

MEETING  
STATE OF CALIFORNIA  
STATE LANDS COMMISSION

ZOOM PLATFORM

CITY OF LONG BEACH  
CIVIC CHAMBERS  
411 W. OCEAN BOULEVARD  
LONG BEACH, CALIFORNIA

THURSDAY, JUNE 23, 2022

1:02 P.M.

JAMES F. PETERS, CSR  
CERTIFIED SHORTHAND REPORTER  
LICENSE NUMBER 10063

APPEARANCES

COMMISSION MEMBERS:

Betty T. Yee, State Controller, Chairperson

Eleni Kounalakis, Lieutenant Governor

Keely Bosler, Director, Department of Finance, represented  
by Gayle Miller

STAFF:

Jennifer Lucchesi, Executive Officer

Colin Connor, Assistant Executive Officer

Seth Blackmon, Chief Counsel

Nicole Dobroski, Chief, Environmental Planning and  
Management Division

Sheri Pemberton, Chief, External Affairs Division

Katie Robinson-Filipp, Environmental Scientist

ATTORNEY GENERAL:

Andrew Vogel, Supervising Deputy Attorney General

ALSO PRESENT:

Eileen Boken, Coalition for San Francisco Neighborhoods

Jan Brisco, Tahoe Lakefront Owners' Association

Conner Everts, Southern California Watershed Alliance

Susan Jordan, California Coastal Protection Network

Laura Lane, California Association of Port Authorities

APPEARANCES CONTINUED

ALSO PRESENT:

Mandy Sackett, Surfrider Foundation

Jeanette Vosburg, Grassroots Coalition

Awbrey Yost, California Coastal Commission

David Yow, Port of San Diego

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I Open Session	1
II Public Comment	5
<p>Public comments will be heard at 1:00 pm for items not on the agenda, for no more than 30 minutes. At the discretion of the Chair, speakers will be given up to 3 minutes. For those unable to attend the early public comment period, there may be additional comment time available later in the day. Note: Comments made during the general public comment period regarding matters pending before the Commission do not become part of the official record for those matters.</p>	
III Confirmation of Minutes for the April 26, 2022 meeting	13
IV Executive Officer's Report	14
<p>Continuation of Rent Actions to be taken by the Executive Officer pursuant to the Commission's Delegation of Authority:</p> <ul style="list-style-type: none"><li>- CROCKETT STRIPED BASS CLUB (LESSEE): Continuation of rent at \$7,860 per year for a General Lease - Recreational Use located on sovereign land in the Carquinez Strait, Contra Costa County. (PRC 659)</li> <li>- METRO MARINA PROPERTIES, LLC (LESSEE): Continuation of rent at \$2,130 per year for a General Lease - Commercial Use, located on sovereign land in the Sacramento River, Sacramento County. (PRC 4812)</li> <li>- NOBLE YACHT GROUP, INC. (LESSEE): Continuation of rent at \$1,803 per year for a General Lease - Recreational and Protective Structure Use located on sovereign land in the San Joaquin River at Little Tinsley Island, San Joaquin County. (PRC 7975)</li> <li>- SIERRA BOAT COMPANY, INC. (LESSEE): Continuation of minimum annual rent at \$5,798</li></ul>	

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per year for a General Lease - Commercial Use located on sovereign land in Lake Tahoe, Placer County. (PRC 5680)

- VALERO REFINING COMPANY OF CALIFORNIA (LESSEE): Continuation of rent at \$36,762, adjusted annually by the Consumer Price Index, for a General Lease - Right of Way Use located on sovereign land in Carquinez Strait, Solano and Contra Costa Counties. (PRC 3811)

Tomales Bay Assignment Actions to be taken by the Executive Officer pursuant to the Commission's Delegation of Authority:

- No items for this section

V Consent Calendar 01-44 25

The following items are considered to be noncontroversial and are subject to change at any time up to the date of the meeting.

Land Management

Northern Region

- 01 GREER M. ARTHUR JR. AND VERONICA ARTHUR, TRUSTEES OF THE ARTHUR LIVING TRUST, DATED DECEMBER 24, 1991 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2300 North Lake Boulevard, near Tahoe City, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 8975; A3205; RA# 2021074) (A 1; S 1) (Staff: S. Avila)
- 02 RICHARD C. BLUM, TRUSTEE OF THE RICHARD C. BLUM 1996 REVOCABLE TRUST, DATED JANUARY 9, 1996; ANNETTE C. BLUM; HEIDI J. BLUM; AND EILEEN J. BLUM (LESSEE); FULL CIRCLE REAL ESTATE LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider waiver of rent, penalty, and interest; void Invoice Number 55010; termination of Lease Number PRC 5555, a General

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- Lease - Recreational Use; and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 9105 State Highway 89, near Meeks Bay, El Dorado County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 5555; A3531; RA# 2021249) (A 5; S 1) (Staff: S. Avila)
- 03 GEORGE FOUAD BOUTROS, AS TRUSTEE OF THE BOUTROS FAMILY TRUST DATED MAY 23, 2000 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 9041 Lupine Lane, near Rubicon Bay, El Dorado County; for an existing pier and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 7415; A3264; RA#2021061) (A 5; S 1) (Staff: L. Anderson)
- 04 JONATHAN C. CORN, TRUSTEE OF THE FOLDING DOOR TRUST DATED APRIL 29, 2019 AND TAYLOR FAMILY INVESTMENTS, LLC, A NEVADA LIMITED LIABILITY COMPANY (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2480 and 2490 West Lake Boulevard, near Sunnyside, Placer County; for an existing joint-use pier, two boat lifts, and two mooring buoys previously authorized by the Commission; and two existing freshwater intake pipelines and electrical conduits and pumps not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 4314; A2291; RA# 23718) (A 1; S 1) (Staff: A. Franzoia)
- 05 DEREK D. CRESSMAN AND DENIZ TUNCER, TRUSTEES OF THE CRESSMAN/TUNCER FAMILY TRUST ESTABLISHED JANUARY 25, 2006; AND AYSHE TUNCER AND MICHAEL R. ANDERSON, AS TRUSTEES, OR ANY SUCCESSOR TRUSTEE(S) OF THE TUNCER ANDERSON REVOCABLE TRUST, UNDER DECLARATION OF TRUST DATED MAY 20, 2011 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3436 Edgewater Drive, Tahoe City, Placer County; for an existing pier and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 3757; A3350; RA# 2021126) (A 1; S 1) (Staff: K. Buchan)

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- 06 CLARKE G. DANIELS AND MARIA G. DANIELS, TRUSTEES, UNDER THE CLARKE AND MARIA DANIELS LIVING TRUST DATED SEPTEMBER 29, 1992 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3820 North Lake Boulevard, Carnelian Bay, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 8921; A3330; RA#2021115) (A 1; S 1) (Staff: L. Anderson)
- 07 DAGMAR DOLBY, AS TRUSTEE OF THE DAGMAR DOLBY TRUST ESTABLISHED UNDER THE DOLBY FAMILY TRUST INSTRUMENT, DATED MAY 7, 1999 (LESSEE); 2550 W LAKE LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider termination of Lease Number PRC 4132, a General Lease - Recreational Use, and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2550 West Lake Boulevard, near Tahoe City, Placer County; for an existing pier, pumphouse/shed, open-sided boathouse with stairs, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 4132; A3480; RA# 2021201) (A 1; S 1) (Staff: S. Avila)
- 08 RONALD C. KISKIS AND NANCY I. KISKIS, TRUSTEES OF THE KISKIS FAMILY TRUST AGREEMENT DATED JUNE 23, 1994 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2622 West Lake Boulevard, near Tahoe City, Placer County; for one existing mooring buoy. CEQA Consideration: categorical exemption. (Lease 9020; A3190; RA# 2021014) (A 1; S 1) (Staff: L. Anderson)
- 09 LUCKY BLUFF, LLC (LESSEE); FULL CIRCLE REAL ESTATE LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider waiver of rent, penalty, and interest; termination of Lease Number 7279, a General Lease - Recreational Use; and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 9115 State Highway 89, near Meeks Bay, El Dorado County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 7279; A3533; RA# 2021250) (A 5; S 1) (Staff: S. Avila)

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- 10 BARRY L. LUDWIG AND JENNY S. LUDWIG, TRUSTEES OF THE LUDWIG 1990 REVOCABLE TRUST DATED NOVEMBER 9, 1990 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8319 Meeks Bay Avenue, near Meeks Bay, El Dorado County; for an existing pier and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 8982; A3343; RA#2021117) (A 5; S 1) (Staff: L. Anderson)
- 11 MARIA MARTELINO, TRUSTEE OF THE MARIA MARTELINO LIVING TRUST DATED FEBRUARY 18, 2013 (LESSEE/ASSIGNOR); JOHN M. WILSON, AS TRUSTEE OF THE JOHN WILSON REVOCABLE TRUST UNDER TRUST INSTRUMENT DATED 03/15/2012 (APPLICANT/ASSIGNEE): Consider assignment and amendment of a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6115 and 6120 West Lake Boulevard, near Homewood, Placer County; for one existing mooring buoy. CEQA Consideration: not a project. (PRC 9046; A3525; RA# 2021242) (A 1; S 1) (Staff: S. Avila)
- 12 STEVEN L. MERRILL, TRUSTEE OF THE STEVEN L. MERRILL LIVING TRUST U/A/D 4/17/95, NATALIE ROLLHAUS BURTON, AND PHILLIP EDWARD ROLLHAUS III (LESSEE); 2000 NORTH LAKE BLVD. LLC, A DELAWARE LIMITED LIABILITY COMPANY; AND 1235 ASTOR STREET LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider acceptance of a lease quitclaim deed; and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2000 North Lake Boulevard, near Tahoe City, Placer County; for an existing pier, boathouse, boat lift, two mooring buoys, and one unattached piling previously authorized by the Commission; and one existing boat lift not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 2666; A3261; RA# 2021056) (A 1; S 1) (Staff: S. Avila)
- 13 CRAIG MILLER AND BEVERLY JO YUKE-MILLER, AS CO-TRUSTEES OF THE CRAIG MILLER AND BEVERLY JO YUKE-MILLER TRUST, U/A DATED MARCH 27, 2000 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3356 Edgewater Drive, near Tahoe City, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease

