

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST DISTRICT
89 SOUTH CALIFORNIA STREET, SUITE 200
VENTURA, CA 93001
(805) 585-1800 FAX (805) 641-1732

www.coastal.ca.gov

Th12



SOUTH CENTRAL COAST DISTRICT (VENTURA) DEPUTY DIRECTOR'S REPORT

For the

August Meeting of the California Coastal Commission

MEMORANDUM

Date: August 13, 2009

TO: Commissioners and Interested Parties
FROM: John Ainsworth, South Central Coast District Deputy Director
SUBJECT: *Deputy Director's Report*

Following is a listing for the waivers, emergency permits, immaterial amendments and extensions issued by the South Central Coast District Office for the August 13, 2009 Coastal Commission hearing. Copies of the applicable items are attached for your review. Each item includes a listing of the applicants involved, a description of the proposed development, and a project location.

Pursuant to the Commission's direction and adopted procedures, appropriate notice materials were sent to all applicants for posting at the project site. Additionally, these items have been posted at the District office and are available for public review and comment.

This report may also contain additional correspondence and/or any additional staff memorandum concerning the items to be heard on today's agenda for the South Central Coast District.

REGULAR WAIVERS

1. 4-09-039-W Michael Shulimson (Malibu, Los Angeles County)
2. 4-09-042-W Colin & Michelle Smit (Topanga, Los Angeles County)

DE MINIMIS WAIVERS

1. 4-09-040-W Trustees Of The Dudzinsky Family Trust, Attn: Stanley John & Makimi Dudzinsky; Michael J. & Sylvia M. Strumwasster (Malibu, Los Angeles County)

EXTENSION - IMMATERIAL

1. 4-01-233-E4 Jonathon Port (Topanga, Los Angeles County)
2. 4-93-149-E14 Richard S. Lough & Rodger B. Lough (Malibu, Los Angeles County)
3. 4-93-148-E14 Richard S. Lough & Rodger B. Lough (Malibu, Los Angeles County)
4. 4-93-147-E14 Rodger B. Lough (Malibu, Los Angeles County)
5. 4-93-146-E14 Vinetta E. Lough (Malibu, Los Angeles County)
6. 4-93-145-E14 Richard S. Lough & Rodger B. Lough (Malibu, Los Angeles County)
7. 4-93-144-E14 Richard S. Lough & Rodger B. Lough (Malibu, Los Angeles County)
8. 4-06-114-E1 County Of Los Angeles, Dept. Of Public Works (Santa Monica Mountains, Los Angeles County)
9. 4-00-067-E7 Ralph Cimmarusti (Malibu, Los Angeles County)
10. 4-03-092-E3 Emile Smith (Malibu, Los Angeles County)

MISCELLANEOUS ITEM

1. 4-06-094-E1 – Addressing letter of objection, item originally heard at the June, 2009 meeting

TOTAL OF 14 ITEMS

DETAIL OF ATTACHED MATERIALS

REPORT OF REGULAR WAIVERS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 13250(c) and/or Section 13253(c) of the California Code of Regulations.

<i>Applicant</i>	<i>Project Description</i>	<i>Project Location</i>
4-09-039-W Michael Shulimson	Installation of a 342 sq. ft. roof-mounted photovoltaic solar array on an existing 3,955 sq. ft. single family residence (originally approved pursuant to Coastal Development Permit 5-89-656).	33397 Mulholland Highway, Malibu (Los Angeles County)
4-09-042-W Colin & Michelle Smit	Installation of an 814 sq. ft. roof-mounted photovoltaic solar array on an existing 3,526 sq. ft. single family residence (originally approved pursuant to Coastal Development Permit 4-04-003).	2140 Tuna Canyon Road, Topanga (Los Angeles County)

REPORT OF DE MINIMIS WAIVERS

The Executive Director has determined that the following developments do not require a coastal development permit pursuant to Section 30624.7 of the California Coastal Act of 1976.

<i>Applicant</i>	<i>Project Description</i>	<i>Project Location</i>
4-09-040-W Trustees Of The Dudzinsky Family Trust, Attn: Stanley John & Makimi Dudzinsky Michael J. & Sylvia M.	A lot line adjustment that will transfer 277 square feet of land between two developed parcels with existing single family residences located on each respective property.	3615 Surfwood Road & 3633 Ocean Hill Way, Malibu (Los Angeles County)

REPORT OF EXTENSION - IMMATERIAL

<i>Applicant</i>	<i>Project Description</i>	<i>Project Location</i>
4-01-233-E4 Jonathon Port	TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a 34 foot high, three story, 3,468 sq. ft. single family residence with three car 714 sq. ft. attached garage, driveway, swimming pool, septic system, and 352 cubic yards of cut and fill grading. AMENDED TO: Modify the proposed development as follows: construct a three story, 35 foot high, 3,468 sq. ft. single family residence with a two car 653 sq. ft. garage, 1,346 sq. ft. patio area, 605 sq. ft. main building deck, 450 sq. ft. roof deck, 200 sq. ft. solar trellis with 192 sq. ft. of solar panels, 4 solar panel awnings with 168 sq. ft. of solar panels, upper roof with 1,200 sq. ft. of solar electric array, revise configuration of pool and surrounding patio, and grade 149 cubic yards of cut and 186 cubic yards of fill and import 37 cubic yards of material.	20632 Medley Lane, Topanga (Los Angeles County)



