

CALIFORNIA COASTAL COMMISSION

SOUTH COAST DISTRICT OFFICE
301 E. OCEAN BLVD, SUITE 300
LONG BEACH, CA 90802-4325
VOICE (562) 590-5071
FAX (562) 590-5084



W14a

ADDENDUM

August 9, 2021

TO: Coastal Commissioners and Interested Parties

FROM: South Coast District Staff

SUBJECT: **ADDENDUM TO ITEM W14a, CDP Application No. 5-19-0953 (LA Jazz Fest) for the Commission Meeting of Wednesday, August 11, 2021.**

I. CHANGES TO STAFF REPORT

Commission staff recommends changes to the staff report dated July 22, 2021 for the reasons described in the subsections below. The text in the staff report dated July 22, 2021, is shown in plain text. Language to be added is shown in underline and language to be deleted is shown in ~~strikeout~~.

A. Change the term of permit to allow for three annual events and clarify that a 75% free seating equivalency must be met for each annual event.

Page 6, Special Condition 1.A

Coastal Development Permit No. 5-19-0953 shall only authorize:

1. A one-day Summer Youth Jazz Camp to be held August 20, 2022, ~~and~~ August 19, 2023, and August 17, 2024;
2. A two-day "On the Beach" concert to be held Saturday and Sunday August 27-28, 2022, ~~and~~ August 26-27, 2023, and August 24-25, 2024;
3. A one-day volunteer beach clean-up to be held after "On the Beach" event clean-up and take-down August 30, 2022, ~~and~~ August 29, 2023, and August 27, 2024;

...

Page 6, Special Condition 1.B

...if the programming is not implemented as described herein, the permittee shall submit revised plans at least three months before the next event that protect coastal resources and provide 75% free seating for paid events located on the beach or equivalent public benefit for review and approval by the Executive Director...

Page 6, Special Condition 1.D

Within 30 days of the culmination of ~~the 2022~~each authorized LA Jazz Festival (2022, 2023, and 2024), the permittees shall provide a report that demonstrates compliance with all conditions of the subject coastal development permit (CDP No. 5-19-0953). If there is evidence that conditions of this permit were not complied with during the 2022 and/or 2023 beach events, the permittees shall submit revised plans at least three months before the next event that protect coastal resources and provide 75% free seating for paid events located on the beach or equivalent public benefit for review and approval by the Executive Director...

Page 8, Special Condition 3.F

...This permit authorizes temporary use of only the following public beach parking areas (no other exclusive use of parking resources in the coastal zone is authorized):

1. The RV parking lot August 26-28, 2022, ~~and~~ August 25-27, 2023, ~~and~~ August 23-25, 2024;
2. The El Segundo/Grand Avenue parking lot the evening of August 21-29, 2022, ~~and~~ August 20-28, 2023, ~~and~~ August 18-26, 2024; and
3. One-third of the parking spaces in the Dockweiler/Bluff parking lot August 20, 2022, ~~and~~ August 19, 2023, ~~and~~ August 17, 2024...

Page 13, 1st paragraph

~~However, Special Conditions 1.A and 3.F also limit the term of the permit to the 2022 and 2023 events rather than three event years (2022, 2023, and 2024), as proposed. Given that this is the first CDP application for an event of this kind at this location, a three-year authorization would not account for unexpected impacts or changes to the Jazz Festival in response to the results of the first event. In many cases, the Commission has approved one-year permits for temporary events, but multi-year events have also been permitted (e.g. Long Beach Grand Prix). In this case, as stated by the applicants, if the term of permit were limited to one or two years (2022), they would not be able to acquire the sponsorships required to hold the event festival. In addition, if they wanted to hold the events a second or third year, the applicants would need to obtain another CDP prior to the first previous event being held in order to get sponsorships in place for the second or third year and for staff to have time to review required monitoring and reporting documentation. Thus, a two/three-year permit with post-event reporting is recommended to allow for the 2022 event to move forward and for the temporary~~

event to be re-evaluated once the first event is held. To that end, **Special Condition 1.D** requires the applicants to provide a report that demonstrates compliance with all conditions of the CDP and if there is evidence that conditions of the permit were not complied with, they must submit revised plans that avoid or minimize impacts to coastal resources and maintain 75% free seating or equivalent public access benefit for review and approval by the Executive Director who will determine whether the changes are substantial and require a CDP amendment. Thus, temporary impacts to public access and coastal resources will be minimized.

Page 16, 1st paragraph

...If there is evidence that the free events are not offered or attended in the approximate numbers described herein, then **Special Condition 1.B** requires that either the paid "On the Beach" event be cancelled or the permittees submit revised plans that maintain 75% free seating for paid events on the beach or equivalent public access benefit for review and approval by the Executive Director...

- B. Modify the Public Access Program to limit public use of the sandy areas on the east and west sides of the "On the Beach" event fencing to pass and repass only to address public safety concerns.**

Page 3, last paragraph

...**3)** ensure the temporary impacts to public access are minimized by providing the free events and tickets, installing appropriate signs clarifying that all areas around the temporary fencing are open to the public (except for those that pose public safety concerns during the concert events), and implementing...

