

# EXHIBIT 1

Malibu Parks Public Access Enhancement Plan Overlay

Proposed LCP Amendment Comparison

City of Malibu (MAJ-3-07) Conservancy/MRCA (MAJ-1-08)

**Malibu Parks Public Access Enhancement Plan Overlay  
Proposed Local Coastal Program Amendment Comparison  
City of Malibu-Santa Monica Mountains Conservancy/Mountains Recreation & Conservation Authority**

**Land Use Plan Amendment**

**Comparable LUP Policy Amendments & Additions**

- Chapter 5-New Development, Section C. Land Use Plan Policies, 1. Land Use Plan Map; Amendment to Land Use Plan Map description to include Malibu Parks Public Access Enhancement Plan Overlay
- New Land Use Plan Policies 2.90, 5.66 – 5.68 and 5.70.
- Land Use Plan Park Lands Map No. 2 Amendment to include Malibu Parks Public Access Enhancement Plan Overlay trail segments

**Dissimilar LUP Policy Amendments & Additions**

- New Land Use Plan Policy 5.69

**City Policy Text:** Except where specifically conditionally permitted in the Malibu Parks Public Access Enhancement Plan Overlay, camping is prohibited in all public parks and recreation areas. Limited overnight campsites should be developed exclusively in existing Ramirez Canyon Park boundaries to accommodate organized programs for disabled visitors.

**SMMC/MRCA Policy Text:** Limited overnight campsites are defined as principal permitted uses in parklands subject to the Malibu Parks Public Access Enhancement Plan Overlay and should be developed within park boundaries for public use to provide a wider range of recreational opportunities and low-cost visitor serving opportunities for visitors of diverse abilities, where impacts to coastal resources are minimized and where such sites can be designed within site constraints and to adequately address public safety issues.

- New Land Use Plan Policy 5.71

**City Policy Text:** Trails to and within public parklands, public outreach and educational programs and/or related support facilities (e.g. parking, public restrooms, picnic amenities, ranger/ maintenance supervisor housing, nature centers, limited personnel facilities related to the daily operation and maintenance of parklands and public access programs), and special programs and events conducted at Ramirez Canyon Park, defined in the Malibu Parks Public Access Enhancement Plan Overlay and shall be permitted to be constructed, opened and operated for intended public use or benefit only where it is determined feasible to locate, design, and maintain such facilities and uses so as to avoid, or minimize and fully mitigate, potential impacts to ESHA and, if required, a coastal development permit is obtained.

**SMMC/MRCA Policy Text:** Trails to and within public parklands, camp facilities, public outreach and educational programs and/or related support facilities (e.g. parking, public restrooms, picnic amenities,

ranger/ maintenance supervisor housing, nature centers, administrative personnel facilities related to the daily operation and maintenance of parklands and park programs), and special programs and events conducted at Ramirez Canyon Park, are defined as principal permitted uses in the Malibu Parks Public Access Enhancement Plan Overlay and shall be permitted to be constructed, opened and operated for intended public use or benefit where it is determined feasible to locate, design, and maintain such facilities and uses so as to avoid, or minimize and fully mitigate, potential impacts to ESHA.

- **City proposed text changes:**

1. Delete all "camping" and "campgrounds" text from Chapter 2, paragraph A under Introduction
2. Amend Policy 2.1 to delete the word "camping"
3. Amend Policy 2.35 to delete the word "campground"
4. Delete in its entirety Policy 2.48
5. Amend the CR Zone definition to delete the word "camping" and change reference to "summer camps" to "summer day camps"

**These City-proposed changes are not included in the SMMC/MRCA LCP Amendment and are not supported by SMMC/MRCA.**

## Local Implementation Plan Amendment

- **City proposed text changes:**

A. To prohibit overnight camping the following amendments are hereby adopted:

1. LIP Section 3.3 F is hereby amended to replace "summer camps" with "summer day camps"
2. Delete "campground" from LIP Section 12.11 A
3. In TABLE B (Permitted Uses) replace "P" under CR and OS zones with "●"
4. In TABLE B (Permitted Uses) add footnote to CUP for camping in MPPAE Overlay to read: maximum of three campsites ONLY for organized programs for overnight camping for disabled individuals.

**These City-proposed changes are not included in the SMMC/MRCA LCP Amendment and are not supported by SMMC/MRCA.**

- New Section 3.4.2 Malibu Parks Public Access Enhancement Plan Overlay

**City LIP Policy Text:**

A. Purpose

The purpose of the Malibu Parks Public Access Enhancement Overlay Zone is to maximize and prioritize public access and recreational opportunities in specific parkland and recreation areas as defined in Section 3.4.2.B. below (Overlay area). This chapter implements the land use policies of the Malibu Parks Public Access Enhancement Overlay, consistent with sound resource conservation principles and constitutionally protected rights of private property owners. This chapter shall further supplement and implements the public access and recreation policies of Chapter 3 of the Coastal Act and Chapter 2 of the Malibu Local Coastal Program Land Use Plan.

To implement the goals, objectives, and policies of the Malibu Parks Public Access Enhancement Overlay and the public access and recreation policies of Chapter 3 of the Coastal Act, and Chapter 2 of the Malibu Local Coastal Program Land Use Plan, this chapter provides site specific development standards, and other implementation measures to 1) complete trail connections for the Coastal Slope Trail and other connector trails and to ensure adjacent lands are protected as natural and scenic areas to enhance the recreational experience of trail corridors, and 2) identify site specific public access, recreational facility, and program improvements for Charmlee Park, Ramirez Canyon Park, Escondido Canyon Park and Corral Canyon Park, subject to the Malibu Parks Public Access Enhancement Overlay to provide critical support facilities, improved public transit, and improved trail and park accessibility to facilitate an increased level of accessibility for visitors with disabilities. The Malibu Parks Public Access Enhancement Overlay further specifies the uses and facilities to be accommodated by park-specific projects, and provisions to ensure project implementation is carried out consistent with all applicable resource protection, hazards and land use policies of the Coastal Act and Malibu LCP.

B. Description of Area Subject to LIP Section 3.4.2

The provisions of this chapter shall apply to those public parklands and recreation areas illustrated generally in Exhibit A (Overlay Map), including Charmlee Park, specific recreation areas that extend from the Zuma/Trancas Canyon Units of the Santa Monica Mountains National Recreation Area to Corral Canyon Park, south to Pacific Coast Highway and just north of the City of Malibu/Unincorporated Los Angeles County Boundary. The term recreation areas as used in this section applies specifically to Charmlee Park, Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park existing and proposed trail corridors as identified in the City's Trail Master Plan, Local Coastal Program, and Draft Interagency Regional Trail Management Plan, Exhibit B. Public parklands that are owned and maintained by the National Park Service; the Zuma/Trancas Canyon Units of the Santa Monica Mountains National Recreation Area and Solstice Canyon Park, are included in the Malibu Parks Public Access Enhancement Overlay to allow for comprehensive and strategic planning for developing priority trail and transit connections with the goal of establishing a network of parks, trails, and open space for public use; however, this chapter shall not apply to any future development plans of the National Park Service for these parklands.

Private property subject to this chapter consists only of those properties containing trail and open space Offers To Dedicate and subject to the Malibu Parks Public Access Enhancement Overlay and all applicable provisions of Chapter 12, Public Access, of the Malibu Local Coastal Program Local Implementation Plan, or those identified on the Conservancy's Work Program, as may be amended, which are purchased from willing sellers, dedicated to public use as part of the entitlement process, or donated by a private landowner.

#### C. Applicability

The implementing measures of this chapter will serve to enhance public access and recreation opportunities to and within existing park facilities subject to this Malibu Parks Public Access Enhancement Overlay. These implementing measures establish the park-specific uses and facilities determined to be critical in ensuring maximum public access and recreational opportunities are achieved pursuant to the Malibu Parks Public Access Enhancement Overlay goals, consistent with all public access and recreation policies of the Malibu LCP and the Coastal Act. Development of public access and recreation improvements as defined in the Malibu Parks Public Access Enhancement Overlay shall be governed by the policies, standards and provisions of this chapter in addition to any other applicable policies or standards of the certified Local Coastal Program and the Coastal Act. Where applicable, Coastal Development Permits for development of public access and recreation improvements as defined in the Malibu Parks Public Access Enhancement Overlay shall be conditioned to ensure compliance with the policies, standards and provisions contained herein.

Where any policy or standard provided in this chapter conflicts with any other policy or standard contained in the City's General Plan, Zoning Code or other City-adopted plan, resolution or ordinance not included in the LCP, and it is not possible for the development to comply with both the Malibu Parks Public Access Enhancement Overlay and other plan, resolution or ordinance, the policies, standards or provisions contained herein shall govern.

#### D. Development Standards

##### 1. Trails

Public access and recreation opportunities on lands subject to this chapter shall be provided and enhanced by developing trail resources pursuant to implementation of a number of site-specific trail improvements as conceptually illustrated in Exhibit C, and which shall be subject to the following implementation measures.

- a. Trail Easement and Open Space Deed Restriction Land Acceptance Program
  - i. The Conservancy/MRCA shall work with the Public Access Division of the Coastal Commission and the City of Malibu Planning Division to accept all Offers to Dedicate (OTDs) identified in areas subject to Malibu Parks Public Access Enhancement Overlay.
  - ii. As data becomes available, the Conservancy/MRCA shall work with the Coastal Commission and City of Malibu to identify and accept, as applicable, all trail and open space OTDs identified in areas subject to Malibu Parks Public Access Enhancement Overlay and evaluate/process the legal documentation necessary to ensure allowance of trail use on properties subject to OTDs, where appropriate, or to ensure such properties are protected as natural and scenic areas to enhance the recreational experience of trail corridors.
  - iii. The Conservancy/MRCA should monitor the review and approval process for coastal development permits in the areas subject to Malibu Parks Public Access Enhancement Overlay, subject to City or Coastal Commission action, for potential future OTDs requirements and act to accept OTDs that may become available. The Conservancy/MRCA agencies are independent of the City's coastal development permit review process and approval of a coastal development permit is not linked to any offer to dedicate.
  - iv. The Conservancy/MRCA should study opportunities and evaluate potential land acquisitions based on proximity to existing trail alignments and existing OTDs to facilitate development of the Coastal Slope Trail, and associated connector trails, where private property presents a significant obstacle to trail implementation.
- b. Park Agency Coordination
  - i. All plans for location, design and development of park improvements located on, or potentially affecting, adjacent federal parklands and/or County lands shall be submitted to the Outdoor Recreation Planner of the National Park Service and/or the Los Angeles County Department of Parks and Recreation to ensure continued interagency coordination and successful planning efforts for providing an accessible, safe and enjoyable trail system throughout the Malibu Parks Public Access Enhancement Overlay area.
- c. Trail Location, Development and Design
  - i. The Conservancy/MRCA should develop plans to construct, improve and maintain trails for public use once accepted as an OTD, or once acquired through land purchase, consistent with the resource protection policies of this Chapter.
  - ii. To the maximum extent feasible, and where consistent with all public safety provisions and the resource protection policies of this Chapter, the Local Coastal Program and the Coastal Act,

trails should be designed to accommodate the recommended guidelines for the universal design of trails and trail facilities as described in the document prepared by Moore, Iacofano, Goltsman, Inc. (MIG), dated June 2006. Where full compliance with these accessibility guidelines is determined to be infeasible, trails and trail facilities will incorporate those accessible features that can be reasonably accommodated.

- iii. Trails shall be located, designed, and maintained to avoid or minimize impacts to ESHA by utilizing established trail corridors, following natural contours, and avoiding naturally vegetated areas with significant native plant species to extent feasible. The location and design of trails and potential impacts to ESHA will be evaluated during the coastal development permit process.
- iv. Trail development and maintenance shall be designed to accommodate multiple uses including hiking, mountain biking and equestrian uses wherever feasible. Where practical multi-use trails occur along existing roadways, wood bollards shall be installed between trails and roadways, and pedestrian crossing signage and/or signals shall be installed at all major road crossings, to clearly delineate trail alignments, and to provide separation and ensure safety for trails adjacent to roadways.

## 2. Public Transit

Public access opportunities to parklands and recreation areas subject to this Overlay shall be maximized by encouraging and expanding transportation options supported by adequate support facilities pursuant to implementation of a number of site-specific transit and facility improvements as conceptually illustrated in Exhibit D and subject to the following implementation measures.

### a. Public Transit Improvements

- i. The Conservancy/MRCA shall coordinate with the National Park Service to extend the Park Link Shuttle Program service to 1) the Winding Way Trailhead parking lot, typically used to access Escondido Canyon Park, 2) the proposed public parking lot at Escondido Canyon Park, or other identified preferred alternative site for a new parking facility supporting access to Escondido Canyon Park, and 3) the proposed public parking lot adjacent to Kanan Dume Road. Once implemented, the expanded shuttle service information shall be made available to the public via public notices, trailhead signage and website posting.
- ii. The Conservancy/MRCA shall coordinate with the Metropolitan Transit Authority (MTA) to include a stop in the existing service route to 1) the Winding Way Trailhead parking lot, typically used to access Escondido Canyon Park, and 2) the proposed public parking lot adjacent to Kanan Dume Road. The Conservancy/MRCA shall provide MTA service information to the public via public notices, trailhead signage and website posting.
- iii. The Conservancy/MRCA shall coordinate with the City of Malibu to extend the Point Dume Nature Preserve Shuttle Program service to Charmlee Park, the Winding Way Trailhead parking lot, typically used to access Escondido Canyon Park, and to Corral Canyon Park. Once implemented, the expanded shuttle service information shall be made available to the public via public notices, trailhead signage and website posting.

- iv. The Conservancy/MRCA shall coordinate with the City of Malibu to explore additional options and opportunities to provide shuttle service to Ramirez Canyon Park to further enhance public access to the Park via a shared shuttle service program.

b. Transportation and Parking Management

- i. The Conservancy shall implement a Transportation and Parking Management Plan for Ramirez Canyon Park including the following provisions:
  - a) Agreements shall be secured and maintained for offsite parking resource provisions to accommodate the maximum parking demand for the authorized uses of the park for groups of 200 people without displacing the current parking use of the designated locations.
  - b) No off-site public coastal access parking, including but not limited to the Winding Way Trailhead parking lot located off of Latigo Canyon Road, and proposed parking facilities supporting access to Escondido Canyon Park, shall be utilized to satisfy the off-site parking requirements associated with Ramirez Canyon Park use.
  - c) Daily vehicle trips associated with all authorized uses of Ramirez Canyon Park are restricted to a maximum of 80 trips per day (40 round trips).
  - d) Signage shall be provided and maintained at the entrance gate to Ramirez Canyon Park forbidding horn honking except in case of emergency.
  - e) Vans and shuttles shall minimize traffic trips on Ramirez Canyon Road by traveling with maximum passenger capability and in convoys, whenever feasible.
- ii. Bicycle parking facilities shall be included on all plans to construct new parking or trailhead facilities.
- iii. Hike-in public access opportunities shall be developed for Ramirez Canyon Park due to existing limitations on vehicular transportation to the Park. Hike-in opportunities shall be developed from the proposed parking areas along Kanan Dume Road and from public easements along De Butts Terrace, Winding Way, Delaplane, and Ramirez Canyon Road, where feasible.
- iv. The SMMC/MRCA shall coordinate with the National Park Service and City to compile and submit on an annual basis monitoring data for the extended ParkLink and Point Dume Nature Preserve Shuttle services. The annual monitoring reports shall assess the effectiveness of the shuttle services in providing public access to the parklands and to determine whether adjustments to scheduling, signs, or marketing would be appropriate to meet visitor demand.

3. Public Outreach and Education

Public access to parklands subject to this Overlay shall be maximized by improving accessibility of

parklands for visitors of diverse backgrounds, interests and abilities. This section specifically identifies Ramirez Canyon Park as an existing parkland with well established amenities available to support various public use programs including picnic areas, restrooms, educational displays, sitting benches, gardens, easily accessible terrain, and a riparian area interpretive trail. This Section provides for a number of park-specific improvements and plan specifications (see Exhibit E) designed to accommodate visitors with special needs. This Section further provides detailed program and operational requirements of public outreach and educational opportunities necessary to ensure that public programs are implemented to the maximum extent feasible within the site constraints of Ramirez Canyon Park. **The uses set forth in this Section are permitted only after vehicular access to the Park from Kanan Dume Road is constructed and available to Park users.**

- a. Ramirez Canyon Park Public Outreach, Recreation and Education Programs
  - i. Outreach programs designed to provide access and recreation opportunities primarily for disadvantaged youths, physically challenged visitors, and seniors may be permitted year round at Ramirez Canyon Park, seven days per week from 8:00 a.m. to dusk. The programs shall be provided at no cost to the participants and free or low-cost transportation utilizing vans or small transit buses shall be provided.
  - ii. Public improvements for the riparian area interpretive trail and picnic facilities designed specifically to provide facilities and amenities required for the safe use of the trail by visitors with mobility disabilities in compliance with Americans with Disabilities Act (ADA), including trails, picnic facilities, drinking fountains, restrooms, and parking areas, shall be maintained for public use.
  - iii. Three day-use picnic areas and up to three overnight campsites may be developed at Ramirez Canyon Park that shall be designed specifically for supervised programs accommodating disabled visitors and their families by reservation. No campfires shall be permitted at any time. The day-use picnic areas shall be located in level, previously disturbed areas so as not to adversely impact sensitive habitat, but shall be located in proximity to natural areas to provide association with natural resources to the maximum extent feasible.
  - iv. All public outreach, recreation and education programs operated at Ramirez Canyon Park shall comply with the requirements of Section 3.4.2.D.2.b of this Chapter, Transportation and Parking Management, which includes mandated use of shuttle service for public visitors and limitations on daily vehicle trips. The Conservancy/MRCA shall give priority to public outreach, recreation and education programs at Ramirez Canyon Park over private events and/or small group gathering uses, specifically as it relates to implementing Section 3.4.2.D.2.b of this Chapter, Transportation and Parking Management.
- b. Accessibility Design Guidelines
  - i. Access and recreational opportunities for visitors with diverse abilities shall be accommodated, where feasible and consistent with public safety needs and resource protection policies, by trail design and improvements intended to meet current accessibility standards and technical requirements. Where such improvements would potentially result in adverse impacts to

cultural, historic, religious, or significant natural features or characteristics; where such improvements would substantially alter the nature of the setting or the purpose of the trail or would require construction methods or materials that are prohibited by law; or where compliance would not be feasible due to terrain or prevailing construction practices, specialized programs shall be developed and implemented to provide feasible alternatives for compliance and/or universal design when appropriate.

- ii. To ensure that access and recreational opportunities for visitors with diverse abilities are maximized, the Conservancy/MRCA may continue all public outreach programs at Ramirez Canyon Park, provide additional day-use picnic facilities, and implement park improvements to provide for limited overnight camping opportunities at Ramirez Canyon Park in compliance with the Americans with Disabilities Act (ADA).
- iii. The Conservancy/MRCA will assess all contributing structures and landscape features for their role in developing programs that meet current accessibility guidelines and technical requirements at the parks areas owned and maintained by the Conservancy/MRCA. Where programmatic needs cannot be met within existing park facilities, the Conservancy/MRCA shall consider the following: 1) appropriate new construction; 2) modifying programs or providing new specialized programs able to be accommodated at existing facilities and landscapes; or 3) not implementing the program element.

#### 4. Support Facilities

Public access and recreation opportunities shall be maximized by development of critical public support facilities as generally illustrated in Exhibits F1 and F2 and subject to required coastal development permits and the following implementation measures.

- a. To maximize access to parklands and trails consistent with the other provisions of this Chapter, new, limited parking and trailhead facilities shall be provided at Ramirez Canyon Park and Escondido Canyon Park.
- b. New support facilities shall be located at park entrances and along existing primary trail routes, within previously disturbed areas where feasible, to minimize impacts to sensitive habitat areas to the maximum extent feasible.
- c. New support facilities shall be located a minimum of 100 feet from the top of bank of all streams or from the outer edge of riparian vegetation, whichever is the most protective, to the maximum extent feasible. If it can be found that potential impacts to riparian corridors will be avoided or appropriately mitigated and there is no alternative site design to meet these setback requirements given other environmental constraints such as sensitive habitat, archaeological resources or topography, reduced stream corridor setbacks may be permitted for low-impact primary parkland support facilities intended to enhance accessibility (accessible access routes, ADA day use areas) but in no case shall be setback less than 25 feet from the top of bank of all streams. The exact location of any proposed support facilities will be reviewed by the City Biologist during the coastal development permit review process.

- d. New support facilities shall be located in areas of level terrain to minimize the need for grading as much as feasible.
- e. New support facilities shall be strategically located in disturbed areas, but shall also be located adjacent to vegetated areas whenever feasible where existing vegetation may provide a natural buffer between support facilities, trail corridors and/or public viewing areas. Where necessary, native vegetation shall be planted to provide a buffer and to screen support facilities.
- f. Proposed support facility locations shall be evaluated by a qualified biologist to ensure that, to the maximum extent feasible, 1) facilities are appropriately located in previously disturbed areas, 2) facilities are appropriately setback from the top of bank of any adjacent stream, and 3) to assess potential impacts to habitat areas that may result from development of new facilities and to provide recommendations for mitigation, as applicable.

## 5. Signs

A uniform and comprehensive park and trail sign program essential for identifying park areas, permitted uses, support facilities, sensitive habitats, and adjacent land uses shall be applied to all new trail and park area improvements as applicable, and shall be subject to the following implementation measures.

- a. Signs shall be provided at all park locations, as determined necessary and appropriate, to provide information relative to trails, regulations, and services.
  - i. Trail signs shall be provided for visitors beyond the trailhead and shall include distance to destination points and information about trail conditions and accessibility that will help visitors determine the level of trail difficulty.
  - ii. Regulatory signs shall be provided at park entrance areas, staging areas or gathering points and may include, but not limited to, the following information: 1) permitted use of the area or facility being posted, 2) general regulations at trail heads, 3) general regulations at jurisdiction boundaries, 4) regulations required to promote safe use of an area and resource protection, and 5) identification of private property boundaries.
  - iii. Services signs identifying services and/or support facilities for the park visitor shall be provided in locations as determined appropriate by the managing agency.
- b. Signs appearance shall be standardized for easy recognition by visitors including face, font, capitalization, colors, icons, materials, and dimensions, except where unique signs are used to identify architecturally significant structures in Ramirez Canyon Park. Signs shall be in English and in Spanish.
- c. Trail improvements should provide adequate sign at all access points, trailheads, parking lots, road crossings, and linkages or intersections with other trails or roads, and should provide adequate safety signs, including but not limited to, road crossing signs and yield/warning signs on multi-use trail segments.