SOUTH CENTRAL COAST DISTRICT DEPUTY DIRECTOR'S REPORT CONTINUED

<p>4-93-149-E14 Richard S. Lough & Rodger B. Lough</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 5,510 sq. ft., 33 ft. high, single family residence with detached 426 sq. ft. 2-car garage, 750 sq. ft. guesthouse, 375 sq. ft. stable with a 7,750 sq. ft. fenced horse pasture, swimming pool, water well, septic system, 223 ft. long driveway, access road, with 3,994 cu. yds. of grading (cut) for the building pad, 1,869 cu. yds. of grading (cut) for the driveway and 10,086 cu. yds. of grading (fill) for the access road.</p>	<p>3800 1/6 Latigo Cyn. Rd., Malibu (Los Angeles County)</p>
<p>4-93-148-E14 Richard S. Lough & Rodger B. Lough</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 4,400 sq. ft., 32 ft. high, single family residence with attached 728 sq. ft. 4-car garage, 750 sq. ft. guesthouse, swimming pool, water well, septic system, 320 ft. long driveway, access road, with 3,429 cu. yds. of grading (cut) for the building pad, 1,570 cu. yds. of grading (cut) for the driveway and 32,733 cu. yds. of grading (fill) for the access road.</p>	<p>3800 2/6 Latigo Cyn. Rd., Malibu (Los Angeles County)</p>
<p>4-93-147-E14 Rodger B. Lough</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 3,521 sq. ft., 29 ft. high, single family residence with attached 497 sq. ft. 2-car garage, swimming pool, water well, septic system, 70 ft. driveway and access road, with 3,231 cu. yds. of grading (cut) for the building pad, 1,765 cu. yds. of grading (cut) for the driveway and 3,606 cu. yds. of grading (cut) for the access road. The project also includes a lot line adjustment.</p>	<p>3800 3/6 Latigo Cyn Rd., Malibu (Los Angeles County)</p>
<p>4-93-146-E14 Vinetta E. Lough</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 3,521 sq. ft., 29 ft. high, single family residence with detached 497 sq. ft. 2-car garage, swimming pool, water well, septic system, 120 ft. long driveway, access road, with 2,840 cu. yds. of grading (cut) for the building pad, 1,766 cu. yds. of grading (cut) for the driveway and 5,404 cu. yds. of grading (cut) for the access road. The project also includes a lot line adjustment.</p>	<p>3800 4/6 Latigo Canyon Rd., Malibu (Los Angeles County)</p>
<p>4-93-145-E14 Richard S. Lough & Rodger B. Lough</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 4,520 sq. ft., 33 ft. high single family residence with attached 827 sq. ft. 3-car garage, 750 sq. ft. guesthouse, swimming pool, water well, septic system, 105 ft. long driveway access road, with 1,590 cu. yds. of grading (cut) for the building pad, 105 cu. yds. of grading (cut) for the driveway and 3,400 cu. yds. of grading (cut) for the access road. The project also includes a lot line adjustment.</p>	<p>3800 5/6 Latigo Cyn Rd., Malibu (Los Angeles County)</p>
<p>4-93-144-E14 Richard S. Lough & Rodger B. Lough</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a 3,990 sq. ft., 19 ft. high above existing grade, single family residence with attached 774 sq. ft. garage, swimming pool, water well, septic system, 160 ft. long driveway, access road, with 2,611 cu. yds. of grading (696 cu. yds. of cut and 1,915 cu. yds. fill) for the building pad, 175 cu. yds. of grading (128 cu. yds. of fill and 47 cu. yds. of cut) for the driveway and 654 cu. yds. of grading (59 cu. yds. of cut and 595 cu. yds. of fill) for the access road. The project also includes a lot line adjustment.</p>	<p>3800 6/6 Latigo Cyn Rd., Malibu (Los Angeles County)</p>