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- 5528; A3355; RA# 2021184) (A 1; S 1) (Staff: J. Holt)
- 14 STEPHEN T. MONAHAN, JR. AND MARY JOYCE MONAHAN (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2193 Cascade Road, South Lake Tahoe, El Dorado County; for an existing pier, boathouse, ramp, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 4231; A3511; RA# 2021229) (A 5; S 1) (Staff: J. Holt)
- 15 RICHARD L. NIELLO, JR., AS TRUSTEE OF THE RICHARD L. NIELLO, JR. 2020 GST TRUST DATED 12/17/2020; ROGER W. NIELLO, AS TRUSTEE OF THE ROGER W. NIELLO 2020 GST TRUST DATED 12/17/2020; AND DAVID F. NIELLO, AS TRUSTEE OF THE DAVID F. NIELLO 2020 GST TRUST DATED 12/17/2020 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2240 North Lake Boulevard, near Tahoe City, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 4419; A3363; RA# 2021185) (A 1; S 1) (Staff: J. Holt)
- 16 BRUCE W. OLSON AND MOLLY J. OLSON, TRUSTEES OF THE FAMILY OLSON TRUST OF 2006 U.D.T. DATED SEPTEMBER 27, 2006 (LESSEE/ASSIGNOR); CRAIG THOMAS DONATO AND KRISTIN VERLAINE HOLBROOK DONATO, TRUSTEES OF THE CRAIG AND KRISTIN DONATO REVOCABLE TRUST U.D.T. DATED FEBRUARY 23, 2000 (APPLICANT/ASSIGNEE): Consider assignment of a General Lease - Recreational Use, of sovereign land in Lake Tahoe, adjacent to 4240 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boathouse with sundeck and stairs, and two mooring buoys. CEQA Consideration: not a project. (Lease 3212; A3465; RA# 2021195) (A 1; S 1) (Staff: J. Holt)
- 17 JANET SIMMONDS POLLAK, TRUSTEE OF THE BROODY BEAR IRREVOCABLE TRUST DATED JANUARY 5, 2021; AND KATHERINE SIMMONDS GROOVER, TRUSTEE OF THE FLATCAT IRREVOCABLE TRUST DATED JANUARY 5, 2021 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3755 Idlewild Way, near Homewood, Placer County; for two existing mooring buoys. CEQA Consideration:

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- 18 categorical exemption. (Lease 8334; A3484; RA# 2021203) (A 1; S 1) (Staff: K. Buchan)  
JOHN ROBERT PROCIDA, JR. AND MARY CHRISTINE MARTINSON, TRUSTEES OF THE JPMM TRUST DATED SEPTEMBER 10, 2002 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 4156 Ferguson Avenue, near Carnelian Bay, Placer County; for an existing pier, boathouse, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 4203; A3240; RA# 2021071) (A 1; S 1) (Staff: J. Holt)
- 19 JAMES P. RAFTON AND CYNTHIA RAFTON, TRUSTEES OF THE JAMES AND CYNTHIA RAFTON TRUST DATED 12/08/93 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5302 North Lake Boulevard, near Carnelian Bay, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 9019; A3323; RA# 2021103) (A 1; S 1) (Staff: S. Avila)
- 20 WILLIAM M. SEARS AND AUDREY M. SEARS, TRUSTEES OF THE AMENDMENT AND RESTATEMENT OF THE WILLIAM AND AUDREY SEARS LIVING TRUST; AND GEORGE TYLER MARSH, AS TRUSTEE OF THE GEORGE TYLER MARSH REVOCABLE TRUST ESTABLISHED FEBRUARY 19, 2015 (LESSOR/ASSIGNOR); BRADLEY TAYLER MARSH, TODD SEARS, AND SCOTT SEARS (APPLICANT/ASSIGNEE): Consider assignment and amendment of a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent 8519 Meeks Bay Avenue, near Meeks Bay, El Dorado County; for an existing pier and two mooring buoys. CEQA Consideration: not a project. (PRC 3656; A3401; RA# 2021145) (A 5; S 1) (Staff: L. Anderson)
- 21 RICHARD E. STOWELL (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8253 Meeks Bay Avenue, Meeks Bay, El Dorado County; for an existing pier and one mooring buoy. CEQA Consideration: categorical exemption. (Lease 8952; A3228; RA# 2021036) (A 5; S 1) (Staff: J. Holt)
- 22 MAUREEN O'BRIEN SULLIVAN AS TRUSTEE OF THE MARITAL TRUST SUBDIVISION OF THE CRAIG AND MAUREEN SULLIVAN LIVING TRUST UNDER THIRD AMENDMENT AND RESTATEMENT OF

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- DECLARATION OF TRUST DATED JUNE 9, 2017, AS AMENDED (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5526 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boat lift, and one mooring buoy previously authorized by the Commission; and one existing freshwater intake pipeline not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 5401; A3022; RA# 2020369) (A 1; S 1) (Staff: S. Avila)
- 23 TRI-ASSOCIATION, A CALIFORNIA NONPROFIT MUTUAL BENEFIT CORPORATION (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 7001 West Lake Boulevard, near Tahoma, El Dorado County; for a pier, 38 mooring buoys, two marker buoys and a swim line. CEQA Consideration: categorical exemption. (Lease 3775; A3265; RA#2021078) (A 5; S 1) (Staff: L. Anderson)
- 24 JOHN E. WARNOCK AND MARVA M. WARNOCK, AS TRUSTEES OF THE WARNOCK FAMILY TRUST DATED AUGUST 27, 2012 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5470 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier and one mooring buoy. CEQA Consideration: categorical exemption. (Lease 4186; A3235; RA# 2021042) (A 1; S 1) (Staff: S. Avila)
- 25 WAVERLY OAKS, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3920 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boat lift, and one mooring buoy. CEQA Consideration: categorical exemption. (Lease 3401; A3384; RA# 2021137) (A 1; S 1) (Staff: K. Buchan)

Bay/Delta Region

- 26 BEL MARIN KEYS COMMUNITY SERVICES DISTRICT (APPLICANT): Consider application for a General Lease - Dredging, of sovereign land in Novato Creek at Bel Marin Keys, Novato, Marin County; for maintenance dredging of Novato Creek. CEQA Consideration:

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- categorical exemption. (Lease 6921; RA# 2021104) (A 10; S 2) (Staff: M. Schroeder)
- 27 CALIDO BAY HOMEOWNERS ASSOCIATION (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land in Corte Madera Creek, adjacent to 505 Larkspur Plaza Drive, Larkspur, Marin County; for an existing boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 5411; A3342; RA# 2021234) (A 10; S 2) (Staff: J. Holt)
- 28 CITY OF LATHROP (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the San Joaquin River, adjacent to 18151 Inland Passage Way and 250 Saddler Oak Drive, near Lathrop, San Joaquin County; for construction of an outfall pipeline, bank protection, and temporary sheet pile cofferdam; and use and maintenance of an existing storm drain outfall and bank protection not previously authorized by the Commission. CEQA Consideration: categorical exemption and Environmental Impact Report, adopted by the City of Lathrop, State Clearinghouse Number 2019110339, and adoption of a Mitigation Monitoring Program and Statement of Findings. (A3566; RA# 2021281) (A 12; S 5) (Staff: J. Toy)
- 29 CITY OF SACRAMENTO (LESSEE): Consider amendment of Lease Number PRC 9574, a General Lease - Public Agency Use, of sovereign land located in the American River between River Mile (RM) 23 and RM 13, near Rancho Cordova and Fair Oaks, Sacramento County; for restoration of salmon and steelhead spawning gravel and rearing habitat; to extend the lease term. CEQA Consideration: categorical exemption. (PRC 9574; A3477; RA#2021228) (A 6, 8; S 1, 4) (Staff: A. Franzoia)
- 30 GEORGE W. CORVALLIS, JR., AND JOETTA K. CORVALLIS (LESSEE); LOGAN R. HOLMES (APPLICANT): Consider application for termination of Lease Number 5615 for a General Lease - Recreational and Protective Structure Use and application for a General Lease - Recreational Use, of sovereign land in the Sacramento River, adjacent to 200 Miner Court, near Isleton, Sacramento County; for the removal of existing pilings and gangway; relocation of the dock; and installation of a

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- walkway, gangway pilings, and galvanized cables. CEQA Consideration: Mitigated Negative Declaration, adopted by the Brannan-Andrus Levee Maintenance District, State Clearinghouse Number 2020100329, and adoption of a Mitigation Monitoring Program. (Lease 5615; A2605; RA# 2020097) (A 11; S 3) (Staff: A. Franzoia)
- 31 JAMES E. DUNN AND LAURA A. DUNN, TRUSTEES OF THE DUNN FAMILY LIVING TRUST DATED MARCH 14, 1995 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 14065 River Road, Walnut Grove, Sacramento County; for an existing boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 8765; A3241; RA#2021045) (A 11; S 3) (Staff: L. Anderson)
- 32 GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT (APPLICANT): Consider application for a General Lease - Public Agency Use and Dredging, on sovereign land in Corte Madera Creek and San Francisco Bay, Larkspur, Marin County; for maintenance dredging and 15 marker piles. CEQA Consideration: categorical exemptions. (Lease 6708; A3609; RA# 2021312) (A 10; S 2) (Staff: D. Simpkin)
- 33 DUANE M. HINES, TRUSTEE OF THE JUNE M. WOODGER TRUST (LESSEE); PARADISE WONDERLAND, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider waiver of rent, penalty and interest; void Invoice Number 52089; termination of Lease Number PRC 2052, a General Lease - Commercial Use, and application for a General Lease - Commercial Use, of sovereign land located in the Mokelumne River, adjacent to 500 Brannan Island Road, near Isleton, Sacramento County; for an existing commercial marina, known as Delta Paradise Island (previously known as Perry's Boat Harbor). CEQA Consideration: categorical exemption. (Lease 2052; A 3056; RA# 20210841) (A 11; S 3) (Staff: M. Schroeder)
- 34 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider adoption of a Mitigated Negative Declaration, State Clearinghouse Number 2022040570, adoption of a Mitigation Monitoring Program, and amendment of Lease Number PRC 5438-B, a General Lease - Right-of-Way Use, of sovereign land in the Sacramento River, Rio Vista, Sacramento and Solano Counties; to install a natural

