

**CALIFORNIA COASTAL COMMISSION**

SOUTH COAST DISTRICT OFFICE  
301 E. OCEAN BLVD., SUITE 300  
LONG BEACH, CALIFORNIA 90802-4830  
(562) 590-5071 FAX  
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# F13

**Prepared April 29, 2024 and updated on May 2, 2024 (for the May 10, 2024 Hearing)**

**To:** Commissioners and Interested Parties  
**From:** Steve Hudson, South Coast District Deputy Director  
**Subject:** **South Coast District Deputy Director's Report for Los Angeles County for May 2024**

The following coastal development permit (CDP) waivers, immaterial CDP amendments, and CDP extensions for the South Coast District Office are being reported to the Commission on May 10, 2024. Pursuant to the Commission's procedures, each item has been appropriately noticed as required, and each item is also available for review at the Commission's South Coast District Office in Long Beach. Staff is asking for the Commission's concurrence on the items in the South Coast District Deputy Director's report and will report any objections received and any other relevant information on these items to the Commission when it considers the report on May 10th.

With respect to the May 10th hearing, interested persons may sign up to address the Commission on items contained in this report prior to the Commission's consideration of this report. The Commission can overturn staff's noticed determinations for some categories of items subject to certain criteria in each case (see individual notices for specific requirements).

**Items being reported on May 10, 2024 (see attached)**

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**Waivers**

- 5-23-0756-W, New storage structure and two new ADUs (Santa Monica)
- 5-24-0004-W, Remodel of single-family residence (Hermosa Beach)
- 5-24-0289-W, Summer Aquatics Camp (Long Beach)

**CDP Extensions**

- A-5-LOB-17-0032-E2, 5-18-0788-E2, and A-5-LOB-20-0007-E2, Belmont Pool (Long Beach)
- 5-20-0197-E2, LADWP (Pacific Palisades)

**Immaterial Amendment**

- 5-19-0953-A3, LA Jazz Festival (El Segundo)

**CALIFORNIA COASTAL COMMISSION**

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## Coastal Development Permit De Minimis Waiver Coastal Act Section 30624.7

Based on the project plans and information provided in your permit application for the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit pursuant to Section 13238.1, Title 14, California Code of Regulations. If, at a later date, this information is found to be incorrect or the plans revised, this decision will become invalid; and, any development occurring must cease until a coastal development permit is obtained or any discrepancy is resolved in writing.

**Waiver:** 5-23-0756-W

**Applicant:** Sean Besser

**Location:** 2520 5<sup>th</sup> St., Santa Monica, Los Angeles County (APN 4287-007-039)

**PROPOSED DEVELOPMENT:** Demolition of an existing non-conforming accessory storage structure at the rear of an existing duplex. Construction of a new 710 sq. ft., 9 ft.-1 in. tall accessory structure and two, new 1,000 sq. ft. detached accessory dwelling units (ADUs) within a 12-ft. tall structure. No changes are proposed to the existing 1,725 sq. ft. duplex on site. There will be a total of 4 units on site. No grading nor landscaping is proposed.

**RATIONALE:** The project site consists of a 6,174 sq. ft. multi-family residential lot located in an urbanized area located approximately 2,019 ft. inland of the beach, and landward of the first public road. The site is designated Ocean Park Low Density Multiple Family Residential (OP-2) in the City of Santa Monica's certified LUP and uncertified zoning code. The project would result in 4 units, (two existing duplex units and two new ADUs), with no reduction in existing residential units. The proposed development complies with the local height and setback requirements and will not block public views as none exist within the project vicinity. There are no parking spaces on site and the proposed project would not create new parking spaces or expanded curb cuts. Moreover, there are transit stops within less than a half mile of the subject lot. The proposed development is not anticipated to adversely impact coastal resources, tribal cultural resources, or public access. The project is consistent with the City's certified LUP, past Commission actions for the area and Chapter Three policies of the Coastal Act, and will not prejudice the City's ability to prepare a certified Local Coastal Program that is consistent with the Chapter 3 policies of the Coastal Act.

This waiver will not become effective until reported to the Commission at its **May 8-10, 2024** meeting and the site of the proposed development has been appropriately noticed, pursuant to 13054(b) of the California Code of Regulations. The Notice of Pending Permit shall remain posted at the site until the waiver has been validated and no less than seven days prior to the Commission hearing. If four (4) Commissioners object to this waiver of permit requirements, a coastal development permit will be required.