SOUTH CENTRAL COAST DISTRICT DEPUTY DIRECTOR'S REPORT CONTINUED

<p>4-06-114-E1 County Of Los Angeles, Dept. Of Public Works</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP to repair roadway, replace an existing 30" diameter drain pipe with new larger 36" diameter drain pipe, and remediate an active slope failure along an approximately 100 linear ft. section of the downslope road shoulder of Latigo Canyon Road. The project will include installation of a new inlet with headwall and wingwalls on uphill slope of the roadway, replacement of approximately 100 foot portion of roadway asphalt, installation of geotextile fabric, approximately 430 cu. yds. of grading (excavation of 350 cu. yds. of unstable slope material and placement of approximately 80 cu. yds. of fill), and placement of approximately 750 cu. yds. of rip rap (400 cu. yds. of rip rap at the base of the slope and 350 cubic yards of rock rip-rap at pipe outlet to function as an energy dissipater over a 400 sq. ft. area).</p>	<p>Upper Latigo Canyon Road @ Mile Marker 2.08 (about 3,200 feet north of its intersection with Newton Canyon Road), Santa Monica Mountains (Los Angeles County)</p>
<p>4-00-067-E7 Ralph Cimmarusti</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a new 7,035 square foot, 26 foot high single family residence, 1,248 square foot detached garage with a second story 1,248 square foot potting shed/greenhouse, 748 square foot, guest house, two rain water ponds, alternative septic system, fencing, 990 cubic yards of grading (495 cubic yards cut and 495 cubic yards fill), an offer to dedicate a public trail easement, and an offer to dedicate two acres as an open space easement.</p>	<p>6201 De Butts Terrace Drive, Malibu (Los Angeles County)</p>
<p>4-03-092-E3 Emile Smith</p>	<p>TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a new 1,957 sq. ft. two story single family residence with detached 424 sq. ft. garage, a 5,000-gallon water storage tank; septic system; access stairway and driveway; removal of an existing 400 sq. ft. foundation; retaining walls; removal of an existing 400 sq. ft concrete foundation; recompaction of 403 cu. yds. of soil at the building site; and 197 cu. yds. of grading 9,122 cu. yds. cut, 75 cut. Yds. fill, 47 cu. yds. export). In addition, the project includes a request for after the fact approval of an existing water well. The Project also includes 5,356 cu. yds. of remedial grading (cut and export) over a 15,600 sq. ft. area and construction of retaining walls and drainage system to remediate a landslide on the property. AMENDED TO: Addition of approximately 665 sq. ft. to the approved two story 1,957 sq. ft. residence. The new square footage will be a second story addition over the approved 2-car garage that will be attached to the second story of the approved main residence.</p>	<p>2595 Las Flores Canyon Rd., Malibu (Los Angeles County)</p>

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA
89 SOUTH CALIFORNIA ST., SUITE 200
VENTURA, CA 93001
(805) 585-1800

**NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER**

DATE: July 22, 2009
TO: All Interested Parties
SUBJECT: Waiver of Coastal Development Permit Requirement
Waiver No.: 4-09-039

Based on project plans and information submitted by the applicant regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Section 13250(c) of the Administrative Regulations (Title 14, Division 5.5).

Applicant(s): Michael Shulimson

Location: 33397 Mulholland Highway (Malibu, Los Angeles County)

Description: Installation of a 342 sq. ft. roof-mounted photovoltaic solar array on an existing 3,955 sq. ft. single family residence (originally pursuant to Coastal Development Permit 5-89-656).

Rationale: The proposed project is relatively minor in nature. The proposed solar electric panels will be placed on the roof of an existing single family residence. As proposed, the project will not result in any significant adverse impacts to sensitive habitat, public access, or public views. Therefore, the proposed project is consistent with all applicable Chapter Three policies of the Coastal Act.

IMPORTANT: This waiver is not valid until reported to the Coastal Commission. This waiver is proposed to be reported to the Commission on August 13, 2009. If three or more Commissioners object to this waiver, a coastal permit will be required.

Persons having questions or wishing to object to the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,

PETER M. DOUGLAS
Executive Director

A handwritten signature in black ink, appearing to read "Andrew D. Berner".

By: Andrew D. Berner
Title: Assistant Coastal Program Analyst

CALIFORNIA COASTAL COMMISSION

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**NOTICE OF COASTAL DEVELOPMENT PERMIT WAIVER**

DATE: July 28, 2009
TO: All Interested Parties
SUBJECT: Waiver of Coastal Development Permit Requirement
Waiver No.: 4-09-042

Based on project plans and information submitted by the applicant regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Section 13250(c) of the Administrative Regulations (Title 14, Division 5.5).

Applicant(s): Colin and Michelle Smit

Location: 2140 Tuna Canyon Road (Topanga, Los Angeles County)

Description: Installation of an 814 sq. ft. roof-mounted photovoltaic solar array on an existing 3,526 sq. ft. single family residence (originally pursuant to Coastal Development Permit 4-04-003).

Rationale: The proposed project is relatively minor in nature. The proposed solar electric panels will be placed on the roof of an existing single family residence. As proposed, the project will not result in any significant adverse impacts to sensitive habitat, public access, or public views. Therefore, the proposed project is consistent with all applicable Chapter Three policies of the Coastal Act.

IMPORTANT: This waiver is not valid until reported to the Coastal Commission. This waiver is proposed to be reported to the Commission on August 13, 2009. If three or more Commissioners object to this waiver, a coastal permit will be required.

Persons having questions or wishing to object to the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,

PETER M. DOUGLAS
Executive Director

A handwritten signature in black ink, appearing to read "Andrew D. Berner".

By: Andrew D. Berner
Title: Assistant Coastal Program Analyst

CALIFORNIA COASTAL COMMISSION
SOUTH CENTRAL COAST AREA
9 SOUTH CALIFORNIA ST., SUITE 200
VENTURA, CA 93001
(805) 585 - 1800



**NOTICE OF COASTAL DEVELOPMENT PERMIT
WAIVER-DE-MINIMIS**

Date: July 13, 2009
To: All Interested Parties
Subject: Waiver of Coastal Development Permit Requirement
Waiver No.: 4-09-040-W

Based on project plans and information submitted by the applicant regarding the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit, pursuant to Title 14, Section 13238 of the California Code of Regulations.