- d. Final plans for location and content of proposed trail and park sign shall be submitted for review and comment to the Outdoor Recreation Planner of the National Park Service to ensure continuity of signs between the park properties in the Plan area.

6. Environmentally Sensitive Habitat Areas (ESHA)

Environmentally Sensitive Habitat Areas (ESHAs) shall be protected against significant disruption of habitat values and all areas subject to proposed access and recreation improvements found to constitute ESHA pursuant to the provisions of Chapter 4 of the Malibu Local Implementation Plan shall be subject to the following implementation measures.

a. Permitted Parkland Uses, Development and Design

- i. Trails, park uses as described in this Chapter, and necessary support facilities shall be permitted uses for those parkland areas subject to the Malibu Parks Public Access Enhancement Overlay. Trails, park uses, and necessary support facilities located within or adjacent to areas mapped as ESHA shall be sited and designed to minimize impacts to ESHA to the maximum extent feasible. Mitigation measures, including but not limited to, selective siting for new permitted park improvements in previously disturbed areas, informational signage, and limited fencing shall be implemented as necessary to protect ESHA.
- ii. New park facilities shall be located along existing primary trail routes, in proximity to trail entrances and trailheads, and in previously disturbed areas, where feasible, to avoid and minimize impacts to sensitive habitat areas to the maximum extent feasible.
- iii. New park facilities shall be located a minimum of 100 feet from the top of bank of all streams or from the outer edge of riparian vegetation, whichever is the most protective, unless a lesser setback distance is determined adequate by the City Biologist Riparian area buffers shall be planted with appropriate native species to provide canopy and vegetative structure to improve habitat function and value of buffer areas.
- iv. Proposed park facility locations shall be evaluated by a qualified biologist and reviewed by the City Biologist as part of the coastal development permit process to ensure that, to the maximum extent feasible, 1) facilities are appropriately located in previously disturbed areas; 2) facilities are appropriately setback from the top of bank of any adjacent stream; and 3) to assess potential impacts to habitat areas and provide recommendations for mitigation, as applicable.
- v. Proposed park facility locations shall be located in proximity to maintenance and/or administrative access points (trailheads) to provide for easy maintenance access and to minimize potential impacts to sensitive habitat areas associated with existing maintenance operations requiring motorized access by park personnel. Motorized vehicle access by park personnel within parklands shall avoid sensitive habitat areas and shall be permitted only on existing maintenance routes, and for purposes of conducting maintenance or emergency services.

- vi. Proposed park facilities shall be developed with the smallest development envelope determined feasible to accommodate such facilities to minimize the area of disturbance and avoid potential impacts to ESHA.
- vii. All new and improved park facility projects, including trails, parking, etc., where determined appropriate and feasible, shall incorporate the best practices design provisions contained in the Guidelines for the Universal Design of Trails and Trail Facilities as described in the document prepared by Moore, Iacofano, Goltsman, Inc. (MIG), dated June 2006.
- viii. Prior to proposing any trail or park facility for public use in an area of naturally vegetated habitat, a site-specific biological assessment shall be prepared by a qualified biologist as part of the required coastal development review process which shall evaluate the vegetation and habitat of the project area to determine potential impacts to ESHA that may occur. Should the biological assessment determine that adverse impacts to ESHA will result from permitted development, the following minimum mitigation measures shall be implemented:
  - a) Mitigation measures for impacts to ESHA shall include habitat restoration and/or enhancement and shall be monitored for a period of no less than five years following completion. Mitigation ratios for specific types of habitat shall be as follows:
    - Coastal sage scrub 2 to 1
    - Seasonal wetlands 3 to 1
    - Freshwater marsh 3 to 1
    - Riparian areas 3 to 1
    - Vernal pools 4 to 1
    - Saltmarsh 4 to 1
    - Native trees 10 to 1 (oak, walnut, sycamore, alder, or toyon)
- ix. Focused spring surveys for special status plant species shall occur within project footprint areas to assess potential direct and indirect impacts to special status species prior to implementation of new park facility improvement projects.
- x. Should project construction occur during the migratory bird nesting season (typically February through August), a focused avian nesting survey shall be performed by a qualified wildlife biologist 72 hours prior to construction in accordance with the Migratory Bird Treaty Act (MBTA) (16 U.S.G. 703-712). If an active bird nest is found, the nest shall be flagged and mapped on the construction plans along with an appropriate buffer, which will be determined by the biologist based on the biology of the species. The nest area shall be avoided until the nest is vacated and the juveniles have fledged. The nest area shall be demarcated in the field with flagging and stakes or construction fencing.
- b. Hydromodification
  - i. Existing streambed modifications in Ramirez Canyon Park are part of a larger system of channelization in Ramirez Canyon where numerous neighboring properties contain similarly modified channels. The Conservancy/MRCA shall initiate a site-specific, comprehensive analysis of the modified stream channel at Ramirez Canyon Park to assess opportunities for

streambed and riparian habitat restoration and potential onsite and offsite flooding or erosional hazards that might result from removing or other modification of the channelization structures. Any streambed modification proposal will be subject to a coastal development permit and all other relevant permits from appropriate agencies.

- ii. Bioengineering methods or "soft solutions" shall be developed as an alternative to constructing rock revetments, vertical retaining walls or other "hard structures" along Ramirez Canyon Creek. If bioengineering methods are demonstrated to be infeasible, then other alternatives may be considered. Any applications for protective measures along Ramirez Canyon Creek shall demonstrate that existing development and/or public use areas in Ramirez Canyon Park are in danger from flood hazards, that the proposed protective device is the least environmentally damaging alternative, that it is sited and designed to avoid and minimize impacts to the habitat values of the riparian corridor along the creek and the recreational and public access use of the Park property along the creek, and that any unavoidable impacts have been mitigated to the maximum extent feasible.
- iii. Where minor alteration of natural streams for the purpose of stream crossings (vehicular or pedestrian) are necessary to provide access to and within public recreation areas, the following development standards shall be applied:
  - a) Use of Arizona crossings shall be limited to repair and maintenance of existing crossings consistent with the repair and maintenance provisions of Section 13.4.2 Repair and Maintenance Activities of the Malibu.
  - b) All new stream crossings shall consist of a span bridge design which minimizes placement of any new structures within the stream bed or channel and avoids removal of natural riparian vegetation to the maximum extent feasible.
  - c) Construction activities shall be scheduled to occur during the dry season.
  - d) Staging areas outside of the riparian canopy shall be identified and flagged for construction workers and to store materials.
  - e) Monitoring of stream crossing construction activities shall be conducted by a qualified biologist. The biologist shall be responsible for briefing construction workers on potential resource damage avoidance prior to the commencement of any on site activities.
  - f) These provisions shall not apply to existing or proposed pedestrian stream crossings along hiking trails where no alteration of the natural stream channel is required to accommodate access.
- c. Parkland Habitat Preservation and Monitoring
  - i. Trail or park areas that have been severely degraded as the result of overuse or lack of maintenance shall be restored by such techniques as revegetation with native plants, trail consolidation and improvement, and through the provision of support facilities such as parking,

defined trail systems, raised walkways, trash receptacles, restrooms, and picnic areas. Fencing and signs, designed and located consistent with other applicable provisions of this Chapter, shall be installed around restoration areas for purposes of identifying sensitive habitats and educating visitors of ESHA occurrence and/or restoration efforts. All park fencing shall be designed to allow for wildlife passage. In severely degraded areas, controlled and limited public access may be allowed during the recovery period and in consultation with appropriate public agencies and/or resource specialists. Any limitation of public use shall be evaluated periodically to determine the need for continued use restrictions and the limitation shall be removed at the termination of the recovery period.

- ii. The Conservancy/MRCA shall conduct periodic assessments of park visitation numbers and patterns of use and shall monitor the quality of visitor experience and make the appropriate management changes to prevent potential degradation of natural resources from overuse. Monitoring and visitor survey data shall be evaluated in conjunction with the City Parks and Recreation Department to identify needs, problems, and issues that require management action.
- iii. All development requiring a coastal development permit proposed within the existing park boundaries of Charmlee Park, Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park, including new support facilities and trails, shall be reviewed by the City of Malibu Environmental Review Board.

D. Native Trees

- i. All development requiring a coastal development permit and involving access and recreation improvements within areas containing one or more native oak (Quercus species), California Walnut (Juglans californica), Western Sycamore (Platanus racemosa), Alder (Alnus rhombifolia), or Toyon (Heteromeles arbutifolia) tree, that has at least one trunk measuring six inches or more in diameter, or a combination of any two trunks measuring a total of eight inches or more in diameter, measured at four and one-half feet above natural grade shall be subject to the provisions of Chapter 5 Native Tree Protection of the Malibu Local Coastal Program Local Implementation Plan.

7. Water Quality

All new public access and recreation improvements shall be evaluated for potential adverse impacts to water quality and shall consider Site Design, Source Control and Treatment Control Best Management Practices (BMPs) to prevent polluted runoff and water quality impacts resulting from new development, and shall be designed to prevent the introduction of pollutants that may result in water quality impacts. Projects shall be designed to control post-development peak runoff rates and average volumes to maintain or reduce pre-development downstream erosion rates. Development of public access and recreation improvements shall be subject to the following standards as well as any other applicable development standards of Chapter 17 of the Malibu Local Implementation Plan, or the Regional Water Quality Control Board, whichever is most protective.

- a. Parkland Facilities Development and Design

- i. New park facility development shall, as applicable, include post-development phase drainage and polluted runoff control plans. These plans shall specify site design, source control and treatment control Best Management Practices (BMPs), that will be implemented to minimize post-construction polluted runoff, and shall include monitoring and maintenance provisions for identified BMPs and shall specifically address:
    - a) Designated areas within picnic facilities to provide fresh water for public use including drinking water and hand washing and areas where overspill will drain. All overspill shall be contained onsite and treated with appropriate post-development BMPs measures.
    - b) Methods to accommodate onsite percolation and to mitigate and treat any increase in runoff from impervious surfaces consistent with all applicable development standards of Section 17.5.1 BMP Requirements and Implementation of the Malibu Local Implementation Plan.
    - c) New parking facility development shall be constructed of permeable material to allow for percolation of runoff.
  - ii. An Interim Erosion Control Plan shall be developed and implemented for construction activities resulting in soil disturbance and vegetation removal and the following development standards shall be applied as follows:
    - a) The plan shall delineate the areas to be disturbed by grading or construction activities and shall include any temporary access roads, staging areas and stockpile areas. The natural areas on the site shall be clearly delineated on the project site with fencing or survey flags.
  - iii. All new park facilities shall be located in areas of level terrain, to the maximum extent feasible, to avoid the need for grading and to minimize landform alteration and alteration of natural drainage patterns. Campsites in Ramirez Park specifically designed to facilitate disabled access, parking resources to support trail access, and development of important trail linkages, shall be sited and designed to ensure grading is minimized to the maximum extent feasible.
  - iv. All graded and disturbed areas on the subject site shall be planted and maintained for erosion control purposes within sixty (60) days of completing construction activities resulting in soil disturbance or vegetation removal. To minimize the need for irrigation all landscaping shall consist primarily of native/drought resistant plants as listed by the California Native Plant Society, Santa Monica Mountains Chapter, in its document entitled Recommended List of Plants for Landscaping in the Santa Monica Mountains, dated February 5, 1996. Invasive, non-indigenous plant species which tend to supplant native species shall not be used.
- b. Onsite Wastewater Disposal
    - i. All new public restroom facilities shall consist of self contained, chemical or composting restrooms which shall be sited and designed to ensure that impacts to ESHA and water quality

are avoided. Self-contained restroom facilities shall be located a minimum of 200 feet from the top of bank of any adjacent stream, wherever feasible, and shall not be located less than 100 feet from the top of bank of any adjacent stream or the outer edge of riparian vegetation, whichever is the most protective. Minimal grading to create minor berms around the facilities shall be allowed to ensure run-off is contained in the vicinity and/or is conveyed and filtered through bioswales. Self-contained restroom facilities shall be maintained pursuant to manufacturer specifications at all times.

- ii. Details regarding construction and operation of new self-contained restroom facilities proposed for Charmlee Park, Escondido Canyon Park and Corral Canyon Park shall be provided for review and approval by the City Environmental Health Division prior to issuance of a coastal development permit required for any new development or increase in public use of the park properties to be served by the facilities.
- iii. A Septic System Abandonment/Wastewater Treatment and Recycled Water System Installation Plan, developed and implemented for Ramirez Canyon Park shall be maintained onsite to provide for 1) the permanent abandonment of the idle septic system and leachfields located beneath the tennis court, the leachfield serving Barwood, and of the leachfields and/or pits and septic tanks serving the Barn and Peach House Structures; 2) installation of a new, on site wastewater treatment system and recycled water reuse program, including a landscape/orchard planting and management plan designed to maintain sufficient evapotranspiration capacity for the maximum effluent production of the site during all potential seasonal conditions; and 3) the installation and maintenance of on site emergency power generators and fuel supply necessary to maintain the wastewater treatment system for at least twelve (12) hours. These improvements shall be maintained and all new permanent restroom facilities shall be required to connect to the on-site wastewater treatment and recycled water reuse system.
- iv. The Wastewater Treatment and Recycled Water System Installation Plan developed and implemented for Ramirez Canyon Park shall require use of restrooms connected to the wastewater treatment system for all visitors, tours, gatherings and events at Ramirez Canyon Park accommodating up to 200 people. Should any use, or combination of uses, at Ramirez Canyon Park result in a capacity of visitors exceeding 200 people at any one time, portable restrooms shall be provided to supplement the treatment capacity of the wastewater treatment system.
- v. A Water Quality Monitoring Program shall be implemented at Ramirez Canyon Park upon certification of Plan that includes provisions for quarterly analysis of water samples up- and down-stream of the subject site for a minimum of four quarters of available streamflow (streamflow in Ramirez Canyon Creek is intermittent), commencing with implementation of this Chapter. The quarterly analysis of water samples shall determine fecal coliform concentration and, should the results of the one year analysis be adverse or inconclusive, additional water quality analysis shall be performed. If the results of the water quality monitoring fail to rule out existing septic systems as a potential source of elevated fecal coliform counts downstream of Ramirez Canyon Park, a coastal development permit application shall be made to the City for abandonment of the remaining septic systems and further upgrade the new wastewater treatment system to accept and treat the effluent from the ranger/maintenance supervisor

residence and/or the Art Deco building.

- vi. The existing Onsite Wastewater Treatment System serving Charmlee Park shall be located and its construction, current condition, and capacity assessed for compliance with minimum requirements of the City Plumbing Code, and Malibu Local Implementation Plan prior to issuance of a coastal development permit required for any new development or increase in public use of the park property to be served by the system.

## 8. Visual Resources

- a. All new public access and recreation improvements shall be sited and designed to protect views to and along the ocean and scenic coastal areas, to minimize alteration of natural land forms, to be visually compatible with the character of surrounding areas, and, where feasible, to restore and enhance visual quality in visually degraded areas. Development of public access and recreation improvements shall be subject to the following standards as well as any other applicable development standards of Chapter 6 of the Malibu Local Implementation Plan.
  - i. New restroom facilities shall be located and designed such that they are not substantially visible from trails, public roads or other scenic viewing areas. Measures to minimize visibility of restroom facilities include:
    - a) Locating the structures in level areas where vegetation exists or where topography naturally screens the areas from public views. Where necessary, native vegetation shall be planted to provide a buffer between restrooms and trail users and to screen restrooms facilities.
    - b) Where determined necessary and feasible for purposes of protecting visual resources, grading shall be allowed to "tuck" restroom facilities into hillside terrain and thereby blend with natural terrain. Restroom facilities shall be designed with colors that are compatible with the surrounding landscape and landscape screening shall be used to minimize visibility of the structures.
  - ii. Retaining walls shall be permitted only where required to support critical trail linkages on hillside terrain, or to support restroom construction in hillside terrain, where no other alternative location or method of support is available. The height of permitted retaining walls shall not exceed six feet. Stepped or terraced retaining walls up to twelve feet in height, with planting in between, may be permitted. Retaining walls shall be designed with natural materials that blend with the surrounding earth materials and landscape.
  - iv. Drainage devices for parking facilities shall be placed in locations of minimal visibility and shall be colored to match natural soils and screened with landscaping to minimize visibility.

## 9. Archaeological Resources

- a. All new public access and recreation improvements shall be located and/or designed to protect and preserve areas, sites and structures of historic, cultural, archaeological and paleontological significance. Development of public access and recreation improvements shall

be subject to the following:

- i. A Phase I Inventory of cultural resources shall be conducted by a qualified archaeologist for all project areas that will involve ground disturbance. All other applicable development standards of Chapter 11 of the Malibu Local Implementation Plan apply.
- ii. Park signs, maps, public information notices, and website information shall include notice to inform visitors that disturbance to archaeological sites cannot be reversed, that such resources are of great religious importance to contemporary Native Americans and destruction of archaeological sites on public property is illegal and a punishable offense.

## 10. Hazards

All new public access and recreation improvements shall minimize risks to life and property in areas of high geologic, flood, and fire hazard. Development of public access and recreation improvements shall be subject to the following development standards as well as any other applicable development standards of Chapter 9 of the Malibu Local Implementation Plan to minimize risks associated with high geologic, flood, and fire hazard.

### a. Geology and Flooding

- i. A geologic/soils/geotechnical study identifying any geologic hazards affecting areas identified for new park facility development shall be prepared for any coastal development permit application and shall contain recommendations for mitigation measures, where applicable, and a statement that the project areas are suitable for the proposed improvements and that the improvements will be safe from geologic hazard.
- ii. Engineered structures such as retaining walls, footings for small structures (i.e. restrooms with footings, water service lines, engineered retaining walls, parking areas, etc., as applicable), and significant cut and fill grading will require the preparation of a geotechnical report, prepared by a qualified engineering geologist and a registered geotechnical engineer, to provide recommendations for the design of these structures and grading procedures in accordance with the City's Geotechnical Guidelines and Building Codes.
- iii. Where applicable, new park improvements shall include adequate drainage and erosion control facilities that convey site drainage in a non-erosive manner in order to minimize hazards resulting from increased runoff and erosion.

### b. Fire and Emergency Evacuation

- i. A Fire Protection and Emergency Evacuation Plan shall be developed and implemented for Charmlee Park, Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park and shall be approved by the State Fire Marshall and Los Angeles County Fire Department, Division of Fire and Life Safety. The Fire Management and Emergency Evacuation Plan shall include the following provisions:

- a. An annual fuel modification plan for site vegetation management and tree trimming/limbing

at each park property shall be developed and implemented prior to the annual fire season.

- b. Campfires shall be prohibited at all times.
  - c. Park properties will be closed when any Red Flag, Flash Flood/Flood Warnings or Urban/Small Stream Advisory is issued. Signs will be posted and areas will be routinely patrolled to notify park users and to enforce restrictions on park use during all Red Flag, Flash Flood/Flood Warnings and Urban/Small Stream Advisories as determined by the National Weather Service, a division of the National Oceanic Atmospheric Administration (NOAA).
  - d. Emergency power generators and fuel supply at Ramirez Canyon Park necessary to maintain emergency lighting for at least twelve (12) hours shall be installed and maintained on site.
  - e. Park events, tours, reservations for camping programs for disabled individuals or other special functions at Ramirez Canyon Park shall be cancelled when any red-flag warning for extreme weather, fire and/or flooding is issued. Written warnings of the cancellation policy shall be provided to potential and prospective event sponsors prior to contracting for park use.
- ii. A Wooden Bridge Reinforcement Plan, developed and implemented to provide for reinforcement of the wood bridge over Ramirez Canyon Creek next to Ramirez Canyon Park, shall be maintained to ensure that the bridge will safely support a 25-ton fire truck and thereby accommodate emergency access. The wood bridge shall be maintained in sound condition to ensure safe and adequate emergency access to the Park. Annual inspection records of the bridge shall be forwarded to the City Environmental and Building Safety Division.
  - iii. An Emergency Access and On-Site Parking Plan for Ramirez Canyon Park, prepared by a licensed civil engineer and approved by the Los Angeles County Fire Department as compliant with applicable state and county fire and life safety regulations shall be maintained for Ramirez Canyon Park.

#### 11. Land Use and Neighborhood Compatibility

All new public access and recreation facilities shall be developed consistent with the established OS land use and zoning designation of the parklands subject to the Malibu Parks Public Access Enhancement Overlay. Permitted park uses consist of recreation, research and education, nature observation, and a range of critical support facilities, developed and operated pursuant to this Chapter of the Malibu Local Implementation Plan. Existing and proposed support facilities are defined as those facilities deemed necessary to support the primary permitted land use, public access and recreation, research and education, and nature observation. The type of support facilities addressed at each park facility shall be based on the level and complexity of public uses and specialized programs offered at each park area. Ramirez Canyon Park, given its unique character, limited accessibility to the public, and specialized programs shall be permitted the administrative and support facilities necessary to maintain access programs, daily operations and maintenance of the various park and recreation programs addressed in this Chapter.