# Coastal Development Permit De Minimis Waiver

5-23-0756-W

Sincerely,

Dr. Kate Huckelbridge  
Executive Director

Elishebah Tate-Pulliam  
Coastal Program Analyst

cc: Commissioners/File

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April 23, 2024

## Coastal Development Permit Waiver Improvements to Existing Structures or Repair and Maintenance Coastal Act Section 30610

Based on the project plans and information provided in your permit application for 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), Section 13252(e), or Section 13253(c), Title 14, California Code of Regulations. If, at a later date, this information is found to be incorrect or the plans revised, this decision will become invalid; and, any development occurring must cease until a coastal development permit is obtained or any discrepancy is resolved in writing.

**Waiver:** 5-24-0004-W

**Applicant:** Marcia Augsburger

**Location:** 2650 Hermosa Ave, Hermosa Beach in Los Angeles County  
(APN: 4181-025-001)

**Proposed Development:** Exterior remodel to an existing three-story, 1,605 sq. ft. single-family residence, including replacements and updates to exterior features and finishings, new AC condenser and rooftop barbeque, and replacement of roof tiles.

**Rationale:** The project site is located on a developed 1,122 sq. ft. lot located 220 ft. inland of the public beach, landward of the first public road parallel to the sea, and in an urbanized residential neighborhood. The lot is zoned R-2 residential by the City and the proposed project conforms to the permitted use for the R-2 zone. The proposed project does not result in a change in existing building footprint or height. The existing residence has a two-car garage, which is consistent with the certified LUP's parking requirements. The proposed project will not reduce existing parking or restrict alley access. The proposed development will not adversely impact coastal resources, public access, or public recreation opportunities, and is consistent with past Commission actions in the area and Chapter Three policies of the Coastal Act. In addition, the project would not prejudice the ability of the City of Hermosa Beach to develop a Local Coastal Program that is consistent with the Coastal Act Chapter 3 policies.

**Coastal Development Permit Waiver**  
5-24-0004-W

This waiver will not become effective until reported to the Commission at its **May 8-10, 2024** meeting. If three (3) Commissioners object to this waiver of permit requirements, a coastal development permit will be required.

Sincerely,

Kate Huckelbridge, PhD  
Executive Director

Original on File signed by:

Jeffrey Palm  
Coastal Program Analyst

cc: Commissioners/File

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May 2, 2024

## Coastal Development Permit De Minimis Waiver Coastal Act Section 30624.7

Based on the project plans and information provided in your permit application for the development described below, the Executive Director of the Coastal Commission hereby waives the requirement for a Coastal Development Permit pursuant to Section 13238.1, Title 14, California Code of Regulations. If, at a later date, this information is found to be incorrect or the plans revised, this decision will become invalid; and, any development occurring must cease until a coastal development permit is obtained or any discrepancy is resolved in writing.

**Waiver:** 5-24-0289-W

**Applicant:** City of Long Beach Parks, Recreation and Marine, Brent Dennis

**Location:** 4320 E. Olympic Plaza, Long Beach, Los Angeles County  
(APNs: 725639903, 725640902)

**Proposed Development:** Temporary Summer Aquatics Camp to be operated on the sandy beach near the existing outdoor Belmont Pool. The camp will operate from June-August and will involve the installation of temporary structures including a 6' high, 50' x 75' chainlink fence, two 12' high shade canopies, and a 100 sq. ft. storage bin. The camp will provide childcare for approximately 50 children per week, through the summers of 2024, 2025, 2026, 2027, & 2028.

**Rationale:** The City of Long Beach Summer Aquatics Camp program operated at the indoor Belmont Plaza pool until the pool's demolition. The temporary location for the camp is outside on the beach between the existing outdoor pool and the beach maintenance building at Belmont Plaza. The temporary structures for the camp will be installed in June and removed in September of each year, and these structures will not impede public access to the beach. The proposed project is consistent with past Commission actions in the area, and this is the second renewal of the prior 2-year approval (5-17-0329-W) and 5-year approval (5-19-0281-W) of this camp. The proposed development will not adversely impact coastal resources, public access, or public recreation opportunities, and is consistent with past Commission actions in the area and Chapter Three policies of the Coastal Act.