Applicant: Dudzinsky Family Trust

Agent: Ronald Joseph Miller

Location: 3615 Surfwood Road & 3633 Ocean Hill Way (Malibu, Los Angeles County)

Description: A Lot line adjustment that will transfer 277 square feet of land between two developed parcels with existing single family residences located on each respective property.

Rationale: Development on the subject sites consists of a lot line adjustment on two adjacent properties in an existing, built-out subdivision. The lot-line adjustment will move the lot line to coincide with a fence that was incorrectly sited when the two properties were developed in 1963 and 1964, respectively. The lot adjustment will result in the transfer of 277 square feet of land from the property located at 3633 Ocean Hill Way, Malibu to the property located at 3615 Surfwood Road, Malibu. As such, there are no individual or cumulative adverse impacts on coastal resources associated with this project and the project is consistent with all applicable Chapter 3 policies of the Coastal Act.

Important: This waiver is not valid unless the project site has been posted and until the waiver has been reported to the Coastal Commission. This waiver is proposed to be reported to the Commission at the meeting of August 12-14, 2009. If three Commissioners object to this waiver, a coastal permit will be required.

Persons wishing to object to or having questions regarding the issuance of a coastal permit waiver for this project should contact the Commission office at the above address or phone number prior to the Commission meeting date.

Sincerely,

Peter M. Douglas
Executive Director

By: Andrew D. Berner
Assistant Coastal Program Analyst

A handwritten signature in black ink, appearing to read "Andrew D. Berner".

**CALIFORNIA COASTAL COMMISSION**

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August 3, 2009

**NOTICE OF EXTENSION REQUEST
FOR COASTAL DEVELOPMENT PERMIT**

Notice is hereby given that: **Jonathon Port**
has applied for a one year extension of Permit No: **4-01-233-E4**
granted by the California Coastal Commission on: June 9, 2004

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP** for construction of a 34 foot high, three story, 3,468 sq. ft. single family residence with three car 714 sq. ft. attached garage, driveway, swimming pool, septic system, and 352 cubic yards of cut and fill grading. **AMENDED TO:** Modify the proposed development as follows: construct a three story, 35 foot high, 3,468 sq. ft. single family residence with a two car 653 sq. ft. garage, 1,346 sq. ft. patio area, 605 sq. ft. main building deck, 450 sq. ft. roof deck, 200 sq. ft. solar trellis with 192 sq. ft. of solar panels, 4 solar panel awnings with 168 sq. ft. of solar panels, upper roof with 1,200 sq. ft. of solar electric array, revise configuration of pool and surrounding patio, and grade 149 cubic yards of cut and 186 cubic yards of fill and import 37 cubic yards of material.

at **20632 Medley Lane, Topanga (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director


By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.
Kevin Parkhurst

**CALIFORNIA COASTAL COMMISSION**

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August 3, 2009

**NOTICE OF EXTENSION REQUEST
FOR COASTAL DEVELOPMENT PERMIT**

Notice is hereby given that: **Richard S. Lough & Rodger B. Lough**
has applied for a one year extension of Permit No: **4-93-149-E14**
granted by the California Coastal Commission on: **August 10, 1994**

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 5,510 sq. ft., 33 ft. high, single family residence with detached 426 sq. ft. 2-car garage, 750 sq. ft. guesthouse, 375 sq. ft. stable with a 7,750 sq. ft. fenced horse pasture, swimming pool, water well, septic system, 223 ft. long driveway, access road, with 3,994 cu. yds. of grading (cut) for the building pad, 1,869 cu. yds. of grading (cut) for the driveway and 10,086 cu. yds. of grading (fill) for the access road.**

at **3800 1/6 Latigo Cyn. Rd., Malibu (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director


By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.

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August 3, 2009

**NOTICE OF EXTENSION REQUEST
FOR COASTAL DEVELOPMENT PERMIT**

Notice is hereby given that: **Richard S. Lough & Rodger B. Lough**
has applied for a one year extension of Permit No: **4-93-148-E14**
granted by the California Coastal Commission on: August 10, 1994

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 4,400 sq. ft., 32 ft. high, single family residence with attached 728 sq. ft. 4-car garage, 750 sq. ft. guesthouse, swimming pool, water well, septic system, 320 ft. long driveway, access road, with 3,429 cu. yds. of grading (cut) for the building pad, 1,570 cu. yds. of grading (cut) for the driveway and 32,733 cu. yds. of grading (fill) for the access road.**

at **3800 2/6 Latigo Cyn. Rd., Malibu (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director


By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.