Development of public access and recreation improvements, and specialized public parkland programs, shall be subject to the following development standards and all other applicable implementation measures identified in this Chapter. Public access and recreation improvements, and specialized public parkland programs, shall be developed and maintained to minimize potential land use conflicts with adjacent residential neighborhoods and to avoid intrusive traffic circulation in residential neighborhoods.

a. Land Use Compatibility

- i. Trail and park improvements shall be located and designed to provide separation between public trails and use areas and private property where feasible. Measures to provide such separation may include but not be limited to:
  - a) Signs which informs hikers and park visitors of parkland and private property boundaries and includes provisions to restrict trespassing on private property, and to limit activities which may result in nuisance noise, odors, or other uses that may impact the quality of life in residential areas. Such signs shall be found consistent with all other implementation measures of this Chapter and the LIP.
  - b) Fencing which delineates trail corridors, park boundaries, permitted parking areas, and private property, where located, designed and installed consistent with all other implementation measures of this Chapter and the LIP.
- ii. Trail and park improvements, uses, and programs shall be designed and implemented to avoid intrusive traffic circulation in residential neighborhoods. Implementation of park facility improvements shall be conducted in concert with the provisions of Section 3.4.2.D.2 Public Transit of this Chapter to encourage and expand alternative transportation opportunities to public parklands.
- iii. Options for a traffic monitoring system shall be evaluated and implemented for the Escondido Canyon Park trailhead parking facility that will provide counts of vehicles utilizing the parking area and transfer use data (parking lot capacity status) to a sign located at the entrance of Winding Way Road via Pacific Coast Highway to notify potential trail users of parking availability at the parking lot.
- iv. The SMMC/MRCA shall provide primary trailhead and parking facility location for Escondido Canyon Park, on property located in proximity to Escondido Canyon and accessed via Latigo Canyon Road, to provide pedestrian access to Escondido Canyon Park and the surrounding trail system. In addition, two fully accessible and two trailer parking spaces shall be located conveniently in the area at a site consistent with the policies of the LCP and, to the maximum extent feasible, without disturbing the existing meadow at the top of Winding Way.

b. Specialized Programs – Ramirez Canyon Park

- i. All Ramirez Canyon Park uses, including administrative uses, public outreach, events, gatherings, tours, and workshops, etc. shall be limited in size, duration and occurrence to comply with the proposed maximum of 40 trips/day on Ramirez Canyon Road.
- ii. Public outreach and education activities are priority uses and shall be accommodated first within the maximum allowed 40 round trips/day for Ramirez Canyon Park uses.
- iii. Events, tours, or other special functions permitted pursuant to this section shall be cancelled when any red-flag warning for extreme weather, fire and/or flooding warning is issued. Written warnings of such policy shall be provided to prospective sponsors prior to contracting for park use.
- iv. Amplified music may be permitted only in the meadow and garden areas located adjacent to and in front/behind the Barn facility, but not allowed in any location on the park property after 8:00 p.m. Sunday through Thursday evenings or after 10:00 p.m. on Friday or Saturday evenings. Use of amplified sound shall require monitoring of sound levels by park rangers and notices of restrictions on amplified music shall be provided to events sponsors contracting for park use. Amplified music/sound may only be used at six events per calendar year.
- v. Special events held during fire season shall retain all guest vans, shuttles, and drivers continuously on site during the event.
- vi. Specialized programs permitted at Ramirez Canyon Park and associated support facilities shall consist of the following uses and restrictions:
  - a) Park administrative offices for the Conservancy and Mountains Recreation and Conservation Authority for up to 15 employees.
  - b) Ranger/maintenance supervisor residence utilized by MRCA staff charged with security, site management, and public safety duties.
  - c) Public improvements for the riparian area interpretive trail and picnic facilities designed specifically to provide facilities and amenities required for the safe use of the trail by physically challenged visitors in compliance with Americans with Disabilities Act (ADA) requirements, including trails, picnic facilities, drinking fountains, restrooms, and parking areas.
  - d) Use of the Peach House and Barn facility for small group gatherings and tours for up to 60 participants each, and to a limited extent the Art Deco facility permitted to be used to greet guests or as a component of site tours.
  - e) Public Outreach, Events, Gatherings, Tours, And Workshops
    - 1. Public Outreach Programs
      - (a) Year-Round, Permitted 7 Days/Week
      - (b) Max 40 Participants
      - (c) 8:00 a.m. – Dusk

2. Tours And/Or Small Gatherings
  - (a) Year-Round, 12 Tours or Gatherings Permitted/Month
  - (b) Max 60 Participants
  - (c) 8:00 a.m. – Dusk
  
3. Special Events
  - (a) March – October, 16 Events Permitted/Year,
  - (b) 1 Event Permitted/Week
  - (c) Maximum 200 Participants
  - (d) 8:00 a.m. - 9:00 p.m. Sunday-Thursday, and 8:00 a.m. to 10:00 p.m. Friday and Saturday, One Additional Hour is Allotted for Personnel Clean-Up and Securing the Facility.
  - (e) At least one week prior to a special event involving 100 participants or more, the City Planning Manager must be notified in writing as to the type of event, event hours, number of anticipated guests and proposed transportation plan.
  
- f) Three day-use picnic areas and up to three overnight campsites may be developed at Ramirez Canyon Park that shall be designed specifically for supervised programs accommodating disabled visitors and their families by reservation. No campfires shall be permitted at any time. The day-use picnic areas shall be located in level, previously disturbed areas so as not to adversely impact sensitive habitat, but shall be located in proximity to natural areas to provide association with natural resources to the maximum extent feasible.
  
- vii. A Transportation and Parking Management Plan shall be developed in conjunction with the City Planning Department and City Public Works Department and maintained to manage traffic trips on Ramirez Canyon Road pursuant to Section 3.4.2.D.2.b.i. of this Chapter.
  
- viii. An Event Monitoring Program shall be implemented and shall include submittal of annual monitoring reports to the City. The annual monitoring reports shall include a summary of the number and kind of events, tours, small gatherings, and outreach programs conducted at Ramirez Canyon Park during the annual reporting period, distinguishing revenue-generating and non-revenue generating events, activities, tours, and outreach programs, and specifying the dates, vehicle trip counts, and event sponsor or beneficiary as applicable, for each.
  
- ix. An alternative access road into Ramirez Canyon shall be a precondition for uses of Ramirez Park except as follows:
  - A. Administrative and government offices for up to 15 employees
  - B. A residential caretaker and his family
  - C. Two special programs a week for disabled persons and/or for seniors
  - D. Occasional employee training programs
  - E. On-going property maintenance

C. In TABLE B (Permitted Uses) under RECREATION AND LEISURE add "Park Administrative Offices" and place a "•" in all zones except in MPPAE Overlay insert "P."

**SMMC/MRCA LIP Policy Text:**

A. Purpose

A. The purpose of the Malibu Parks Public Access Enhancement Plan Overlay Zone is to maximize and prioritize public access and recreational opportunities in specific parkland and recreation areas as defined in Section 3.4.2.B below (Plan area). This Overlay District implements the land use policies of the Malibu Parks Public Access Enhancement Plan, consistent with sound resource conservation principles and constitutionally protected rights of private property owners. This Overlay District shall further supplement and implement the public access and recreation policies of Chapter 3 of the Coastal Act, Chapter 2 of the Malibu Local Coastal Program Land Use Plan, and Chapter 12 the Malibu Local Coastal Program Local Implementation Plan. This ordinance shall be given the most liberal construction possible to ensure that public access and public recreational opportunities are protected and provided consistent with the goals, objectives, and policies of the Malibu Parks Public Access Enhancement Plan, the California Coastal Act, City of Malibu Local Coastal Program, and Article X, Section 4, of the California Constitution.

B. To implement the goals, objectives, and policies of the Malibu Parks Public Access Enhancement Plan and the public access and recreation policies of Chapter 3 of the Coastal Act, and Chapter 2 of the Malibu Local Coastal Program Land Use Plan, this Overlay District provides site specific development standards and other implementation measures to 1) complete trail connections for the Coastal Slope Trail, between the beach and the Backbone Trail, and other connector trails and to ensure adjacent lands are protected as natural and scenic areas to enhance the recreational experience of trail corridors, and 2) identify site specific public access, recreational facility, and program improvements for Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park subject to the Malibu Parks Public Access Enhancement Plan Overlay to provide camp areas, critical support facilities, improved public transit, and improved trail and park accessibility to facilitate an increased level of accessibility for visitors with disabilities. The Malibu Parks Public Access Enhancement Plan Overlay further specifies the uses and facilities to be accommodated by park-specific projects, and provisions to ensure project implementation is carried out consistent with all applicable resource protection, hazards and land use policies of the Coastal Act and certified Malibu Local Coastal Program.

B. Description of Area Subject to Section 3.4.2

The provisions of this Overlay District shall apply to those public parklands and recreation areas illustrated generally on the Malibu Parks Public Access Enhancement Plan Overlay Public Parkland Map and Proposed Trail Resources Map, extending from the Zuma/Trancas Canyon Units of the Santa Monica Mountains National Recreation Area to Corral Canyon Park, south to Pacific Coast Highway and north to the City of Malibu/Unincorporated Los Angeles County Boundary. The term recreation areas as used in this section applies specifically to Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park, existing and proposed trail corridors as identified in the City's Trail Master Plan, Local Coastal Program, and Draft Santa Monica Mountains National Recreation Area Interagency Trail Management Plan. Public parklands that are

owned and maintained by the National Park Service; the Zuma/Trancas Canyon Units of the Santa Monica Mountains National Recreation Area and Solstice Canyon Park, are included in the Malibu Parks Public Access Enhancement Plan Overlay to allow for comprehensive and strategic planning for developing priority trail and transit connections with the goal of establishing a network of parks, trails, and open space for public use; however, this Overlay District shall not apply to any future development plans of the National Park Service for these parklands.

Private property subject to this Overlay District consists only of those properties containing trail and open space Offers To Dedicate and subject to the Malibu Parks Public Access Enhancement Plan Overlay and all applicable provisions of Chapter 12, Public Access, of the Malibu Local Coastal Program Local Implementation Plan, or those identified on the Conservancy's Work Program, as may be amended, which are purchased from willing sellers, dedicated to public use as part of the entitlement process, or donated by a private landowner.

#### C. Applicability

The implementing measures of this Overlay District will serve to enhance public access and recreation opportunities to and within park facilities subject to this Malibu Parks Public Access Enhancement Plan Overlay. These implementing measures establish the park-specific uses and facilities determined to be critical in ensuring maximum public access and recreational opportunities are achieved pursuant to the Malibu Parks Public Access Enhancement Plan Overlay goals, consistent with all public access and recreation policies of the Malibu Local Coastal Program and the Coastal Act. Development of public access and recreation improvements as defined in the Malibu Parks Public Access Enhancement Plan Overlay shall be governed by the policies, standards and provisions of this Overlay District.

Where any policy or standard provided in this Overlay District conflicts with any other policy or standard contained in the City's General Plan, Zoning Code, certified Local Coastal Program, or other City-adopted plan, resolution or ordinance not included in the certified Local Coastal Program, and it is not possible for the development to comply with both the Malibu Parks Public Access Enhancement Plan Overlay and other plan, resolution or ordinance, the specific policies, standards or provisions contained herein shall take precedence.

#### D. Development Standards

##### 1. Trails

Public access and recreation opportunities on lands subject to this Overlay District shall be provided and enhanced by developing trail resources pursuant to implementation of a number of site-specific trail improvements as conceptually illustrated on the Malibu Parks Public Access Enhancement Plan Proposed Trail Resources Map, and which shall be subject to the following implementation measures.

##### A. Trail Easement & Open Space Deed Restriction Land Acceptance Program

1. The Conservancy/MRCA shall work with the Public Access Division of the Coastal Commission and the City of Malibu Planning Division to accept all OTDs identified in areas subject to Malibu Parks Public Access Enhancement Plan Overlay beginning July 2006.

2. As data becomes available, the Conservancy/MRCA shall work with the Coastal Commission and City

of Malibu to identify and accept, as applicable, all trail and open space OTDs identified in areas subject to Malibu Parks Public Access Enhancement Plan Overlay and evaluate/process the legal documentation necessary to ensure allowance of trail use on properties subject to OTDs, where appropriate, or to ensure such properties are protected as natural and scenic areas to enhance the recreational experience of trail corridors.

3. The Conservancy/MRCA should monitor the review and approval process for coastal development permits in the areas subject to Malibu Parks Public Access Enhancement Plan Overlay, subject to City or Coastal Commission action, for potential future OTDs requirements and act to accept OTDs that may become available.

4. The Conservancy/MRCA should study opportunities and evaluate potential land acquisitions based on proximity to existing trail alignments and existing OTDs to facilitate development of the Coastal Slope Trail, and associated connector trails, where private property presents a significant obstacle to trail implementation.

#### B. Park Agency Coordination

1. All plans for location, design and development of park improvements located on, or potentially affecting, adjacent Federal parklands and/or County lands shall be submitted to the Outdoor Recreation Planner of the National Park Service and/or the Los Angeles County Department of Parks and Recreation to ensure continued interagency coordination and successful planning efforts for providing an accessible, safe and enjoyable trail system throughout the Malibu Parks Public Access Enhancement Plan Overlay area.

#### C. Trail Location, Development and Design

1. The Conservancy/MRCA should develop plans to construct, improve and maintain trails for public use once accepted as an OTD, or once acquired through land purchase or donation, consistent with the resource protection policies of this Overlay District.

2. To the maximum extent feasible, and where consistent with all public safety provisions and the resource protection policies of this Overlay District, the City of Malibu Local Coastal Program and the Coastal Act, trails should be designed to accommodate the recommended guidelines for the universal design of trails and trail facilities as described in the document prepared by Moore, Iacofano, Goltsman, Inc. (MIG), dated June 2006. Where full compliance with these accessibility guidelines is determined to be infeasible, trails and trail facilities will incorporate those accessible features that can be reasonably accommodated.

3. Trails shall be located, designed, and maintained to avoid or minimize impacts to ESHA by utilizing established trail corridors, following natural contours, and avoiding naturally vegetated areas with significant native plant species to the extent feasible. Trail construction resulting in unavoidable impacts to ESHA may be permitted if found consistent with all applicable resource protection policies of this Overlay District, the City of Malibu Local Coastal Program and the Coastal Act.

4. Trail development and maintenance shall be designed to accommodate multiple uses including hiking, mountain biking and equestrian uses wherever feasible. Where multi-use trails occur along existing

roadways, wood bollards shall be installed between trails and roadways, and pedestrian crossing signs and/or signals shall be installed at all major road crossings, to clearly delineate trail alignments, and to provide separation and ensure safety for trails adjacent to roadways.

## 2. Limited Overnight Campsites

Public access and recreation opportunities on lands subject to this Overlay shall be provided by developing low-cost visitor-serving camp facilities pursuant to implementation of a number of site-specific improvements proposed exclusively at Ramirez Canyon Park, Escondido Canyon Park and Corral Canyon Park, subject to the following implementation measures.

### A. Overnight Camps Location, Development, Design and Operations

1. To maximize access to parklands, trails and recreational opportunities, new campsite facilities shall be provided within park boundaries at Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park.

2. Campsites proposed and developed pursuant to the Malibu Parks Public Access Enhancement Plan shall consist of designated and improved camps areas located within park boundaries. Consistent with Table B, Permitted Uses, of the City of Malibu Local Implementation Plan, these campsites are defined as principal permitted uses in the Open Space (OS) Zone and are therefore not subject to conditional use permit requirements, or any other non-appealable special use permit that may otherwise limit development and maintenance of such campsites in the Malibu coastal zone.

3. To the extent supported by funds available in the Malibu Parks Public Access Fund operated and maintained pursuant to Section D.12.B.6 of this Overlay District, programs that provide camping opportunities for disadvantaged youth will be provided at Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park at no cost to participants. The Fund shall specifically serve to implement the Malibu Coastal Camping program, a program designed for disadvantaged youth and dedicated to teaching first-time campers proper use of camping equipment, environmental awareness and outdoor leadership skills. The camp program shall include all necessary transportation, food and equipment, with staffing provided by professional naturalist educators who are trained in first aid, youth leadership and outdoor education.

4. Campsites shall be located within existing public use areas and shall be located to take advantage of the unique and diverse resources of Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park, and to facilitate disabled access where possible. Campsites shall be located in previously disturbed or non-sensitive areas to minimize impacts to sensitive habitat areas to the maximum extent feasible.

5. Campsites shall be located a minimum of 100 feet from the top of bank of all streams or from the outer edge of riparian vegetation, whichever is the most protective, to the maximum extent feasible, unless a lesser setback is determined by a qualified biologist to be adequate to protect riparian habitat. If it can be found that potential impacts to riparian corridors will be avoided or appropriately mitigated and there is no alternative site design to meet these setback requirements given other environmental constraints such as sensitive habitat, archaeological resources or topography, reduced stream corridor setbacks may be permitted for low-impact campsites.

6. Campsites shall be located in areas of level terrain, as much as feasible, to avoid the need for grading and the need for excessive maintenance requirements that may be necessary for substantially altered sites. Exceptions to this shall be provided for campsites specifically designed to facilitate disabled access, in which case grading shall be minimized to the maximum extent feasible.

7. Campsites shall be located in proximity to maintenance and/or administrative access points to provide for easy access and to minimize potential impacts to sensitive habitat areas associated with maintenance requirements.

8. Campsites shall be located within existing public use areas to avoid the need for new construction in undisturbed and remote habitat areas and impacts associated with grading and vegetation removal; however, where feasible, campsites should be located in areas where vegetation provides a natural buffer between campsites and trail corridors. Where necessary, native vegetation shall be planted to provide a buffer between campers and trail users, and to screen camp facilities from adjacent trails, parking and day use facilities.

9. Campsites shall be provided with limited, necessary support facilities to support overnight use of the sites including, where appropriate, picnic tables, water, self-contained chemical/composting restrooms, and shade trees. However, the maximum area of ground disturbance required to accommodate facilities for any single campsite, excluding shared parking, fuel modification and restroom facilities, and campsites specifically designed to facilitate disabled access, shall be limited to the least environmental damaging alternative meeting project objectives.

10. Proposed campsite locations shall be evaluated by a qualified biologist to ensure that, to the extent feasible, 1) campsites are appropriately located in previously disturbed areas, 2) campsites are appropriately setback from the top of bank of any adjacent stream, and 3) to assess potential impacts to adjacent habitat areas and provide recommendations for mitigation, as applicable.

11. No camper, hiker, casual or transient visitor, shall make or maintain, nor aid and abet others in making or maintaining, a campfire or any other open fire in any of the park facilities covered by this Plan. Development, use restrictions, and brush maintenance for all campsites shall be carried out in accordance with the Fire Protection and Emergency Evacuation Plan prepared pursuant to Section D.11.B.1 of this Overlay District.

12. Overnight camping at Ramirez Canyon Park shall be allowed by reservation only. Overnight camping at Escondido Canyon Park and Corral Canyon Park shall be allowed by reservation and/or by onsite registration (e.g., by an onsite drop-box or by onsite Park staff). A board or kiosk at the Corral Canyon Park parking area shall designate which campsites have been reserved. At Escondido Canyon Park, if permission is obtained at the lower parking lot, a board or kiosk shall designate which campsites have been reserved (to reduce potential trips to the upper proposed parking lot). Otherwise the board or kiosk at the upper parking lot shall designate which campsites have been reserved. The reservation and onsite registration systems shall require campers to acknowledge and agree to all park rules including, but not limited to the prohibition on campfires and the "cold camping" regulation.

13. To the maximum extent feasible, and where consistent with all public safety provisions and the resource protection policies of this Overlay District, the City of Malibu Local Coastal Program and the

Coastal Act, campsites should be designed to accommodate the recommended guidelines for the universal design of trails and trail facilities as described in the document prepared by Moore, Iacofano, Goltsman, Inc. (MIG), dated June 2006. Where full compliance with these accessibility guidelines is determined to be infeasible, campsites shall incorporate those accessible features that can be reasonably accommodated.

### 3. Public Transit

Public access opportunities to parklands and recreation areas subject to this Overlay shall be maximized by encouraging and expanding transportation options supported by adequate support facilities pursuant to implementation of a number of site-specific transit and facility improvements, subject to the following implementation measures.

#### A. Public Transit Improvements

1. The Conservancy/MRCA shall coordinate with the Metropolitan Transportation Authority (MTA) to include a stop in the existing service route to the Winding Way Trailhead parking lot, typically used to access Escondido Canyon Park. The Conservancy/MRCA shall provide MTA service information to the public via public notices, trailhead signs and website posting.

#### B. Transportation and Parking Management

1. The Conservancy shall implement a Transportation and Parking Management Plan for Ramirez Canyon Park including the following provisions:

- Agreements shall be secured and maintained for offsite parking resource provisions to accommodate the maximum parking demand for the authorized uses of the park for groups of 200 people without displacing the current parking use of the designated locations. Parking agreements and use of the parking resources secured by such agreements shall be considered permitted uses and shall not be denied or obstructed by the City.
- No off-site public coastal access parking, including the Winding Way Trailhead parking lot and the proposed parking facilities at Escondido Canyon Park, shall be utilized to satisfy the off-site parking requirements associated with Ramirez Canyon Park use.
- Daily vehicle trips associated with all authorized uses of Ramirez Canyon Park are restricted to a maximum of 80 trips per day (40 round trips), except as provided for in Section D.12.B.2.
- Signs shall be provided and maintained at the entrance gate to Ramirez Canyon Park forbidding horn honking except in case of emergency.
- Vans and shuttles shall minimize traffic trips on Ramirez Canyon Road by traveling with maximum passenger capability and in convoys, whenever feasible.

2. Bicycle parking facilities shall be included on all plans to construct new parking or trailhead facilities.

3. Hike-in and walk-in public access opportunities shall be developed for Ramirez Canyon Park due to existing limitations on vehicular transportation to the Park. Hike-in opportunities shall be developed from the proposed parking areas along Kanan Dume Road and from dedicated, donated, and purchased easements along De Butts Terrace, Winding Way, Delaplane, and Ramirez Canyon Road, and from Pacific Coast Highway, where feasible.

#### 4. Public Outreach and Education

Public access to parklands subject to this Overlay shall be maximized by improving accessibility of parklands for visitors of diverse backgrounds, interests and abilities. This section specifically identifies Ramirez Canyon Park as an existing parkland with well established amenities available to support various public use programs including picnic areas, restrooms, educational displays, sitting benches, gardens, easily accessible terrain, and a riparian area interpretive trail. This Section provides for a number of park-specific improvements and plan specifications designed to accommodate visitors with various disabilities (e.g., mentally and physically challenged). This Section further provides detailed program and operational requirements of public outreach and educational opportunities necessary to ensure that public programs are implemented to the maximum extent feasible within the site constraints of Ramirez Canyon Park.

##### A. Ramirez Canyon Park Public Outreach, Recreation and Education Programs

1. Outreach programs designed to provide access and recreation opportunities primarily for disadvantaged youths, physically and mentally challenged visitors, clients from various shelters, Los Angeles Mission representatives, veterans, and seniors shall be permitted year round at Ramirez Canyon Park, seven days per week from 8:00 a.m. to dusk. The programs shall be provided at no cost to the participants and free or low-cost transportation utilizing vans or small transit buses shall be provided.

2. Public improvements for the riparian area interpretive trail and picnic facilities designed specifically to provide facilities and amenities required for the safe use of the trail by visitors with mobility disabilities in compliance with Americans with Disabilities Act (ADA), including trails, picnic facilities, drinking fountains, restrooms, and parking areas, shall be maintained for public use.

3. Three day-use picnic areas and two overnight camp areas may be developed at Ramirez Canyon Park, which shall be designed specifically to provide park amenities to accommodate disabled visitors and their families. The accessible day-use picnic areas shall be located in level, previously disturbed areas so as not to adversely impact sensitive habitat, but shall be located in proximity to natural areas to provide association with natural resources to the maximum extent feasible.