This waiver will not become effective until reported to the Commission at its **May 8-10, 2024** meeting and the site of the proposed development has been appropriately noticed,

**Coastal Development Permit De Minimis Waiver**  
5-24-0289-W

pursuant to 13054(b) of the California Code of Regulations. The Notice of Pending Permit shall remain posted at the site until the waiver has been validated and no less than seven days prior to the Commission hearing. If four (4) Commissioners object to this waiver of permit requirements, a coastal development permit will be required.

Sincerely,

Kate Huckelbridge, PhD  
Executive Director

Original on File signed by:

Jeffrey Palm  
Coastal Program Analyst

cc: Commissioners/File

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SOUTH COAST DISTRICT OFFICE  
301 E OCEAN BLVD, SUITE 300  
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VOICE (562) 590-5071

**RESPONSE TO OBJECTION RECEIVED TO EXECUTIVE DIRECTOR'S DETERMINATION**

**DATE:** April 26, 2024  
**TO:** Commissioners and Interested Parties  
**FROM:** Dr. Kate Huckelbridge, Executive Director  
**RE:** Objection to Executive Director's Determination Regarding Extension of Coastal Development Permit (CDP) Nos. 5-18-0788, A-5-LOB-17-0032, and A-5-LOB-20-0007

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The City of Long Beach requests a second one-year Time Extension to Coastal Development Permit Nos. 5-18-0788, A-5-LOB-17-0032, and A-5-LOB-20-0007 granted by the California Coastal Commission on February 11, 2021, which was previously extended for one year. This Permit is for:

**Closure of Olympic Plaza to automobile traffic, removal of park landscaping, demolition of two outdoor pools, conversion of temporary pool and associated facilities to permanent structures, and construction of an outdoor pool complex including a 12,320 sf. competitive pool, 4,560 sf. recreation pool, 1,000 sf. teaching pool, 500 sf. spa, 5,660 sf. diving well, and spray garden, 1,555 permanent seats, a 15,181 sf. approx. 29 ft. high pool facilities building with locker rooms, offices, food concessions, changing rooms, and storage rooms, 141,558 sf. hardscaped open space, 92,297 sf. passive park area, and public restrooms.**

The Executive Director determined that there were no changed circumstances affecting the proposed development's consistency with the Coastal Act, and notice of this determination was mailed on March 28, 2024. This Determination will be reported to the Commission at the May 10, 2024, Commission meeting. 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 may be 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.**

Four letters of objection to the time extension were received within 10 working days of the mailed notice ([Exhibit 1](#)). One letter was received on April 5, 2024 by Ann Cantrell and Anna Christensen on behalf of the Sierra Club Los Cerritos Wetlands Task Force; one letter was received on April 9, 2024 by Anna Christensen on behalf of the Long Beach Area Peace Network; one letter was received on April 10, 2024 by Melinda Cotton; and one letter was received on April 12, 2024 by Nancy Okada on behalf of the Sierra Club Coastal Subcommittee. One additional letter was received after the 10-working day objection period on April 15, 2024 by Julie Kirkham. The four objections to the time extension received within 10 working days of the mailed notice contend the following:

- (1) The reduced funding of the project constitutes changed circumstances.
- (2) The City has proposed alternative plans which differ from the previously Commission-approved plans, which constitute changed circumstances.
- (3) The project does not promote equitable public use and does not include an equity plan to serve disadvantaged youth.
- (4) The subject site is in a liquefaction zone and is prone to sea level rise. Sea level rise and erosion rates are occurring faster than previously expected, which constitute changed circumstances.
- (5) The City has failed to provide transportation plans with the proposed project, including providing busing for students.
- (6) Alternative locations have not been analyzed by the City, and alternative sites, specifically the Elephant Lot, have become available since the Commission approved the CDP. The newly available sites constitute changed circumstances.
- (7) The demographics of the City have changed since Commission action on the CDP, and the Commission should enforce its Environmental Justice Policy through a reevaluation of equity and environmental justice concerns.
- (8) The environmental impact report (EIR) for the original project is out of date and a new EIR should be required.
- (9) Visitation to the subject site has increased along with heavier traffic, therefore the approved parking plan is no longer adequate.
- (10) Climate impacts have increased and intensified warming, constituting changed circumstances.

