to beachgoers and local residents.

Mary-Lou Kiley

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5/5/2008

60

Toni Ross

From: Sue [suedowney3@cox.net]
Sent: Sunday, May 04, 2008 6:41 PM
To: Toni Ross
Subject: Tamarack

Please,

The state has a budget deficit, so pass on the pain to the people who can least afford it. Charge the families, seniors, surfers and the working people who come to Tamarack beach to park and enjoy something free.

I think not!!!! Can't the state find another way to make some money without punishing the people.

Please!!!!

Sue Downey
3647 Seaflower Lane
Oceanside, CA 92056
suedowney3@cox.net

5/5/2008

61

Toni Ross

From: Larry Peifer [larrypeifer@hotmail.com]
Sent: Sunday, May 04, 2008 6:59 PM
To: Toni Ross
Cc: larrypeifer@hotmail.com
Subject: Parking Meters at Tamarack Beach in Carlsbad

California State Parks Department

Dear Commissioners,

I'm writing to express my opinion about proposals for parking meters at Tamarack Beach in Carlsbad. As a resident of Carlsbad and long time homeowner in North San Diego County my wife and I are strongly opposed to this idea. We enjoy many evenings walking and having a picnic at the beach and often park during the late afternoon at Tamarack Beach lower parking lot to enjoy these wonderful moments along with the sunset. Having to pay \$8 at Tamarack Beach would take away this opportunity and make us find other places to enjoy these events. We live a few block off of Tamarack Ave. and simply hop in the car in the morning to enjoy beach walks and then again at night as I noted above. Leave this type of quality of life decision to the people of Carlsbad and local government to maintain the type and nature of our home area. This is one reason we chose to live in Carlsbad for all these years.

Sincerely,
Larry & Fahimeh Peifer
2610 Valewood Ave.
Carlsbad, CA

Make Windows Vista more reliable and secure with Windows Vista Service Pack 1. [Learn more.](#)

5/5/2008

62

Toni Ross

From: Tompane MB [mbtompane@sbcglobal.net]
Sent: Sunday, May 04, 2008 7:31 PM
To: Toni Ross
Subject: parking at Tamarack

I have no objection to charging for parking; however having a flat fee for all day is not wise. Rather have parking meters with people paying for periods of time. Many who go to the beach only go for an hour or so while others are there for longer times. They should be able to pay for blocks of time.

Mary Beth Tompane
Carlsbad resident

Mary Beth Tompane
mbtompane@yahoo.com

5/5/2008

63

Toni Ross

From: Dee Ann Gee [vballgee@aol.com]
Sent: Sunday, May 04, 2008 9:35 PM
To: Toni Ross
Subject: Tamarack Beach Pay Parking - VOTE NO

Toni,

As a Carlsbad resident for 14 years, I am outraged that you would consider taxing my ability to park at Tamarack Beach Park. Carlsbad has a long, proud history of allowing free access to the beaches and downtown area. I suggest that you consider alternatives to taxation, such as cost cutting, salary freezes, using volunteer organizations for needed cleanup or work, closing the lot during off periods, handing over the parking lot to the City of Carlsbad. You have not demonstrated to area residents that costs are up significantly for this parking lot and I certainly don't want to be taxed for the increased costs at some other location. If costs go up, then you may need to cut back. In my view, taxation is not an option. Not to mention that \$8 is excessive.

Best regards,

Dee Ann
Carlsbad resident

Plan your next roadtrip with MapQuest.com: America's #1 Mapping Site.

5/5/2008

64

Toni Ross

From: sandiegojohnny@gmail.com on behalf of John Pappas [john@surfridersd.org]
Sent: Sunday, May 04, 2008 10:31 PM
To: Toni Ross
Subject: Item 7 a., May 8, 2008

Good Day,

I represent, and chair the Policy Group of, Surfrider Foundation San Diego County Chapter. We would like to offer our members and supporters an opportunity to opine on the upcoming, above-referenced item regarding the application of California State Parks, San Diego Coast District to install automated fee collection device at Carlsbad State Beach, at Western Terminus of Tamarack Avenue, Carlsbad, San Diego County. The purpose of this e-mail is to inform you that you may be receiving upwards of a thousand or more e-mails from our members and supporters. If there is another method of contact which you prefer, please let me know. Please feel free to contact me with any questions or concerns.
Thank you.

--

John Pappas
Policy Group | Legislative Coordinator
Executive Committee
Surfrider Foundation
San Diego County Chapter

M: 619.757.8684

5/5/2008

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Message

Page 1 of 2

Toni Ross

From: Lora Davis [loralee007@cox.net]
Sent: Monday, May 05, 2008 12:08 AM
To: Toni Ross
Subject: Parking

HI,

I am not sure who I am sending this email to and I have never written to a government agency.

So I hope that demonstrates just how passionate I am about not having paid parking at Tamarack Beach in Carlsbad or actually at any of the Carlsbad Beaches.

I know we are in a terrible period economically, but we just cannot have one more piece of our freedom taken away.

The beaches should be accessible to everyone. \$8 is an evil proposal. There is no other way to say it but evil.

To take one more thing away from our families that just want to be together and enjoy the surf and sand is wrong.

Why not charge for parking at the city parks?

Why not charge for parking at the community baseball fields?

If you are serious about making money, then charge to park in the shopping mall parking lots. Now that could save our state financial problems. And I AM serious when I suggest this idea.

Will there be nothing that is free any more?

I beg of you to not impose a fee to go to the beach.

I do not expect a response to my email.

66

5/5/2008

Toni Ross

From: Serra [serra@optics-lab.com]
Sent: Monday, May 05, 2008 12:26 AM
To: Toni Ross
Subject: PROPOSED PAY PARKING AT TAMARACK BEACH

I am a 11 year resident of Carlsbad and am strongly opposed to the paid parking at Tamarack. I walk regularly at the sea wall with other Carlsbad residents. We enjoy the beach and as city residents feel it is unfair to charge us to exercise in our city. We already pay our taxes here. Please listen to the residents of our city. Give us passes or vouchers if necessary and charge non-residents.
Thank you,
Keith, Jeanne and Kim Serra
6731 Lemon Leaf Dr.
Carlsbad, Ca 92011

Toni Ross

From: p37dg9q13@cox.net
Sent: Monday, May 05, 2008 8:02 AM
To: Toni Ross
Subject: proposed paid parking at tamarack beach state park

This parking lot is very transient. Most just stop for a few minutes, enjoy the beautiful sights, take some fresh air and move on. By charging for parking here, msny will end up parking on the residential streets above the bluff exaserbating teh shortage of parking there. Many that use the parking will just stop because of the cost.