4. All public outreach, recreation and education programs operated at Ramirez Canyon Park shall comply with the requirements of Section D.3.B.1 of this Overlay District, Transportation and Parking Management, which includes use of shuttles and van pools to support public visitation, and limitations on daily vehicle trips. The Conservancy/MRCA shall give priority to public outreach, recreation and education programs at Ramirez Canyon Park over private events and/or small group gathering uses, specifically as it relates to implementing Section D.3.B.1 of this Overlay District, Transportation and Parking Management.

##### B. Accessibility Design Guidelines

1. To ensure that access and recreational opportunities for visitors with diverse abilities are maximized, the Conservancy/MRCA may continue all public outreach programs at Ramirez Canyon Park, shall provide additional day-use picnic facilities, and shall implement park improvements to provide for limited overnight camping opportunities at Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park in compliance with Americans with Disabilities Act (ADA).

2. Access and recreational opportunities for visitors with diverse abilities shall be accommodated, where feasible and consistent with public safety needs and resource protection policies, by trail design and improvements intended to meet current accessibility standards and technical requirements. Where such improvements would potentially result in adverse impacts to cultural, historic, religious, or significant natural features or characteristics; where such improvements would substantially alter the nature of the setting or the purpose of the trail or would require construction methods or materials that are prohibited by law; or where compliance would not be feasible due to terrain or prevailing construction practices, specialized programs shall be developed and implemented to provide feasible alternatives for compliance and/or universal design when appropriate.

3. The Conservancy/MRCA will assess all contributing structures and landscape features for their role in developing programs that meet current accessibility guidelines and technical requirements at the parks areas owned and maintained by the Conservancy/MRCA. Where programmatic needs cannot be met within existing park facilities, the Conservancy/MRCA shall consider the following: 1) appropriate new construction, 2) modifying programs or providing new specialized programs able to be accommodated at existing facilities and landscapes, or 3) not implementing the program element.

## 5. Support Facilities

Public access and recreation opportunities shall be maximized by development of critical public support facilities, subject to the following implementation measures.

### A. Support Facilities Location, Development and Design

1. To maximize access to parklands and trails consistent with the other provisions of this Overlay District, new, limited parking and trailhead facilities shall be provided at Ramirez Canyon Park and Escondido Canyon Park, including the Latigo Canyon Road Trailhead to Escondido Canyon.

2. New support facilities shall be located at park entrances and along existing primary trail routes, within previously disturbed areas where feasible, to minimize impacts to sensitive habitat areas to the maximum extent feasible.

3. New support facilities shall be located a minimum of 100 feet from the top of bank of all streams or from the outer edge of riparian vegetation, whichever is the most protective, to the maximum extent feasible. If determined by a qualified biologist that potential impacts to riparian corridors will be avoided or appropriately mitigated and there is no alternative site design to meet these setback requirements given other environmental constraints such as sensitive habitat, archaeological resources or topography, reduced stream corridor setbacks may be permitted for low-impact primary parkland support facilities but in no case shall be setback less than 25 feet from the top of bank of all streams.

4. New support facilities shall be located in areas of level terrain to minimize the need for grading as much as feasible.
5. New support facilities shall be strategically located in disturbed areas, but shall also be located adjacent to vegetated areas whenever feasible where existing vegetation may provide a natural buffer between support facilities, trail corridors and/or public viewing areas. Where necessary, native vegetation shall be planted to provide a buffer and to screen support facilities.
6. Proposed support facility locations shall be evaluated by a qualified biologist to ensure that, to the maximum extent feasible, 1) facilities are appropriately located in previously disturbed areas, 2) facilities are appropriately setback from the top of bank of any adjacent stream, and 3) to assess potential impacts to habitat areas that may result from development of new facilities and to provide recommendations for mitigation, as applicable.

## 6. Signs

A uniform and comprehensive park and trail sign program essential for identifying park areas, permitted uses, support facilities, sensitive habitats, and adjacent land uses shall be applied to all new trail and park area improvements as applicable, and shall be subject to the following implementation measures.

### A. Signs Location, Content and Design

1. Signs shall be provided at all park locations, as determined necessary and appropriate, to provide information relative to trails, regulations, and services.
  - Trail signs shall be provided for visitors beyond the trailhead and shall include distance to destination points and information about trail conditions and accessibility that will help visitors determine the level of trail difficulty.
  - Regulatory signs shall be provided at park entrance areas, staging areas or gathering points and may include, but not limited to, the following information: 1) permitted use of the area or facility being posted, 2) general regulations at trail-heads, 3) general regulations at jurisdiction boundaries, 4) regulations required to promote safe use of an area and resource protection, and 5) identification of private property boundaries.
  - Services signs identifying services and/or support facilities for the park visitor shall be provided in locations as determined appropriate by the managing agency.
2. Sign appearance shall be standardized for easy recognition by visitors including face, font, capitalization, colors, icons, materials, and dimensions, except where unique signage is used to identify architecturally significant structures in Ramirez Canyon Park.
3. Trail improvements should provide adequate signs at all access points, trailheads, parking lots, road crossings, and linkages or intersections with other trails or roads, and should provide adequate safety signs, including but not limited to, road crossing signs and yield/warning signs on multi-use trail segments.

4. Final plans for location and content of proposed trail and park signs shall be submitted for review and comment to the Outdoor Recreation Planner of the National Park Service to ensure continuity of signs between the park properties in the Plan area.

5. The Conservancy/MRCA shall retain the services of a bilingual consultant who will assist in determining which of those regulatory, informational, and directional signs should be posted in both English and Spanish.

#### 7. Environmentally Sensitive Habitat Areas (ESHA)

Environmentally Sensitive Habitat Areas (ESHAs) shall be protected against significant disruption of habitat values and all areas subject to proposed access and recreation improvements found to constitute ESHA pursuant to the provisions of Chapter 4 of the Malibu Local Implementation Plan shall be subject to the following implementation measures.

##### A. Permitted Parkland Uses, Development and Design

1. Trails, camp facilities, park uses as described in this Overlay District, and necessary support facilities shall be considered principal permitted uses for those parkland areas subject to the Malibu Parks Public Access Enhancement Plan Overlay and as identified on the Public Parkland Map and Proposed Trail Resources Map. Trails, park uses, and necessary support facilities located within or adjacent to areas mapped as ESHA shall be sited and designed to minimize impacts to ESHA to the maximum extent feasible. Mitigation measures, including but not limited to, selective siting for new permitted park improvements in previously disturbed areas, informational signs, and limited fencing shall be implemented as necessary to protect ESHA.

2. New park facilities shall be located along existing primary trail routes, in proximity to trail entrances and trailheads, and in previously disturbed areas, where feasible, to avoid and minimize impacts to sensitive habitat areas to the maximum extent feasible.

3. New park facilities shall be located a minimum of 100 feet from the top of bank of all streams or from the outer edge of riparian vegetation, whichever is the most protective, to the maximum extent feasible, excluding those special provisions for low intensity hike-in campsites and support facilities as provided for per implementation measures D.2.A.5 and D.5.A.3 of this Overlay District, respectively. Riparian area buffers shall be planted with appropriate native species to provide canopy and vegetative structure to improve habitat function and value of buffer areas.

4. Proposed park facility locations shall be evaluated by a qualified biologist to ensure that, to the maximum extent feasible, 1) facilities are appropriately located in previously disturbed areas, 2) facilities are appropriately setback from the top of bank of any adjacent stream, and 3) to assess potential impacts to habitat areas and provide recommendations for mitigation, as applicable.

5. Proposed park facility locations shall be located in proximity to maintenance and/or administrative access points (trailheads) to provide for easy maintenance access and to minimize potential impacts to sensitive habitat areas associated with existing maintenance operations requiring motorized access by park personnel. Motorized vehicle access by park personnel within parklands shall avoid sensitive

habitat areas and shall be limited to existing maintenance routes to the maximum extent feasible, and shall be for the purposes of conducting maintenance, providing emergency services, conducting patrols, implementing habitat restoration, assisting accessibility to camps with fully accessible campsites and facilities, and providing other park services.

6. Proposed park facilities shall be developed with the smallest development envelope determined necessary to accommodate such facilities to minimize the area of disturbance and avoid potential impacts to ESHA.

7. All new and improved park facility projects, including trails, campsites, parking, etc., where determined appropriate and feasible, shall incorporate the best practices design provisions contained in the Guidelines for the Universal Design of Trails and Trail Facilities as described in the document prepared by Moore, Iacofano, Goltsman, Inc. (MIG), dated June 2006.

8. Prior to improving and opening any trail or park facility for public use in an area of naturally vegetated habitat, a site-specific biological assessment shall be prepared by a qualified biologist which shall evaluate the vegetation and habitat of the project area to determine potential impacts to ESHA that may occur. Should the biological assessment determine that adverse impacts to ESHA may result from permitted development, the following minimum mitigation measures shall be implemented:

- Mitigation measures for impacts to ESHA shall include habitat restoration and/or enhancement and shall be monitored for a period of no less than five years following completion. Mitigation ratios for specific types of habitat shall be as follows:

Coastal sage scrub 2 to 1

Seasonal wetlands 3 to 1

Freshwater marsh 3 to 1

Riparian areas 3 to 1

Vernal pools 4 to 1

Saltmarsh 4 to 1

Native trees 10 to 1 (oak, walnut, sycamore, alder, or toyon)

9. Focused spring surveys for special status plant species shall occur within project footprint areas where potential habitat occurs to assess potential direct and indirect impacts to special status species prior to implementation of new park facility improvement projects.

10. Should project construction occur during the migratory bird nesting season (typically February through August), a focused avian nesting survey shall be performed by a qualified wildlife biologist 72 hours prior to construction in accordance with the Migratory Bird Treaty Act (MBTA) (16 U.S.C. Sec. 703 et seq). If an active bird nest is found, the nest shall be flagged and mapped on the construction plans along with an appropriate buffer, which will be determined by the biologist based on the biology of the species. The nest area shall be avoided until the nest is vacated and the juveniles have fledged. The nest area shall be demarcated in the field with flagging and stakes or construction fencing.

## B. Hydromodification

1. Existing streambed modifications in Ramirez Canyon Park are part of a larger system of channelization in Ramirez Canyon where numerous neighboring properties contain similarly modified channels. The Conservancy/MRCA shall initiate a site-specific, comprehensive analysis of the modified stream channel at Ramirez Canyon Park to assess opportunities for streambed and riparian habitat restoration and potential onsite and offsite flooding or erosional hazards that might result from removing or other modification of the channelization structures.
2. Bioengineering methods or "soft solutions" shall be developed as an alternative to constructing rock revetments, vertical retaining walls or other "hard structures" along Ramirez Canyon Creek. If bioengineering methods are demonstrated to be infeasible, then other alternatives may be considered. Any applications for protective measures along Ramirez Canyon Creek shall demonstrate that existing development and/or public use areas in Ramirez Canyon Park are in danger from flood hazards, that the proposed protective device is the least environmentally damaging alternative, that it is sited and designed to avoid and minimize impacts to the habitat values of the riparian corridor along the creek and the recreational and public access use of the Park property along the creek, and that any unavoidable impacts have been mitigated to the maximum extent feasible.
3. Where minor alteration of natural streams for the purpose of stream crossings (vehicular or pedestrian) are necessary to provide access to and within public recreation areas, the following development standards shall be applied:
  - Use of Arizona crossings shall be limited to repair and maintenance of existing crossings consistent with the repair and maintenance provisions of Section 13.4.2 Repair and Maintenance Activities of the City of Malibu Local Coastal Program Local Implementation Plan.
  - All new stream crossings shall consist of a span bridge design which minimizes placement of any new structures within the stream bed or channel and avoids removal of natural riparian vegetation to the maximum extent feasible.
  - Construction activities shall be scheduled to occur during the dry season.
  - Staging areas outside of the riparian canopy shall be identified and flagged for construction workers and to store materials.
  - Monitoring of stream crossing construction activities shall be conducted by a qualified biologist. The biologist shall be responsible for briefing construction workers on potential resource damage avoidance prior to the commencement of any on site activities.
  - These provisions shall not apply to existing or proposed pedestrian stream crossings along hiking trails where no alteration of the natural stream channel is required to accommodate access.

#### C. Parkland Habitat Preservation and Monitoring

1. Trail or park areas that have been severely degraded as the result of overuse or lack of maintenance shall be restored by such techniques as revegetation with native plants, trail consolidation and improvement, and through the provision of support facilities such as parking, defined trail systems, raised

walkways, trash receptacles, restrooms, and picnic areas. Fencing and signs, designed and located consistent with other applicable provisions of this Overlay District, shall be installed around restoration areas for purposes of identifying sensitive habitats and educating visitors of ESHA occurrence and/or restoration efforts. All park fencing shall be designed to allow for wildlife passage. In severely degraded areas, controlled and limited public access may be allowed during the recovery period and in consultation with appropriate public agencies and/or resource specialists. Any limitation of public use shall be evaluated periodically to determine the need for continued use restrictions and the limitation shall be removed at the termination of the recovery period.

2. The Conservancy/MRCA shall conduct periodic assessments of park visitation numbers and patterns of use and shall monitor the quality of visitor experience and make the appropriate management changes to prevent potential degradation of natural resources from overuse. Monitoring and visitor survey data shall be evaluated to identify needs, problems, and issues that require management action.

#### D. Native Trees

1. All development involving access and recreation improvements within areas containing one or more native oak (*Quercus* species), California Walnut (*Juglans californica*), Western Sycamore (*Platanus racemosa*), Alder (*Alnus rhombifolia*), or Toyon (*Heteromeles arbutifolia*) tree, that has at least one trunk measuring six inches or more in diameter, or a combination of any two trunks measuring a total of eight inches or more in diameter, measured at four and one-half feet above natural grade shall be subject to the provisions of Chapter 5 Native Tree Protection of the Malibu Local Coastal Program Local Implementation Plan.

#### 8. Water Quality

All new public access and recreation improvements shall be evaluated for potential adverse impacts to water quality and shall consider Site Design, Source Control and Treatment Control Best Management Practices (BMPs) to prevent polluted runoff and water quality impacts resulting from new development, and shall be designed to prevent the introduction of pollutants that may result in water quality impacts. Projects shall be designed to control post-development peak runoff rates and average volumes to maintain or reduce pre-development downstream erosion rates. Development of public access and recreation improvements shall be subject to the following standards as well as any other applicable development standards of Chapter 17 of the Malibu Local Implementation Plan, or the Regional Water Quality Control Board, whichever is most protective.

#### A. Parkland Facilities Development and Design

1. New park facility development shall, as applicable, include post-development phase drainage and polluted runoff control plans. These plans shall specify site design, source control and treatment control Best Management Practices (BMPs), that will be implemented to minimize post-construction polluted runoff, and shall include monitoring and maintenance provisions for identified BMPs and shall specifically address:

- Designated areas within camp facilities to provide fresh water for camp uses including drinking water, hand washing and dish washing, and areas where overspill will drain. All overspill shall be contained onsite and treated with appropriate post-development BMPs measures.

- Methods to accommodate onsite percolation and to mitigate and treat any increase in runoff from impervious surfaces consistent with all applicable development standards of Section 17.5.1 BMP Requirements and Implementation of the Malibu Local Implementation Plan.
2. An Interim Erosion Control Plan shall be developed and implemented for construction activities resulting in soil disturbance and vegetation removal and the following development standards shall be applied:
- The plan shall delineate the areas to be disturbed by grading or construction activities and shall include any temporary access roads, staging areas and stockpile areas. The natural areas on the site shall be clearly delineated on the project site with fencing or survey flags.
  - Should grading take place during the rainy season (November 1 – March 31) temporary sediment basins (including debris basins, desilting basins or silt traps), temporary drains and swales, sand bag barriers, silt fencing, geofabric covers or other appropriate cover, geotextiles or mats shall be installed on all cut or fill slopes as soon as possible. These erosion measures shall be required on the project site prior to or concurrent with the initial grading operations and maintained throughout the development process to minimize erosion and sediment from runoff waters during construction.
3. All new park facilities shall be located in areas of level terrain, to the maximum extent feasible, to avoid the need for grading and to minimize landform alteration and alteration of natural drainage patterns. Campsites specifically designed to facilitate disabled access, parking resources to support trail access, and development of important trail linkages, shall be sited and designed to ensure grading is minimized to the maximum extent feasible.
4. All graded and disturbed areas on the subject site shall be planted and maintained for erosion control purposes within sixty (60) days of completing construction activities resulting in soil disturbance or vegetation removal. To minimize the need for irrigation all landscaping shall consist primarily of native/drought resistant plants as listed by the California Native Plant Society, Santa Monica Mountains Chapter, in the document entitled Recommended List of Plants for Landscaping in the Santa Monica Mountains, dated February 5, 1996. Invasive, non-indigenous plant species which tend to supplant native species shall not be used.

#### B. Onsite Wastewater Disposal

1. All new public restroom facilities shall consist of self contained, chemical or composting restrooms which shall be sited and designed to ensure that impacts to ESHA and water quality are avoided. Self-contained restroom facilities shall be located a minimum of 200 feet from the top of bank of any adjacent stream, wherever feasible, and shall not be located less than 100 feet from the top of bank of any adjacent stream or the outer edge of riparian vegetation, which ever is the most protective. Minimal grading to create minor berms around the facilities shall be allowed to ensure run-off is contained in the vicinity and/or is conveyed and filtered through bioswales. Self-contained restroom facilities shall be maintained pursuant to manufacturer specifications at all times.
2. The Septic System Abandonment/Wastewater Treatment and Recycled Water System Installation

Plan, developed and implemented for Ramirez Canyon Park shall be maintained onsite to provide for 1) the permanent abandonment of the idle septic system and leachfields located beneath the tennis court, the leachfield serving Barwood, and of the leachfields and/or pits and septic tanks serving the Barn and Peach House Structures, 2) installation of an on site wastewater treatment system and recycled water reuse program, including a landscape/ orchard planting and management plan designed to maintain sufficient evapotranspiration capacity for the maximum effluent production of the site during all potential seasonal conditions, and 3) the installation and maintenance of on site emergency power generators and fuel supply necessary to maintain the wastewater treatment system for at least twelve (12) hours. These improvements shall be maintained and all new permanent restroom facilities shall be required to connect to the on-site wastewater treatment and recycled water reuse system.

3. The Wastewater Treatment and Recycled Water System Installation Plan developed and implemented for Ramirez Canyon Park shall require use of restrooms connected to the wastewater treatment system for all visitors, tours, gatherings and events at Ramirez Canyon Park accommodating up to 200 people (the design capacity of the wastewater treatment system). Should any use, or combination of uses, at Ramirez Canyon Park result in a capacity of visitors exceeding 200 people at any one time, portable restrooms shall be provided to supplement the treatment capacity of the wastewater treatment system.

4. A Water Quality Monitoring Program shall be implemented at Ramirez Canyon Park that includes provisions for quarterly analysis of water samples up- and down-stream of the subject site for a minimum of four quarters of available streamflow (streamflow in Ramirez Canyon Creek is intermittent), commencing with implementation of this Overlay District. The quarterly analysis of water samples shall determine fecal coliform concentration and, should the results of the one year analysis be adverse or inconclusive, additional water quality analysis shall be performed. If the results of the water quality monitoring fail to rule out existing septic systems as a potential source of elevated fecal coliform counts downstream of Ramirez Canyon Park, a complete permit application shall be made to the City of Malibu Health Department for abandonment of the remaining septic systems and further upgrade the new wastewater treatment system to accept and treat the effluent from the ranger/maintenance supervisor residence and/or the Art Deco building.

## 9. Visual Resources

All new public access and recreation improvements shall be sited and designed to protect views to and along the ocean and scenic coastal areas, to minimize alteration of natural land forms, to be visually compatible with the character of surrounding areas, and, where feasible, to restore and enhance visual quality in visually degraded areas. Development of public access and recreation improvements shall be subject to the following standards as well as any other applicable development standards of Chapter 6 of the Malibu Local Implementation Plan.

### A. Park Facilities Siting and Design

1. New restroom facilities shall be located and designed such that they are not substantially visible from trails, public roads or other scenic viewing areas. Measures to minimize visibility of restroom facilities include:

- Locating the structures in level areas where vegetation exists or where topography naturally screens the areas from public views. Where necessary, native vegetation shall be planted to provide a buffer

between restrooms, trail users and campers, and to screen restrooms facilities.

- Where determined necessary and feasible for purposes of protecting visual resources, grading shall be allowed to “tuck” restroom facilities into hillside terrain and thereby blend with natural terrain. Restroom facilities shall be designed with colors that are compatible with the surrounding landscape and landscape screening shall be used to minimize visibility of the structures.

2. Campsite locations shall be located and designed such that they are not substantially visible from trails, public roads or other scenic viewing areas. Measures to minimize visibility of campsites include locating sites in level areas where vegetation exists or where topography naturally screens the areas from public views. Where necessary, native vegetation shall be planted to provide a buffer between campers and trail users and to screen camp facilities from adjacent trails.

3. Retaining walls shall be permitted only where required to support critical trail linkages on hillside terrain, or to support restroom construction in hillside terrain, where no other alternative location or method of support is available. The height of permitted retaining walls shall not exceed six feet. Stepped or terraced retaining walls up to twelve feet in height, with planting in between, may be permitted. Retaining walls shall be designed with natural materials that blend with the surrounding earth materials and landscape.

4. Drainage devices for parking facilities shall be placed in locations of minimal visibility and shall be colored to match natural soils and screened with landscaping to minimize visibility.

## 10. Archaeological Resources

All new public access and recreation improvements shall be located and/or designed to protect and preserve areas, sites and structures of historic, cultural, archaeological and paleontological significance. Development of public access and recreation improvements shall be subject to the following:

1. A Phase I Inventory of cultural resources shall be conducted by a qualified archaeologist for all project areas that will involve ground disturbance. All other applicable development standards of Chapter 11 of the Malibu Local Implementation Plan apply.

- A records search through the regional historical resources information center.
- An archival search of historic records.
- A field survey.
- A written report which describes how the survey was conducted and the result of the survey.

2. Park signs, maps, public information notices, and website information shall include notice to inform visitors that disturbance to archaeological sites cannot be reversed, that such resources are of great religious importance to contemporary Native Americans and destruction of archaeological sites on public property is illegal and a punishable offense.

## 11. Hazards

All new public access and recreation improvements shall minimize risks to life and property in areas of high geologic, flood, and fire hazard. Development of public access and recreation improvements shall be subject to the following development standards as well as any other applicable development standards of Chapter 9 of the Malibu Local Implementation Plan to minimize risks associated with high geologic, flood, and fire hazard.