Section 13169(c) of Title 14 of the California Code of Regulations states, in part, that, in order to deny an extension request, objections must identify changed circumstances that may affect the consistency of the development with the Coastal Act. Objections 3 and 5 object to the project but do not provide any evidence to identify a changed circumstance and are therefore not further analyzed. Thus, these objections do not identify any new or changed circumstances that would affect the development's consistency with the Coastal Act.

In response to Objections 1 and 2, although it is true that the City has developed plans to reduce the scope of the Commission-approved project due, at least in part, to budgetary constraints, any changes to the Commission-approved project must be reviewed by the Executive Director and would likely require an amendment to the Commission-approved permit, and changes to project funds do not constitute a changed circumstance as to the project's consistency with the Coastal Act. Alternative project plans have been submitted for review by the Commission, however, this time extension relates to the Commission-approved project and does not laterally approve the proposed amendment submitted by the City. To provide more clarity, the Conditions of Approval remain in full effect until the Commission approves an amendment that changes the Conditions of Approval. These include, but are not limited to, **Special Condition 2**, which requires the applicant to submit final revised plans that are in substantial conformance with the plans submitted on January 21, 2020, and **Special Condition 3**, which requires an equitable Public Access Program be submitted by the City prior to issuance of the CDP. Objection 4 references hazards in the area including sea level rise, liquefaction, and erosion. These hazards were raised and addressed in the Commission's 2021 action, and **Special Condition 13** addresses shoreline change, sea level rise monitoring, and adaptation programming and remains in effect.

Objection 6 notes an alternative location has become available and suggests it should be analyzed and constitutes changes circumstances. Alternative locations were analyzed in the initial approval of the CDP, and, while the Elephant Lot was an alternative site that would be more accessible to visitors and residents of all income levels, the availability of alternative locations does not affect the development's consistency with the Coastal Act or the effectiveness of the public outreach, amenities, and programming required by the Conditions of Approval. Objections 7, 8, 9 and 10 suggest changed circumstances pertaining to City demographics, EIR analysis, traffic intensity and climate impacts. All of these issues were addressed and analyzed in the approval of the CDP, and the objectors did not provide evidence to substantiate their claims that these circumstances have changed in a way that would affect the development's consistency with the Coastal Act. The CDP for this development will not be issued until all prior-to-issuance conditions are met, and any substantial changes to the project, as contemplated by the City, will require a permit amendment. One objection letter recommended several amendments to the CDP; however, amendments cannot be considered under a time extension request.

In sum, for the reasons stated above, the Executive Director has determined that there are no changed circumstances on site that affect the development's conformity with the Chapter 3 policies of the Coastal Act or the City's certified LCP. As required by Section 13169(c) of Title 14 of the California Code of Regulations, the Executive Director is reporting this conclusion to the Commission along with copies of the objection letters. If three Commissioners object to the extension on the grounds that there may be circumstances that affect the development's consistency with the Coastal Act, the Executive Director shall schedule the extension for a public hearing in accordance with Section 13169(d) of Title 14 of the California Code of Regulations. If three Commissioners do not object to the extension, the time for commencement of the development shall be extended for one year from the expiration date of the permit. In this case, the approval of the extension request would extend the expiration date of CDP Nos. 5-18-0788, A-5-LOB-17-0032, and A-5-LOB-20-0007 until February 11, 2025, one year from the previous date of expiration.

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April 26, 2024

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

Notice is hereby given that Los Angeles Department of Water and Power (LADWP) has applied for a second one year extension of Coastal Development Permit No. 5-20-0197 granted by the California Coastal Commission on March 11, 2021

for: Replacement of 38 wooden distribution poles with 30 steel distribution poles along a 2.52-mile section of an existing transmission power line and related line work; request for after-the-fact approval of temporary vegetation clearance and grading of 1.41 acres of vegetation to and around access poles.

at: Five parcels owned by the California Department of Parks and Recreation located in Topanga State Park (Los Angeles County) (APNs 4431-023-901; 4432-002-922; 4432-002-923; 4432-002-920; 4432-002-919; 4431-023-028; 4431-039-010; 4431-040-012)

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,

Dr. Kate Huckelbridge  
Executive Director

Original on File signed by:

Shahar Amitay  
Coastal Program Analyst

cc: Commissioners/File

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April 24, 2024

**NOTICE OF PROPOSED IMMATERIAL PERMIT  
AMENDMENT**Coastal Development Permit Amendment No. **5-19-0953-A3**

**To:** All Interested Parties

**From:** Kate Huckelbridge, PhD, Executive Director

**Subject:** Permit No. **5-19-0953** granted to **Bridge Street and Los Angeles County Department of Beaches & Harbors** for:

**Project Site:** Dockweiler State Beach, City of Los Angeles, Los Angeles County  
(APN: 4138016012)

**Original CDP Approval**

Three-year authorization for a temporary live music and community events associated with the Los Angeles Jazz Festival held on Dockweiler Beach with a free one-day youth camp for 2,000 people ages 12-19 from low income census tracts and community service programs that uses music and coastal education to recognize and overcome environmental injustices (8/20/22, 8/19/23, 8/17/24); two (2) days of live music (Saturday and Sunday 8/27-28/22, 8/26-27/23, 8/24-25/24); three (3) days of set-up/take-down activities; a celebrity-led volunteer beach clean-up (8/30/22, 8/29/23, 8/27/24); two (2) days of free coastal cultural tours along LA County beaches (8/23-24/22, 8/22-23/23, 8/20-21/24); and a two-day Jazz conference in Marina del Rey (8/25-26/22, 8/24-25/23, 8/22-23/24). The project includes temporary use of approximately 320,000 sq. ft. of sandy beach for construction of a temporary concert venue, approximately 130,427 sq. ft. of sandy beach for the one-day youth camp, and all or a portion of the public parking spaces within the Bluff Parking Lot (depending on the activities occurring at the site). Approved August 11, 2021.

**5-19-0953-A1**

Revise Special Conditions 1 (Duration and Scope of Permit) and 3 (Temporary Shoreline Access Program) of 5-19-0953 to reflect a one-year delay in the event dates due to the COVID-19 pandemic. Approved May 13, 2022.

## Notice of Proposed Immaterial Permit Amendment

5-19-0953-A3

### 5-19-0953-A2

Revise Special Conditions 1 (Duration and Scope of Permit) and 3 (Temporary Shoreline Access Program) of 5-19-0953 to reflect a two-year delay in the event dates due to the COVID-19 pandemic. Approved February 9, 2022.

### Proposed CDP Amendment

The Executive Director of the California Coastal Commission has reviewed a proposed amendment to the above referenced permit, which would result in the following change(s):

Revise Special Conditions 1 (Duration and Scope of Permit) and 3 (Temporary Shoreline Access Program) of 5-19-0953 to reflect a three-year delay in the event dates due to the COVID-19 pandemic. The Commission's reference number for this proposed amendment is **5-19-0953-A3**. See **Exhibit A** for the proposed changes to these conditions.

### FINDINGS

The Executive Director has determined this amendment to be IMMATERIAL within the meaning of section 13166(b) of the Commission's regulations.<sup>1</sup> Pursuant to section 13166(b)(1), if no written objection to this notice of immaterial amendment is received at the Commission office listed above within ten (10) working days of mailing said notice, the determination of immateriality shall be conclusive, and the amendment shall be approved (i.e., the permit will be amended as proposed).

Pursuant to section 13166(b)(2), if a written objection to this notice of an immaterial amendment is received within ten (10) working days of mailing notice, and the executive director determines that the objection does not raise an issue of conformity with the Coastal Act or certified local coastal program if applicable, the amendment shall not be effective until the amendment and objection are reported to the Commission at its next regularly scheduled meeting. If any three Commissioners object to the executive director's designation of immateriality, the amendment application shall be referred to the Commission to be reviewed as a material amendment at a subsequent Commission meeting. If no three Commissioners object to the executive director's designation of immateriality, that designation shall stand, and the amendment shall become effective.

Pursuant to section 13166(b)(3), if a written objection to this notice of an immaterial amendment is received within ten (10) working days of mailing notice, and the executive director determines that the objection does raise an issue of conformity with the Coastal Act or a certified local coastal program if applicable, the amendment application shall be

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<sup>1</sup> The Commission's regulations are codified in Title 14 of the California Code of Regulations.

## Notice of Proposed Immaterial Permit Amendment

5-19-0953-A3

referred to the Commission to be reviewed as a material amendment at a subsequent Commission meeting.