I suggest the state find other fund raisers and leave the parking free. The north county times paper indicated that carlsbad was paying a "keep it free" fee in teh \$40k range, Then keep that so, and don't raise it to the \$200k.

Is there nothing our property and sales taxes pay for anymore?

Please, leave this last bastion of free access for all to use.

Toni Ross

From: Patrice Smerdu [psmerdu@sbcglobal.net]
Sent: Monday, May 05, 2008 8:31 AM
To: Toni Ross
Subject: Parking at Tamarack Beach

Ms. Ross,

I am a Carlsbad resident and object strongly to the effort to make Tamarack Beach a paid parking area. My mother (84 years old) and several of her friends park there and walk the sea wall. It would be cost prohibitive for them to park there and dangerous if they had to find street parking, if it were available. The side streets are very narrow and crowded today.

I also like to park at Tamarack, especially in winter when the crowds are gone, and enjoy the peaceful view. A 15 to 20 minute stop would not be worth paying \$8.00. I've lived in Carlsbad all my life and would miss the freedom to park at my beach.

Sincerely,

Patrice Smerdu
1370 Las Flores Dr
Carlsbad, CA 92008

5/5/2008

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Toni Ross

From: indiraj@adelphia.net
Sent: Monday, May 05, 2008 8:31 AM
To: Toni Ross
Subject: Parking fee in Tamarack

Good morning;

I am writing this email to voice my concern on the parking fee issue on Tamarack. My family and I live in Carlsbad and do use this parking every Sat and Sun morning. My husband and I run the coast line every weekend and think that paying \$8 is a little too much for an hour parking. I ask that you rethink, this parking fee.

--

Blessings,

Indira Joyner
resident of Carlsbad

Toni Ross

From: Bob Dixon [justbob1@hotmail.com]
Sent: Monday, May 05, 2008 8:32 AM
To: Toni Ross
Subject: Parking at Tamarack Beach

Dear Toni Ross and others,

This is to let you know how unhappy I am in the fact that you are proposing to end the free parking at Tamarack Beach in Carlsbad.

I have lived in the Oceanside/Carlsbad my entire life, 49 years. I have watched everything change and go out of my reach due to finances. This beach is the last place that I can go and enjoy myself for FREE. It is nice that we are able to go down to this area with family and actually have a stress free day. Right now, I am able to just drive down for an hour or two - no charge and walk. Eight dollars a day might not seem much for some, but to others - like me - it is the end of my daily walks at the beach.

When did we decide it was okay to take away everything from the financially strapped? Living here, shouldn't mean that only the rich can enjoy nature's beauty. We shouldn't have to just be able to drive by - we should be able to park, get out and enjoy the beach.

Please do not take away this last piece of serenity from us. Parking fees at Tamarack Beach should not even be considered. Vote no on this issue.

Thank-You,
Pamela Dixon
397 Mainsail Road
Oceanside, CA 92054

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5/5/2008

71

MAY-05-2008 10:04 AM

P. 01

To Whom It May Concern:

I'm appalled at the proposal to pay to park at Tamarack beach. It's so disgusting how the state has to squeeze every last penny out of it's hard working already tax paying citizens. Greed can be very nasty and it is among the greediest deeds that that can be done to force people to pay to go to the beach. I hope you reconsider your pay parking proposal.

Sincerely,

Brian Smith
North County San Diego resident
30+ years

Receiver

MAY 05 2008

California Coastal Commission
San Diego Coast District

72

CALIFORNIA COASTAL COMMISSION

SAN DIEGO AREA
7575 METROPOLITAN DRIVE, SUITE 103
SAN DIEGO, CA 92108-4421
(619) 767-2370



Th7a

Filed: January 8, 2008
49th Day: February 26, 2008
180th Day: July 6, 2008
Staff: Toni Ross-SD
Staff Report: April 17, 2008
Hearing Date: May 7-9, 2008

REGULAR CALENDAR
STAFF REPORT AND PRELIMINARY RECOMMENDATION

Application No.: 6-07-111

Applicant: California Department of Parks and Recreation

Description: Installation of a mechanical fee collection device at Carlsbad State Beach Parking lot.

Site: Entrance to parking lot at Carlsbad State Beach, at Tamarack Ave west of Carlsbad Boulevard, Carlsbad, San Diego County.

Substantive File Documents: CDP #'s 6-93-216, 6-97-18, 6-99-40, and 6-06-51.

STAFF NOTES:

Summary of Staff's Preliminary Recommendation: Staff is recommending approval of the project with various special conditions. The subject site is a highly used and currently free parking lot, immediately adjacent to the Pacific Ocean and near Agua Hedionda Lagoon. The development, as proposed, raises concerns including impacts to public access, lower cost recreational facilities resulting from the flat rate \$8.00 per day use fee and impacts to coastal bluffs resulting from the potential for pedestrians establishing alternative routes down the bluff to avoid the pay parking lot. Special conditions include the requirement for a monitoring program to document any impacts to public access, or the development of additional public trails down the coastal bluff. A further special condition has been recommended to approve the parking fees on a trial three year basis. After three years, if the applicant wishes to continue the fee program, a new coastal development permit or permit amendment will be required and the results of the monitoring will be used to determine any residual impacts. As conditioned, all potential adverse impacts on coastal resources are addressed to assure consistency of the development with Chapter 3 policies of the Coastal Act.

Standard of Review: Chapter 3 policies of the Coastal Act.

I. PRELIMINARY STAFF RECOMMENDATION:

The staff recommends the Commission adopt the following resolution:

MOTION: *I move that the Commission approve Coastal Development Permit No. 6-07-111 pursuant to the staff recommendation.*

STAFF RECOMMENDATION OF APPROVAL:

Staff recommends a **YES** vote. Passage of this motion will result in approval of the permit as conditioned and adoption of the following resolution and findings. The motion passes only by affirmative vote of a majority of the Commissioners present.

RESOLUTION TO APPROVE THE PERMIT:

The Commission hereby approves a coastal development permit for the proposed development and adopts the findings set forth below on grounds that the development as conditioned will be in conformity with the policies of Chapter 3 of the Coastal Act and will not prejudice the ability of the local government having jurisdiction over the area to prepare a Local Coastal Program conforming to the provisions of Chapter 3. Approval of the permit complies with the California Environmental Quality Act because either 1) feasible mitigation measures and/or alternatives have been incorporated to substantially lessen any significant adverse effects of the development on the environment, or 2) there are no further feasible mitigation measures or alternatives that would substantially lessen any significant adverse impacts of the development on the environment.