### A. Geology and Flooding

1. A geologic/soils/geotechnical study identifying any geologic hazards affecting areas identified for new, structural park facility development shall be prepared and shall contain recommendations for mitigation measures, where applicable, and a statement that the project areas are suitable for the proposed improvements and that the improvements will be safe from geologic hazard.
2. Engineered structures such as retaining walls, footings for small structures (i.e. restrooms with footings, water service lines, engineered retaining walls, parking areas, etc., as applicable), and significant cut and fill grading will require the preparation of a geotechnical report, prepared by a qualified engineering geologist or a registered geotechnical engineer, to provide recommendations for the design of these structures and grading procedures.
3. Where applicable, new park improvements shall include adequate drainage and erosion control facilities that convey site drainage in a non-erosive manner in order to minimize hazards resulting from increased runoff and erosion.

### B. Fire Protection, Emergency Evacuation

1. A Fire Protection and Emergency Evacuation Plan shall be developed and implemented for Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park and shall be approved by the State Fire Marshall and Los Angeles County Fire Department, Division of Fire and Life Safety. The Fire Management and Emergency Evacuation Plan shall include the following provisions:

- All standard Parkland rules and regulations shall be enforced per existing policies of the MRCA/SMMC:
  - Except in designated camp areas, park properties shall be closed sunset to sunrise.
  - No smoking or fires.
  - No alcoholic beverages.
  - No littering or dumping.
  - No unauthorized vehicle use.
  - No defacing or destroying property.
  - Dogs must be on a leash and cleaned up after.

- Possession of firearms, bow and arrow prohibited.
- Violations subject to \$500 fine and/or 6 months in County jail.
- An annual fuel modification plan for site vegetation management and tree trimming/limbing at each park property shall be developed and implemented prior to the annual fire season.
- Campsite locations shall be located within existing public use areas to ensure easy access for purposes of maintenance and patrol, and in case of emergency.
- No camper, hiker, pedestrian, casual or transient visitor to Malibu, nor any resident of the City of Malibu, shall make or maintain, nor aid and abet others in making or maintaining, a campfire or any other open fire in any of the park facilities covered by this Plan. The only cooking apparatus permitted shall consist of self-contained propane stoves when permitted consistent with the terms of the approved Fire Management and Emergency Evacuation Plan. No kerosene or white gas lanterns shall be permitted.
- No person shall, outside of any park facility mentioned herein, on any public or private property, permit or allow, or cause to be permitted or allowed, any open flame, fire, or other incendiary source, of any nature whatsoever, within twenty (20) feet of any flammable vegetation. This provision shall prohibit backyard fires, barbeques, or any other flame source whatsoever. Propane BBQs when accompanied with approved fire extinguishers shall be exempt from this policy.
- Campers shall be required to utilize designated cook surfaces provided at each approved campsite, which shall be designed of non-flammable materials. Cold-camping apparatus such as flame-less cook-stoves and lanterns are preferred. Prospective campers shall be informed of the No Campfire/Cold Camp Policy upon reserving and/or registering for use of camp facilities and shall be put on notice that unauthorized use of fire-related camping and cooking apparatus specifically prohibited by the No Campfire/Cold Camp Policy will be cause for confiscation of such devices and/or expulsion of visitors from camp facilities. Signs shall be posted and camp areas will be routinely patrolled to enforce the No Campfire/Cold Camp Policy.
- Fire protection apparatus shall be provided and maintained at all camp facilities and shall include, at a minimum:
  - Water storage tank or water delivery system designed, located, and maintained to provide a dependable water supply for fire protection at each proposed camp area at all times to ensure adequate water supply for fire protection of new camp facilities.
  - A portable and air-powered quick attack firefighting system to be provided at each camp facility for ready deployment by trained Camp Host, Ranger, or park personnel in the event of a fire.
  - Portable self-contained fire extinguisher units to be provided for each cluster or group of campsites.
- Camping at all park properties will be prohibited when any Red Flag Day, Flash Flood/Flood Warnings or Urban/Small Stream Advisory is issued. Signs will be posted and camp areas will be routinely patrolled to notify park users and to enforce restrictions on park use during all Red Flag,

Flash Flood/Flood Warnings and Urban/Small Stream Advisories as determined by the National Weather Service, a division of the National Oceanic Atmospheric Administration (NOAA).

- An onsite Camp Host, staff maintenance person, or Ranger, who is wildland fire-trained, shall be accommodated for at each park property during the times camping is permitted. This shall be accomplished by either providing for residency of a Camp Host, staff maintenance person or Ranger at existing park properties, or ensuring that support facilities and apparatus are provided to sustain continuous daily and nightly patrols to strictly enforce the No Campfire Policy and use restrictions relating to hazardous conditions. Park patrols shall be conducted daily at each park property when campers are present. Adjustments to patrol procedures will be made as necessary to ensure park rule enforcement and compliance.
- An Evacuation Plan shall be prepared and shall include details relative to evacuation procedures and evacuation locations to be implemented for each park property during emergencies.
- Emergency power generators and fuel supply at Ramirez Canyon Park necessary to maintain emergency lighting for at least twelve (12) hours shall be installed and maintained on site.
- Park events, tours, camping reservations or other special functions at Ramirez Canyon Park shall be cancelled when any red-flag warning for extreme weather, fire and/or flooding is issued. Written warnings of the cancellation policy shall be provided to potential campers and prospective event sponsors prior to contracting for park use.

2. A Wooden Bridge Reinforcement Plan, developed and implemented to provide for reinforcement of the wood bridge over Ramirez Canyon Creek next to Ramirez Canyon Park, shall be maintained to ensure that the bridge will safely support a 25-ton fire truck and thereby accommodate emergency access. The wood bridge shall be maintained in sound condition to ensure safe and adequate emergency access to the Park.

3. An Emergency Access and On-Site Parking Plan for Ramirez Canyon Park, prepared by a licensed civil engineer and approved by the Los Angeles County Fire Department as compliant with applicable state and county fire and life safety regulations, shall be maintained for Ramirez Canyon Park.

## 12. Land Use and Neighborhood Compatibility

All new public access and recreation facilities shall be developed consistent with the established OS land use and zoning designation of the parklands subject to the Malibu Parks Public Access Enhancement Plan Overlay. Permitted park uses consist of recreation, research and education, nature observation, and a range of critical support facilities, developed and operated pursuant to this Overlay District of the Malibu Local Implementation Plan. Existing and proposed support facilities are defined as those facilities deemed necessary to support the primary permitted land use, public access and recreation, research and education, and nature observation. The type of support facilities addressed at each park facility shall be based on the level and complexity of public uses and specialized programs offered at each park area. Ramirez Canyon Park, given its unique character, limited accessibility to the public, and specialized programs shall be permitted the administrative and support facilities necessary to maintain access programs, daily operations and maintenance of the various park and recreation programs addressed in this Overlay District.

Development of public access and recreation improvements, and specialized public parkland programs, shall be subject to the following development standards and all other applicable implementation measures identified in this Overlay District. Public access and recreation improvements, and specialized public parkland programs, shall be developed and maintained to minimize potential land use conflicts with adjacent residential neighborhoods.

#### A. Land Use Compatibility

1. Trail and park improvements shall be located and designed to provide separation between public trails and use areas and private property where feasible. Measures to provide such separation may include but not be limited to:

- Signs which inform hikers and park visitors of parkland and private property boundaries and includes provisions to restrict trespassing on private property, and to limit activities which may result in nuisance noise, odors, or other uses that may impact the quality of life in residential areas. Such signs shall be found consistent with all other implementation measures of this Overlay District.
- Fencing which delineates trail corridors, park boundaries, permitted parking areas, and private property, where located, designed and installed consistent with all other implementation measures of this Overlay District.

#### B. Specialized Programs – Ramirez Canyon Park

1. All Ramirez Canyon Park uses, including administrative uses, public outreach, events, gatherings, tours, and workshops, etc. shall be limited in size, duration and occurrence to comply with the proposed maximum of 40 round trips/day on Ramirez Canyon Road, except as provided herein.

2. Public outreach and education activities are priority uses and shall be accommodated first within the maximum allowed 40 round trips/day for Ramirez Canyon Park uses. Not more than twice per month a public outreach, education, or other event may exceed the daily round trip limitation, if in the preceding month the actual number of trips per day has been below the established trip threshold, by the amount of the proposed additional trips but not more than 60 round trips/day.

3. Events, tours, or other special functions permitted pursuant to this section shall be cancelled when any red-flag warning for extreme weather, fire and/or flooding warning is issued. Written warnings of such policy shall be provided to prospective sponsors prior to contracting for park use.

4. Amplified music shall not cause a reading exceeding 65 dBA at the southern boundary of Ramirez Canyon Park as measured by an appropriately calibrated measuring device operated by a public officer.

5. Special events held during the fire season shall retain all guest vans, shuttles, and drivers continuously on site during the event.

6. Net proceeds generated by special events held at Ramirez Canyon Park shall be used to establish and maintain the Malibu Parks Public Access Fund (the Fund) for purposes of funding access and

recreational improvements and opportunities for visitors with diverse abilities, disadvantaged youth, or other underserved groups. The Fund shall specifically serve to implement the Malibu Coastal Camping Program, a program designed for disadvantaged youth and dedicated to teaching first-time campers proper use of camping equipment, environmental awareness and outdoor leadership skills. The camp program shall include all necessary transportation, food and equipment, with staffing provided by professional naturalist educators who are trained in first aid, youth leadership and outdoor education.

7. Specialized programs permitted at Ramirez Canyon Park and associated support facilities shall consist of the following uses and restrictions:

- Administrative offices for the Conservancy and Mountains Recreation & Conservation Authority (MRCA).
- Ranger/maintenance supervisor residence utilized by MRCA staff charged with security, site management, and public safety duties.
- Public improvements for the riparian area interpretive trail and picnic facilities designed specifically to provide facilities and amenities required for the safe use of the trail by physically challenged visitors in compliance with Americans with Disabilities Act (ADA) requirements, including trails, picnic facilities, drinking fountains, restrooms, and parking areas.
- Use of the Peach House, Barn, and Art Deco facility for small group gatherings and tours for up to 60 participants each, and to greet guests or as a component of site tours.
- Public Outreach, Events, Gatherings, Tours, And Workshops
  - Public Outreach Programs
    - Year-Round, Permitted 7 Days/Week
    - Max 40 Participants
    - 8:00 a.m. – Dusk
  - Tours And/Or Small Gatherings
    - Year-Round, 12 Tours or Gatherings Permitted/Month
    - Max 60 Participants
    - 8:00 a.m. – Dusk
  - Special Events
    - March – October, 32 Events Permitted/Year, 1 Event Permitted/Week
    - Maximum 200 Participants
    - 8:00 a.m. - 9:00 p.m. Sunday-Thursday, and 8:00 a.m. to 10:00 p.m. Friday and Saturday, One Additional Hour is Allotted for Personnel Clean-Up and Securing the Facility.
- Day-use picnic areas designed specifically to provide park amenities to accommodate disabled visitors and their families by reservation. The accessible day-use picnic areas shall be located in level, previously disturbed areas so as not to adversely impact sensitive habitat, but shall be located in proximity to natural areas to provide association with natural resources to the maximum extent

feasible.

- ADA accessible camp facility designed specifically for use by disabled visitors and their families, available by reservation.
- Hike-in camp facility, available by reservation.

8. A Transportation and Parking Management Plan shall be developed and maintained to manage traffic trips on Ramirez Canyon Road pursuant to Section D.3.B.1 of this Overlay District.

9. An Event Monitoring Program shall be implemented and shall include annual monitoring reports to be submitted to the Executive Director of the Coastal Commission annually. The monitoring reports shall include a summary of the number and kind of events, tours, small gatherings, and outreach programs conducted at Ramirez Canyon Park during the annual reporting period, distinguishing revenue-generating and non-revenue generating events, activities, tours, and outreach programs, and specifying the dates, vehicle trip counts, and event sponsor or beneficiary as applicable, for each.

10. Nothing herein, including trip limitations, shall operate to limit or restrict access to Ramirez Canyon Park as sovereign property of the State of California at any time and by any means whatsoever, by any of the following: The governor or any civil executive officer as provided in Government Code Sec. 1001; any member of the California National Guard or the State Militia; any firefighter of any public agency; any peace officer, any emergency medical technician or paramedic whether employed by a public agency or not, any member of the Legislature or staffs thereof, any member of the Bureau of State Audits, the Secretary for Resources or any employee thereof, any member of the California Coastal Commission or staff thereof, any person appointed pursuant to Public Resources Code Section 33200 or 33213, or person appointed pursuant to Section 5.0 of the Joint Powers Agreement between the Conejo Recreation and Parks District, the Rancho Simi Recreation and Parks District, and the Santa Monica Mountains Conservancy.

# EXHIBIT

# 2

Proposed LCPA establishing the Malibu Parks Public Access

Enhancement Plan Overlay including LUP and LIP policy  
revisions and additions and the Malibu Parks Public Access  
Enhancement Plan Overlay

District Public Parkland Map and Proposed Trail Resources Map

# Malibu Local Coastal Program Amendment- Land Use Plan

## CHAPTER 5--NEW DEVELOPMENT

### C. Land Use Plan Policies

#### 1. Land Use Plan Map

The Land Use Plan Map shows the land use designation for each property. The land use designation denotes the type, density and intensity of development that may be permitted for each property, consistent with all applicable LCP policies. An overlay is applied to the Civic Center area that allows for a mix of land uses and specific development standards if a specific plan or other comprehensive plan is developed, adopted, and certified as an LCP amendment for the area. An overlay is also applied to those parkland and recreation areas included in the Malibu Parks Public Access Enhancement Plan, a comprehensive plan developed to provide the framework for implementation of specific trail development, recreation support facility, transportation, and public program improvements for individual parklands and trail corridors for the benefit of public access and recreation consistent with the goals of the LCP and the Coastal Act. New development in the City shall be consistent with the Land Use Plan map, and all applicable LCP policies. Following is a description of the land use designations.

#### 13. Malibu Parks Public Access Enhancement Plan Overlay Policies

5.66 The Malibu Parks Public Access Enhancement Plan shall be implemented as public works projects to 1) develop public access and recreational facility improvements, including support facilities, needed to meet growing visitation and demands for recreational opportunities in the Santa Monica Mountains and Malibu area, 2) address potential impacts to coastal resources associated with recreational facility development, 3) provide alternative transportation opportunities to facilitate public access, 4) implement and maintain specialized public program uses intended to enhance and diversify access and recreation opportunities, and 5) balance the needs and concerns of private residents adjacent to public recreational lands with the need to promote and enhance public access and recreation opportunities in the Coastal Zone for all visitors.

5.67 The Malibu Parks Public Access Enhancement Plan provides policies and implementing measures that expand on the public access and recreation policies of the Malibu LCP which shall be implemented to enhance public access and recreation opportunities to and within existing parklands and recreation areas subject to the overlay district (LIP Zoning Map X) for use by local and non-local visitors, and for visitors with diverse backgrounds, interests, ages, and abilities.

5.68 Park uses shall be established and maintained consistent with the visitor carrying capacity of specific park areas taking into consideration available support

facilities, opportunities to develop new support facilities, accessibility, protection of natural resources, public safety issues, and neighborhood compatibility.

- 5.69** Limited overnight campsites are defined as principal permitted uses in parklands subject to the Malibu Parks Public Access Enhancement Plan Overlay and should be developed within park boundaries for public use to provide a wider range of recreational opportunities and low-cost visitor serving opportunities for visitors of diverse abilities, where impacts to coastal resources are minimized and where such sites can be designed within site constraints and to adequately address public safety issues.
- 5.70** Where physical constraints of natural park areas limit access opportunities for people with disabilities, park support facilities and amenities shall be developed and maintained, where available and consistent with public safety needs and resource protection policies, to thematically link nature study, education and recreation via specialized public programs and events.
- 5.71** Trails to and within public parklands, camp facilities, public outreach and educational programs and/or related support facilities (e.g. parking, public restrooms, picnic amenities, ranger/ maintenance supervisor housing, nature centers, administrative personnel facilities related to the daily operation and maintenance of parklands and park programs), and special programs and events conducted at Ramirez Canyon Park, are defined as principal permitted uses in the Malibu Parks Public Access Enhancement Plan Overlay and shall be permitted to be constructed, opened and operated for intended public use or benefit where it is determined feasible to locate, design, and maintain such facilities and uses so as to avoid, or minimize and fully mitigate, potential impacts to ESHA.

## **CHAPTER 2--PUBLIC ACCESS AND RECREATION**

### **7. Malibu Parks Public Access Enhancement Plan Overlay**

- 2.90** The City, Santa Monica Mountains Conservancy, and Mountains Recreation and Conservation Authority, shall coordinate and consult with the National Park Service and the County of Los Angeles, and other appropriate public and private entities and interested parties in designing, locating, funding, acquiring, and implementing the public access and recreational facility improvements identified in the Malibu Parks Public Access Enhancement Plan pursuant to an adopted and certified overlay district.

### **LCP LUP PARK LANDS MAP NO. 2**

Amend map to include trail segments as proposed by the Malibu Parks Public Access Enhancement Plan.

## **City of Malibu Local Coastal Program-Local Implementation Plan**

### **CHAPTER 3-ZONING DESIGNATIONS AND PERMITTED USES**

#### **3.4.2 Malibu Parks Public Access Enhancement Plan Overlay**

##### **A. Purpose**

A. The purpose of the Malibu Parks Public Access Enhancement Plan Overlay Zone is to maximize and prioritize public access and recreational opportunities in specific parkland and recreation areas as defined in Section 3.4.2.B below (Plan area). This Overlay District implements the land use policies of the Malibu Parks Public Access Enhancement Plan, consistent with sound resource conservation principles and constitutionally protected rights of private property owners. This Overlay District shall further supplement and implement the public access and recreation policies of Chapter 3 of the Coastal Act, Chapter 2 of the Malibu Local Coastal Program Land Use Plan, and Chapter 12 the Malibu Local Coastal Program Local Implementation Plan. This ordinance shall be given the most liberal construction possible to ensure that public access and public recreational opportunities are protected and provided consistent with the goals, objectives, and policies of the Malibu Parks Public Access Enhancement Plan, the California Coastal Act, City of Malibu Local Coastal Program, and Article X, Section 4, of the California Constitution.

B. To implement the goals, objectives, and policies of the Malibu Parks Public Access Enhancement Plan and the public access and recreation policies of Chapter 3 of the Coastal Act, and Chapter 2 of the Malibu Local Coastal Program Land Use Plan, this Overlay District provides site specific development standards and other implementation measures to 1) complete trail connections for the Coastal Slope Trail, between the beach and the Backbone Trail, and other connector trails and to ensure adjacent lands are protected as natural and scenic areas to enhance the recreational experience of trail corridors, and 2) identify site specific public access, recreational facility, and program improvements for Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park subject to the Malibu Parks Public Access Enhancement Plan Overlay to provide camp areas, critical support facilities, improved public transit, and improved trail and park accessibility to facilitate an increased level of accessibility for visitors with disabilities. The Malibu Parks Public Access Enhancement Plan Overlay further specifies the uses and facilities to be accommodated by park-specific projects, and provisions to ensure project implementation is carried out consistent with all applicable resource protection, hazards and land use policies of the Coastal Act and certified Malibu Local Coastal Program.

##### **B. Description of Area Subject to Section 3.4.2**

The provisions of this Overlay District shall apply to those public parklands and

recreation areas illustrated generally on the Malibu Parks Public Access Enhancement Plan Overlay Public Parkland Map and Proposed Trail Resources Map, extending from the Zuma/Trancas Canyon Units of the Santa Monica Mountains National Recreation Area to Corral Canyon Park, south to Pacific Coast Highway and north to the City of Malibu/Unincorporated Los Angeles County Boundary. The term recreation areas as used in this section applies specifically to Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park, existing and proposed trail corridors as identified in the City's Trail Master Plan, Local Coastal Program, and Draft Santa Monica Mountains National Recreation Area Interagency Trail Management Plan. Public parklands that are owned and maintained by the National Park Service; the Zuma/Trancas Canyon Units of the Santa Monica Mountains National Recreation Area and Solstice Canyon Park, are included in the Malibu Parks Public Access Enhancement Plan Overlay to allow for comprehensive and strategic planning for developing priority trail and transit connections with the goal of establishing a network of parks, trails, and open space for public use; however, this Overlay District shall not apply to any future development plans of the National Park Service for these parklands.

Private property subject to this Overlay District consists only of those properties containing trail and open space Offers To Dedicate and subject to the Malibu Parks Public Access Enhancement Plan Overlay and all applicable provisions of Chapter 12, Public Access, of the Malibu Local Coastal Program Local Implementation Plan, or those identified on the Conservancy's Work Program, as may be amended, which are purchased from willing sellers, dedicated to public use as part of the entitlement process, or donated by a private landowner.

### **C. Applicability**

The implementing measures of this Overlay District will serve to enhance public access and recreation opportunities to and within park facilities subject to this Malibu Parks Public Access Enhancement Plan Overlay. These implementing measures establish the park-specific uses and facilities determined to be critical in ensuring maximum public access and recreational opportunities are achieved pursuant to the Malibu Parks Public Access Enhancement Plan Overlay goals, consistent with all public access and recreation policies of the Malibu Local Coastal Program and the Coastal Act. Development of public access and recreation improvements as defined in the Malibu Parks Public Access Enhancement Plan Overlay shall be governed by the policies, standards and provisions of this Overlay District.

Where any policy or standard provided in this Overlay District conflicts with any other policy or standard contained in the City's General Plan, Zoning Code, certified Local Coastal Program, or other City-adopted plan, resolution or ordinance not included in the certified Local Coastal Program, and it is not possible for the development to comply with both the Malibu Parks Public Access Enhancement Plan Overlay and other plan, resolution or ordinance, the specific policies, standards or provisions contained herein shall take precedence.

## **D. Development Standards**

### **1. Trails**

Public access and recreation opportunities on lands subject to this Overlay District shall be provided and enhanced by developing trail resources pursuant to implementation of a number of site-specific trail improvements as conceptually illustrated on the Malibu Parks Public Access Enhancement Plan Proposed Trail Resources Map, and which shall be subject to the following implementation measures.

#### **A. Trail Easement & Open Space Deed Restriction Land Acceptance Program**

1. The Conservancy/MRCA shall work with the Public Access Division of the Coastal Commission and the City of Malibu Planning Division to accept all OTDs identified in areas subject to Malibu Parks Public Access Enhancement Plan Overlay beginning July 2006.