The Executive Director has determined this proposed amendment to be "immaterial" for the following reason(s):

The proposed amendment would revise Special Conditions 1 (Duration and Scope of Permit) and 3 (Temporary Shoreline Access Program) of 5-19-0953 to reflect a three-year delay in the event dates due to the COVID-19 pandemic. The 2022, 2023, and 2024 events have been cancelled, the 2025 and 2026 events remain the same (5-19-0953-A2), and the 2027 event is added. The proposed amendment is minor in nature and serves to shift the original three-year authorization period forward three years without lessening the force or effect of the special conditions. Therefore, the proposed amendment will not result in any new adverse effects to coastal resources and is consistent with Chapter Three policies of the Coastal Act. If you wish to register an objection to the processing of this amendment application as an immaterial amendment, please send the objection in writing to the address above.

If you have any questions about this notice, please contact Janet Torres at [janet.torres@coastal.ca.gov](mailto:janet.torres@coastal.ca.gov) or alternatively at (562) 590-5071.

### **EXHIBIT A – Standard and Special Conditions pursuant to CDP No. 5-19-0953 through CDP Amendment No. 5-19-0953-A3**

**NOTE:** Exhibit A includes all standard and special conditions that apply to this permit, as approved by the Commission in its original action and modified and/or supplemented by CDP Amendment No. 5-19-0953-A3. Added language is shown in **bold underline** and deleted language is shown in **~~bold strikethrough~~**. This will result in one set of adopted special conditions.

#### **STANDARD CONDITIONS**

- 1. Notice of Receipt and Acknowledgment.** The permit is not valid, and development shall not commence until a copy of the permit, signed by the applicant or authorized agent, acknowledging receipt of the permit and acceptance of the terms and conditions, is returned to the Commission office.
- 2. Expiration.** If development has not commenced, the permit **amendment** will expire two years from the date on which the Commission voted on the **amendment** application. Development shall be pursued in a diligent manner and completed in a reasonable period of time. Application for extension of the permit must be made prior to the expiration date.
- 3. Interpretation.** Any questions of intent or interpretation of any condition will be resolved by the Executive Director or the Commission.

## Notice of Proposed Immaterial Permit Amendment

5-19-0953-A3

4. **Assignment.** The permit may be assigned to any qualified person, provided assignee files with the Commission an affidavit accepting all terms and conditions of the permit.
5. **Terms and Conditions Run with the Land.** These terms and conditions shall be perpetual, and it is the intention of the Commission and the applicant to bind all future owners and possessors of the subject property to the terms and conditions.

## Notice of Proposed Immaterial Permit Amendment

5-19-0953-A3

### SPECIAL CONDITIONS

#### 1. Duration and Scope of Permit.

A. Coastal Development Permit No. 5-19-0953, **as amended**, shall only authorize:

1. A one-day Summer Youth Jazz Camp to be held ~~August 20, 2022, August 19, 2023, and August 17, 2024~~ **August 16, 2025, August 15, 2026, and August 14, 2027;**

2. A two-day "On the Beach" concert to be held Saturday and Sunday ~~August 27-28, 2022, August 26-27, 2023, and August 24-25, 2024, and August 23-24, 2025, August 22-23, 2026, and August 21-22, 2027;~~

3. A one-day volunteer beach clean-up to be held after "On the Beach" event clean-up and take-down ~~August 30, 2022, August 29, 2023, and August 27, 2024, and August 26, 2025, August 25, 2026, and August 24, 2027;~~

4. Set-up and timely removal of those facilities necessary to stage the events, as set forth in the Site Plan submitted to the South Coast District office on June 29, 2021. For the youth camp, set-up activities shall begin no earlier than the night before the camp and the de-construction shall conclude the night of the day-camp. 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 following the conclusion of the concert event.

B. The permittees shall submit evidence of compliance with the special conditions of this permit (except for conditions that apply exclusively to the "On the Beach" event) to the Executive Director at least two days prior to the set-up of the "On the Beach" concert events. The permittees shall be responsible to provide all other related free programming (i.e. Summer Youth Jazz Camp, Coastal History Tours, distribution of 7,500 free tickets, allocation of Junior Lifeguard scholarships, Jazz After Dark events, Jazz in the Parks Water Conservation events, Jazz Conference, and Street Festival) at the approximate levels laid out in the Free Tickets document submitted to the South Coast District Office June 29, 2021; or if the programming is not implemented as described herein, including if attendance in free events does not meet expectations, 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. The Executive Director shall determine if there are substantial changes to the project and if a coastal development permit amendment is required.