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- gas pipeline, and decommission and remove an existing natural gas pipeline. (PRC 5438-B; RA# 2020400) (A 11; S 3) (Staff: M. Schroeder)
- 35 PENINSULA OWNER LLC (APPLICANT); JP MORGAN CHASE BANK, N.A. (SECURED-PARTY LENDER/BENEFICIARY/TRUSTEE): Consider authorization of an agreement and consent to encumbrance of Lease 6127, a General Lease - Commercial Use, of filled tidelands of San Francisco Bay, adjacent to the Sanchez Channel and Burlingame Lagoon, Burlingame, San Mateo County; for an existing landscaped segment of the San Francisco Bay Trail and commercial parking. CEQA Consideration: not a project. (Lease 6127; A3632; RA# 2021339) (A 22; S 13) (Staff: A. Franzoia)
- 36 TWIN OAKS IRRIGATION COMPANY (APPLICANT): Consider application for a General Lease - Dredging and Protective Structure Use, of sovereign land in the San Joaquin River, near the intersection of Paradise and Prune Avenues, near Patterson, Stanislaus County; for maintenance dredging and installation of bank protection; and riparian habitat restoration. CEQA Consideration: categorical exemption. (A3565; RA# 2021285) (A 21; S 12) (Staff: M. Schroeder)
- 37 IGOR R. VAYNBERG AND DANA M. VAYNBERG (LESSEE); CALEB COUNTS (APPLICANT): Consider voiding Invoice Number 55398; termination of Lease Number PRC 5347, a General Lease - Recreational Use; and application for a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 3083 Garden Highway, Sacramento, Sacramento County; for two 3-pile wood dolphins and two wood pilings previously authorized and 30 wood pilings not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 5347; A3087; RA# 2020410) (A 7; S 6) (Staff: L. Anderson)

Central/Southern Region

- 38 MARK L. BARR AND FELICIA A. SCHENKEL, TRUSTEES OF THE BARR-SCHENKEL FAMILY TRUST DATED DECEMBER 10, 2011 (LESSEE/ASSIGNOR); 225 PACIFIC LLC (APPLICANT/ASSIGNEE): Consider assignment of a General Lease - Protective Structure Use, of sovereign land

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located adjacent to 225 Pacific Avenue, Solana Beach, San Diego County; for a portion of an existing seawall and associated seacave/notch fill. CEQA Consideration: not a project. (Lease 8187; RA# 2021273) (A 78; S 39) (Staff: D. Simpkin)

- 39 CALIFORNIA STATE LANDS COMMISSION (PARTY): Consider approval of the 2022 Category 1 Southern California Benchmark and Category 2 Huntington Harbour Benchmark rental rates; for sovereign land in Ventura, Los Angeles, Orange, and San Diego Counties. CEQA Consideration: not a project. (W27256) (A 37, 44, 50, 62, 66, 70, 72, 73, 74, 76, 77, 78; S 19, 26, 27, 33, 34, 35, 36, 37, 39, 40) (Staff: K. Foster)

School Lands

- 40 NORTH BAJA PIPELINE, LLC (APPLICANT): Consider application for a General Lease - Right-of-Way Use, of State-owned school land, located in a portion of Section 16, Township 12 South, Range 20 East, SBM, near State Highway 78, Imperial County; for an existing gas pipeline and an unimproved access road. CEQA Consideration: categorical exemption. (Lease 8378; A2975; RA# 2020464) (A 56; S 40) (Staff: R. Collins)

- 41 PROJECT DARWIN, LLC, A NEVADA LIMITED LIABILITY COMPANY (APPLICANT): Consider an application for a General Lease - Right-of-Way Use, of State school land in the west half of Section 16, Township 19 South, Range 41 East, MDM, near Darwin, Inyo County; for an existing buried water pipeline, an overhead telephone line, an overhead electric power line, and two wood poles. CEQA Consideration: categorical exemption. (Lease 4627; A3045; RA# 2021019) (A 26; S 8) (Staff: R. Collins)

Mineral Resources Management

- 42 HANSON AGGREGATES PACIFIC SOUTHWEST, INC. (LESSEE): Issuance of a renewal for a Mineral Extraction Lease (minerals, other than oil, gas, or geothermal resources), Assessor's Parcel Numbers 326-050-04; 326-050-07; 326-60-08; 326-060-15; containing 102.323 acres of State's 100 percent reserved mineral interest school lands, located in portions of the north half of

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- the southwest quarter and the southwest quarter of the northwest quarter, Section 36, Township 14 South, Range 1 West, San Bernardino Baseline & Meridian, situated in the vicinity of Lakeside, San Diego County. CEQA Consideration: categorical exemption. (A3387, Lease 7301; RA# 2021160) (A 71; S 38) (Staff: R. Lee)
- 43 RED RIVER CREEK MINING GROUP LLC (APPLICANT): Consider application for a Non-Exclusive Geological Survey Permit on 640 acres of State 100 percent reserved mineral interest land, Section 16, Township 30 South, Range 42 East, Mount Diablo Baseline & Meridian, State Parcel Number 170-537, located in San Bernardino County. CEQA Consideration: categorical exemption. (A2498; RA# 2019238) (A 33; S: 16) (Staff: R. Lee)
- Marine Environmental Protection
- No items for this section
- Administration
- No items for this section
- Kapiloff Land Bank Trust Acquisition/Expenditure
- No items for this section
- External Affairs
- Granted Lands
- 44 CITY OF LONG BEACH (TRUSTEE): Review a proposed tideland oil revenue expenditure in an amount not to exceed \$1,685,000 by the City of Long Beach for four capital improvement projects on and adjacent to legislatively granted sovereign land in the City of Long Beach, Los Angeles County. CEQA Consideration: not a project. (G 05-03) (A 70; S 33) (Staff: M. Moser)
- VI. Informational Calendar
- No Items for this section

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46	CALIFORNIA COASTAL COMMISSION (INFORMATIONAL): Presentation by staff of the California Coastal Commission on their Draft Public Trust Guiding Principles and Action Plan, which describes how the public trust doctrine relates to the Coastal Commission's work on sea level rise planning and provides a series of guiding principles and next steps for the Coastal Commission. CEQA Consideration: not applicable. (A & S: Statewide) (Staff: M. Farnum, J. Lucchesi)	35
47	CALIFORNIA STATE LANDS COMMISSION (PARTY): Consider delegation of authority for the Executive Officer to solicit Requests for Qualifications for consultant services, negotiate fair and reasonable prices, and award and execute agreements for the preparation of environmental documentation and appraisals for the Hollister Ranch Coastal Access Program in southwestern Santa Barbara County and request delegation of authority to the Executive Officer to enter into an interagency agreement with the State Coastal Conservancy to allow transfer of funds to the Commission in furtherance of such activities. CEQA Consideration: not a project. (W27257) (A 37; S 19) (Staff: N. Dobroski, W. Hall)	52
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1 into California's marine waters. Today, we will hear  
2 requests and presentations involving the lands and  
3 resources within the Commission's jurisdiction.

4           We recognize the lands we manage have been  
5 inhabited for thousands of years by California's Native  
6 People and take seriously our trust relationship with  
7 these sovereign governments. I want to take a moment to  
8 acknowledge and express gratitude to the Tongva people on  
9 whose lands this meeting is being held. Tongva have  
10 maintained a constant presence on the landscape living on  
11 this coast and fishing in these waters for countless  
12 generations. The Commission takes seriously its trust  
13 relationship with these sovereign governments and  
14 recognize that California's Native People are essential  
15 stewardship partners of this state's lands and resources.

16           I also want to take a moment to honor the  
17 California Native American communities all across the  
18 state for persisting, carrying on diverse cultural and  
19 linguistic traditions, and sustainably managing the land  
20 that we now share. Native People have maintained a  
21 constant presence on the landscape for many thousands of  
22 years and they are essential stewardship partners, whether  
23 along the coast, along our rivers and valleys, or in our  
24 fragile deserts. We thank California Native American  
25 communities for participating in the -- in this

1 Commission's activities and for their essential role in  
2 maintaining and adding to our state's rich cultural  
3 legacy.

4           The next item of business will be public comment,  
5 I believe, is that correct?

6           Yes.

7           Before I open the public comment period for items  
8 not on the agenda, first let me thank everyone, especially  
9 our stakeholders and members of the public for taking the  
10 time to join our meeting. Now, I want to turn it over to  
11 Ms. Lucchesi to quickly share some instructions about how  
12 we can best participate in this meeting, so that it runs  
13 as smoothly as possible.

14           Ms. Lucchesi.

15           EXECUTIVE OFFICER LUCCHESI: Yeah. Thank you,  
16 Chair Yee. It does look like all of our public commenters  
17 today are joining us virtually, so I wanted to take a  
18 moment to explain how that will work. So we will --  
19 typically, in these hybrid meetings, we'll take those  
20 members of the public that are here in person with us  
21 first and then move on to those participating virtually,  
22 but we will start with those virtually today.

23           So for those joining us through the Zoom  
24 platform, if you would like to speak during our open  
25 public comment period or during a public comment period

1 that is part of an agenda item, we do have an electronic  
2 request to speak form available on our homepage. And I'm  
3 very grateful for those who have already filled that out  
4 in advance of our meeting.