II. Standard Conditions.

See attached page.

III. Special Conditions.

The permit is subject to the following conditions:

1. Project Modifications. Only that work specifically described in this permit is authorized. Any additional modifications will require separate authorization from the Coastal Commission (i.e. change in hours of operation, removal/reformatting of existing spaces).

2. Parking Monitoring Program. **PRIOR TO ISSUANCE OF THE COASTAL DEVELOPMENT PERMIT**, the applicant shall submit for review and written approval of the Executive Director, a parking monitoring program which shall, at a minimum, incorporate the following:

- a. Monitoring shall be conducted throughout the three-year term that the permit authorizes the operation of the devices.
- b. Monitoring shall occur at the following locations:
- From the west side of Carlsbad Blvd. east to the NCTD rail road tracks and from Agua Hedionda Lagoon north to Cherry Ave. within 1500 feet of the parking lot (ref. Exhibit #3).
 - All unimproved pedestrian accessways along the bluff from Agua Hedionda Lagoon north to Acacia Ave. (ref. Exhibit #3)
 - Carlsbad State Beach Parking Lot
- c. Monitoring for the parking lot shall occur on:
- One Saturday and one Sunday each month from date of installation until three years following installation.
 - Every Saturday, Sunday and holiday between Memorial Day weekend and Labor Day.
 - Monitoring of the parking lot shall occur on the same day as monitoring of the surrounding neighborhood.
- d. Monitoring within the parking lot shall consist of:
- Parking counts taken at the approximate hours of 10:00 a.m. and 2:00 p.m. on every monitored day; recordation of temperature, weather and surf conditions during each count;
 - Documentation of both actual car counts and percentage of occupancy, assuming 120 available parking spaces; and
 - Documentation of turnover rates.
 - Use of any discounted or annual passes, such as the Golden Bear Pass, Distinguished Veterans Pass, Disabled Discount Pass, or the Annual Day Use Parking Pass by patrons of Carlsbad State Beach Parking Lot.
- e. Monitoring the surrounding neighborhood (as noted in the first sections of letter "b" above) shall occur on:
- One Saturday and one Sunday each month from date of installation until three years following installation.
 - Every Saturday, Sunday and holiday between Memorial Day weekend and Labor Day.
 - Monitoring of the surrounding neighborhood shall occur on the same day as the monitoring of the parking lot.
- f. Monitoring the surrounding neighborhood (as noted in the first to sections of letter "b" above) shall consist of:

- Parking counts within the surrounding areas detailed above for all street parking taken at the approximate hours of 10:00 a.m. and 2:00 p.m. on every monitored day; recordation of temperature, weather and surf conditions during each count; including documentation of total parking spaces available.

g. Monitoring of the Coastal Bluffs shall occur on:

- Twice annually, once prior to but within 7 days of Memorial Day Weekend, and once after but within 7 days of Labor Day weekend.

h. Monitoring of Coastal Bluffs shall consist of:

- Monitoring the number and degree of unimproved public accessways (as noted in the second section of letter "b" above)
- Photo documentation of the existing coastal bluffs including detailed documentation of existing and new unimproved trails for access.

Results of the monitoring shall be submitted to the Coastal Commission each year (starting within 60 days of installation), with a final report to be submitted at the end of the 3 years. Annual reports shall include documentation of any modifications made to existing street parking (i.e. reductions of existing spaces by red curbing, curb cuts, no parking signs, and installation of automated parking fee devices etc.). Data shall be presented in tables and graphs and shall compare the number of open parking spaces in the surrounding neighborhood to the usage of the Carlsbad State Beach parking lot.

The permittee shall undertake monitoring in accordance with the approved monitoring program. Any proposed changes to the approved program shall be reported to the Executive Director. No changes to the program shall occur; including any reduction in intensity of monitoring efforts, without a Coastal Commission approved amendment to this coastal development permit unless the Executive Director determines that no amendment is legally required.

3. Three Year Authorization. The Department shall notify the Executive Director in writing within five days after installation of the mechanical fee collection device. This device shall be authorized to remain for three years from the date that the mechanical fee collection device is installed. At the end of the three year time period, the device shall be removed unless the permittee has submitted an amendment to have it permanently retained.

IV. Findings and Declarations.

The Commission finds and declares as follows:

1. Detailed Project Description/History.

The California Department of Parks and Recreation (State Parks) is proposing to install a mechanical fee collection device at the parking lot at Carlsbad State Beach. The 120-space lot is located west of Carlsbad Boulevard opposite Tamarack Avenue and is bounded by Carlsbad Boulevard, the ocean, and the Agua Hedionda Lagoon inlet jetty to the south. The fee collection device is proposed to be located at the entrance to the parking lot for automobile/motorcycle parking only; persons who walk or ride bicycles into the lot are not subject to the parking fee. As proposed, any vehicle would be charged a flat rate of \$8.00 per day for parking in this lot. Located in the City of Carlsbad, the State Beach comprises approximately one and a half miles of coastline. Facilities include a restroom with an outdoor shower, two acres of landscaping with picnic tables, six stairways, and a pedestrian walkway adjacent to the beach. Nearby parking areas consist of free curbside parking along Carlsbad Boulevard, as well as adjacent neighborhood and commercial streets.

The Coastal Commission approved an identical project to the subject project at the same location on 3/17/94 and on 7/10/97, however, the previously approved mechanical fee collection devices at this location have never installed because the City of Carlsbad has been reimbursing State Parks via an in-lieu fee for lost revenues. As such, those permits for installation of the fee collection devices were never implemented and have both subsequently expired. However, it is the Commission's understanding that the City is no longer reimbursing State Parks. The City has expressed interest in negotiating the continuation of their support to allow some off-set of these fees. However, the detail and extent of their contribution has not been finalized by State Parks or the City of Carlsbad at this time. As such, State Parks is seeking authorization from the Commission once more for installation of the automated fee collection devices.

The subject site is a popular parking spot for surfers, joggers, fisherman, and general beach users as it provides access to a seawall with an improved public sidewalk, as well as Agua Hedionda Lagoon, and coastal waters. The parking lot is also often used by employees of local businesses as a place to enjoy ocean views on their lunch hour. Implementation of parking fees raises a concern for public access, in that such a fee may affect the use of this area by the general public.