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August 3, 2009

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **Rodger B. Lough**
has applied for a one year extension of Permit No: **4-93-147-E14**
granted by the California Coastal Commission on: August 10, 1994

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 3,521 sq. ft., 29 ft. high, single family residence with attached 497 sq. ft. 2-car garage, swimming pool, water well, septic system, 70 ft. driveway and access road, with 3,231 cu. yds. of grading (cut) for the building pad, 1,765 cu. yds. of grading (cut) for the driveway and 3,606 cu. yds. of grading (cut) for the access road. The project also includes a lot line adjustment.**

at **3800 3/6 Latigo Cyn Rd., Malibu (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director


By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.

**CALIFORNIA COASTAL COMMISSION**

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August 3, 2009

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **Vinetta E. Lough**
has applied for a one year extension of Permit No: **4-93-146-E14**
granted by the California Coastal Commission on: August 10, 1994

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 3,521 sq. ft., 29 ft. high, single family residence with detached 497 sq. ft. 2-car garage, swimming pool, water well, septic system, 120 ft. long driveway, access road, with 2,840 cu. yds. of grading (cut) for the building pad, 1,766 cu. yds. of grading (cut) for the driveway and 5,404 cu. yds. of grading (cut) for the access road. The project also includes a lot line adjustment.**

at **3800 4/6 Latigo Canyon Rd., Malibu (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director


By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.

**CALIFORNIA COASTAL COMMISSION**

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August 3, 2009

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **Richard S. Lough & Rodger B. Lough**
has applied for a one year extension of Permit No: **4-93-145-E14**

granted by the California Coastal Commission on: August 10, 1994

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a two-story 4,520 sq. ft., 33 ft. high single family residence with attached 827 sq. ft. 3-car garage, 750 sq. ft. guesthouse, swimming pool, water well, septic system, 105 ft. long driveway access road, with 1,590 cu. yds. of grading (cut) for the building pad, 105 cu. yds. of grading (cut) for the driveway and 3,400 cu. yds. of grading (cut) for the access road. The project also includes a lot line adjustment.**

at **3800 5/6 Latigo Cyn Rd., Malibu (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director


By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.

**CALIFORNIA COASTAL COMMISSION**

SOUTH CENTRAL COAST DISTRICT
89 SOUTH CALIFORNIA STREET, SUITE 200
VENTURA, CA 93001
(805) 585-1800 FAX (805) 641-1732
www.coastal.ca.gov

August 3, 2009

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **Richard S. Lough & Rodger B. Lough**
has applied for a one year extension of Permit No: **4-93-144-E14**
granted by the California Coastal Commission on: August 10, 1994

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a 3,990 sq. ft., 19 ft. high above existing grade, single family residence with attached 774 sq. ft. garage, swimming pool, water well, septic system, 160 ft. long driveway, access road, with 2,611 cu. yds. of grading (696 cu. yds. of cut and 1,915 cu. yds. fill) for the building pad, 175 cu. yds. of grading (128 cu. yds. of fill and 47 cu. yds. of cut) for the driveway and 654 cu. yds. of grading (59 cu. yds. of cut and 595 cu. yds. of fill) for the access road. The project also includes a lot line adjustment.**

at **3800 6/6 Latigo Cyn Rd., Malibu (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director


By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.

CALIFORNIA COASTAL COMMISSION

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August 3, 2009

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **County Of Los Angeles, Dept. Of Public Works**
has applied for a one year extension of Permit No: **4-06-114-E1**
granted by the California Coastal Commission on: **June 14, 2007**

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP to repair roadway, replace an existing 30" diameter drain pipe with new larger 36" diameter drain pipe, and remediate an active slope failure along an approximately 100 linear ft. section of the downslope road shoulder of Latigo Canyon Road. The project will include installation of a new inlet with headwall and wingwalls on uphill slope of the roadway, replacement of approximately 100 foot portion of roadway asphalt, installation of geotextile fabric, approximately 430 cu. yds. of grading (excavation of 350 cu. yds. of unstable slope material and placement of approximately 80 cu. yds. of fill), and placement of approximately 750 cu. yds. of rip rap (400 cu. yds. of rip rap at the base of the slope and 350 cubic yards of rock rip-rap at pipe outlet to function as an energy dissipater over a 400 sq. ft. area).**

at **Upper Latigo Canyon Road @ Mile Marker 2.08 (about 3,200 feet north of its intersection with Newton Canyon Road), Santa Monica Mountains (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director

A handwritten signature in black ink, appearing to read 'Barbara Carey'.

By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.

Janea Russell, Dale Sakamoto, John Burton, Ed Dingman

**CALIFORNIA COASTAL COMMISSION**

SOUTH CENTRAL COAST DISTRICT
89 SOUTH CALIFORNIA STREET, SUITE 200
VENTURA, CA 93001
(805) 585-1800 FAX (805) 641-1732
www.coastal.ca.gov

August 3, 2009

**NOTICE OF EXTENSION REQUEST
FOR COASTAL DEVELOPMENT PERMIT**

Notice is hereby given that: **Ralph Cimmarusti**
has applied for a one year extension of Permit No: **4-00-067-E7**
granted by the California Coastal Commission on: July 10, 2001

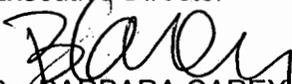
for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a new 7,035 square foot, 26 foot high single family residence, 1,248 square foot detached garage with a second story 1,248 square foot potting shed/greenhouse, 748 square foot, guest house, two rain water ponds, alternative septic system, fencing, 990 cubic yards of grading (495 cubic yards cut and 495 cubic yards fill), an offer to dedicate a public trail easement, and an offer to dedicate two acres as an open space easement.**

at **6201 De Butts Terrace Drive, Malibu (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director


By: BARBARA CAREY
Supervisor, Planning & Regulation

cc: Local Planning Dept.