2. As data becomes available, the Conservancy/MRCA shall work with the Coastal Commission and City of Malibu to identify and accept, as applicable, all trail and open space OTDs identified in areas subject to Malibu Parks Public Access Enhancement Plan Overlay and evaluate/process the legal documentation necessary to ensure allowance of trail use on properties subject to OTDs, where appropriate, or to ensure such properties are protected as natural and scenic areas to enhance the recreational experience of trail corridors.

3. The Conservancy/MRCA should monitor the review and approval process for coastal development permits in the areas subject to Malibu Parks Public Access Enhancement Plan Overlay, subject to City or Coastal Commission action, for potential future OTDs requirements and act to accept OTDs that may become available.

4. The Conservancy/MRCA should study opportunities and evaluate potential land acquisitions based on proximity to existing trail alignments and existing OTDs to facilitate development of the Coastal Slope Trail, and associated connector trails, where private property presents a significant obstacle to trail implementation.

#### **B. Park Agency Coordination**

1. All plans for location, design and development of park improvements located on, or potentially affecting, adjacent Federal parklands and/or County lands shall be submitted to the Outdoor Recreation Planner of the National Park Service and/or the Los Angeles County Department of Parks and Recreation to ensure continued interagency coordination and successful planning efforts for providing an accessible, safe and enjoyable trail system throughout the Malibu Parks Public Access

Enhancement Plan Overlay area.

**C. Trail Location, Development and Design**

1. The Conservancy/MRCA should develop plans to construct, improve and maintain trails for public use once accepted as an OTD, or once acquired through land purchase or donation, consistent with the resource protection policies of this Overlay District.

2. To the maximum extent feasible, and where consistent with all public safety provisions and the resource protection policies of this Overlay District, the City of Malibu Local Coastal Program and the Coastal Act, trails should be designed to accommodate the recommended guidelines for the universal design of trails and trail facilities as described in the document prepared by Moore, Iacofano, Goltsman, Inc. (MIG), dated June 2006. Where full compliance with these accessibility guidelines is determined to be infeasible, trails and trail facilities will incorporate those accessible features that can be reasonably accommodated.

3. Trails shall be located, designed, and maintained to avoid or minimize impacts to ESHA by utilizing established trail corridors, following natural contours, and avoiding naturally vegetated areas with significant native plant species to the extent feasible. Trail construction resulting in unavoidable impacts to ESHA may be permitted if found consistent with all applicable resource protection policies of this Overlay District, the City of Malibu Local Coastal Program and the Coastal Act.

4. Trail development and maintenance shall be designed to accommodate multiple uses including hiking, mountain biking and equestrian uses wherever feasible. Where multi-use trails occur along existing roadways, wood bollards shall be installed between trails and roadways, and pedestrian crossing signs and/or signals shall be installed at all major road crossings, to clearly delineate trail alignments, and to provide separation and ensure safety for trails adjacent to roadways.

**2. Limited Overnight Campsites**

Public access and recreation opportunities on lands subject to this Overlay shall be provided by developing low-cost visitor-serving camp facilities pursuant to implementation of a number of site-specific improvements proposed exclusively at Ramirez Canyon Park, Escondido Canyon Park and Corral Canyon Park, subject to the following implementation measures.

**A. Overnight Camps Location, Development, Design and Operations**

1. To maximize access to parklands, trails and recreational opportunities, new campsite facilities shall be provided within park boundaries at Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park.

2. Campsites proposed and developed pursuant to the Malibu Parks Public Access Enhancement Plan shall consist of designated and improved camps areas located within park boundaries. Consistent with Table B, Permitted Uses, of the City of Malibu Local Implementation Plan, these campsites are defined as principal permitted uses in the Open Space (OS) Zone and are therefore not subject to conditional use permit requirements, or any other non-appealable special use permit that may otherwise limit development and maintenance of such campsites in the Malibu coastal zone.

3. To the extent supported by funds available in the Malibu Parks Public Access Fund operated and maintained pursuant to Section D.12.B.6 of this Overlay District, programs that provide camping opportunities for disadvantaged youth will be provided at Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park at no cost to participants. The Fund shall specifically serve to implement the Malibu Coastal Camping program, a program designed for disadvantaged youth and dedicated to teaching first-time campers proper use of camping equipment, environmental awareness and outdoor leadership skills. The camp program shall include all necessary transportation, food and equipment, with staffing provided by professional naturalist educators who are trained in first aid, youth leadership and outdoor education.

4. Campsites shall be located within existing public use areas and shall be located to take advantage of the unique and diverse resources of Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park, and to facilitate disabled access where possible. Campsites shall be located in previously disturbed or non-sensitive areas to minimize impacts to sensitive habitat areas to the maximum extent feasible.

5. Campsites shall be located a minimum of 100 feet from the top of bank of all streams or from the outer edge of riparian vegetation, whichever is the most protective, to the maximum extent feasible, unless a lesser setback is determined by a qualified biologist to be adequate to protect riparian habitat. If it can be found that potential impacts to riparian corridors will be avoided or appropriately mitigated and there is no alternative site design to meet these setback requirements given other environmental constraints such as sensitive habitat, archaeological resources or topography, reduced stream corridor setbacks may be permitted for low-impact campsites.

6. Campsites shall be located in areas of level terrain, as much as feasible, to avoid the need for grading and the need for excessive maintenance requirements that may be necessary for substantially altered sites. Exceptions to this shall be provided for campsites specifically designed to facilitate disabled access, in which case grading shall be minimized to the maximum extent feasible.

7. Campsites shall be located in proximity to maintenance and/or administrative access points to provide for easy access and to minimize potential impacts to

sensitive habitat areas associated with maintenance requirements.

**8.** Campsites shall be located within existing public use areas to avoid the need for new construction in undisturbed and remote habitat areas and impacts associated with grading and vegetation removal; however, where feasible, campsites should be located in areas where vegetation provides a natural buffer between campsites and trail corridors. Where necessary, native vegetation shall be planted to provide a buffer between campers and trail users, and to screen camp facilities from adjacent trails, parking and day use facilities.

**9.** Campsites shall be provided with limited, necessary support facilities to support overnight use of the sites including, where appropriate, picnic tables, water, self-contained chemical/composting restrooms, and shade trees. However, the maximum area of ground disturbance required to accommodate facilities for any single campsite, excluding shared parking, fuel modification and restroom facilities, and campsites specifically designed to facilitate disabled access, shall be limited to the least environmental damaging alternative meeting project objectives.

**10.** Proposed campsite locations shall be evaluated by a qualified biologist to ensure that, to the extent feasible, 1) campsites are appropriately located in previously disturbed areas, 2) campsites are appropriately setback from the top of bank of any adjacent stream, and 3) to assess potential impacts to adjacent habitat areas and provide recommendations for mitigation, as applicable.

**11.** No camper, hiker, casual or transient visitor, shall make or maintain, nor aid and abet others in making or maintaining, a campfire or any other open fire in any of the park facilities covered by this Plan. Development, use restrictions, and brush maintenance for all campsites shall be carried out in accordance with the Fire Protection and Emergency Evacuation Plan prepared pursuant to Section D.11.B.1 of this Overlay District.

**12.** Overnight camping at Ramirez Canyon Park shall be allowed by reservation only. Overnight camping at Escondido Canyon Park and Corral Canyon Park shall be allowed by reservation and/or by onsite registration (e.g., by an onsite drop-box or by onsite Park staff). A board or kiosk at the Corral Canyon Park parking area shall designate which campsites have been reserved. At Escondido Canyon Park, if permission is obtained at the lower parking lot, a board or kiosk shall designate which campsites have been reserved (to reduce potential trips to the upper proposed parking lot). Otherwise the board or kiosk at the upper parking lot shall designate which campsites have been reserved. The reservation and onsite registration systems shall require campers to acknowledge and agree to all park rules including, but not limited to the prohibition on campfires and the "cold camping" regulation.

**13.** To the maximum extent feasible, and where consistent with all public safety provisions and the resource protection policies of this Overlay District, the City of

Malibu Local Coastal Program and the Coastal Act, campsites should be designed to accommodate the recommended guidelines for the universal design of trails and trail facilities as described in the document prepared by Moore, Iacofano, Goltsman, Inc. (MIG), dated June 2006. Where full compliance with these accessibility guidelines is determined to be infeasible, campsites shall incorporate those accessible features that can be reasonably accommodated.

### **3. Public Transit**

Public access opportunities to parklands and recreation areas subject to this Overlay shall be maximized by encouraging and expanding transportation options supported by adequate support facilities pursuant to implementation of a number of site-specific transit and facility improvements, subject to the following implementation measures.

#### **A. Public Transit Improvements**

1. The Conservancy/MRCA shall coordinate with the Metropolitan Transportation Authority (MTA) to include a stop in the existing service route to the Winding Way Trailhead parking lot, typically used to access Escondido Canyon Park. The Conservancy/MRCA shall provide MTA service information to the public via public notices, trailhead signs and website posting.

#### **B. Transportation and Parking Management**

1. The Conservancy shall implement a Transportation and Parking Management Plan for Ramirez Canyon Park including the following provisions:

- Agreements shall be secured and maintained for offsite parking resource provisions to accommodate the maximum parking demand for the authorized uses of the park for groups of 200 people without displacing the current parking use of the designated locations. Parking agreements and use of the parking resources secured by such agreements shall be considered permitted uses and shall not be denied or obstructed by the City.
- No off-site public coastal access parking, including the Winding Way Trailhead parking lot and the proposed parking facilities at Escondido Canyon Park, shall be utilized to satisfy the off-site parking requirements associated with Ramirez Canyon Park use.
- Daily vehicle trips associated with all authorized uses of Ramirez Canyon Park are restricted to a maximum of 80 trips per day (40 round trips), except as provided for in Section D.12.B.2.
- Signs shall be provided and maintained at the entrance gate to Ramirez Canyon Park forbidding horn honking except in case of emergency.

- Vans and shuttles shall minimize traffic trips on Ramirez Canyon Road by traveling with maximum passenger capability and in convoys, whenever feasible.
- 2. Bicycle parking facilities shall be included on all plans to construct new parking or trailhead facilities.
- 3. Hike-in and walk-in public access opportunities shall be developed for Ramirez Canyon Park due to existing limitations on vehicular transportation to the Park. Hike-in opportunities shall be developed from the proposed parking areas along Kanan Dume Road and from dedicated, donated, and purchased easements along De Butts Terrace, Winding Way, Delaplane, and Ramirez Canyon Road, and from Pacific Coast Highway, where feasible.

#### **4. Public Outreach and Education**

Public access to parklands subject to this Overlay shall be maximized by improving accessibility of parklands for visitors of diverse backgrounds, interests and abilities. This section specifically identifies Ramirez Canyon Park as an existing parkland with well established amenities available to support various public use programs including picnic areas, restrooms, educational displays, sitting benches, gardens, easily accessible terrain, and a riparian area interpretive trail. This Section provides for a number of park-specific improvements and plan specifications designed to accommodate visitors with various disabilities (e.g., mentally and physically challenged). This Section further provides detailed program and operational requirements of public outreach and educational opportunities necessary to ensure that public programs are implemented to the maximum extent feasible within the site constraints of Ramirez Canyon Park.

##### **A. Ramirez Canyon Park Public Outreach, Recreation and Education Programs**

1. Outreach programs designed to provide access and recreation opportunities primarily for disadvantaged youths, physically and mentally challenged visitors, clients from various shelters, Los Angeles Mission representatives, veterans, and seniors shall be permitted year round at Ramirez Canyon Park, seven days per week from 8:00 a.m. to dusk. The programs shall be provided at no cost to the participants and free or low-cost transportation utilizing vans or small transit buses shall be provided.
2. Public improvements for the riparian area interpretive trail and picnic facilities designed specifically to provide facilities and amenities required for the safe use of the trail by visitors with mobility disabilities in compliance with Americans with Disabilities Act (ADA), including trails, picnic facilities, drinking fountains, restrooms, and parking areas, shall be maintained for public use.
3. Three day-use picnic areas and two overnight camp areas may be developed at

Ramirez Canyon Park, which shall be designed specifically to provide park amenities to accommodate disabled visitors and their families. The accessible day-use picnic areas shall be located in level, previously disturbed areas so as not to adversely impact sensitive habitat, but shall be located in proximity to natural areas to provide association with natural resources to the maximum extent feasible.

4. All public outreach, recreation and education programs operated at Ramirez Canyon Park shall comply with the requirements of Section D.3.B.1 of this Overlay District, Transportation and Parking Management, which includes use of shuttles and van pools to support public visitation, and limitations on daily vehicle trips. The Conservancy/MRCA shall give priority to public outreach, recreation and education programs at Ramirez Canyon Park over private events and/or small group gathering uses, specifically as it relates to implementing Section D.3.B.1 of this Overlay District, Transportation and Parking Management.

## **B. Accessibility Design Guidelines**

1. To ensure that access and recreational opportunities for visitors with diverse abilities are maximized, the Conservancy/MRCA may continue all public outreach programs at Ramirez Canyon Park, shall provide additional day-use picnic facilities, and shall implement park improvements to provide for limited overnight camping opportunities at Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park in compliance with Americans with Disabilities Act (ADA).

2. Access and recreational opportunities for visitors with diverse abilities shall be accommodated, where feasible and consistent with public safety needs and resource protection policies, by trail design and improvements intended to meet current accessibility standards and technical requirements. Where such improvements would potentially result in adverse impacts to cultural, historic, religious, or significant natural features or characteristics; where such improvements would substantially alter the nature of the setting or the purpose of the trail or would require construction methods or materials that are prohibited by law; or where compliance would not be feasible due to terrain or prevailing construction practices, specialized programs shall be developed and implemented to provide feasible alternatives for compliance and/or universal design when appropriate.

3. The Conservancy/MRCA will assess all contributing structures and landscape features for their role in developing programs that meet current accessibility guidelines and technical requirements at the parks areas owned and maintained by the Conservancy/MRCA. Where programmatic needs cannot be met within existing park facilities, the Conservancy/MRCA shall consider the following: 1) appropriate new construction, 2) modifying programs or providing new specialized programs able to be accommodated at existing facilities and landscapes, or 3) not implementing the program element.

## **5. Support Facilities**

Public access and recreation opportunities shall be maximized by development of critical public support facilities, subject to the following implementation measures.

### **A. Support Facilities Location, Development and Design**

1. To maximize access to parklands and trails consistent with the other provisions of this Overlay District, new, limited parking and trailhead facilities shall be provided at Ramirez Canyon Park and Escondido Canyon Park, including the Latigo Canyon Road Trailhead to Escondido Canyon.

2. New support facilities shall be located at park entrances and along existing primary trail routes, within previously disturbed areas where feasible, to minimize impacts to sensitive habitat areas to the maximum extent feasible.

3. New support facilities shall be located a minimum of 100 feet from the top of bank of all streams or from the outer edge of riparian vegetation, whichever is the most protective, to the maximum extent feasible. If determined by a qualified biologist that potential impacts to riparian corridors will be avoided or appropriately mitigated and there is no alternative site design to meet these setback requirements given other environmental constraints such as sensitive habitat, archaeological resources or topography, reduced stream corridor setbacks may be permitted for low-impact primary parkland support facilities but in no case shall be setback less than 25 feet from the top of bank of all streams.

4. New support facilities shall be located in areas of level terrain to minimize the need for grading as much as feasible.

5. New support facilities shall be strategically located in disturbed areas, but shall also be located adjacent to vegetated areas whenever feasible where existing vegetation may provide a natural buffer between support facilities, trail corridors and/or public viewing areas. Where necessary, native vegetation shall be planted to provide a buffer and to screen support facilities.

6. Proposed support facility locations shall be evaluated by a qualified biologist to ensure that, to the maximum extent feasible, 1) facilities are appropriately located in previously disturbed areas, 2) facilities are appropriately setback from the top of bank of any adjacent stream, and 3) to assess potential impacts to habitat areas that may result from development of new facilities and to provide recommendations for mitigation, as applicable.

## **6. Signs**

A uniform and comprehensive park and trail sign program essential for identifying park

areas, permitted uses, support facilities, sensitive habitats, and adjacent land uses shall be applied to all new trail and park area improvements as applicable, and shall be subject to the following implementation measures.

#### **A. Signs Location, Content and Design**

1. Signs shall be provided at all park locations, as determined necessary and appropriate, to provide information relative to trails, regulations, and services.

- Trail signs shall be provided for visitors beyond the trailhead and shall include distance to destination points and information about trail conditions and accessibility that will help visitors determine the level of trail difficulty.
- Regulatory signs shall be provided at park entrance areas, staging areas or gathering points and may include, but not limited to, the following information: 1) permitted use of the area or facility being posted, 2) general regulations at trailheads, 3) general regulations at jurisdiction boundaries, 4) regulations required to promote safe use of an area and resource protection, and 5) identification of private property boundaries.
- Services signs identifying services and/or support facilities for the park visitor shall be provided in locations as determined appropriate by the managing agency.

2. Sign appearance shall be standardized for easy recognition by visitors including face, font, capitalization, colors, icons, materials, and dimensions, except where unique signage is used to identify architecturally significant structures in Ramirez Canyon Park.

3. Trail improvements should provide adequate signs at all access points, trailheads, parking lots, road crossings, and linkages or intersections with other trails or roads, and should provide adequate safety signs, including but not limited to, road crossing signs and yield/warning signs on multi-use trail segments.

4. Final plans for location and content of proposed trail and park signs shall be submitted for review and comment to the Outdoor Recreation Planner of the National Park Service to ensure continuity of signs between the park properties in the Plan area.

5. The Conservancy/MRCA shall retain the services of a bilingual consultant who will assist in determining which of those regulatory, informational, and directional signs should be posted in both English and Spanish.

## **7. Environmentally Sensitive Habitat Areas (ESHA)**

Environmentally Sensitive Habitat Areas (ESHAs) shall be protected against significant disruption of habitat values and all areas subject to proposed access and recreation improvements found to constitute ESHA pursuant to the provisions of Chapter 4 of the Malibu Local Implementation Plan shall be subject to the following implementation measures.

### **A. Permitted Parkland Uses, Development and Design**

1. Trails, camp facilities, park uses as described in this Overlay District, and necessary support facilities shall be considered principal permitted uses for those parkland areas subject to the Malibu Parks Public Access Enhancement Plan Overlay and as identified on the Public Parkland Map and Proposed Trail Resources Map. Trails, park uses, and necessary support facilities located within or adjacent to areas mapped as ESHA shall be sited and designed to minimize impacts to ESHA to the maximum extent feasible. Mitigation measures, including but not limited to, selective siting for new permitted park improvements in previously disturbed areas, informational signs, and limited fencing shall be implemented as necessary to protect ESHA.

2. New park facilities shall be located along existing primary trail routes, in proximity to trail entrances and trailheads, and in previously disturbed areas, where feasible, to avoid and minimize impacts to sensitive habitat areas to the maximum extent feasible.

3. New park facilities shall be located a minimum of 100 feet from the top of bank of all streams or from the outer edge of riparian vegetation, whichever is the most protective, to the maximum extent feasible, excluding those special provisions for low intensity hike-in campsites and support facilities as provided for per implementation measures D.2.A.5 and D.5.A.3 of this Overlay District, respectively. Riparian area buffers shall be planted with appropriate native species to provide canopy and vegetative structure to improve habitat function and value of buffer areas.

4. Proposed park facility locations shall be evaluated by a qualified biologist to ensure that, to the maximum extent feasible, 1) facilities are appropriately located in previously disturbed areas, 2) facilities are appropriately setback from the top of bank of any adjacent stream, and 3) to assess potential impacts to habitat areas and provide recommendations for mitigation, as applicable.

5. Proposed park facility locations shall be located in proximity to maintenance and/or administrative access points (trailheads) to provide for easy maintenance access and to minimize potential impacts to sensitive habitat areas associated with existing maintenance operations requiring motorized access by park personnel. Motorized vehicle access by park personnel within parklands shall avoid sensitive

habitat areas and shall be limited to existing maintenance routes to the maximum extent feasible, and shall be for the purposes of conducting maintenance, providing emergency services, conducting patrols, implementing habitat restoration, assisting accessibility to camps with fully accessible campsites and facilities, and providing other park services.

6. Proposed park facilities shall be developed with the smallest development envelope determined necessary to accommodate such facilities to minimize the area of disturbance and avoid potential impacts to ESHA.

7. All new and improved park facility projects, including trails, campsites, parking, etc., where determined appropriate and feasible, shall incorporate the best practices design provisions contained in the Guidelines for the Universal Design of Trails and Trail Facilities as described in the document prepared by Moore, Iacofano, Goltsman, Inc. (MIG), dated June 2006.

8. Prior to improving and opening any trail or park facility for public use in an area of naturally vegetated habitat, a site-specific biological assessment shall be prepared by a qualified biologist which shall evaluate the vegetation and habitat of the project area to determine potential impacts to ESHA that may occur. Should the biological assessment determine that adverse impacts to ESHA may result from permitted development, the following minimum mitigation measures shall be implemented:

- Mitigation measures for impacts to ESHA shall include habitat restoration and/or enhancement and shall be monitored for a period of no less than five years following completion. Mitigation ratios for specific types of habitat shall be as follows:

Coastal sage scrub 2 to 1

Seasonal wetlands 3 to 1

Freshwater marsh 3 to 1

Riparian areas 3 to 1

Vernal pools 4 to 1

Saltmarsh 4 to 1

Native trees 10 to 1 (oak, walnut, sycamore, alder, or toyon)

9. Focused spring surveys for special status plant species shall occur within project footprint areas where potential habitat occurs to assess potential direct and indirect impacts to special status species prior to implementation of new park facility improvement projects.

10. Should project construction occur during the migratory bird nesting season (typically February through August), a focused avian nesting survey shall be performed by a qualified wildlife biologist 72 hours prior to construction in accordance with the Migratory Bird Treaty Act (MBTA) (16 U.S.C. Sec. 703 et seq). If an active bird nest is found, the nest shall be flagged and mapped on the

construction plans along with an appropriate buffer, which will be determined by the biologist based on the biology of the species. The nest area shall be avoided until the nest is vacated and the juveniles have fledged. The nest area shall be demarcated in the field with flagging and stakes or construction fencing.