By way of history regarding Commission action on mechanical fee collection devices, the Commission also approved 16 fee collection devices (XS-91-1 through 16) in the coastal zone at various state parks on 1/13/92. To date, most of these devices have been installed and are in operation. The proposed project was one of the 16 projects proposed by State Parks for installation of mechanical fee collection devices (i.e., iron rangers) described above. Due to operating budget reductions, State Parks proposed to install these fee collection devices in order to offset these cutbacks. State Parks raised fees and also increased the number of recreation areas where fees were collected. In San Diego County, six mechanical fee collection devices were installed at: South Carlsbad State Beach (Ponto Beach), Cardiff State Beach (north parking lot), Cardiff State Beach (south parking lot), Torrey Pines State Beach (north parking lot), Torrey Pines State Beach (south parking lot) and San Onofre State Beach (Trestles parking lot). The fee collection

program began in April 1992 at South Carlsbad, in November 1991 at Torrey Pines, and in October 1991, and again in July 2006 at Cardiff.

2. Public Access. As stated above, the proposed project may result in impacts to public access. As such, the following Coastal Act policies are applicable and state in part:

Section 30210

In carrying out the requirement of Section 4 of Article X of the California Constitution, maximum access, which shall be conspicuously posted, and recreational opportunities shall be provided for all the people consistent with public safety needs and the need to protect public rights, rights of private property owners, and natural resource areas from overuse.

Section 30211

Development shall not interfere with the public's right of access to the sea where acquired through use or legislative authorization, including, but not limited to, the use of dry sand and rocky coastal beaches to the first line of terrestrial vegetation.

Section 30212

(a) Public access from the nearest public roadway to the shoreline and along the coast shall be provided in new development projects except where:

- (1) it is inconsistent with public safety, military security needs, or the protection of fragile coastal resources,
- (2) adequate access exists nearby, or,

[...]

Section 30212.5

Wherever appropriate and feasible, public facilities, including parking areas or facilities, shall be distributed throughout an area so as to mitigate against the impacts, social and otherwise, of overcrowding or overuse by the public of any single area.

Section 30214

(a) The public access policies of this article shall be implemented in a manner that takes into account the need to regulate the time, place, and manner of public access depending on the facts and circumstances in each case including, but not limited to, the following:

- (1) Topographic and geologic site characteristics.
- (2) The capacity of the site to sustain use and at what level of intensity.
- (3) The appropriateness of limiting public access to the right to pass and repass depending on such factors as the fragility of the natural resources in the area and the proximity of the access area to adjacent residential uses.
- (4) The need to provide for the management of access areas so as to protect the privacy of adjacent property owners and to protect the aesthetic values of the area by providing for the collection of litter.

Section 30252

The location and amount of new development should maintain and enhance public access to the coast by (1) facilitating the provision or extension of transit service, (2) providing commercial facilities within or adjoining residential development or in other areas that will minimize the use of coastal access roads, (3) providing nonautomobile circulation within the development, (4) providing adequate parking facilities or providing substitute means of serving the development with public transportation,....

One of the most important goals of the Coastal Act is to protect, provide and enhance public access opportunities for all persons to and along the coast. (Sections 30210-30214, 30221, 30252 of the Coastal Act) Section 30001.5(c) of the Coastal Act requires that public access and public recreational opportunities be maximized, consistent with sound resource conservation principles. However, other provisions of State law require the State Parks to impose new fees at all State Parks where it is feasible to do so. As stated above, all other State Parking lots located coastally within San Diego County require the collection of parking fees. These fees are used to off-set the expenses of maintaining the state parks and their associated facilities. Currently, State Parks manages 260 miles of California's coastline and through their mandated responsibilities is implementing and furthering Coastal Act policies by providing public facilities that enhance and make more accessible coastal recreational experiences. Carlsbad State Park facilities include a 120 space parking lot, restroom facilities, an outdoor shower, two acres of landscaping with picnic tables, six stairways, and a pedestrian walkway adjacent to the beach. The lot is currently open from 5 a.m. to 11 p.m. daily.

As discussed above, the primary purpose underlying the installation of the fee collection device is to obtain sufficient revenue to enable State Parks to continue the maintenance and operation of this State Park. Again, historically the City of Carlsbad has subsidized the parking lot fees, to allow the facilities to remain free to the public. However, as discussed above, it appears as though the City of Carlsbad is no longer paying these fees. As such, a method for off-setting the cost of maintaining this State Beach needs to be provided in some other fashion. It is important to note that the City of Carlsbad has expressed interest in continuing to provide State Parks assistance for the maintenance of

said facilities. However, the details of this agreement have not been worked out. Should the City of Carlsbad and State Parks come to an agreement, the fee collection devices would not be necessary, as was the case in the previously permitted Coastal Development Permits (ref. CDP #'s 6-93-216, 6-97-18). In the absence of such an agreement, the protection of these facilities would need to be accomplished through some other fashion. Again, this has come in the form of fee collection devices at all other coastal State Parks in San Diego County and thus can be considered consistent with the applicable Coastal Act policies. Without these fees, the amenities may not be maintained and more significant impacts to public access could result (i.e. the closure of the parking lot, restrooms, etc.).

However, there is the potential for impacts to public access to occur as a result of the installation and operation of the fee collection device. Special Condition #2 requires the applicant to submit a monitoring report to address this issue. This monitoring report will determine if the installation fees are resulting in a lower use of the parking lot and its facilities. Further, Special Condition #3 requires that this permit is only on a three year trial basis. If the Commission determines that significant impacts to public access have resulted from the installation of these fee collecting devices, based on the results of the monitoring report, further restrictions may become necessary and will be addressed at that time. A further condition, Special Condition #1, states that this application is only for the installation of the fee collection device, and that any other modifications to the parking lot (i.e. change in hours of operation) would require additional review. As such, the number of spaces, functioning and hours of operation of the facility will not be altered and therefore will not result in any impacts to public access. As such, as conditioned, public access will be protected with the installation of the fee collecting devices, and thus the project as conditioned is consistent with all applicable Coastal Act Policies.

3. Protection of Lower Cost Visitor Serving Facilities. The following Coastal Act policies are applicable and state in part:

Section 30213

Lower cost visitor and recreational facilities shall be protected, encouraged, and, where feasible, provided. Developments providing public recreational opportunities are preferred.

Section 30221

Oceanfront land suitable for recreational use shall be protected for recreational use and development unless present and foreseeable future demand for public or commercial recreational activities that could be accommodated on the property is already adequately provided for in the area.