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST DISTRICT
89 SOUTH CALIFORNIA STREET, SUITE 200
VENTURA, CA 93001
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www.coastal.ca.gov



August 3, 2009

NOTICE OF EXTENSION REQUEST FOR COASTAL DEVELOPMENT PERMIT

Notice is hereby given that: **Emile Smith**
has applied for a one year extension of Permit No: **4-03-092-E3**
granted by the California Coastal Commission on: July 13, 2005

for **TIME EXTENSION ON A PREVIOUSLY APPROVED CDP for construction of a new 1,957 sq. ft. two story single family residence with detached 424 sq. ft. garage, a 5,000-gallon water storage tank; septic system; access stairway and driveway; removal of an existing 400 sq. ft. foundation; retaining walls; removal of an existing 400 sq. ft concrete foundation; recompaction of 403 cu. yds. of soil at the building site; and 197 cu. yds. of grading 9,122 cu. yds. cut, 75 cut. Yds. fill, 47 cu. yds. export). In addition, the project includes a request for after the fact approval of an existing water well. The Project also includes 5,356 cu. yds. of remedial grading (cut and export) over a 15,600 sq. ft. area and construction of retaining walls and drainage system to remediate a landslide on the property. AMENDED TO: Addition of approximately 665 sq. ft. to the approved two story 1,957 sq. ft. residence. The new square footage will be a second story addition over the approved 2-car garage that will be attached to the second story of the approved main residence.**

at **2595 Las Flores Canyon Rd., Malibu (Los Angeles County)**

Pursuant to Section 13169 of the Commission Regulations the Executive Director has determined that there are no changed circumstances affecting the proposed development's consistency with the Coastal Act. The Commission Regulations state that "if no objection is received at the Commission office within ten (10) working days of publishing notice, this determination of consistency shall be conclusive. . . and the Executive Director shall issue the extension." If an objection is received, the extension application shall be reported to the Commission for possible hearing.

Persons wishing to object or having questions concerning this extension application should contact the district office of the Commission at the above address or phone number.

Sincerely,
PETER M. DOUGLAS
Executive Director

A handwritten signature in black ink, appearing to read "Barbara Carey".

By: BARBARA CAREY
Supervisor, Planning & Regulation

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA
89 SOUTH CALIFORNIA ST., SUITE 200
VENTURA, CA 93001
(805) 585-1800

**District Director's Report**

DATE: August 10, 2009
TO: Commissioners and Interested Persons
FROM: South Central District Staff
SUBJECT: Time Extension for Coastal Development Permit.

The applicant requests a one-year Time Extension to previously approved Coastal Development Permit No. 4-06-094 (Approved March 13, 2007). This Permit allowed the applicant to construct a three story, 32 foot high, 4,886 sq. ft. single family residence with attached 504 sq. ft. garage, pool, septic system, water well, retaining walls, driveway, turnaround, vineyards, and approximately 1,740 cu. yds of grading (1,630 cu. yds cut and 110 cu. yds fill, and to abandon an unpermitted trail leading from the residence to the west side of the property.

The Executive Director determined on June 2, 2009, that there were no changed circumstances affecting the proposed development's consistency with the Coastal Act. This Determination was reported to the Commission at the June 2009 Commission meeting. Notice of this determination was mailed to neighboring property owners within 100 feet. Pursuant to the Commission's Regulations, 14 Cal. Admin. Code Section 13169(c):

If the executive director received a written objection to his or her determination but concludes that the objection does not identify changed circumstances that may affect the consistency of the development with the Coastal Act or a certified local coastal program, if applicable, the executive director shall report this conclusion to the commission at the same time that the executive director reports the determination to the commission in accordance with subsection (b) above. The executive director shall provide a copy of the letter(s) of objection to the commission with the report. If three commissioners object to the extension on grounds that there are changed circumstances that affect consistency, the executive director shall schedule the extension for hearing(s) in accordance with subsection (d) below. If three commissioners do not object to the extension, the time for commencement of development shall be extended for one year from the expiration date of the permit.

One letter of objection to the time extension was received within 10 working days of the mailed notice (Exhibit 1). The letter from the neighboring property owner Gary Richardson, states that he objects to the extension of the subject permit. Six reasons are given why the permit extension should not be granted. The stated reasons relate to three different issue areas and so are addressed together.