5           We'll call you in the order that you submitted  
6 the electronic request to speak form. And for those  
7 participating virtually, make sure you have your  
8 microphones or phones muted to avoid any background --  
9 excuse me, background noise. To help us call on you  
10 through Zoom, please raise your hand during the  
11 appropriate comment section in one of two ways. First, if  
12 you're attending on the Zoom platform, please raise your  
13 hand in Zoom. If you're new to Zoom and joined our  
14 meeting, through the Zoom application click on the hand  
15 icon at the bottom of your screen. When you click on that  
16 hand, it will raise your hand.

17           Second, if you're joining our meeting through  
18 your phone, you have to press star nine on your keypad to  
19 raise your hand to make a comment. If you're calling in  
20 and want to view the meeting, including the PowerPoint  
21 presentations, please view the meeting through the  
22 CAL-SPAN live webcast link. There will be a slight time  
23 delay, but it will avoid an echo or feedback using the  
24 Zoom application and your phone.

25           We will call on individuals who have raised their

1 hands in the order that they are raised using the name  
2 that they've registered with or the last three digits of  
3 their identifying phone number. After you are called on,  
4 you will be unmuted, so that you can share your comments.  
5 Please also remember to unmute your computer or phone and  
6 identify yourself. You will have three -- a time limit of  
7 three minutes to speak on an item.

8           The Commission has also established an email  
9 address to compile public comments for our meetings. It's  
10 address is [cslc.commissionmeetings@slc.ca.gov](mailto:cslc.commissionmeetings@slc.ca.gov). And we've  
11 received various emails from parties that have been shared  
12 with all the Commissioners prior to the Com -- to the  
13 meeting today. If we receive any emails during the  
14 meeting, they will be shared with our Commissioners and be  
15 made available on our website, along with the other public  
16 comment letters and emails we have already received.

17           Chair Yee, that concludes my meeting instructions  
18 and we are ready to move on to the public comment section.

19           CHAIRPERSON YEE: Great. Thank you very much,  
20 Ms. Lucchesi.

21           Our next order of business is the public comment  
22 period. If anyone wishes to address the Commission on any  
23 matter not on today's agenda, I will call on those -- you  
24 will have three minutes to provide your comments.

25           So I will look to Katie to please identify the

1 first person who would like to make a public comment.

2 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
3 you, Madam Chair. For our first public commenter, we have  
4 Francis E. Coats. I do not see him on the attendee  
5 lease -- attendee list. So, Mr. Coats, if you could  
6 please raise your hand, so that we can identify you, I  
7 will come back to you.

8 Our next -- next speaker after Mr. Coats is Rita  
9 O'Flynn. And again, I'm not able to identify Mrs. O'Flynn  
10 on the attendee list. So if you are tuning in, if you  
11 could please raise your hand, so we can identify --  
12 identify you and we'll come back to you.

13 So then we'll move on to Eileen Boken. And you  
14 should be able to unmute yourself now.

15 CHAIRPERSON YEE: Good afternoon, Eileen. Can  
16 we -- can you hear us?

17 MS. BOKEN: Eileen Boken, Coalition for San  
18 Francisco Neighborhoods speaking on my own behalf.  
19 Regarding the State tidelands in the Bay/Delta region off  
20 Ocean Beach in San Francisco. The southern area of ocean  
21 beach is experiencing increasing erosion, while the  
22 northern area is ex -- experiencing accretion or buildup.

23 A study by the U.S. Geological survey in Santa  
24 Cruz established a link between the erosion and accretion  
25 with sand mining in San Francisco Bay.

1           New subject. One of three wastewater treatment  
2 facilities in San Francisco is in the coastal zone with  
3 related infrastructure in the tidelands zone. It's  
4 referred to as the Oceanside Treatment Facility. It's  
5 located adjacent to the Parkside District and owned and  
6 operated by the SFPUC. A study by URS, commissioned by  
7 the City, identified the property which is part of the  
8 Oceanside Treatment Facility as a preferred location for a  
9 desalination plant. IDE technologies a company  
10 specializing in desal has confirmed that a desal plant  
11 could be combined with the ocean water pump station for  
12 the City's Emergency Firefighting Water System, or EFWS.  
13 EFWS was built in the after math of the 1906 earthquake as  
14 a high pressure high volume firefighting system which is  
15 independent of the City's drinking water system.

16           However, EFWS is currently installed namely in  
17 the eastside of the city. Westside neighborhoods and  
18 merchants are advocating that the P -- SFPUC expand  
19 dedicated EFWS to other parts of the city. Combining an  
20 EFWS pump station and a desal facility would enhance  
21 drinking water resiliency, while also enhancing the city's  
22 response to catastrophic fires.

23           Thank you.

24           CHAIRPERSON YEE: Thank you very much for your  
25 comments. Katie, our next speaker, please.

1 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
2 you, Madam Chair. Our next speaker is Jan Brisco.

3 CHAIRPERSON YEE: Good afternoon.

4 MS. BRISCO: Good afternoon.

5 CHAIRPERSON YEE: Yes. Good afternoon, Ms.  
6 Brisco. We can hear you. Please proceed.

7 MS. BRISCO: Good afternoon. I'm Jan Brisco.  
8 I'm the Executive Director with the Tahoe Lakefront  
9 Owners' Association. And I'm commenting today on  
10 processing issues within the Land Use Division and recent  
11 policies that have unfairly burdened applicants. As many  
12 of you know that for decades we have been working  
13 cooperatively with staff to streamline a very complex  
14 permitting process. In recent policies initiated by the  
15 State Lands Commission staff, related to a certain type of  
16 applicant, seeks to derail all of our progress over the  
17 years.

18 We urge the Commission to take a personal  
19 interest in these matters that appear to be headed in a  
20 very negative direction for applicants. The State Lands  
21 staff is selecting only those applicants and projects they  
22 deem worthy of review, while forcing others to wait  
23 outside of the process until other regulatory agencies  
24 have taken action.

25 This un -- this unwarranted precedent unfairly

1 discriminates against certain classes of applicants and we  
2 think it really does set a very dangerous precedent. So  
3 please help us keep our projects on track and ask staff to  
4 engage with us as primary stakeholders in order to resolve  
5 what would be unprecedented delays. We thank you very  
6 much for your time.

7 CHAIRPERSON YEE: Thank you, Ms. Brisco, for your  
8 comments.

9 Katie, our next speaker, please.

10 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.  
11 Our next speaker is Conner Everts.

12 CHAIRPERSON YEE: Good afternoon.

13 MR. EVERTS: Can you hear me now?

14 CHAIRPERSON YEE: Yes, we can hear you, Mr.  
15 Everts.

16 MR. EVERTS: All right. Thank you. I'll try  
17 again. I want to ask your indulgence. I actually want to  
18 speak on an item on the agenda, but I'm not feeling well  
19 or I would be there in person. I was wondering if I could  
20 do it under public comment.

21 CHAIRPERSON YEE: We'll give you three minutes to  
22 do that at this time.

23 MR. EVERTS: Thank you, Chair and to the  
24 Commissioners. The item is Hollister Ranch. I am  
25 fortunate enough that I've been out there twice, once with

1 a friend of a friend who was at a ranch that took care of  
2 former thoroughbred race horses and I got a -- the second  
3 time was to go out to Yvon Chouinard's house, the founder  
4 of Patagonia, who I had worked for actually on the ocean  
5 desalination response many years before. And with a  
6 Professor Wilkinson from UCSB we took some students out,  
7 and I asked to be dropped off at the kiosk and be able to  
8 ride my bicycle, which I did to the end. It was an  
9 amazing experience.

10 Point Conception being the western most point of  
11 California coast, the only place where I've seen the  
12 sunset in the so-called green splash. The open space and  
13 the history behind it, everyone deserves access. You  
14 should not limit the access. As a kayaker, I considered  
15 the possibility of kayaking in, but it's just too rough  
16 and windy most of the time for that to be safe. So I hope  
17 we continue to move forward with that.

18 And I also want to thank you for your dedication  
19 to the indigenous lands in the Tongva. I think that's the  
20 best version I've heard in any public meeting. And we  
21 will try to emulate it with the environmental coalitions I  
22 run.

23 Thank you very much.

24 CHAIRPERSON YEE: Thank you, Mr. Everts. Hope  
25 you feel better soon.

1           Katie, our next speaker, please.

2           ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Our  
3 next speaker is Jeanette Vosburg.

4           MS. VOSBURG: Good morning, Commissioners and  
5 observers. This is Jeanette Vosburg. And Grassroots  
6 Coalition President would usually be present, but she's  
7 faced with a dire emergency and she cannot be here today,  
8 so I said that I would make some remarks in her absence.

9           On several occasions, she's directed your  
10 attention to recent discoveries that we did not know about  
11 over the past 30 years, as well as three ongoing life  
12 threatening Ballona issues, which you, the State Lands  
13 Commission, have the authority to act on.

14           One, gas leaks at University City Syndicate and  
15 the freshwater marsh that's managed by Playa Vista. Both  
16 LA City experts, Environmental Technologies, Inc. and Dr.  
17 Becker, an expert on oil fields, have spoken out  
18 subsequent to their original studies years ago on this  
19 within the last year.

20           Two, Grassroots Coalition requests that the State  
21 Lands Commission adhere to Fish and Game Code 1745, CCR,  
22 Title 14, section 630, terrestrial non-marine registered  
23 status of Ballona Wetlands Ecological Reserve. This was  
24 done in 2005 shortly after the Ballona Wetlands became an  
25 ecological reserve.