C. The permittees shall undertake development in accordance with the approved plans. Any request for a change to the installation, operation, or removal



## Notice of Proposed Immaterial Permit Amendment

5-19-0953-A3

schedule of the facilities shall be reported to the Executive Director. The Executive Director shall determine if there are substantial changes to the project and if a coastal development permit amendment is required.

- D. Within 30 days of the culmination of each authorized LA Jazz Festival (~~2022, 2023, and 2024~~ **2025, 2026, and 2027**), 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~~ **2025** and/or ~~2023~~ **2026** 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. The Executive Director shall determine if there are substantial changes to the project and if a coastal development permit amendment is required.

**2. Required Approvals.** By acceptance of this permit, the permittees agree that they shall obtain all other necessary local, state, and federal permits that may be necessary for all aspects of the temporary development, including approvals from the City of Los Angeles, Los Angeles Regional Water Quality Control Board, Los Angeles County (Beaches & Harbors and/or Sanitation District), City of El Segundo, State Lands Commission, State Parks, and any federal and state agency with jurisdiction over sensitive resources at this location unless confirmation is received from those agencies that such approvals are not required.

### 3. Temporary Shoreline Access Program.

- A. Admission Fees. The permittees shall submit to the Executive Director proof that at least 7,500 of the “On the Beach” annual live music event tickets have been distributed to the general public free of charge. All other related events—the LA Jazz Fest Summer Youth Jazz Camp, the Coastal Cultural History Tours, the State of Jazz conference, the Jazz in the Parks events, the Jazz after Dark events, the Caribbean Street Festival, and beach clean-up—shall be offered free of charge. The 50 Junior Lifeguard Scholarships shall be given out each year of the events to underserved youth.
- 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 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

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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. Lateral access along the shoreline shall not be impeded by the events.

- C. Public Access Signs. The permittees shall install temporary signs that facilitate, manage, and provide public access to and around the approved event sites and identify any public features that will be provided during set-up, take-down, and event activities. The signs shall be conspicuously sited to maximize visibility from the parking lots, regional bike path, open beach areas, and water and be designed to provide clear information to beach goers and bike path and pedestrian path users without significantly impacting public views and visual resources. All signs shall include translation into languages used commonly in Los Angeles, including but not limited to English and Spanish.
- D. Bike Path. The temporary event facilities (stage, tents, fencing, etc.) shall be sited so as not to interfere with the public’s use of the regional bicycle and pedestrian route that runs through the site and along the beaches of Santa Monica Bay. If temporary closure of the bicycle and pedestrian path is necessary for safety during installation or tear-down of equipment between 5am and 10pm, an interruption of traffic on the pedestrian and bicycle route is authorized with a flagperson to stop bicycle and pedestrian traffic for no longer than 5 minutes at a time. If temporary closure of the bicycle and pedestrian path is necessary for safety during installation or tear-down of equipment between 10pm and 5am, an interruption of traffic on the pedestrian and bicycle route is authorized with a flagperson to stop and redirect bicycle and pedestrian traffic for no longer than one hour at a time.
- E. Marketing and Outreach. Outreach and marketing for the events shall be conducted as described in the materials submitted to the South Coast District office on April 21, 2021.
- F. Parking Management. The permittees shall offer offsite parking outside of the coastal zone and an electric tram and shuttle system for the “On the Beach” event as described in the materials submitted to the South Coast District office on May 24, 2021. Use of public beach parking lots and parking spaces shall be the minimum necessary for public safety and operation of the electric tram. This permit authorizes temporary use of

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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, August 25-27, 2023, and August 23-25, 2024, and August 22-24, 2025, August 21-23, 2026, and August 20-22, 2027;~~
2. The El Segundo/Grand Avenue parking lot the evening of ~~August 21-29, 2022, August 20-28, 2023, and August 18-26, 2024, August 17-25, 2025, August 16-24, 2026, and August 15-23, 2027;~~ and
3. One-third of the parking spaces in the Dockweiler/Bluff parking lot ~~August 20, 2022, August 19, 2023, and August 17, 2024, August 16, 2025, August 15, 2026, and August 14, 2027.~~

G. Traffic Management. The permittees shall develop and implement a Traffic Management Plan, as described in the materials submitted to the South Coast District office on April 21, 2021, in cooperation with the cities of Los Angeles and El Segundo.