## **B. Hydromodification**

1. Existing streambed modifications in Ramirez Canyon Park are part of a larger system of channelization in Ramirez Canyon where numerous neighboring properties contain similarly modified channels. The Conservancy/MRCA shall initiate a site-specific, comprehensive analysis of the modified stream channel at Ramirez Canyon Park to assess opportunities for streambed and riparian habitat restoration and potential onsite and offsite flooding or erosional hazards that might result from removing or other modification of the channelization structures.

2. Bioengineering methods or "soft solutions" shall be developed as an alternative to constructing rock revetments, vertical retaining walls or other "hard structures" along Ramirez Canyon Creek. If bioengineering methods are demonstrated to be infeasible, then other alternatives may be considered. Any applications for protective measures along Ramirez Canyon Creek shall demonstrate that existing development and/or public use areas in Ramirez Canyon Park are in danger from flood hazards, that the proposed protective device is the least environmentally damaging alternative, that it is sited and designed to avoid and minimize impacts to the habitat values of the riparian corridor along the creek and the recreational and public access use of the Park property along the creek, and that any unavoidable impacts have been mitigated to the maximum extent feasible.

3. Where minor alteration of natural streams for the purpose of stream crossings (vehicular or pedestrian) are necessary to provide access to and within public recreation areas, the following development standards shall be applied:

- Use of Arizona crossings shall be limited to repair and maintenance of existing crossings consistent with the repair and maintenance provisions of Section 13.4.2 Repair and Maintenance Activities of the City of Malibu Local Coastal Program Local Implementation Plan.
- All new stream crossings shall consist of a span bridge design which minimizes placement of any new structures within the stream bed or channel and avoids removal of natural riparian vegetation to the maximum extent feasible.
- Construction activities shall be scheduled to occur during the dry season.
- Staging areas outside of the riparian canopy shall be identified and flagged for construction workers and to store materials.
- Monitoring of stream crossing construction activities shall be conducted by a

qualified biologist. The biologist shall be responsible for briefing construction workers on potential resource damage avoidance prior to the commencement of any on site activities.

- These provisions shall not apply to existing or proposed pedestrian stream crossings along hiking trails where no alteration of the natural stream channel is required to accommodate access.

### **C. Parkland Habitat Preservation and Monitoring**

1. Trail or park areas that have been severely degraded as the result of overuse or lack of maintenance shall be restored by such techniques as revegetation with native plants, trail consolidation and improvement, and through the provision of support facilities such as parking, defined trail systems, raised walkways, trash receptacles, restrooms, and picnic areas. Fencing and signs, designed and located consistent with other applicable provisions of this Overlay District, shall be installed around restoration areas for purposes of identifying sensitive habitats and educating visitors of ESHA occurrence and/or restoration efforts. All park fencing shall be designed to allow for wildlife passage. In severely degraded areas, controlled and limited public access may be allowed during the recovery period and in consultation with appropriate public agencies and/or resource specialists. Any limitation of public use shall be evaluated periodically to determine the need for continued use restrictions and the limitation shall be removed at the termination of the recovery period.

2. The Conservancy/MRCA shall conduct periodic assessments of park visitation numbers and patterns of use and shall monitor the quality of visitor experience and make the appropriate management changes to prevent potential degradation of natural resources from overuse. Monitoring and visitor survey data shall be evaluated to identify needs, problems, and issues that require management action.

### **D. Native Trees**

1. All development involving access and recreation improvements within areas containing one or more native oak (*Quercus* species), California Walnut (*Juglans californica*), Western Sycamore (*Platanus racemosa*), Alder (*Alnus rhombifolia*), or Toyon (*Heteromeles arbutifolia*) tree, that has at least one trunk measuring six inches or more in diameter, or a combination of any two trunks measuring a total of eight inches or more in diameter, measured at four and one-half feet above natural grade shall be subject to the provisions of Chapter 5 Native Tree Protection of the Malibu Local Coastal Program Local Implementation Plan.

## **8. Water Quality**

All new public access and recreation improvements shall be evaluated for potential adverse impacts to water quality and shall consider Site Design, Source Control and Treatment Control Best Management Practices (BMPs) to prevent polluted runoff and water quality impacts resulting from new development, and shall be designed to prevent the introduction of pollutants that may result in water quality impacts. Projects shall be designed to control post-development peak runoff rates and average volumes to maintain or reduce pre-development downstream erosion rates. Development of public access and recreation improvements shall be subject to the following standards as well as any other applicable development standards of Chapter 17 of the Malibu Local Implementation Plan, or the Regional Water Quality Control Board, whichever is most protective.

### **A. Parkland Facilities Development and Design**

1. New park facility development shall, as applicable, include post-development phase drainage and polluted runoff control plans. These plans shall specify site design, source control and treatment control Best Management Practices (BMPs), that will be implemented to minimize post-construction polluted runoff, and shall include monitoring and maintenance provisions for identified BMPs and shall specifically address:

- Designated areas within camp facilities to provide fresh water for camp uses including drinking water, hand washing and dish washing, and areas where overspill will drain. All overspill shall be contained onsite and treated with appropriate post-development BMPs measures.
- Methods to accommodate onsite percolation and to mitigate and treat any increase in runoff from impervious surfaces consistent with all applicable development standards of Section 17.5.1 BMP Requirements and Implementation of the Malibu Local Implementation Plan.

2. An Interim Erosion Control Plan shall be developed and implemented for construction activities resulting in soil disturbance and vegetation removal and the following development standards shall be applied:

- The plan shall delineate the areas to be disturbed by grading or construction activities and shall include any temporary access roads, staging areas and stockpile areas. The natural areas on the site shall be clearly delineated on the project site with fencing or survey flags.
- Should grading take place during the rainy season (November 1 – March 31) temporary sediment basins (including debris basins, desilting basins or silt traps), temporary drains and swales, sand bag barriers, silt fencing, geofabric covers or other appropriate cover, geotextiles or mats shall be installed on all cut or fill

slopes as soon as possible. These erosion measures shall be required on the project site prior to or concurrent with the initial grading operations and maintained throughout the development process to minimize erosion and sediment from runoff waters during construction.

3. All new park facilities shall be located in areas of level terrain, to the maximum extent feasible, to avoid the need for grading and to minimize landform alteration and alteration of natural drainage patterns. Campsites specifically designed to facilitate disabled access, parking resources to support trail access, and development of important trail linkages, shall be sited and designed to ensure grading is minimized to the maximum extent feasible.

4. All graded and disturbed areas on the subject site shall be planted and maintained for erosion control purposes within sixty (60) days of completing construction activities resulting in soil disturbance or vegetation removal. To minimize the need for irrigation all landscaping shall consist primarily of native/drought resistant plants as listed by the California Native Plant Society, Santa Monica Mountains Chapter, in the document entitled Recommended List of Plants for Landscaping in the Santa Monica Mountains, dated February 5, 1996. Invasive, non-indigenous plant species which tend to supplant native species shall not be used.

#### **B. Onsite Wastewater Disposal**

1. All new public restroom facilities shall consist of self contained, chemical or composting restrooms which shall be sited and designed to ensure that impacts to ESHA and water quality are avoided. Self-contained restroom facilities shall be located a minimum of 200 feet from the top of bank of any adjacent stream, wherever feasible, and shall not be located less than 100 feet from the top of bank of any adjacent stream or the outer edge of riparian vegetation, which ever is the most protective. Minimal grading to create minor berms around the facilities shall be allowed to ensure run-off is contained in the vicinity and/or is conveyed and filtered through bioswales. Self-contained restroom facilities shall be maintained pursuant to manufacturer specifications at all times.

2. The Septic System Abandonment/Wastewater Treatment and Recycled Water System Installation Plan, developed and implemented for Ramirez Canyon Park shall be maintained onsite to provide for 1) the permanent abandonment of the idle septic system and leachfields located beneath the tennis court, the leachfield serving Barwood, and of the leachfields and/or pits and septic tanks serving the Barn and Peach House Structures, 2) installation of an on site wastewater treatment system and recycled water reuse program, including a landscape/ orchard planting and management plan designed to maintain sufficient evapotranspiration capacity for the maximum effluent production of the site during all potential seasonal conditions, and 3) the installation and maintenance of on site emergency power generators and fuel supply necessary to maintain the wastewater treatment system for at least twelve (12) hours. These improvements shall be maintained and all new permanent

restroom facilities shall be required to connect to the on-site wastewater treatment and recycled water reuse system.

3. The Wastewater Treatment and Recycled Water System Installation Plan developed and implemented for Ramirez Canyon Park shall require use of restrooms connected to the wastewater treatment system for all visitors, tours, gatherings and events at Ramirez Canyon Park accommodating up to 200 people (the design capacity of the wastewater treatment system). Should any use, or combination of uses, at Ramirez Canyon Park result in a capacity of visitors exceeding 200 people at any one time, portable restrooms shall be provided to supplement the treatment capacity of the wastewater treatment system.

4. A Water Quality Monitoring Program shall be implemented at Ramirez Canyon Park that includes provisions for quarterly analysis of water samples up- and down-stream of the subject site for a minimum of four quarters of available streamflow (streamflow in Ramirez Canyon Creek is intermittent), commencing with implementation of this Overlay District. The quarterly analysis of water samples shall determine fecal coliform concentration and, should the results of the one year analysis be adverse or inconclusive, additional water quality analysis shall be performed. If the results of the water quality monitoring fail to rule out existing septic systems as a potential source of elevated fecal coliform counts downstream of Ramirez Canyon Park, a complete permit application shall be made to the City of Malibu Health Department for abandonment of the remaining septic systems and further upgrade the new wastewater treatment system to accept and treat the effluent from the ranger/maintenance supervisor residence and/or the Art Deco building.

## **9. Visual Resources**

All new public access and recreation improvements shall be sited and designed to protect views to and along the ocean and scenic coastal areas, to minimize alteration of natural land forms, to be visually compatible with the character of surrounding areas, and, where feasible, to restore and enhance visual quality in visually degraded areas. Development of public access and recreation improvements shall be subject to the following standards as well as any other applicable development standards of Chapter 6 of the Malibu Local Implementation Plan.

### **A. Park Facilities Siting and Design**

1. New restroom facilities shall be located and designed such that they are not substantially visible from trails, public roads or other scenic viewing areas. Measures to minimize visibility of restroom facilities include:

- Locating the structures in level areas where vegetation exists or where topography naturally screens the areas from public views. Where necessary,

native vegetation shall be planted to provide a buffer between restrooms, trail users and campers, and to screen restroom facilities.

- Where determined necessary and feasible for purposes of protecting visual resources, grading shall be allowed to “tuck” restroom facilities into hillside terrain and thereby blend with natural terrain. Restroom facilities shall be designed with colors that are compatible with the surrounding landscape and landscape screening shall be used to minimize visibility of the structures.

2. Campsite locations shall be located and designed such that they are not substantially visible from trails, public roads or other scenic viewing areas. Measures to minimize visibility of campsites include locating sites in level areas where vegetation exists or where topography naturally screens the areas from public views. Where necessary, native vegetation shall be planted to provide a buffer between campers and trail users and to screen camp facilities from adjacent trails.

3. Retaining walls shall be permitted only where required to support critical trail linkages on hillside terrain, or to support restroom construction in hillside terrain, where no other alternative location or method of support is available. The height of permitted retaining walls shall not exceed six feet. Stepped or terraced retaining walls up to twelve feet in height, with planting in between, may be permitted. Retaining walls shall be designed with natural materials that blend with the surrounding earth materials and landscape.

4. Drainage devices for parking facilities shall be placed in locations of minimal visibility and shall be colored to match natural soils and screened with landscaping to minimize visibility.

## **10. Archaeological Resources**

All new public access and recreation improvements shall be located and/or designed to protect and preserve areas, sites and structures of historic, cultural, archaeological and paleontological significance. Development of public access and recreation improvements shall be subject to the following:

1. A Phase I Inventory of cultural resources shall be conducted by a qualified archaeologist for all project areas that will involve ground disturbance. All other applicable development standards of Chapter 11 of the Malibu Local Implementation Plan apply.

- A records search through the regional historical resources information center.
- An archival search of historic records.
- A field survey.

- A written report which describes how the survey was conducted and the result of the survey.
- 2. Park signs, maps, public information notices, and website information shall include notice to inform visitors that disturbance to archaeological sites cannot be reversed, that such resources are of great religious importance to contemporary Native Americans and destruction of archaeological sites on public property is illegal and a punishable offense.

## **11. Hazards**

All new public access and recreation improvements shall minimize risks to life and property in areas of high geologic, flood, and fire hazard. Development of public access and recreation improvements shall be subject to the following development standards as well as any other applicable development standards of Chapter 9 of the Malibu Local Implementation Plan to minimize risks associated with high geologic, flood, and fire hazard.

### **A. Geology and Flooding**

1. A geologic/soils/geotechnical study identifying any geologic hazards affecting areas identified for new, structural park facility development shall be prepared and shall contain recommendations for mitigation measures, where applicable, and a statement that the project areas are suitable for the proposed improvements and that the improvements will be safe from geologic hazard.
2. Engineered structures such as retaining walls, footings for small structures (i.e. restrooms with footings, water service lines, engineered retaining walls, parking areas, etc., as applicable), and significant cut and fill grading will require the preparation of a geotechnical report, prepared by a qualified engineering geologist or a registered geotechnical engineer, to provide recommendations for the design of these structures and grading procedures.
3. Where applicable, new park improvements shall include adequate drainage and erosion control facilities that convey site drainage in a non-erosive manner in order to minimize hazards resulting from increased runoff and erosion.

### **B. Fire Protection, Emergency Evacuation**

1. A Fire Protection and Emergency Evacuation Plan shall be developed and implemented for Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park and shall be approved by the State Fire Marshall and Los Angeles County Fire Department, Division of Fire and Life Safety. The Fire Management and Emergency Evacuation Plan shall include the following provisions:

- All standard Parkland rules and regulations shall be enforced per existing policies of the MRCA/SMMC:
  - Except in designated camp areas, park properties shall be closed sunset to sunrise.
  - No smoking or fires.
  - No alcoholic beverages.
  - No littering or dumping.
  - No unauthorized vehicle use.
  - No defacing or destroying property.
  - Dogs must be on a leash and cleaned up after.
  - Possession of firearms, bow and arrow prohibited.
  - Violations subject to \$500 fine and/or 6 months in County jail.
- An annual fuel modification plan for site vegetation management and tree trimming/limbing at each park property shall be developed and implemented prior to the annual fire season.
- Campsite locations shall be located within existing public use areas to ensure easy access for purposes of maintenance and patrol, and in case of emergency.
- No camper, hiker, pedestrian, casual or transient visitor to Malibu, nor any resident of the City of Malibu, shall make or maintain, nor aid and abet others in making or maintaining, a campfire or any other open fire in any of the park facilities covered by this Plan. The only cooking apparatus permitted shall consist of self-contained propane stoves when permitted consistent with the terms of the approved Fire Management and Emergency Evacuation Plan. No kerosene or white gas lanterns shall be permitted.
- No person shall, outside of any park facility mentioned herein, on any public or private property, permit or allow, or cause to be permitted or allowed, any open flame, fire, or other incendiary source, of any nature whatsoever, within twenty (20) feet of any flammable vegetation. This provision shall prohibit backyard fires, barbecues, or any other flame source whatsoever. Propane BBQs when accompanied with approved fire extinguishers shall be exempt from this policy.
- Campers shall be required to utilize designated cook surfaces provided at each approved campsite, which shall be designed of non-flammable materials. Cold-camping apparatus such as flame-less cook-stoves and lanterns are preferred. Prospective campers shall be informed of the No Campfire/Cold Camp Policy upon reserving and/or registering for use of camp facilities and shall be put on

- notice that unauthorized use of fire-related camping and cooking apparatus specifically prohibited by the No Campfire/Cold Camp Policy will be cause for confiscation of such devices and/or expulsion of visitors from camp facilities. Signs shall be posted and camp areas will be routinely patrolled to enforce the No Campfire/Cold Camp Policy.
- Fire protection apparatus shall be provided and maintained at all camp facilities and shall include, at a minimum:
    - Water storage tank or water delivery system designed, located, and maintained to provide a dependable water supply for fire protection at each proposed camp area at all times to ensure adequate water supply for fire protection of new camp facilities.
    - A portable and air-powered quick attack firefighting system to be provided at each camp facility for ready deployment by trained Camp Host, Ranger, or park personnel in the event of a fire.
    - Portable self-contained fire extinguisher units to be provided for each cluster or group of campsites.
  - Camping at all park properties will be prohibited when any Red Flag Day, Flash Flood/Flood Warnings or Urban/Small Stream Advisory is issued. Signs will be posted and camp areas will be routinely patrolled to notify park users and to enforce restrictions on park use during all Red Flag, Flash Flood/Flood Warnings and Urban/Small Stream Advisories as determined by the National Weather Service, a division of the National Oceanic Atmospheric Administration (NOAA).
  - An onsite Camp Host, staff maintenance person, or Ranger, who is wildland fire-trained, shall be accommodated for at each park property during the times camping is permitted. This shall be accomplished by either providing for residency of a Camp Host, staff maintenance person or Ranger at existing park properties, or ensuring that support facilities and apparatus are provided to sustain continuous daily and nightly patrols to strictly enforce the No Campfire Policy and use restrictions relating to hazardous conditions. Park patrols shall be conducted daily at each park property when campers are present. Adjustments to patrol procedures will be made as necessary to ensure park rule enforcement and compliance.
  - An Evacuation Plan shall be prepared and shall include details relative to evacuation procedures and evacuation locations to be implemented for each park property during emergencies.
  - Emergency power generators and fuel supply at Ramirez Canyon Park necessary to maintain emergency lighting for at least twelve (12) hours shall be installed and maintained on site.

- Park events, tours, camping reservations or other special functions at Ramirez Canyon Park shall be cancelled when any red-flag warning for extreme weather, fire and/or flooding is issued. Written warnings of the cancellation policy shall be provided to potential campers and prospective event sponsors prior to contracting for park use.

2. A Wooden Bridge Reinforcement Plan, developed and implemented to provide for reinforcement of the wood bridge over Ramirez Canyon Creek next to Ramirez Canyon Park, shall be maintained to ensure that the bridge will safely support a 25-ton fire truck and thereby accommodate emergency access. The wood bridge shall be maintained in sound condition to ensure safe and adequate emergency access to the Park.

3. An Emergency Access and On-Site Parking Plan for Ramirez Canyon Park, prepared by a licensed civil engineer and approved by the Los Angeles County Fire Department as compliant with applicable state and county fire and life safety regulations, shall be maintained for Ramirez Canyon Park.

## **12. Land Use and Neighborhood Compatibility**

All new public access and recreation facilities shall be developed consistent with the established OS land use and zoning designation of the parklands subject to the Malibu Parks Public Access Enhancement Plan Overlay. Permitted park uses consist of recreation, research and education, nature observation, and a range of critical support facilities, developed and operated pursuant to this Overlay District of the Malibu Local Implementation Plan. Existing and proposed support facilities are defined as those facilities deemed necessary to support the primary permitted land use, public access and recreation, research and education, and nature observation. The type of support facilities addressed at each park facility shall be based on the level and complexity of public uses and specialized programs offered at each park area. Ramirez Canyon Park, given its unique character, limited accessibility to the public, and specialized programs shall be permitted the administrative and support facilities necessary to maintain access programs, daily operations and maintenance of the various park and recreation programs addressed in this Overlay District.

Development of public access and recreation improvements, and specialized public parkland programs, shall be subject to the following development standards and all other applicable implementation measures identified in this Overlay District. Public access and recreation improvements, and specialized public parkland programs, shall be developed and maintained to minimize potential land use conflicts with adjacent residential neighborhoods.

### **A. Land Use Compatibility**

1. Trail and park improvements shall be located and designed to provide separation between public trails and use areas and private property where feasible. Measures to provide such separation may include but not be limited to:

- Signs which inform hikers and park visitors of parkland and private property boundaries and includes provisions to restrict trespassing on private property, and to limit activities which may result in nuisance noise, odors, or other uses that may impact the quality of life in residential areas. Such signs shall be found consistent with all other implementation measures of this Overlay District.
- Fencing which delineates trail corridors, park boundaries, permitted parking areas, and private property, where located, designed and installed consistent with all other implementation measures of this Overlay District.

### **B. Specialized Programs – Ramirez Canyon Park**

1. All Ramirez Canyon Park uses, including administrative uses, public outreach, events, gatherings, tours, and workshops, etc. shall be limited in size, duration and occurrence to comply with the proposed maximum of 40 round trips/day on Ramirez Canyon Road, except as provided herein.

2. Public outreach and education activities are priority uses and shall be accommodated first within the maximum allowed 40 round trips/day for Ramirez Canyon Park uses. Not more than twice per month a public outreach, education, or other event may exceed the daily round trip limitation, if in the preceding month the actual number of trips per day has been below the established trip threshold, by the amount of the proposed additional trips but not more than 60 round trips/day.

3. Events, tours, or other special functions permitted pursuant to this section shall be cancelled when any red-flag warning for extreme weather, fire and/or flooding warning is issued. Written warnings of such policy shall be provided to prospective sponsors prior to contracting for park use.

4. Amplified music shall not cause a reading exceeding 65 dBA at the southern boundary of Ramirez Canyon Park as measured by an appropriately calibrated measuring device operated by a public officer.

5. Special events held during the fire season shall retain all guest vans, shuttles, and drivers continuously on site during the event.

6. Net proceeds generated by special events held at Ramirez Canyon Park shall be used to establish and maintain the Malibu Parks Public Access Fund (the Fund) for purposes of funding access and recreational improvements and opportunities for visitors with diverse abilities, disadvantaged youth, or other underserved groups.

The Fund shall specifically serve to implement the Malibu Coastal Camping Program, a program designed for disadvantaged youth and dedicated to teaching first-time campers proper use of camping equipment, environmental awareness and outdoor leadership skills. The camp program shall include all necessary transportation, food and equipment, with staffing provided by professional naturalist educators who are trained in first aid, youth leadership and outdoor education.