Page 7, Special Condition 3.B

Adjacent Access. Public access to and along the beach shall be maintained during the entire duration of the events, including set-up and take-down activities. Although a temporary fence will be installed around approximately eleven acres of public beach and state tidelands, the public shall be able to gather and sit around the exterior of the camp area and the northern and southern "On the Beach" event fence lines areas without charge or harassment, attend the community events for free, and at least 7,500 members of the public shall have the opportunity to attend the concert events for free each year (3,250 each concert day). The areas to the east and west of the temporary "On the Beach" event fence lines are limited to public pass and repass during the concert events. A small area immediately adjacent to the northern fence line may also be reserved for pass and repass during the concert events if there are public safety concerns. The fencing surrounding the temporary stadium and summer camp area shall be located at least 50 feet inland of the mean high tide line...

Page 14, last paragraph

In addition, members of the public will be able to experience the music from ~~the~~ public beach areas around the ~~perimeter~~ northern and southern portions of the fenced-in area if they do not have tickets... Furthermore, **Special Condition 3.B** ensures that members of the public will not be prohibited or otherwise discouraged from gathering around the fenced in area to hear the music, except for where it poses a public safety concern. As proposed, security personnel, who will be dressed in casual attire, would be responsible for ensuring that the public is safe and able to pass and repass on the east and west sides of the temporary stadium during the concert events. and **Special Condition 3.C** requires signs be posted in appropriate locations and languages that clearly state that the public has a right to continue to use ~~the~~ public beach areas around the event sites while the events are taking place...

Page 26, 2nd to last paragraph

...3) ensure the temporary impacts to public access are minimized by providing the free events and tickets, installing appropriate signs clarifying that all areas around the temporary fencing are open to the public (except for those that pose public safety concerns during the concert events), and implementing...

C. Modify the habitat buffer requirement to address public safety concerns.

Page 8, Special Condition 4.B

Protection of Dune Habitat. A minimum 2510-foot buffer shall be maintained between any project materials and environmentally sensitive habitat areas (ESHA), including dune habitat, during event-related activities. The buffer shall be demarcated with wildlife-permeable fencing that is raised at least 10 inches above the sand. Where 2510-foot buffers are infeasible due to existing public amenities, including parking lots, sidewalks, and the bike path, the maximum feasible buffer shall be provided, marked by wildlife-permeable fencing that is raised at least 10 inches above grade...

Page 22, last paragraph

... **Special Condition 4.B** ensures protection of the dune ESHA from the event activities by requiring the permittees to establish a 2510-foot buffer from the ESHA, where feasible, that is demarcated with wildlife-permeable fencing (which, by nature, would also be visually permeable) raised at least 10 inches above the sand. A larger buffer would pose public safety concerns by creating a narrow corridor between the event fencing and the dune buffer fencing. The temporary fencing shall be punctuated with educational signs in multiple languages informing the public of the sensitive habitat area (**Special Condition 4.B**). Where 2510-foot buffers are infeasible due to existing public amenities, including parking lots, sidewalks, and the bike path, then **Special Condition 4.B** requires the maximum buffer feasible be provided...

D. Change the title and description of the coastal tour event to reflect the broader

ethnic and cultural focus of the tours and change the title of the street festival in downtown El Segundo to more accurately describe the type of event it will be.

Page 3, 1st paragraph

...including two days of free ~~African-American~~ Coastal History Tours...These include a street festival~~carnival~~ in El Segundo...

Page 6, Special Condition 1.B

...(i.e. Summer Youth Jazz Camp, ~~African-American~~ Coastal History Tours...and Street Festival~~Carnival~~)...

Page 7, Special Condition 3.A

...the LA Jazz Fest Summer Youth Camp, ~~African-American~~ Coastal Cultural History Tours...the Caribbean Street Festival~~Carnival~~...

Page 15, 1st bullet point

...two days of free ~~African-American~~ Coastal Cultural History Tours...

Page 15, 4th bullet point

...a free street festival~~carnival~~ ...

Page 20, 1st full paragraph

...Similarly, the Coastal Tours, which will be organized by a Coastal Cultural Tour Advisory Committee of notable authors, researchers, art creators, and representatives of the California African American History Museum, will provide participants with an enhanced understanding of the history of coastal access for African American, Latino, Asian, and Native American communities in Los Angeles.

E. Modify Special Condition 1.A.4 to clarify that the “On the Beach” event deconstruction activities are authorized to take 30 hours.

... For the “On the Beach” event, set-up activities shall begin no earlier than three nights prior to the concert event and de-construction activities shall conclude no later than thirty hours~~one day~~ following the conclusion of the concert event.

II. PUBLIC CORRESPONDENCE

On August 4, 2021, the applicant submitted 16 letters of support for the three-year temporary event permit for the Los Angeles Jazz Festival from music industry (and hospitality) professionals given, for example, the event’s diversity and inclusion

goals, support of artists, engagement of youth in the live music events, expected boost to local economies, the appropriateness of the Los Angeles area to host this event, and the festival's large proportion of free events (approximately 75% for the entire month-long festival). On August 6, 2021, Ronee Martin also submitted a letter in support for reasons, including the jobs that will be created by the festival. An additional letter from Pete Escovedo was received by the Commission's North Central Coast office in support of the Jazz Festival. These letters supplement numerous letters from musicians, community organizations, unions, public representatives, academics, and local governments received in association with the application materials.