1           And also, I'd like to direct your attention to  
2 the 2008 MOU that contains the State Lands Commission's  
3 switched goal document that incorrectly states Ballona  
4 Wetlands is classified as estuarine. Now, the Coastal  
5 Conservancy et al. definition is marine. Basically,  
6 they're the same, or Fish and Code -- Game Code 1745, CCR,  
7 Title 14, section 632, Marine, as opposed to Section 630,  
8 which was the designation it was given by the Fish and  
9 Game Commission. Director Lucchesi assigned this request  
10 by Ms. McPherson to Ms. Caldwell, a staff (Inaudible)  
11 Commission. We have not received any response from Ms.  
12 Caldwell.

13           Earlier, the Coastal Conservancy project matter  
14 provided -- manager provided SCCWRP's inconsistent  
15 marching orders as an estuarine goal. Even the latest  
16 2022 grant includes language restore the ebb and flow of  
17 the ocean, which is inconsistent with the Ballona status  
18 as a Title 14, 630, terrestrial non-marine.

19           And three, the Coastal Conservancy has failed to  
20 speak out on Playa Vista and Fish and Wildlife dewatering  
21 of fresh water of Ballona over the last 30 years. Only  
22 after Grassroots Coalition won a lawsuit to stop throw  
23 away of fresh water, the Coastal Commission ordered the  
24 capping of illegal drains. Other freshwater waste still  
25 exists.

1 Four, the Bolsa Chica 2021 study lessons are also  
2 a stark warning against an industrial scalable dig out at  
3 Ballona. And five, last, sea level rise also endangers  
4 Ballona's three freshwater aquifers. We've run out of  
5 time. Please treat this matter seriously for the benefit  
6 of the planet, the wildlife, the habitat, as well as us  
7 humans. We really need your help. Thank you very much.

8 CHAIRPERSON YEE: Thank you, Ms. Vosburg, for  
9 your comments.

10 Katie, our next speaker, please.

11 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
12 you, Madam Chair. At this time, we have no other hand --  
13 hands raised for public comment.

14 CHAIRPERSON YEE: Thank you, Katie.

15 That concludes our public comment period.  
16 Commissioners, we will move on to our next item of  
17 business, which will be the adoption of the minutes from  
18 the Commission's meeting of April 26th, 2022. May I have  
19 a motion to approve the minutes?

20 COMMISSIONER KOUNALAKIS: So moved.

21 ACTING COMMISSIONER MILLER: Second.

22 CHAIRPERSON YEE: Motion by Commissioner  
23 Kounalakis, second by Commissioner Miller. Any objection  
24 to a unanimous vote?

25 Hearing none, such will be the order. Thank you.

1           Next order of business is the Executive Officer's  
2 report. Ms. Lucchesi, may we have that report.

3           EXECUTIVE OFFICER LUCCHESI: Certainly. Thank  
4 you. Good afternoon.

5           I want to update the Commission on a couple of  
6 matters relating to the Commission, the first being the  
7 2022-2023 State budget. As you know, the Legislature  
8 recently passed their version of the State budget, which  
9 includes several items specific to the Commission.

10           The first is a \$2 million appropriation from the  
11 Environmental License Fund to operate, and maintain, and  
12 dredge the Bolsa Chica Wetlands. The second is \$500,000  
13 to hire a consultant to conduct a risk assessment to  
14 determine the State's liability associated with the  
15 Commission's leased premises, and to establish criteria  
16 for and develop a framework for -- to support staff's  
17 efforts to calculate the appropriate levels of insurance  
18 and bonding for its leases.

19           The third item is \$2.165 million one-time general  
20 fund appropriation to remove the deteriorated  
21 infrastructure at the Crockett Marina in -- along the  
22 Carquinez Strait.

23           And the fourth item is a \$1.625 million  
24 appropriation from the general fund and 2.65 million  
25 dollar reimbursement authority to accept cost sharing

1 contributions for the Selby Slag remediation, also in the  
2 Carquinez Strait.

3           And the fifth item is a reappropriation of the  
4 \$12 million that the Commission received last year to  
5 remove abandoned and derelict vessels in the Delta. And  
6 this reappropriation extends our ability to encumber and  
7 expend those funds until 2025.

8           So all of those items were also included in the  
9 Governor's budget. The new element in what the  
10 Legislature passed recently was that it also includes \$1  
11 million appropriation to the Commission to develop a study  
12 to assess the cost of buying out the State's interest in  
13 its remaining offshore oil and gas leases consistent with  
14 AB 2257 by Boerner Horvath, sponsored by the Controller  
15 and supported by the State Lands Commission.

16           The Commission also worked with the Energy  
17 Commission and the administration to request a \$1.2  
18 million appropriation for technical assistance to support  
19 a study of ports and other waterfront facilities as  
20 required by AB 525 that was authored by Assemblymember  
21 Chiu, and sponsored by the Lieutenant Governor. AB 525 is  
22 intended to develop the strategic framework to facilitate  
23 offshore wind development in federal waters. We do expect  
24 that the AB 525 funding to be part of a climate and energy  
25 package that the Legislature and Administration are

1 currently negotiating.

2 Speaking of offshore wind, we are very, very busy  
3 throughout our entire staff working on various elements to  
4 facilitate offshore wind development in California.

5 First, as you know, we have two State -- two applications  
6 for demonstration projects offshore Vandenberg Space  
7 Force. And last year, the Commission authorized staff to  
8 pursue the Environmental Assessment under CEQA for both of  
9 those projects. We had originally envisioned that  
10 those -- both those applications would be evaluated under  
11 one EIR, but the two applicants are at different stages of  
12 developing their project description and really nailing  
13 down those details, so we are going to be moving forward  
14 with one -- a separate EIR for each of those applications.  
15 We are looking forward to sending out the notice of  
16 preparation for the CADEMO application and hopefully  
17 followed by the Ideol application when they are able to  
18 finalize their project details.

19 We are also working very closely with our  
20 energy -- agency partners, both local, State, and federal  
21 on the offshore -- federal offshore wind efforts. So in  
22 June, the BOEM California task force held their fifth  
23 meeting and provided an overview of the proposed sale  
24 notice that was published on May 31st, 2022. And  
25 essentially BOEM is proposing to hold a simultaneous lease

1 auction for five lease areas within the Humboldt and Morro  
2 Bay wind energy areas.

3           The Humboldt area will be divided into two lease  
4 areas while the Morro Bay will be divided -- lease area  
5 will be divided into three lease areas. Each lease would  
6 allow lessees to perform geophysical, geotechnical, and  
7 bio -- biological surveys, as well as temporary placement  
8 of up to three buoys and oceanograph -- oceanogra --  
9 excuse me oceanographic devices. I'm having a very hard  
10 time pronouncing that. BOEM is accepting public comments  
11 on this proposed sale notice through August 1st, and then  
12 file -- final sale notice will be released.

13           At their June meeting, the Coastal Commission did  
14 conditionally concur that the BOEM -- that BOEM's proposed  
15 leased activities outlined within the environmental  
16 assessment for the Morro Bay wind energy areas are  
17 consistent with the Coastal Management Program under the  
18 Coastal Act. So this conditional concurrence follows a  
19 similar action the Coastal Commission took in April for  
20 the Humboldt areas.

21           And then on A -- the AB 525 aside of things, in  
22 addition to the funding aspect of those efforts, the  
23 Energy Commission recently published a draft report that  
24 outlines the maximum feasible capacity of offshore wind,  
25 which will establish megawatt offshore wind planning goals

1 for 2030 and 2045. And given the range of comments during  
2 that public workshop on the draft, the Energy Commission  
3 decided to revisit its initial planning goals and will  
4 hold a follow-up workshop on Monday, June 27th to discuss  
5 the proposed revisions and take additional public comment.

6 We're working with -- very closely with the  
7 Energy Commission and BOEM to assess the California  
8 seaport readiness and determine necessary physical  
9 investments to facilitate offshore wind development. As  
10 you know, the Energy Commission is the lead for AB 525 and  
11 they have created four technical working groups for  
12 transmission infrastructure, environmental and sea space  
13 analysis, port infrastructure and workforce development,  
14 and tribal and cultural resources.

15 While we are a part of all of those working  
16 groups in monitoring their progress, our specific focus  
17 will be on the port infrastructure. And on June 1st, we  
18 solicited bids for our alternative port study that the  
19 Commission authorized us to pursue and we are working with  
20 the winning bidder to host a kick-off meeting in the near  
21 future on that effort.

22 And we continue to work with our State agency and  
23 federal agency partners on continuing outreach on all the  
24 affected stakeholders and interested parties relating to  
25 offshore wind in California.

1           Next, I did want to give an update on the  
2 Poseidon Huntington Beach Desalination Project as it  
3 relates to the State Lands Commission. As you know, on  
4 May 12th, the Coastal Commission denied Poseidon's coastal  
5 development app -- permit application for the proposed  
6 desalination project. At the direction of Poseidon's  
7 Board, Poseidon has begun the process of shutting down  
8 planning and other work related to the proposed project,  
9 and that includes working with our staff to determine next  
10 steps as it relates to the lease that they have with us.  
11 So when those next steps become final and we agree on what  
12 those next steps are, I'll update the Commission on  
13 those -- the next action items relating to that particular  
14 lease.

15           Finally, I want to give a -- update on our  
16 various decommissioning efforts in the Santa Barbara  
17 Channel. So first with Platform Holly, we are continuing  
18 to maintain and monitor Platform Holly and the onshore  
19 facilities to ensure public health and safety. We are --  
20 and we continue to make good progress on the plugging and  
21 abandonment of the 30 wells. Four of the 30 wells have  
22 had their surface plugs installed and are now permanently  
23 sealed. We are proceeding in a phased approach with 16 of  
24 the remaining 26 wells and have had the lower oil  
25 producing formation sealed off. And we estimate, the

1 remaining work will be completed by the end of this year,  
2 which is -- would be a huge accomplishment.

3           We are also working on bringing, either at our  
4 August meeting or October meeting, a request that the  
5 Commission authorize staff to hire a consultant to then  
6 start the preparation of an Environmental Impact Report  
7 for the ultimate decommission and disposition of Platform  
8 Holly, which is a significant milestone as we move into  
9 phase three of this decommissioning project after we  
10 finish plugging and abandoning the wells.