As proposed, the 120 space parking facility would now require all visitors to pay a flat rate of \$8.00 per day for use of the parking facilities and its associated amenities. The

parking lot is currently free and is highly utilized by the general public. As stated previously, surfers, walkers, joggers and fisherman alike currently gain access to the coast by this parking lot. A "sea wall" with an improved sidewalk is used by runners and walkers; fisherman park in the lot and then cross the street to fish in Agua Hedionda Lagoon. Because this parking lot directly overlooks the water, employees of local businesses choose to eat their lunch while parked here, and residents park there to enjoy the sunsets, in addition to the typical beach oriented uses. As such, concerns are raised for the protection of lower cost recreational uses that currently exist at this location. \$8.00 per day is the fee currently charged at all State Parks beach parking lots. And as such, this is the only price proposed by State Parks for this application. This fee may seem a significant cost for those who desire to park in the facility for a limited amount of time, or on a regular basis. However, the State Parks has numerous programs to decrease the cost to those who frequent their facilities or to those who are not capable to paying those kinds of fees. All member of the public can pay \$125.00 for an annual day pass. This pass works at all San Diego County beach parking lots including San Elijo, Silver Strand, South Carlsbad, Cardiff etc as well as other state park locations throughout the state. This pass would decrease the total fees collected for those who frequent the Sate Parks beach parking lots. Further, State Parks has both a Disabled and a Distinguished Veterans Pass. Both of these passes would be provided at 50% less than the typical Annual Day Pass. Further, the Golden Bear Pass provides a highly discounted pass for those with disabilities or who are of lower income. As stated on the State Parks website, those who may apply for the Golden Bear Pass can be defined as:

Any qualifying person receiving Aid to the Aged, Blind, or Disabled; any person 62 years of age or older with income limitations specified on the application form; or any person receiving aid under the applicable aid codes in the CalWORKS Program is eligible to receive the Golden Bear Pass.

This pass is also an annual pass, but only requires a payment of \$5.00 annually. As such, while the parking lot will not remain free, the fees required are necessary for the maintenance of the parking lot and its associated amenities. Further, State Parks has incorporated numerous programs to encourage and protect lower fees for those with disabilities or who are unable to pay the standard fees. Special Condition #2 requires the applicant to monitor the parking lot for members of the public utilizing these programs, as all vehicles using the discounted or annual passes will be required to display the passes in the vehicle window. Further, Special Condition #3 states that the permit is valid for a three year trial basis. If the monitoring reports indicate that these programs are being under utilized, further requirements may become necessary and will be addressed if the applicant chooses to seek a permit for extending the collection of the parking fees. As such, as conditioned, the proposed development will not result in impacts to lower cost recreational facilities and can be found consistent with all applicable policies of the Coastal Act.

4. Protection of Coastal Bluffs.

Section 30230

Marine resources shall be maintained, enhanced, and where feasible, restored. Special protection shall be given to areas and species of special biological or economic significance. Uses of the marine environment shall be carried out in a manner that will sustain the biological productivity of coastal waters and that will maintain healthy populations of all species of marine organisms adequate for long-term commercial, recreational, scientific, and educational purposes.

Section 30253

New development shall:

- (1) Minimize risks to life and property in areas of high geologic, flood, and fire hazard.
- (2) Assure stability and structural integrity, and neither create nor contribute significantly to erosion, geologic instability, or destruction of the site or surrounding area or in any way require the construction of protective devices that would substantially alter natural landforms along bluffs and cliffs.

As stated above, the Carlsbad State Beach parking lot is located immediately adjacent and north of a coastal bluff. Staff visited the location and currently there are numerous unimproved access trails down the coastal bluff, created by pedestrians gaining access to the beach from Carlsbad Blvd. by way of the bluff as opposed to the parking lot. Currently the parking lot is at full capacity a majority of the year. As such, beachgoers park south of the parking lot along Carlsbad Blvd. These beachgoers often then gain access to the sandy beach and waters by navigating down the unimproved trails on the bluff as opposed to walking north to the Carlsbad State Beach parking lot. It is possible that the parking fees will further dissuade the general public from utilizing the State Beach parking lot and they will gain access more often from Carlsbad Blvd. where parking is still free, and again navigating down the unimproved accessways down the bluff. Therefore, the development raises concerns associated with these possible impacts. As more of the public is accessing the beach from the bluffs, more public accessways may be created further exacerbating erosion rates and thus stability of the bluff. As such, Special Condition #2 requires the applicant to monitor biannually the state of the nearby coastal bluff. This special condition requires the applicant to monitor the number and extent of public accessways down the bluff. Further, Special Condition #3 requires that the permit for the collection of fees for the parking lot be done on a three year trial basis. If the submitted reports indicate that the general public is avoiding the parking lot due to the \$8.00 fee resulting in impacts to the coastal bluff through public access, further restrictions might become necessary to protect the integrity of the coastal bluff and the safety of beachgoers.

In conclusion, the proposed project is for the installation of a fee collection device at a free beach parking lot. As proposed, the development may result in impacts to public access, the protection of lower cost recreational facilities, and impacts to marine resources, namely coastal bluffs. As conditioned, the applicant is required to monitor the bluffs and parking lot for three years to provide the Commission conclusions on if the

proposed fee collection devices are resulting in impacts to the above stated coastal resources. As such, as conditioned, the project is consistent with all applicable policies of the Coastal Act.

5. Local Coastal Planning. Section 30604(a) also requires that a coastal development permit shall be issued only if the Commission finds that the permitted development will not prejudice the ability of the local government to prepare a Local Coastal Program (LCP) in conformity with the provisions of Chapter 3 of the Coastal Act. In this case, such a finding can be made.

The Agua Hedionda Land Use Plan (LUP) has been certified by the Commission but no implementing ordinances have been submitted by the City for this plan segment. Thus, the standard of review for this application is the Chapter 3 policies of the Coastal Act. The proposed development, although within the boundaries of the City of Carlsbad, is a State Park facility and does not require review or approval by the City. However, the City has been involved in the project, and will ultimately support the inclusion of the fees if an agreement is not reached between the City and State Parks for the subsidy of these fees. The City's certified LCP contains policies for the protection of its public beaches. The proposed project is consistent with these policies. Therefore, approval of the proposed project, as conditioned, will not prejudice the ability of the City of Carlsbad to obtain a fully-certified LCP for the Agua Hedionda Lagoon segment.