H. The permittees shall undertake development in accordance with the approved plans. Any request for a change to the installation, operation, or removal schedule of the facilities shall be reported to the Executive Director. The Executive Director shall determine if there are substantial changes to the project and if a coastal development permit amendment is required.

**4. Biological Resource Protection Program.** The permittees shall carry out development in accordance with the recommendations of the Biological Survey Report submitted to the South Coast District office on June 28, 2021. In addition, the following protection measures shall be implemented:

A. Sound and Lighting Design. All speakers, including amplified speakers shall be directionalized to focus sound within the stadium and youth camp area. All nighttime lighting shall be shielded and focused downward and inward toward the event areas. Up-lighting and “event” searchlights or spotlights are prohibited. Soft up-lighting for decorative stage and compound elements shall be allowed. Structures, including concession and merchandise tents, shall be designed to minimize light spillage and maximize light shielding to the maximum extent feasible.

B. Protection of Dune Habitat. A minimum 10-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 10-foot buffers are infeasible due to existing public amenities, including parking lots, sidewalks, and the bike path, the maximum

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feasible buffer shall be provided, marked by wildlife-permeable fencing that is raised at least 10 inches above grade. The temporary fencing shall be punctuated with educational signs in English and Spanish informing the public of the sensitive habitat area. Any temporary fencing shall be installed in a manner that minimizes ground disturbance and landform alteration.

C. Protection of Special Status Species. The permittees shall coordinate with the Los Angeles Audubon chapter to acquire data on Western snowy plover observations at Dockweiler State Beach no more than two weeks before event activities. The permittees shall retain the services of a qualified biologist with the appropriate recovery permit(s) to conduct biological surveys and submit the name and qualifications of that individual, for the review and approval of the Executive Director, at least two weeks before the events. 72 hours prior to any event activities, the approved biologist shall survey the project site and the area within a 300-foot radius of the project site on foot. The surveys shall be submitted to the Executive Director within two days of completion.

The permittees shall implement the proposed festival contingency plan submitted to the South Coast District office on June 29, 2021, the recommended Western snowy plover protection measures included in the Biological Survey Report submitted to the South Coast District office on June 28, 2021, and the Western snowy plover protection measures included in the U.S. Fish & Wildlife Service letter dated January 19, 2016 and submitted to the South Coast District office on July 14, 2021. If any roosting plovers or plover nests are observed in the project vicinity, then a 500-foot buffer from the roosting or nesting site shall be installed using wildlife-permeable fencing with appropriate educational and warning signs.

D. Protection of Beach Wrack. Event activities, including set-up and take-down, shall be implemented in a manner that avoids the removal or disturbance of beach wrack to the maximum extent feasible.

E. The permittees shall undertake development in accordance with the approved plans. Any request for a change to the installation, operation, or removal schedule of the facilities shall be reported to the Executive Director. The Executive Director shall determine if there are substantial changes to the project and if a coastal development permit amendment is required.

**5. Water Quality.** The permittees shall implement the Pollution Prevention/Protection Plan submitted to the South Coast District office on May 24, 2021. Additionally, the following best management practices shall be implemented:

A. The permittees shall remove and legally dispose of all trash, waste, oil, grease, and other materials that may be deposited within the event area incidental to public use of the beach and adjacent parking facilities.

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- B. The event sites shall be cleared of trash by the end of each day of event activities, including set-up and take-down.
- C. The permittees shall surround all fuel storage areas with a double layer of sand or gravel bags to contain any fuel that is spilled and keep absorbent spill clean-up materials on hand in the event of a spill.
- D. The permittees shall install temporary smoke-free signage within and around the exterior of the temporary concert venue.
- E. The permittees shall submit a Waste Management Report to the Executive Director no later than two weeks after the last event on the beach each year that details the amount of waste (including trash, oil, grease, and other materials that may be deposited within the event area) produced by the event and implemented methods of disposal and provides photographic documentation of the project site before and after the temporary event.