11           In April, as you know, the Commission certified  
12 the Environmental Impact Report for the 421 Piers Removal  
13 Project. We are in the process of working with Exxon to  
14 select a contractor to perform the work and actual  
15 decommissioning work removal of those piers and those  
16 caisson -- well caissons is scheduled to begin in August  
17 '22 -- August of this year, excuse me. We are working  
18 with the Coastal Commission staff to get on their July  
19 agenda to -- so that we can obtain a coastal development  
20 permit for this work. If we are successful at that, we  
21 will be able to start the project in August. Removing  
22 these piers, as we talked about in the last meeting, is a  
23 significant milestone not just for the Santa Barbara  
24 Channel and the communities there, but just as  
25 symbolically as we transition away from offshore oil and

1 gas and to renewable energy facilities.

2 A quick update on our Rincon Decommissioning  
3 Project. As you know, we have finished all the plugging  
4 and abandonment of those 75 wells, so we are in that Phase  
5 3 -- that Phase 3 element of the decommissioning process.  
6 We conducted a feasibility study of the ultimate  
7 disposition of the island, the causeway, and the onshore  
8 facilities. Essentially, that feasibility study talks  
9 about full removal, reuse, and then reefing, which would  
10 include the removal of the causeway but keeping the island  
11 for reefing purposes.

12 That feasibility study, which also includes costs  
13 associated with the engineering and technical feasibility  
14 of those three broad categories, was out for a 60-day  
15 public review period. We held -- also held a public  
16 comment period -- public comment meeting on May 4th. And  
17 we are finalizing our review of the public comments and  
18 finalizing the responses to those comments hopefully in  
19 time, so that we can bring that feasibility study to the  
20 Commission at your August meeting to get direction from  
21 you on a specific proposed project that will then help us  
22 kick off the CEQA process. So more to come on that.  
23 Again, significant progress is being made on that  
24 decommissioning effort.

25 I also want to mention that yesterday, me, along

1 with Jennifer Mattox our Tribal Liaison, and Yessica  
2 Ramirez our Environmental Justice Liaison and Nicole  
3 Dobroski our Chief of our Environmental Planning and  
4 Management Division were fortunate enough -- oh, we also  
5 had Michael, our Sea Grant Fellow, join us, were honored  
6 and fortunate enough to go as guests of the Coastal Band  
7 of the Chumash Nation and Chairwoman Mia Lopez to visit  
8 the Wishtoyo Chumash Village in Malibu. This is a very  
9 unique and authentic recreation of a working Native  
10 American village on about a four-acre historical site at  
11 Nicolas Canyon County Beach in Malibu. It's on a bluff  
12 overlooking the Pacific Ocean. It's the only living  
13 Chumash cultural village of its kind in Southern  
14 California. And it's goal is to really raise awareness of  
15 the Chumash people's historical relationship and  
16 dependence on the natural environment as maritime people.

17           And that was an incredibly special trip for us as  
18 staff, but also they were looking to show us their ideas  
19 that they have for Rincon Island and the onshore facility,  
20 and really working in partnership with the State Lands  
21 Commission to see their vision realized up in the Santa  
22 Barbara County area and the original homeland of the  
23 Coastal Band.

24           It was a really moving day, really special  
25 experience. And I wanted to just emphasize the -- the

1 mutual feelings of partnerships of what the future of  
2 Rincon Island and the onshore facilities could be in terms  
3 of bringing everyone together and really looking at how we  
4 can recover from the decades of oil production at those  
5 sites.

6           And finally, I also wanted to recognize and thank  
7 the City of Long Beach and California Resources  
8 Corporation for hosting the Lieutenant Governor and her  
9 team and our staff on tour of Island White, one of the  
10 four offshore oil production islands, this morning. It  
11 was a wonderful tour. It was wonderful to meet many of  
12 the staff working on those islands doing great work  
13 protecting the environment and ensuring all the operations  
14 out there are safe.

15           And with that, that concludes my Executive  
16 Officer's report. Thank you.

17           CHAIRPERSON YEE: Thank you very much, Ms.  
18 Lucchesi. Any questions or comments, Commissioners?

19           Commissioner Kounalakis.

20           COMMISSIONER KOUNALAKIS: Yes. Thank you, Madam  
21 Chair. I was just thinking at the beginning of your  
22 presentation when you talked about the budget requests for  
23 State Lands and some of the allocations that it has been  
24 an extraordinary budget year -- another extraordinary  
25 budget year with this budget surplus. So thank you to you

1 and your team for making sure that we're making requests.  
2 And I also really just want to recognize the work that --  
3 of Commissioner Miller, who has --

4 AGP VIDEO: That one is off, even though the  
5 light is on. I'm sorry. It just -- yeah.

6 COMMISSIONER KOUNALAKIS: Can you turn it down  
7 maybe?

8 (Technical difficulties.)

9 AGP VIDEO: We have no signal. I'm sorry.  
10 That's --

11 COMMISSIONER KOUNALAKIS: Okay -- Commissioner  
12 Miller for all of your hard work in managing this  
13 extraordinary process and for making sure that the State  
14 Lands Commission is able to take it -- to benefit from  
15 some of that surplus.

16 Thank you.

17 CHAIRPERSON YEE: Thank you, Commissioner  
18 Kounalakis. Commissioner Miller, any comments?

19 ACTING COMMISSIONER MILLER: (Shakes head.)

20 CHAIRPERSON YEE: Great. Thank you. Thank you,  
21 Ms. Lucchesi, for the report. I also wanted to just thank  
22 the City of Long Beach for hosting us today and our  
23 Commission's proceedings this afternoon, and was very  
24 Happy to hear about the progress on the offshore wind  
25 projects and processes with the Energy Commission and with

1 the BOEM process as well, and particularly about certainly  
2 this Commission's commitment to be being sure that there  
3 is still robust outreach and stakeholder engagement. So  
4 very much appreciate that not falling by the wayside as we  
5 really accelerate our focus on offshore wind.

6 With that, let me see if there are any -- Katie,  
7 any members of the public on this item?

8 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
9 you, Madam chair. At this time, we have no hands raised  
10 for public comment on this item.

11 CHAIRPERSON YEE: Okay. Very well. Thank you  
12 very much. Thank you.

13 Then our -- let's move on to our next order of  
14 business, which will be the adoption of the consent  
15 calendar. Let me look to Commissioner Kounalakis,  
16 Commission Miller, any items that you would like to see  
17 removed from the consent calendar.

18 ACTING COMMISSIONER MILLER: No. I'll move  
19 approval, Madam Chair.

20 CHAIRPERSON YEE: Let me turn to Ms. Lucchesi to  
21 see if there are any items for removal.

22 EXECUTIVE OFFICER LUCCHESI: We are removing  
23 consent items 1 and 42 from the agenda. Those will be  
24 considered at a later date. And no other items will be  
25 moved to the regular calendar.

1 CHAIRPERSON YEE: Okay. Very well. Thank you.  
2 And then with that, we have a motion by Commissioner  
3 Miller to approve the remainder of the consent calendar.

4 COMMISSIONER KOUNALAKIS: Second.

5 CHAIRPERSON YEE: Second by Commissioner  
6 Kounalakis. Let me turn to Katie to see if there's anyone  
7 who wishes to -- wishes to speak on any item remaining on  
8 the consent calendar. If there are members of the public  
9 who wish to address the Commission at this time, please  
10 raise your Zoom hand or dial nine if joining by phone now.

11 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
12 you, Madam Chair. At this time, we have one hand raised  
13 for public comment. We have Jeanette Vosburg.

14 CHAIRPERSON YEE: Okay. Good afternoon.

15 MS. VOSBURG: Good afternoon. This is Jeanette  
16 Vosburg and I am speaking again on the subject of Ballona.  
17 And I'm speaking on -- I appreciate you taking me again.  
18 I am the Outreach Coordinator for Grassroots Coalition  
19 speaking in the absence of Patricia, our President, who's  
20 unable to attend due to an emergency.

21 The Playa Vista Ballona Wetlands Conservancy, and  
22 by the State Lands Commission's allowance for their  
23 continued control, have been part of an unpermitted and  
24 environmentally destructive road building in the riparian  
25 corridor. And I just want to bring your attention to

1 that.

2 Grassroots Coalition still awaits a response to  
3 our concerns regarding the control of Ballona issues by  
4 the Playa Vista development's private business known as  
5 Ballona Wetlands Conservancy, to which the State Lands  
6 Commission acknowledges that it's not a board member.  
7 However, SLC continues to state that CDFW, CD11, and  
8 Friends of Ballona, or Ballona Wetlands Conservancy.

9 CHAIRPERSON YEE: Excuse me, Ms. Vosburg, I'm  
10 taking testimony on items on the consent calendar. Are  
11 you addressing a specific item on the consent calendar?

12 MS. VOSBURG: I'm not really.

13 CHAIRPERSON YEE: Okay. I'm going to --

14 MS. VOSBURG: Is there another place where I  
15 could speak to this?

16 CHAIRPERSON YEE: We can return to you at the end  
17 of our -- at the end of our meeting, but we have a  
18 motion --

19 MS. VOSBURG: That would be -- do you have any  
20 idea when that would be?

21 CHAIRPERSON YEE: I don't think it will be too  
22 long, probably within the hour, hour and a half maybe.

23 MS. VOSBURG: Okay. And I could speak then.  
24 That would be great. I will come back to you. Thank you  
25 very much.

1 CHAIRPERSON YEE: Right. Thank you.

2 Katie, any other speakers in the queue for the  
3 consent calendar?

4 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
5 you, Madam Chair. At this time, we have no other hands  
6 raised to provide public comment.

7 CHAIRPERSON YEE: Okay. Very well. Thank you.

8 So seeing none, we will now proceed with the  
9 vote. We have a motion by Commissioner Miller, seconded  
10 by Commissioner Kounalakis.