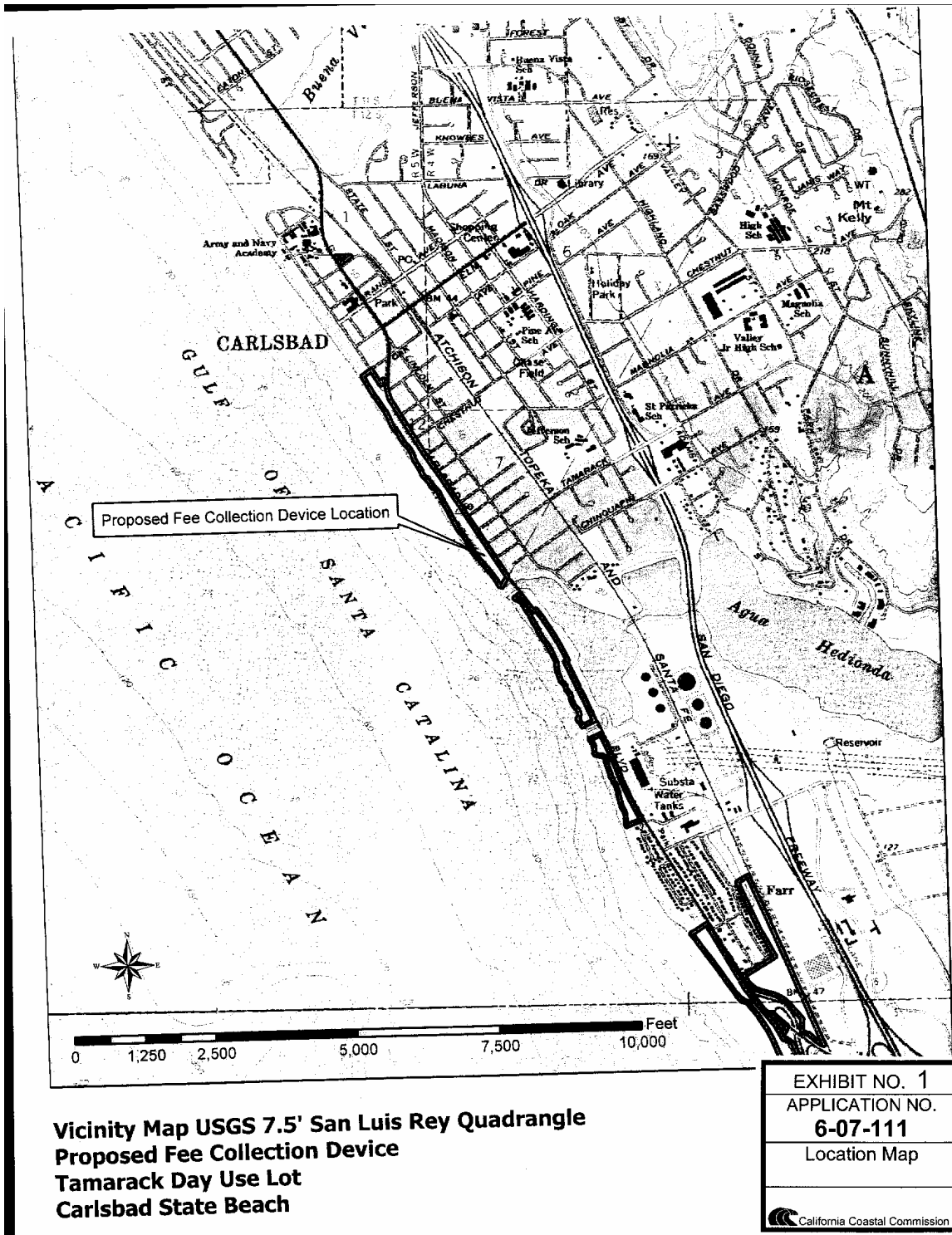
6. Consistency with the California Environmental Quality Act (CEQA). Section 13096 of the Commission's Code of Regulations requires Commission approval of Coastal Development Permits to be supported by a finding showing the permit, as conditioned, to be consistent with any applicable requirements of the California Environmental Quality Act (CEQA). Section 21080.5(d)(2)(A) of CEQA prohibits a proposed development from being approved if there are feasible alternatives or feasible mitigation measures available which would substantially lessen any significant adverse effect which the activity may have on the environment.

As discussed herein, the proposed project will not cause significant adverse impacts to the environment. Specifically, the project, as conditioned, has been found consistent with the public access and resource protection policies of the Coastal Act. As conditioned, there are no feasible alternatives or mitigation measures available which would substantially lessen any significant adverse impact which the activity may have on the environment. Therefore, the Commission finds that the proposed project is the least environmentally-damaging feasible alternative and is consistent with the requirements of the Coastal Act to conform to CEQA.

STANDARD CONDITIONS:

1. Notice of Receipt and Acknowledgment. The permit is not valid and development shall not commence until a copy of the permit, signed by the permittee or authorized agent, acknowledging receipt of the permit and acceptance of the terms and conditions, is returned to the Commission office.

2. Expiration. If development has not commenced, the permit will expire two years from the date on which the Commission voted on the application. Development shall be pursued in a diligent manner and completed in a reasonable period of time. Application for extension of the permit must be made prior to the expiration date.
3. Interpretation. Any questions of intent or interpretation of any condition will be resolved by the Executive Director or the Commission.
4. Assignment. The permit may be assigned to any qualified person, provided assignee files with the Commission an affidavit accepting all terms and conditions of the permit.
5. Terms and Conditions Run with the Land. These terms and conditions shall be perpetual, and it is the intention of the Commission and the permittee to bind all future owners and possessors of the subject property to the terms and conditions.