The first issue relates to approvals required by the local government, Los Angeles County, and whether the project approved in CDP 4-06-094 remains consistent with local government requirements. The letter of objection states that: "The site and

development plans used in the original approval are no longer valid and the building permit application has long since expired"; and that: "Most agencies involved in the approval process have upgraded their requirements which may impact the conditions set forth in the original approval (see attachment from the County of Los Angeles)". Finally, the letter states that: "To renew an already outdated permit at this time when it is impossible to determine what the conditions and requirements of any of the agencies involved will be, including yours, at some unknown time in the future, at the very least, seem premature. The attachment is a copy of a public notice (dated 2008) from Los Angeles County regarding an update to its building code stating that any building permit applications filed after January 1, 2008 will be subject to the 2008 Building Code.

The Commission requires at the time of application submittal, and in this case the applicant provided, evidence of "approval in concept" by the applicable local government (Los Angeles County). Such approval indicates that the development is consistent with the provisions of the local government's general plan and zoning code. After the applicant has obtained all discretionary permits (including a coastal development permit) he must also obtain ministerial grading and building permits from Los Angeles County to assure that the development complies with the provisions of the grading and building codes. Should compliance with these codes require a substantial change in the project approved in CDP 4-06-094, such a change would be considered in a CDP amendment application for consistency with the Coastal Act. The information provided in the objection letter that the County has adopted an updated building code (no evidence was provided that the updated code would necessitate any change to the subject development) does not constitute changed circumstances that affect the project's consistency with the Coastal Act.

The second issue stated relates to whether the applicant Rick Barrett will actually construct the approved development or if the property will be sold. The letter of objection states that: "There is no intended or planned development of the property by the owner Richard Barrett"; and that: "The property was listed "For Sale" by owner shortly after the initial coastal approval and is still on the market". Staff has confirmed that the permittee (Richard Barrett) is still the owner of the property. Staff is not aware whether the property has been offered for sale, or what the owner's intentions are regarding development of the subject site, but this issue does not represent a relevant changed circumstance in any case. Coastal development permits run with the land. Should the property be sold in the future, the CDP can be assigned to the new owner. Finally, the ownership of the property in no way affects the consistency of the project with the policies of the Coastal Act.

The third issue relates to a minor earthquake that occurred in the Santa Monica Mountains on May 1, 2009. The letter of objection states that:

Five weeks ago on May 1st a 4.4 magnitude earthquake and aftershock was recorded on a new unnamed fault line. The epicenter was 7 miles N of Leo Carrillo State Beach. The proposed Driveway to this development is approximately at mile marker 6.5 miles. The fault line runs directly along the base of the steep property of this proposed development. This recent earthquake reinforces our fears and concerns voiced during the original hearings. As we live

directly beneath this proposed project we are obviously gravely concerned about any destabilization or alterations to this steep hillside.

The letter of objection does not assert that there are any changed circumstances on the site (such as a slide or other surface expression of geologic instability) resulting from the earthquake. In response to concerns regarding the recent minor earthquake, the permittee's geologic consultant evaluated the present site conditions at the subject property and determined that there are no changed circumstances affecting the geologic stability of the site. The July 14, 2009 letter from Gold Coast Geoservices, Inc. (Exhibit 2) states that:

In accordance with your request, we evaluated the site conditions at the subject property on Mulholland Highway in Malibu on July 10, 2009. It is our finding that the site conditions have not changed since the time of our past work and following a minor earthquake (M4.4) with epicenter in nearby Westlake Village on May 1, 2009. The recommendations for site development provided with our previous reports remain applicable to the proposed development of a single family residence.

Based on the consulting geologist's determination that site conditions remain unchanged, staff concludes that the recent earthquake does not represent a changed circumstance that affects the project's conformity with the policies of the Coastal Act.

For the reasons stated above, the Executive Director has determined that the objection does not raise an issue with conformity with the Coastal Act. Therefore, the Executive Director is reporting the time extension to the commission pursuant to above referenced regulation. If three commissioners object to the Executive Director's determination on the time extension, it will be scheduled as a material time extension at a subsequent meeting.

RECEIVED
JUN 12 2009

June 6, 2009

CALIFORNIA
COASTAL COMMISSION
SOUTH CENTRAL COAST DISTRICT

Permit Notice of Extension

Richard Barrett

Permit # 4-06094-E1

South Central Coast district

California Coastal Commission
89 S. California Street Ventura, Ca 93001
Fax#805-641-1732

Attn: Barbara Carey
Supervisor, Planning and Regulation

Dear Barbara,

Please let this fax serve as a notice of objection to the renewal of the above mentioned property. The short lead time hasn't allowed a formal response to be drafted.

A few of the issues we will address are,

1. The site and development plans used in the original approval are no longer valid and the building permit application has long since expired.
2. Most agencies involved in the approval process have upgraded their requirements which may impact the conditions set forth in the original approval (see attachment from County of Los Angeles)
3. There is no intended or planned development of the property by the owner Richard Barrett.
4. The property was listed "For Sale" by owner shortly after the initial coastal approval and is still on the market (see attachment)
5. To renew an already outdated permit at this time when it is impossible to determine what the conditions and requirements of any of the agencies involved will be, including yours, at some unknown time in the future, at the very least seems premature.
6. Five weeks ago on May 1st a 4.4 magnitude earthquake and aftershock was recorded on a new unnamed fault line. The epicenter was 7 miles N of Leo Carillo State Beach. The proposed Driveway to this development is approximately at mile marker 6.5 miles. The fault line runs directly along the base of the steep property of this proposed development. This recent earthquake reinforces our fears and concerns voiced during the original hearings. As we live directly beneath this proposed project we are obviously gravely concerned about any destabilization or alterations to this steep hillside.