11 Any objection to a unanimous vote?

12 Seeing none, such will be the order. Thank you.

13 Let's see our next order of business will be the  
14 regular calendar. And we will move on to Item 45. And  
15 this relates to discussion and possible action on State  
16 Legislation relating to the State Lands Commission. And  
17 we have a presentation by Ms. Pemberton.

18 EXECUTIVE OFFICER LUCCHESI: That's right.  
19 She'll be joining us virtually for this presentation.

20 CHAIRPERSON YEE: Okay.

21 EXTERNAL AFFAIRS DIVISION CHIEF PEMBERTON: Thank  
22 you, Madam Chair and Commissioners. Good afternoon, I  
23 just wanted to start with an update about a bill the  
24 Commission supported last year SB 796 by Senator Bradford,  
25 which enabled Los Angeles County to return coastal land in

1 Manhattan Beach to the descendents of the Bruce family.  
2 The County released a report yesterday explaining how it  
3 will transfer the land back to the Bruce family  
4 descendents. The report is the culmination of months  
5 spent hammering out all the details. And LA County is  
6 slated to approve the plan next Tuesday. This is the  
7 first instance of a local government returning property to  
8 remedy a past racial discrimination committed by a local  
9 government in California and it's just enormously  
10 significant. And given the Commission's support of the  
11 bill last year, I wanted to include this update before  
12 turning to the broader legislative update.

13 CHAIRPERSON YEE: Great.

14 EXTERNAL AFFAIRS DIVISION CHIEF PEMBERTON: There  
15 are about two months left in the 2022 legislative session,  
16 with one of those being summer recess, so really about one  
17 month of in-session work. And as Jennifer mentioned in  
18 her Executive Officer's report, the Legislature sent the  
19 Governor a budget, though it hasn't been signed yet, and  
20 there are many more bills yet to pass in connection with  
21 the budget, including budget bill juniors, of which we're  
22 hearing there could be many. And then as Jennifer  
23 mentioned as well, of particular interest to the  
24 Commission is the \$21 billion climate energy package  
25 that's currently being negotiated. And we're paying

1 particularly close attention to the offshore wind energy  
2 language in that package, among other things.

3           While the Governor hasn't signed the budget yet,  
4 he did veto his first two bills of the session earlier  
5 this week. The Commission is supporting four bills, all  
6 of which are progressing.

7           AB 1832, a bill that would ban seabed mining is  
8 in the Senate Appropriations Committee with a consent  
9 recommendation having passed the Senate Natural Resources  
10 and Water Committee unanimously with bipartisan support.  
11 AB 353, the Long Beach Oil Trust Fund bill is in the  
12 Senate Appropriations Committee on the suspense file. And  
13 Commission staff will be reaching out to the Chair,  
14 Senator Portantino to set up a meeting before the suspense  
15 deadline to advocate for the bill.

16           AB 2109 by Assembly Member Bennett, a bill that  
17 ban the use of chum or bait to attract Great White Sharks  
18 is also in the Senate Appropriations Committee, having  
19 received unanimous bipartisan support in the Senate  
20 Natural Resources and Water Committee. AB 1832 and AB  
21 2109 are likely to bypass suspense and move to the floor  
22 and the Governor quickly.

23           The last bill the Commission is supporting is AB  
24 2257 by Assembly Member Boerner Horvath. This bill would  
25 require the Commission to develop a cost study to

1 determine the cost of the State buying out the remaining  
2 interests in the offshore oil and gas leases. It does not  
3 include the oil and gas operations in offshore Long Beach.

4           The recently passed budget allocates \$1 million  
5 to the Commission for the cost study. The Senate Natural  
6 Resources and Water Committee will hear AB 2257 next  
7 Tuesday. And from there, it will go to the Senate  
8 Appropriations Committee and then hopefully onward to the  
9 floor for a vote.

10           I wanted to highlight two other bills that would  
11 impact the Commission. These are bills that the  
12 Commission doesn't have a position on. The first is SB  
13 1065 by Senator Eggman. This bill, sponsored by the  
14 County of Sacramento, would create an Abandoned Commercial  
15 Vessel Removal Program within the California Natural  
16 Resources Agency and require the State Lands Commission to  
17 administer the program.

18           The bill would establish a multi-agency  
19 coordinating council to provide policy guidance for the  
20 program. It would also ban commercial vessels at risk of  
21 becoming derelict from occupying State waters, authorize  
22 peace officers to remove or seize these vessels, and  
23 authorize a civil penalty.

24           This is a very significant bill and if successful  
25 would create an entirely new program that the Commission

1 would administer to compel coordination among federal,  
2 State, and local agencies to identify, prioritize, and  
3 fund the removal of abandoned and derelict commercial  
4 vessels from State waters. And as part of that, the  
5 Commission would be required to create an inventory of all  
6 abandoned and derelict commercial vessels throughout the  
7 state.

8           The budget approved by the Legislature on June  
9 13th doesn't include any funding for this program, though  
10 last year's budget did include 12 million for the  
11 Commission to remove abandoned vessels from the Delta  
12 region.

13           SB 1065 also creates a trust fund which the  
14 Commission would administer that's comprised of any fine  
15 revenue that may be collected. Staff is working closely  
16 with a sponsor and other agencies on the bill. And thus  
17 far, the bill has passed through legislative committees  
18 with unanimous bipartisan support. It recently passed the  
19 Assembly Natural Resources Committee on a 10 to 0 vote and  
20 is pending in the Senate Judiciary Committee. So I just  
21 wanted to highlight this bill, because it's pretty  
22 significant, and if it passes, it will give the Commission  
23 a big role in implementing this new program.

24           The second bill I wanted to highlight is AB 2607  
25 by Assembly Member Ting. This bill, sponsored by the City

1 of San Francisco, would facilitate a new regional  
2 firefighter training facility that would place -- replace  
3 an existing facility that will become unavailable soon.  
4 The bill authorizes the Commission to convey certain land  
5 to the city, if it makes findings at a public meeting.

6 Commission staff has worked with the City of San  
7 Francisco on this legislation over the past year and has  
8 no concerns about the bill. The bill passed the Senate  
9 Natural Resources and Water Committee unanimously and is  
10 pending in the Senate Appropriations Committee. The bill  
11 was not amended in the Senate and it hopefully will be on  
12 the Governor's desk soon.

13 I also wanted to briefly highlight several bills  
14 that include the Commission in a consulting role. First,  
15 there's AB 2593 by Assembly Member Boerner Horvath that  
16 relates to the carbon sequestration potential of coastal  
17 wetlands and seagrasses, known as blue carbon  
18 sequestration. This bill would authorize the Coastal  
19 Commission to approve blue carbon sequestration  
20 demonstration projects, which would be intended to inform  
21 California's natural and working lands and climate  
22 resilient strategies. The bill requires the Coastal  
23 Commission to consult with the State Lands Commission to  
24 develop the Blue Carbon Demonstration Program.

25 There's also SB 1078 by Senator Allen that would

1 establish a Sea Level Rise Revolving Loan Program to  
2 provide local jurisdictions with low interest loans to  
3 purchase vulnerable coastal properties in communities  
4 disproportionately impacted by climate change.

5           The bill would require the Ocean Protection  
6 Council to establish criteria and guidelines to identify  
7 eligible properties and require the Council to consult  
8 with the State Lands Commission to develop those criteria  
9 and guidelines.

10           And lastly, there's AB[SIC] 1399 by Senator  
11 Wieckowski, which would create a Carbon Capture Technology  
12 Demonstration Project Grant Program intended to deploy and  
13 commercialize carbon capture technologies. The bill would  
14 require the Energy Commission when it creates the program  
15 to coordinate with the State Lands Commission.

16           All of these bills are moving along and in their  
17 second house. And whether or not they move off of  
18 suspense will be decided in mid-August. And speaking of  
19 August, the Commission's August 23rd Commission meeting is  
20 the last time the Commission can take a position on  
21 legislation introduced this session. So if the Commission  
22 wanted to direct staff to bring any of these bills or  
23 others back for a position, we would certainly do that at  
24 the August meeting.

25           The last few weeks of the legislative session are

1 fast approaching and will be interesting as always. Staff  
2 will be following the ongoing budget negotiations  
3 carefully and will continue working on the bills mentioned  
4 above and others, as well as keeping an eye out for  
5 end-of-session gut and amends, and will update the  
6 Commission again at the August 23rd meeting.

7 Thank you and that concludes my presentation.

8 CHAIRPERSON YEE: Great. Thank you very much,  
9 Ms. Pemberton. Questions or comments, Commissioners?

10 Great. Thank you so much for the report.

11 Let me see if there are any public comments on  
12 this item.

13 Katie.

14 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
15 you, Madam Chair. At this time, we have no hands raised  
16 for public comment on this item.

17 CHAIRPERSON YEE: Thank you, Katie.

18 All right. Let's then proceed to Item 46 and  
19 this is a presentation by the California Coastal  
20 Commission on its draft Public Guiding Principles and  
21 Action Plan. We have Awbrey Yost with the Coastal  
22 Commission who's joining us virtually for the  
23 presentation.

24 (Thereupon a slide presentation.)

25 MS. YOST: Good afternoon. My name is Awbrey

1 Yost -- oh, excuse me.

2 CHAIRPERSON YEE: Good afternoon.

3 MS. YOST: I have a presentation and I'm going  
4 to share my screen to -- let's see. Oh, there it is.  
5 Great. Thank you very much.

6 Good afternoon. My name is Awbrey Yost. And I  
7 am in the Statewide Planning Unit at the California  
8 Coastal Commission. This item is an informational  
9 briefing to introduce the California Coastal Commission's  
10 new draft guidance document, the draft Public Trust  
11 Guiding Principles and Action Plan, which was presented to  
12 the Coastal Commission and released for public comment on  
13 June 9th.