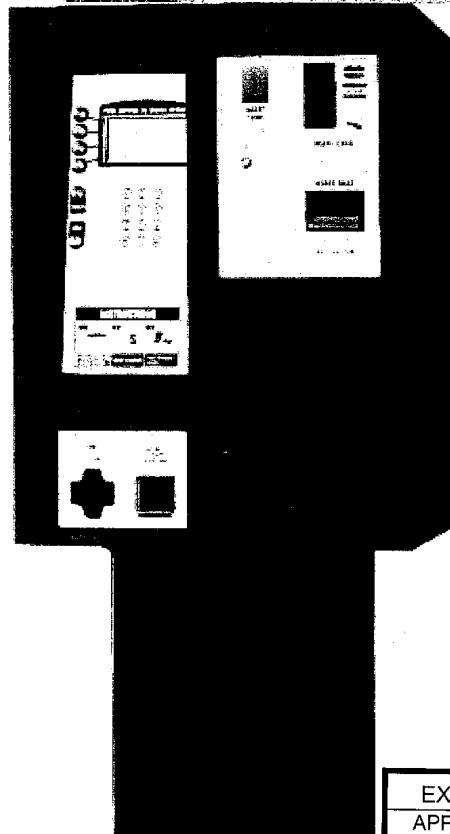
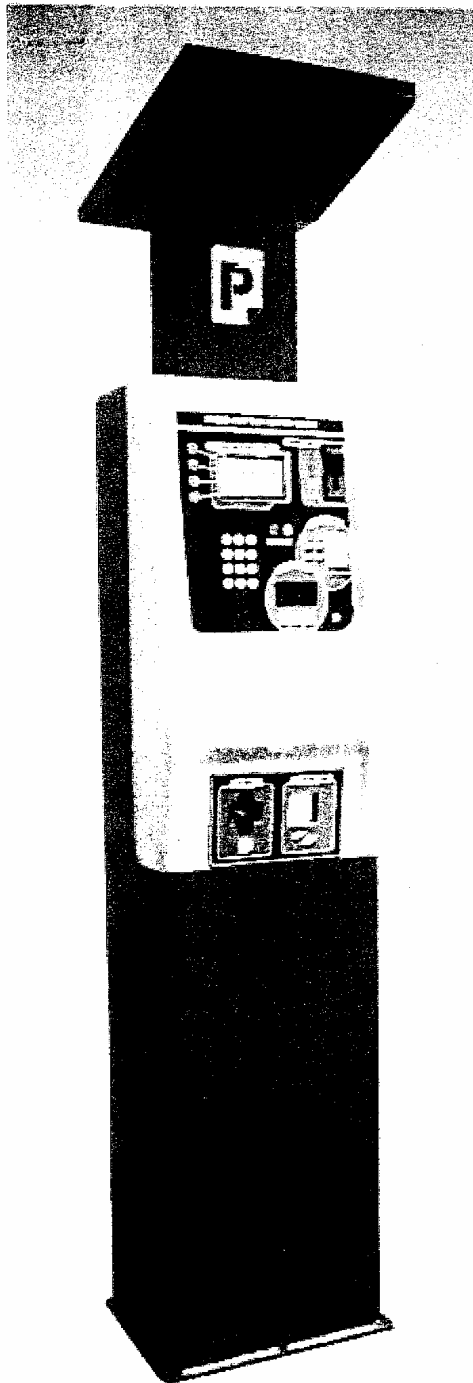
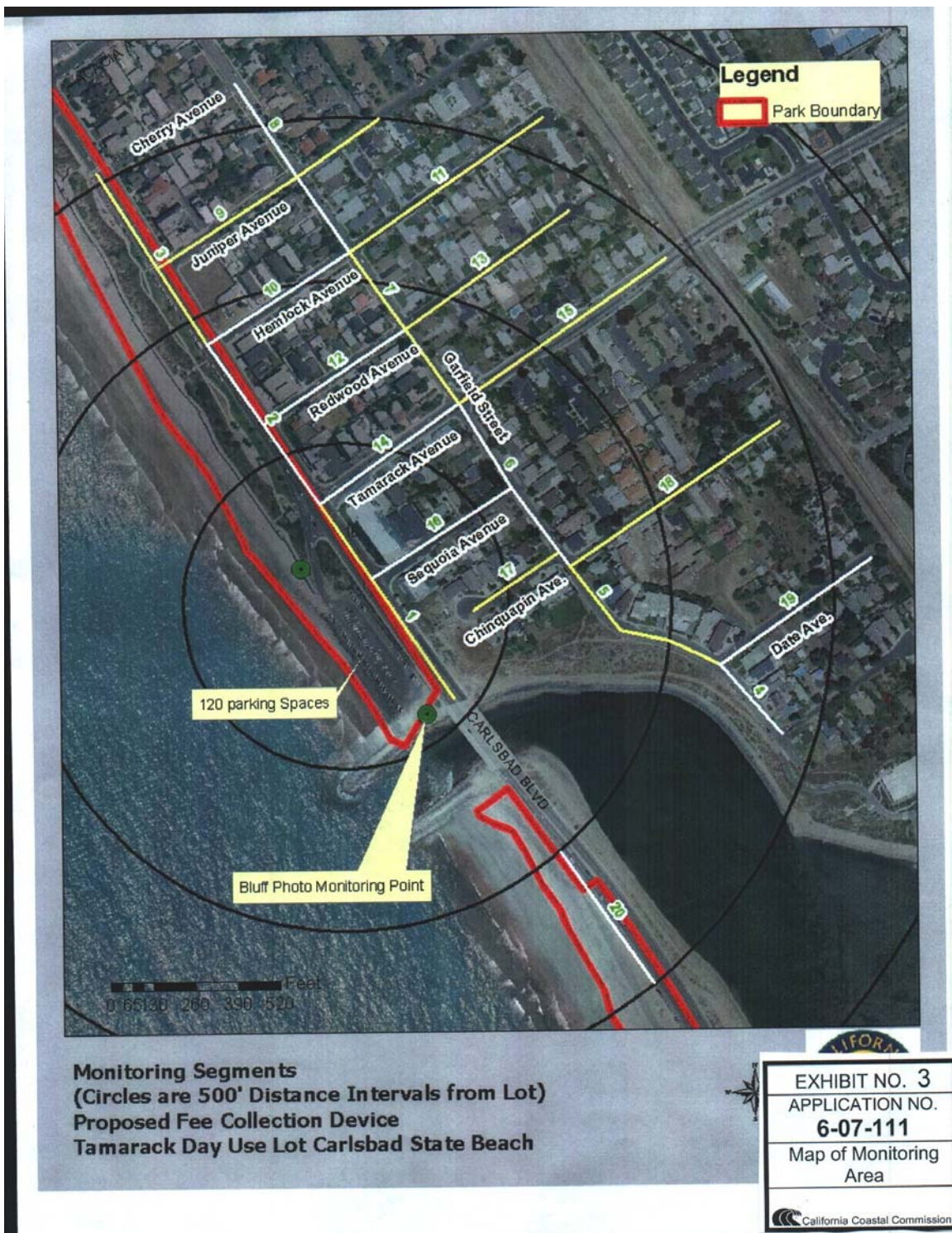


EXHIBIT NO. 2
APPLICATION NO. 6-07-111
Example of Fee Collection Device
 California Coastal Commission



Susan Duerst

155 Juniper Avenue, Carlsbad, CA 92008
voice 760-729-7630 fax 760-729-5191
sduerst@alumni.ucr.edu

April 1, 2008

Toni Ross
Coastal Program Analyst
California Coastal Commission
San Diego Coast District Office
7575 Metropolitan Drive, Suite 103
San Diego CA 92108-4421

RE: Permit Number: 6-07-111, Installation of a mechanical fee collection device at Carlsbad State Beach Parking Lot

Dear Ms Ross:

I would like to state my opposition to the installation of a mechanical fee collection device at the Carlsbad State Beach Parking Lot located at Tamarack and Carlsbad Blvd. in Carlsbad.