Just as a side note the Los Angeles County Building Department stated that the legal and assigned address for this property is 33790 W Mulholland Hwy, Malibu, not 33800.

Thank you for your attention on this matter.

Gary Richardson
33874 W Mulholland Hwy
Malibu, Ca 90265
Tel: 818-991-14301, please feel free to call if you have any questions

33790 - W.

LEGAL ADDRESS ASSIGNED BY G.A. COUNTY



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS
BUILDING AND SAFETY DIVISION

building Permit
OFF APPLICATION
EXPIRED

PUBLIC NOTICE

RECEIVED
JUN 12 2009

CALIFORNIA
COASTAL COMMISSION
SOUTH CENTRAL COAST DISTRICT

Effective JANUARY 1, 2008 all building permit applications filed on or after this date will be based on the *2008 County of Los Angeles Building Code**. ALL projects filed on or after this date are required to conform with the *2008 County of Los Angeles Building Code**.

Projects designed under the 2002 County of Los Angeles Building Code** will NOT be accepted for plan check after December 31, 2007.

If you have any questions regarding this notice, please speak to a plan check engineer. The Los Angeles County amendments made to the 2007 California Building Code can be downloaded at <http://lacounty.info/bos/sop/supdocs/35356.pdf>.

Thank You,
County of Los Angeles Building & Safety

* Based on the 2007 California Building Code that is based on the 2006 International Building Code.

** Based on the 2001 California Building Code that is based on the 1997 Uniform Building Code.

Regarding Extension Permit # 4-06094-E1

M 4.4 Quake Rocks Malibu

Malibu and the surrounding areas were rocked by a minor earthquake and subsequent aftershock last Friday evening.

The first event was a magnitude 4.4 tremor (a quake below 5.5 is categorized as minor) that struck at 6:11:13 p.m., according to United States Geological Survey seismologists who put the epicenter seven miles north of Leo Carrillo State Beach and six miles south of Westlake Village in the Santa Monica Mountains.

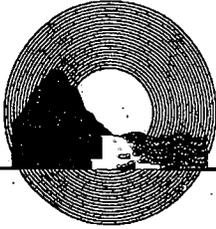
According to USGS, the quake was determined to have occurred at a depth of 8.6 miles, possibly in one of the unnamed faults that crosses the Santa Monica and connects to the Malibu fault that runs along the coastline on the ocean floor.

The second shaker, a magnitude 3.1 aftershock, registered at 10:34:14 p.m. in the same area, but closer to the surface at a depth of 4.2 miles. 5/1/09

BY ANNE SOBIE

RECEIVED
JUN 12 2009

CALIFORNIA
COASTAL COMMISSION
SOUTH CENTRAL COAST DISTRICT



GOLD COAST GEOSERVICES, INC.
Engineering Geologic and Geotechnical Consultants

RECEIVED
 JUL 15 2009

July 14, 2009
 File No. GC05-102116

CALIFORNIA
 COASTAL COMMISSION
 SOUTH CENTRAL COAST DISTRICT

RICHARD BARRETT
 28927 Cove Place
 Agoura Hills, CA 91301

RE: Coastal Permit No: 4-06-094

SUBJECT: Proposed Single Family Residence and Access Driveway, APN 4472-006-038,
 33790 Mulholland Highway, Malibu, County of Los Angeles.

- REF.:**
1. GOLD COAST GEOSERVICES, INC., Geologic/Geotechnical Engineering Report, 33790 Mulholland Highway, Malibu, County of Los Angeles, dated February 13, 2006.
 2. GOLD COAST GEOSERVICES, INC., Updated Geologic and Soils Engineering Report, 33790 Mulholland Highway, Malibu, dated November 28, 2007.

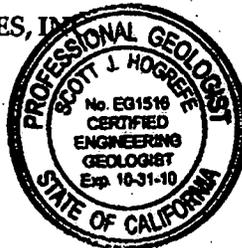
Dear Mr. Barrett:

In accordance with your request, we evaluated the site conditions at the subject property on Mulholland Highway in Malibu on July 10, 2009. It is our finding that the site conditions have not changed since the time of our past work and following a minor earthquake (M4.4) with epicenter in nearby Westlake Village on May 1, 2009. The recommendations for site development provided with our previous reports remain applicable to the proposed development of a single family residence. Please call this office at (805) 484-5070 if you have any questions regarding this matter.

Very truly yours,

GOLD COAST GEOSERVICES, INC.


 Scott J. Hogrefe, CEG 1516



5217 Verdugo Way, Suite B • Camarillo, CA 93012 • (805) 484-5070 • Fax (805) 484-4295

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