7. Specialized programs permitted at Ramirez Canyon Park and associated support facilities shall consist of the following uses and restrictions:

- Administrative offices for the Conservancy and Mountains Recreation & Conservation Authority (MRCA).
- Ranger/maintenance supervisor residence utilized by MRCA staff charged with security, site management, and public safety duties.
- Public improvements for the riparian area interpretive trail and picnic facilities designed specifically to provide facilities and amenities required for the safe use of the trail by physically challenged visitors in compliance with Americans with Disabilities Act (ADA) requirements, including trails, picnic facilities, drinking fountains, restrooms, and parking areas.
- Use of the Peach House, Barn, and Art Deco facility for small group gatherings and tours for up to 60 participants each, and to greet guests or as a component of site tours.
- Public Outreach, Events, Gatherings, Tours, And Workshops
  - Public Outreach Programs
    - Year-Round, Permitted 7 Days/Week
    - Max 40 Participants
    - 8:00 a.m. – Dusk
  - Tours And/Or Small Gatherings
    - Year-Round, 12 Tours or Gatherings Permitted/Month
    - Max 60 Participants
    - 8:00 a.m. – Dusk
  - Special Events
    - March – October, 32 Events Permitted/Year, 1 Event Permitted/Week
    - Maximum 200 Participants
    - 8:00 a.m. - 9:00 p.m. Sunday-Thursday, and 8:00 a.m. to 10:00 p.m. Friday and Saturday, One Additional Hour is Allotted for Personnel Clean-Up and Securing the Facility.
- Day-use picnic areas designed specifically to provide park amenities to

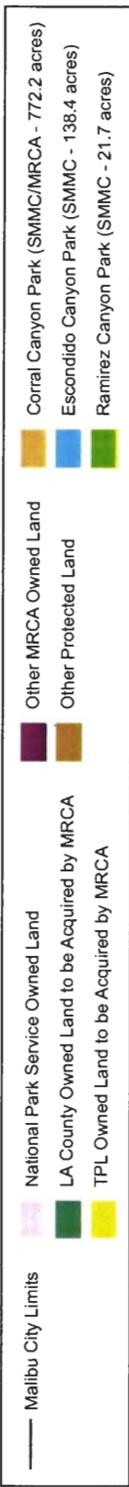
accommodate disabled visitors and their families by reservation. The accessible day-use picnic areas shall be located in level, previously disturbed areas so as not to adversely impact sensitive habitat, but shall be located in proximity to natural areas to provide association with natural resources to the maximum extent feasible.

- ADA accessible camp facility designed specifically for use by disabled visitors and their families, available by reservation.
- Hike-in camp facility, available by reservation.

8. A Transportation and Parking Management Plan shall be developed and maintained to manage traffic trips on Ramirez Canyon Road pursuant to Section D.3.B.1 of this Overlay District.

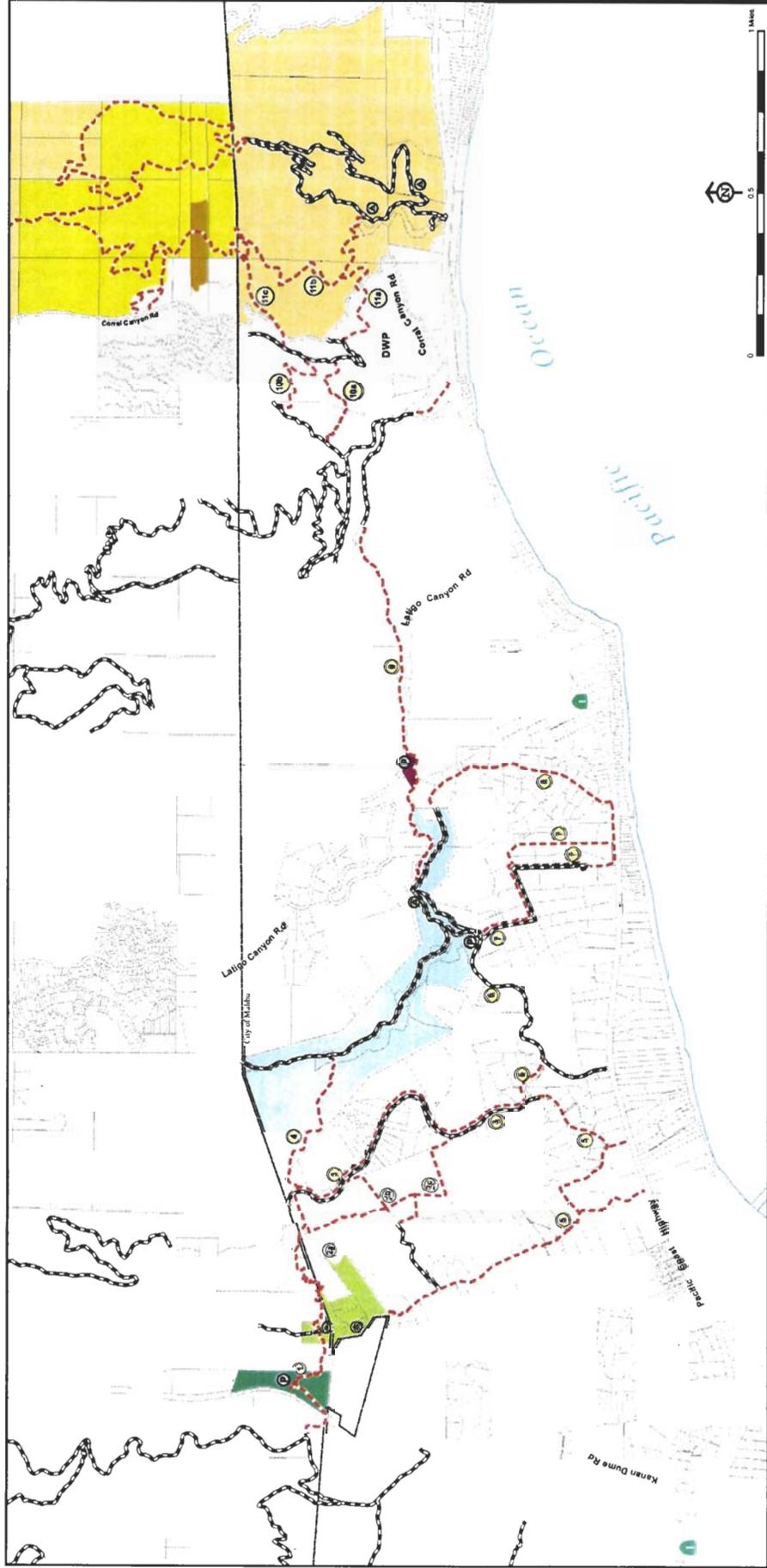
9. An Event Monitoring Program shall be implemented and shall include annual monitoring reports to be submitted to the Executive Director of the Coastal Commission annually. The monitoring reports shall include a summary of the number and kind of events, tours, small gatherings, and outreach programs conducted at Ramirez Canyon Park during the annual reporting period, distinguishing revenue-generating and non-revenue generating events, activities, tours, and outreach programs, and specifying the dates, vehicle trip counts, and event sponsor or beneficiary as applicable, for each.

10. Nothing herein, including trip limitations, shall operate to limit or restrict access to Ramirez Canyon Park as sovereign property of the State of California at any time and by any means whatsoever, by any of the following: The governor or any civil executive officer as provided in Government Code Sec. 1001; any member of the California National Guard or the State Militia; any firefighter of any public agency; any peace officer, any emergency medical technician or paramedic whether employed by a public agency or not, any member of the Legislature or staffs thereof, any member of the Bureau of State Audits, the Secretary for Resources or any employee thereof, any member of the California Coastal Commission or staff thereof, any person appointed pursuant to Public Resources Code Section 33200 or 33213, or person appointed pursuant to Section 5.0 of the Joint Powers Agreement between the Conejo Recreation and Parks District, the Rancho Simi Recreation and Parks District, and the Santa Monica Mountains Conservancy.



Santa Monica Mountains Conservancy/Mountains Recreation and Conservation Authority  
 Malibu Parks Public Access Enhancement Plan

**Public Parkland Map**



**DUDEK**

**National Park Service Lands**

- Corral Canyon Park (SMMC/MRCA - 772.2 acres)
- Escondido Canyon Park (SMMC - 138.4 acres)
- Ramirez Canyon Park (SMMC - 21.7 acres)

**Proposed trail alignments are approximate and may vary slightly within public lands/easements due to site constraints. Trail alignments between the beach and Backbone Trail are currently shown through public park property in Corral Canyon. Other alternatives with more spectacular views from ridgelines on private property should be considered during the regulatory process.**

**LA County Owned Land to be Acquired by MRCA**

**TPL Owned Land to be Acquired by MRCA**

**Other MRCA Owned Land**

**Other Protected Land**

**Proposed Parking**

**Proposed Camp Areas**

**Existing Trail Segment**

**Trail Segment per Public Access Enhancement Plan**

Santa Monica Mountains Conservancy/Mountains Recreation and Conservation Authority  
 Malibu Parks Public Access Enhancement Plan  
**Proposed Trail Resources**

# EXHIBIT

## 3

Santa Monica Mountains Conservancy (SMMC) and Mountains Recreation and Conservation Authority (MRCA) Resolutions authorizing submittal of the proposed LCPA pursuant to the override provisions of the Coastal Act

- Resolution No. 7-114 of the SMMC
- Resolution No. 08-05 of the MRCA
- Resolution No. 08-08 of the SMMC
- Resolution No. 08-20 of the MRCA

**Due to budget and staffing constraints, only Exhibits 1-3 are included with printed copies of the staff report. All of the exhibits are available on the Coastal Commission's website: [www.coastal.ca.gov](http://www.coastal.ca.gov)**

December 28, 2007; Agenda Item No. 7

## Resolution No. 07-114

RESOLUTION OF THE SANTA MONICA MOUNTAINS CONSERVANCY AUTHORIZING THE EXECUTIVE DIRECTOR TO SUBMIT A MALIBU LOCAL COASTAL PROGRAM AMENDMENT PURSUANT TO THE LCP OVERRIDE PROCEDURES OF THE CALIFORNIA COASTAL COMMISSION (14 CAL. CODE REGS. SEC. 13666 *ET SEQ.*), SUCH AMENDMENT TO INCLUDE, BUT NOT BE LIMITED TO: (1) LEVELS OF USAGE AT RAMIREZ CANYON PARK CONSISTENT WITH THOSE APPROVED BY THE CALIFORNIA COASTAL COMMISSION ON APRIL 12, 2000 (CDP NO. 4-98-334) IN ADDITION TO PROVISION OF OVERNIGHT PUBLIC PARK CAMPING AND HANDICAPPED ACCESS CAMPING AT RAMIREZ CANYON PARK; (2) ESTABLISHMENT OF A MALIBU PARKS AFFORDABLE ACCESS FUND USING THE NET PROCEEDS FROM EVENTS AT RAMIREZ CANYON PARK TO PROVIDE INNER CITY OUTREACH WITH THE USE OF MALIBU PARKS; (3) ACQUISITION AND IMPROVEMENT OF ALL POTENTIAL TRAIL SEGMENTS AND LINKAGES TO AND ALONG THE COASTAL SLOPE TRAIL, TOGETHER WITH IMPROVEMENT OF PUBLIC RESTROOMS AND PUBLIC PARKING AREAS TO SERVE SUCH PUBLIC TRAILS AND TRAIL LINKAGES; (4) PUBLIC CAMPING, PUBLIC RESTROOMS AND PUBLIC PARKING AT ESCONDIDO CANYON PARK TOGETHER WITH RELATED HANDICAPPED ACCESS IMPROVEMENTS AND SATELLITE PARKING AND TRAIL STAGING AREAS SERVING SUCH PARK, AND (5) PUBLIC CAMPING, PUBLIC RESTROOMS, AND PUBLIC PARKING AT CORRAL CANYON PARK, AS SUCH PARK BOUNDARIES EXIST OR MAY HEREAFTER BE EXPANDED, TOGETHER WITH RELATED HANDICAPPED ACCESS IMPROVEMENTS, CITY OF MALIBU AND UNINCORPORATED LOS ANGELES COUNTY.

WHEREAS, The Santa Monica Mountains Conservancy (Conservancy) adopted by Resolution No. 06-91 the Malibu Parks Public Access Enhancement Plan - Public Works Plan (PWP) on November 29, 2006; and

WHEREAS, pursuant to a Memorandum of Understanding (MOU) between the Conservancy, the Mountains Recreation and Conservation Authority (MRCA) and the City of Malibu, the PWP was rescinded by Resolution No. 07-04 on January 22, 2007; and

WHEREAS, also pursuant to the MOU, the Conservancy directed staff to prepare a Local Coastal Plan Amendment (LCPA) and to submit LCPA to the City of Malibu; and

WHEREAS, Conservancy staff invested significant time and resources in good faith negotiations with the City of Malibu regarding components of the LCPA; and

WHEREAS, the LCPA (No. 07-002) adopted by the Malibu City Council on December 5, 2007 is contrary to the action of the Malibu Planning Commission, reduces the allowed uses of public parkland, restricts access to parks owned by the Conservancy and the MRCA and generally fails to fulfill the intent of the original PWP and is contrary to the intent of the LCPA as proposed by the Conservancy and filed with the City of Malibu on April 23, 2007; and

WHEREAS, the Local Coastal Program Amendment as adopted by the Malibu City Council on December 5, 2007 is not in conformity with the provisions of the California Coastal Act of

Agenda Item 7  
December 28, 2007  
Page 2

1976, and is contrary to the Santa Monica Mountains Conservancy Act; now  
*Therefore be it Resolved*, That the Santa Monica Mountains Conservancy hereby:

1. FINDS that the proposed action is consistent with the Santa Monica Mountains Conservancy Act and the Santa Monica Mountains Comprehensive Plan;
2. FINDS that the proposed action will further the mission of improving access and enjoyment of public parkland as stated in the Conservancy's Strategic Plan;
3. ADOPTS the staff report dated December 28, 2007 for this item;
4. REQUESTS that the California Coastal Commission deny without suggested modifications the Local Coastal Program Amendment adopted by the City of Malibu on December 5, 2007;
5. AUTHORIZES the Executive Director to submit a Malibu Local Coastal Program Amendment to the Executive Director of the California Coastal Commission pursuant to Title 14 of the California Code of Regulations, Sec. 13666 *et seq.* substantially in accordance with the adopted staff report, and
6. FURTHER AUTHORIZES the Executive Director to perform any and all acts necessary to carry out this resolution; without limiting the generality of the foregoing, such authority shall include those provisions that he shall determine in the exclusive exercise of his discretion are necessary to carry out the purposes of this resolution and to comply with the policies of the Conservancy, and to otherwise carry out the provisions of state law and regulations.

~ End of Resolution ~

I HEREBY CERTIFY that the foregoing resolution was adopted at a special meeting of the Santa Monica Mountains Conservancy, duly noticed and held according to law, on the 28<sup>th</sup> day of December, 2007 at noticed telephonic conference locations within the County of Los Angeles and the County of Ventura, California.

Dated: 12/28/07

  
Executive Director

**MOUNTAINS RECREATION AND CONSERVATION AUTHORITY**

January 9, 2008; Agenda Item No. IX

Resolution No. 08-05

RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AUTHORIZING THE EXECUTIVE DIRECTOR TO SUBMIT A MALIBU LOCAL COASTAL PROGRAM AMENDMENT PURSUANT TO THE LCP OVERRIDE PROCEDURES OF THE CALIFORNIA COASTAL COMMISSION (14 CAL. CODE REGS. SEC. 13666 ET SEQ.), SUCH AMENDMENT TO INCLUDE, BUT NOT BE LIMITED TO: (1) LEVELS OF USAGE AT RAMIREZ CANYON PARK CONSISTENT WITH THOSE APPROVED BY THE CALIFORNIA COASTAL COMMISSION ON APRIL 12, 2000 (CDP NO. 4-98-334) IN ADDITION TO PROVISION OF OVERNIGHT PUBLIC PARK CAMPING AND HANDICAPPED ACCESS CAMPING AT RAMIREZ CANYON PARK; (2) ESTABLISHMENT OF A MALIBU PARKS AFFORDABLE ACCESS FUND USING THE NET PROCEEDS FROM EVENTS AT RAMIREZ CANYON PARK TO PROVIDE INNER CITY OUTREACH WITH THE USE OF MALIBU PARKS; (3) ACQUISITION AND IMPROVEMENT OF ALL POTENTIAL TRAIL SEGMENTS AND LINKAGES TO AND ALONG THE COASTAL SLOPE TRAIL, TOGETHER WITH IMPROVEMENT OF PUBLIC RESTROOMS AND PUBLIC PARKING AREAS TO SERVE SUCH PUBLIC TRAILS AND TRAIL LINKAGES; (4) PUBLIC CAMPING, PUBLIC RESTROOMS AND PUBLIC PARKING AT ESCONDIDO CANYON PARK TOGETHER WITH RELATED HANDICAPPED ACCESS IMPROVEMENTS AND SATELLITE PARKING AND TRAIL STAGING AREAS SERVING SUCH PARK, AND (5) PUBLIC CAMPING, PUBLIC RESTROOMS, AND PUBLIC PARKING AT CORRAL CANYON PARK, AS SUCH PARK BOUNDARIES EXIST OR MAY HEREAFTER BE EXPANDED, TOGETHER WITH RELATED HANDICAPPED ACCESS IMPROVEMENTS, CITY OF MALIBU AND UNINCORPORATED LOS ANGELES COUNTY.

WHEREAS, The Santa Monica Mountains Conservancy (Conservancy) adopted by Resolution No. 06-91 the Malibu Parks Public Access Enhancement Plan - Public Works Plan (PWP) on November 29, 2006; and

WHEREAS, pursuant to a Memorandum of Understanding (MOU) between the Conservancy, the Mountains Recreation and Conservation Authority (MRCA) and the City of Malibu, the PWP was rescinded by Resolution No. 07-04 on January 22, 2007; and

WHEREAS, also pursuant to the MOU, the Conservancy directed staff to prepare a Local Coastal Plan Amendment (LCPA) and to submit LCPA to the City of Malibu; and

WHEREAS, Conservancy staff invested significant time and resources in good faith negotiations with the City of Malibu regarding components of the LCPA; and

Agenda Item IX  
January 9, 2008  
Page 2

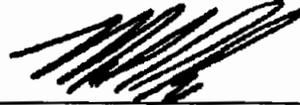
WHEREAS, the LCPA (No. 07-002) adopted by the Malibu City Council on December 5, 2007 is contrary to the action of the Malibu Planning Commission, reduces the allowed uses of public parkland, restricts access to parks owned by the Conservancy and the MRCA and generally fails to fulfill the intent of the original PWP and is contrary to the intent of the LCPA as proposed by the Conservancy and filed with the City of Malibu on April 23, 2007; and

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

*Therefore be it Resolved*, That the Mountains Recreation & Conservation Authority hereby:

1. FINDS that the proposed action is consistent with the Santa Monica Mountains Conservancy Act and the Santa Monica Mountains Comprehensive Plan;
2. FINDS that the proposed action will further the mission of improving access and enjoyment of public parkland as stated in the Conservancy's Strategic Plan;
3. ADOPTS the staff report dated December 28, 2007 for this item;
4. REQUESTS that the California Coastal Commission deny without suggested modifications the Local Coastal Program Amendment adopted by the City of Malibu on December 5, 2007;
5. AUTHORIZES the Executive Director to submit a Malibu Local Coastal Program Amendment to the Executive Director of the California Coastal Commission pursuant to Title 14 of the California Code of Regulations, Sec. 13666 *et seq.* substantially in accordance with the adopted staff report, and
6. FURTHER AUTHORIZES the Executive Director to perform any and all acts necessary to carry out this resolution; without limiting the generality of the foregoing, such authority shall include those provisions that he shall determine in the exclusive exercise of his discretion are necessary to carry out the purposes of this resolution and to comply with the policies of the Conservancy, and to otherwise carry out the provisions of state law and regulations.

Agenda Item IX  
January 9, 2008  
Page 3



Chair

AYES: Hayduk, Daniel, Lange, Berger

NOS: none

ABSTAIN: none

ABSENT: none

I HEREBY CERTIFY that the foregoing resolution was adopted at a special meeting of the governing board of the Mountains Recreation and Conservation Authority, duly noticed and held according to law, on the 9<sup>th</sup> day of January, 2008.

Date: 1/9/08



Executive Officer

January 28, 2008; Agenda Item No. 15

Resolution No. 08-08

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

WHEREAS, the Local Coastal Program Amendment (LCPA) (NO. 07-002) adopted by the Malibu City Council on December 5, 2007 is contrary to the action of the Malibu Planning Commission, reduces the allowed uses of public parkland, restricts access to parks owned by the Santa Monica Mountains Conservancy (Conservancy) and the Mountains Recreation and Conservation Authority (MRCA) and generally fails to fulfill the intent of the Conservancy's and MRCA's original Public Works Plan and is contrary to the intent of the LCPA as proposed by the Conservancy and filed with the City of Malibu on April 23, 2007; and

WHEREAS, the Conservancy has entered into a joint powers agreement with the Conejo and Rancho Simi Recreation and Park Districts pursuant to Government Code Section 6500 *et seq.* to create the MRCA; and

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

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

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

Agenda Item 15  
January 28, 2008  
Page 2

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

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

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

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

1. FINDS that this action is consistent with the Santa Monica Mountains Conservancy Act and the Santa Monica Mountains Comprehensive Plan.
2. FINDS that the proposed action will further the mission of improving access and enjoyment of public parkland as stated in the Conservancy's Strategic Plan.
3. FINDS that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code section 21080.9 and CEQA Guidelines sections 15061 and 15265(a).
4. ADOPTS the staff report and recommendations dated January 28, 2008.
5. ADOPTS the findings pursuant to Public Resources Code Section 30515 and 14 CCR Section 13666 that the proposed Santa Monica Mountains Conservancy amendment for a public works project to the Malibu Local Coastal Program meets public needs of an area greater than that included within the Malibu certified Local Coastal Program that had not been anticipated at the time the local coastal program was before the Commission for certification.
6. FURTHER AUTHORIZES the Executive Director to perform any and all acts necessary to carry out this resolution; without limiting the generality of the foregoing, such authority shall include those provisions that he shall determine in the exclusive exercise of his discretion are necessary to carry out the purposes of this resolution and to comply with the

Agenda Item 15  
January 28, 2008  
Page 3

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

*~ End of Resolution ~*

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

Dated: 1/28/08

  
Executive Director

**MOUNTAINS RECREATION AND CONSERVATION AUTHORITY**

February 6, 2008 — Agenda Item XIII

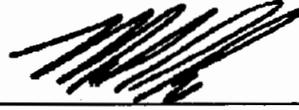
Resolution No. 08-20

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

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

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

Agenda Item XIII  
February 6, 2008  
Page 2



Chair

AYES: Hayduk, Daniel, Lange, Berger

NOS: none

ABSTAIN: none

ABSENT: none

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

Date: 2/6/08



Executive Officer

RECEIVED  
JUL 15 2008

CALIFORNIA  
COASTAL COMMISSION  
SOUTH CENTRAL COAST DISTRICT