I live three blocks north of the Tamarack Beach parking lot. I have been very familiar with the lot area and its usage for over 20 years. I have read the staff report and found many of my issues mentioned. While I may not agree with the staff conclusions, I recognize that staff must adhere to the Coastal Act provision. There are a number of concerns that I did not see addressed.


Neighborhood Impacts

- I live in the area to be monitored. During the summer and when the surf is high, I cannot park on my street now. Many of the people who park on the street now are there for only a few hours. During peak beach weather, traffic in the neighborhoods is high all day due to visitors circling while they hunt for an open parking place. The visibility around parked cars is limited when entering the cross street (Garfield). With the requirements to increase the density near the beach, more apartments and condos are and have been built in the area. Many of their residents and guests park on the street due to insufficient off-street parking. Forcing more visitors into the neighborhoods will increase the impacts on the residents in the currently impacted areas plus more distant areas.
- The area to be monitored will probably not see a lot of impact during peak months because of the current impact. The proposed monitoring will not identify impacts on more distant neighborhoods across the railroad tracks and further north of Acacia. People now walk down Tamarack to the beach from beyond the railroad tracks. Last summer, people were parked along the dirt railroad right of way. There are stairways to the beach all along Carlsbad Blvd from Tamarack to Pine and then along Ocean to the Buena Vista Lagoon that may draw more visitors.
- The neighborhoods off Garfield and south of Tamarack are not included in the monitoring. They may be newly impacted.

Received

APR 04 2008

California Coastal Commission
San Diego Coast District

EXHIBIT NO. 4
APPLICATION NO.
6-07-111
Letter of opposition
 California Coastal Commission

- The neighborhoods south of the lagoon and west of Carlsbad Blvd. to Shore Drive may be impacted as people may park in those neighborhoods and in neighborhoods off Canon to gain beach access.
- Neighborhood monitoring does not address the increase in the number of cars circling on the streets looking for the limited parking.
- Monitoring of the neighborhoods does not take into consideration the early morning, late evening, and lunch hour usage. These are busy times of the day and not monitored. These are the surfers, walkers, lunch eaters and sunset watchers mentioned in the report as users of the parking lot, but not taken into consideration when assessing the impact. These people are likely to venture into the neighborhoods rather than pay essentially \$8/hour to park.
- Will any benchmark monitoring be required for a measure of the impact on the neighborhoods?
- What is the objective of the monitoring the neighborhoods? The staff notes only mention the impact on the bluffs and the parking lot usage by the disadvantaged. How will the neighborhood monitoring be used to evaluate whether to approve an extension after three years?

Parking Lot Impacts

- As noted above, the monitoring times do not take into consideration usage early, late and at lunch time.
- Will any benchmark monitoring be required for a measure of the impact on parking lot usage?
- What is the objective of the monitoring the parking lot usage? There is a reference to usage by the disadvantaged, but nothing specific. How will the parking lot monitoring be used to evaluate whether to approve an extension after three years?

Bluff Impacts

- Monitoring unimproved pedestrian accessways along the bluff from the lagoon to Acacia Ave. is essentially meaningless. From Tamarack north to Acacia, there are two stairways and the Tamarack beach access to the water that are now used. Fences block access to the bluff from the top and the seawall blocks it from the bottom. The stairways are only about two blocks apart and people use them rather than climb two fences with all of their gear. It is unlikely that usage will change.
- I don't think there is mention of unimproved pedestrian accessways down the bluff around the north end of the lagoon and east of Carlsbad Blvd. There are already walkways down the bluff at the end of streets such as Garfield. That is unlikely to change, but may get worse.

Other Comments

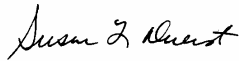
- The photos of the fee collection devices appear to be the type where a visitor pays for a ticket that goes in the vehicle window rather than a guard arm that lifts with the purchase of a ticket. Who will police the parking lot?

- The Preliminary Staff Recommendation mentions that the State requires the State Parks to impose new fees where feasible. These fees are expected to be used to maintain and operate the property. Will there be some monitoring to ensure that if fees are imposed, that the maintenance and operation of the State Beach adjacent to Tamarack will indeed be well maintained and maybe even upgraded? The local residents have repeatedly complained about the poor landscaping and maintenance.
- If the fee collection is extended in three years, will there be an expiration date? If the state budget improves, the fee collection should be reviewed again. There should also be some control on fee increases over time.

I hope that the State Parks and the City of Carlsbad do come to an agreement that allows the free parking to continue; but, if not, I would like to see a more complete evaluation of the impact of approving this proposal and a clear definition of how the renewal decision will be made in three years.

Thank you for your consideration.

Sincerely,



Susan L. Duerst

✓

RECEIVED

NOV 29 2007

CALIFORNIA
COASTAL COMMISSION
SAN DIEGO COAST DISTRICT

November 23, 2007

TO: Ms. Toni Ross, Coastal Planner
San Diego Coast Area Office
7575 Metropolitan Drive, Ste. 103
San Diego, CA 92108-4421

(619) 767-2370

RE:**APPLICANT:** California State Parks**Application # 6-07-111**, Pending Coastal Commission**Date** Notice of Pending Permit, 11/8/07

Dear Ms. Ross,

It has come to my attention that there is a notice by the California State Parks regarding Pending Permit by the Ca. State Parks (application #6-07-111) to

*"Install automated fee collection device at Tamarack day use lot,
Carlsbad State Beach, Tamarack".*


Being a California and (city) Carlsbad resident, I would like to express my objection to install such a fee collection device for the following reasons: Many people use that beach daily and it would be very expensive to park. Also, it is getting ridiculous how many pay parking there already are in So Cal. Our taxes should cover this. It will cause more traffic parking in the neighborhoods

Hoping that based on the reasons explained above you **DO NOT** recommend in the Public Hearing to install such fee collection devices at Carlsbad State Beach, Tamarack, and that you inform me of the time and place of the Public Hearing regarding this matter.

I remain,

Respectfully,

(Signature) Sandy Rogerson Date 11/26/2007 (Print name) Sandy Rogerson
(Address) 4480 Coastline Ave Carlsbad CA 92008

EXHIBIT NO. 5
APPLICATION NO. 6-07-111
Template letter of Opposition
1 of 22 letters
 California Coastal Commission