14 This document is the product of a five-year NOAA  
15 federal 309 grant strategy intended to develop management  
16 options to protect Public Trust lands and resources in the  
17 face of sea level rise in coordination with staff from the  
18 State Lands Commission.

19 In 2019, the State Lands Commission's Executive  
20 Officer and the Coastal Commission's Executive Director  
21 signed a joint memorandum of understanding on behalf of  
22 their agencies recognizing the need for coordination on a  
23 variety of issues, including on understanding the expected  
24 impacts of sea level rise upon Public Trust resources and  
25 to ensure protection and restoration of and mitigation for

1 impacts on those resources.

2 This interagency coordination on Public Trust  
3 issues, and on the draft Public Trust Guiding Principles  
4 and Action Plan in particular, has been very positive and  
5 productive. Coastal Commission staff have looked -- look  
6 forward to continuing to coordinate on these issues in the  
7 future.

8 The Coastal Commission's draft Public Trust  
9 Guiding Principles and Action Plan is available on the  
10 Public Trust page of the Coastal Commission's website and  
11 describes how the Public Trust Doctrine relates to the  
12 Coastal Commission's work on sea level rise planning. The  
13 Guiding Principles in this draft document provide a set of  
14 principles to guide the Coastal Commission in its sea  
15 level rise planning work and the Action Plan sets forth a  
16 suite of potential next steps and research priorities for  
17 the Coastal Commission for its work at the interface of  
18 the Public Trust Doctrine and sea level rise planning.

19 After the public comment period closes, the  
20 Public Trust Guiding Principles and Action Plan will be  
21 revised to address comments and then will be brought back  
22 to the Coastal Commission for review and adoption.

23 Next slide, please.

24 --o0o--

25 MS. YOST: Under the Public Trust Doctrine, the

1 State's tidelands, submerged lands, and navigable lakes,  
2 rivers, and streams are held in trust by the State for the  
3 benefit of the public. On the coast, the Public Trust is  
4 generally located on current tidelands, lands covered and  
5 uncovered by the ebb and flow of the tides. It also  
6 generally includes submerged lands and lands that were  
7 historically tidelands at the time California became a  
8 State in 1850, but have since been artificially drained or  
9 filled.

10 Coastal Public Trust Lands support a variety of  
11 ecological, recreational, socioeconomic, and cultural  
12 values. Public Trust beaches and wetlands provide public  
13 access and allow for coastal recreational activities, like  
14 surfing, sunbathing, bird watching, and fishing. Coastal  
15 wetlands support biodiversity, perform a variety of  
16 important ecosystem services, and support commercial and  
17 recreational fisheries offshore.

18 Unlike much upland coastal property, tidelands  
19 are often open to all visitors at no or low cost and are  
20 thus a critical resource to provide equitable coastal  
21 access. Public Trust tidelands are also significant areas  
22 for coastal affiliated tribes and tribal resources and  
23 practices.

24 Next slide, please.

25 --o0o--

1 MS. YOST: In the past century, the average  
2 global temperature has increased by about 0.8 degrees  
3 Celsius and global sea levels have increased by seven to  
4 eight inches. In addition, sea level rise has been  
5 accelerating in recent decades with the rate tripling  
6 since 1971. Sea level rise is presenting unprecedented  
7 challenges for the California coast, which will only  
8 increase as sea level rise accelerates in the future.

9 Sea level rise will cause new areas of the  
10 shoreline to be regularly inundated by tides, increased  
11 erosion of the shoreline, increased storm flooding, rising  
12 groundwater tables, and salt water intrusion into coastal  
13 aquifers. These hazards will place both coastal  
14 development and coastal resources, including Public Trust  
15 resources, at risk. Without careful planning and  
16 adaptation, Public Trust uses, such as coastal access are  
17 likely to be negatively impacted by inundation and other  
18 coastal hazards up and down the coast and may ultimately  
19 be entirely lost in some areas.

20 Next slide, please.

21 --o0o--

22 MS. YOST: As mentioned, the Coastal Commission  
23 draft Public Trust Guiding Principles and Action Plan was  
24 developed in coordination with staff from the California  
25 State Lands Commission as part of a joint federally funded



1 management, and technical recommendations to address  
2 Public Trust tidelands and sea level rise based on  
3 tideland science and the Public Trust Doctrine. The draft  
4 Public Trust Guiding Principles and Action Plan builds on  
5 many of these recommendations.

6 Next slide, please.

7 --o0o--

8 MS. YOST: The 10 principles included in the  
9 draft Public Trust Guiding Principles are intended to  
10 assist the Coastal Commission, local governments, and  
11 members of the public in determining how to carry out the  
12 Coastal Act and address sea level rise in a manner that is  
13 consistent with the Public Trust Doctrine. The Coastal  
14 Act itself is an exercise of the Legislature's Public  
15 Trust authority and responsibility, and as such aligns  
16 with and implements aspects of the common law Public Trust  
17 Doctrine, including there's emphasis on public access  
18 ocean-related recreation, and coastal-dependent uses like  
19 ports and fishing.

20 The draft Principles range from findings related  
21 to the impact of sea level rise on the Public Trust to  
22 Coastal Commission commitments to consider Public Trust  
23 resources and decision making. Some of these draft  
24 Principles include that the climate crisis and sea level  
25 rise are moving the Public Trust landward.

1           Development decisions and sea level rise will  
2 impact Public Trust lands, uses, and resources. The  
3 Coastal Commission will identify anticipated impacts to  
4 current and future public tidelands, and that the  
5 implementation of the Public Trust Doctrine through  
6 Coastal Commission actions can advance environmental  
7 justice.

8           Next slide, please.

9                               --o0o--

10           MS. YOST: The draft also presents a series of  
11 next steps and research and policy questions relating to  
12 sea level rise and the Public Trust that the Coastal  
13 Commission would prioritize over the next five years as  
14 staff resources and funding allow.

15           These action steps build on the recommendations  
16 from Dr. Lester's report and our staff's work with State  
17 Lands Commission staff over the past several years. The  
18 action steps range from interagency and tribal  
19 coordination to public outreach, engagement, and public  
20 education on the purpose and role of the Public Trust  
21 doctrine and the management of California's lands and  
22 natural resources.

23           Other action steps relate to Coastal Commission  
24 decisions relevant to the Public Trust, such as a step to  
25 identify development and decisions that result in coastal

1 squeeze leading to the loss of Public Trust resources and  
2 an action step to consider updates to Coastal Commission  
3 regulations relating to mitigation of the adverse effects  
4 of sea level rise on Public Trust lands. More discussion  
5 of each of these Guiding Principles and next steps is  
6 included in the draft document.

7 Next slide.

8 --o0o--

9 MS. YOST: The draft Public Trust Guiding  
10 Principles and Action Plan is currently only a draft.  
11 Before bringing the final document back to the Coastal  
12 Commission for review and adoption, Coastal Commission  
13 staff will seek input from coastal-affiliated California  
14 Native American tribes and State and local government  
15 agencies as well as public comment on the draft.

16 The draft is now available for public comment. A  
17 link to the document can be found on the Public Trust  
18 section of the Coastal Commission's website. Members of  
19 the public, commissioners, and others interested are  
20 encouraged to provide comments via email to  
21 statewideplanning@coastal.ca.gov by July 24th, 2022.

22 That concludes the presentation for this item.  
23 Thank you, commissioners, for your time.

24 CHAIRPERSON YEE: Thank you very much for the  
25 presentation, Awbrey, and really appreciate the

1 collaboration and the coordination with -- between the two  
2 commissions.

3 Questions or comments, commissioners?

4 Commissioner Kounalakis.

5 COMMISSIONER KOUNALAKIS: Well, I actually --  
6 first, let me thank you, Awbrey, for that really  
7 comprehensive presentation. And let me thank the audio  
8 guys for fixing whatever that was.

9 AGP VIDEO: We're not done yet.

10 (Laughter.)

11 COMMISSIONER KOUNALAKIS: It's working I think at  
12 the moment. But thank you for that presentation. It was  
13 really pretty clear. There was one question I had when  
14 you talk about the way that the location of public trust  
15 lands could be impacted by where the tidelands are. So I  
16 can imagine that if there were an area where part of the  
17 ocean receded, which I think is obviously less likely,  
18 that there could be more lands or they would move seaward.  
19 But the main thing I think you're talking about is if the  
20 ocean is moving landward.

21 So what can we anticipate relative to lands that  
22 are currently under the jurisdiction of others, whether  
23 it's a private entity, or a tribe, or a city, or a county?  
24 Are we defining Public Trust Lands as land that is  
25 submerged or not submerged based on the tides? And so if

1 the location of the tides changes, then that automatically  
2 gives jurisdiction to this body or the Coastal Commission?  
3 I'm just really kind of interested in exactly what that is  
4 likely to mean to decision makers in the future.

5 EXECUTIVE OFFICER LUCCHESI: Yes. That is a  
6 really excellent question. So as we all are usually  
7 familiar with property boundaries, like owning our home or  
8 a piece of property, it's usually bound four corners,  
9 right? And the metes and bounds descriptions, the legal  
10 descriptions of that property are very clear and you can  
11 go out and survey it and, you know, exactly where your,  
12 the land that you own is located.

13 Land -- or property boundaries along the coast  
14 aren't fixed and that's pursuant to a statutory law and  
15 then case law that's been interpreted over time by the  
16 California court system all the way up to the California  
17 Supreme Court and the United States Supreme Court. So a  
18 long -- the best way to describe this is on a -- a sandy  
19 beach, that is -- has been unaltered by human activity.  
20 And if we're thinking about let's say Malibu with prop --  
21 with homes that are right on the beach, you -- they'll  
22 have their property description will likely call to the  
23 mean high tide line, that's their seaward boundary line of  
24 their property description.

25 The California law determines that -- has stated

1 that the boundary of Public Trust tidelands, the tidelands  
2 that the State owns and then private uplands, is the  
3 ordinary high water mark. The California Supreme Court  
4 has interpreted that to mean the mean high tide line. And  
5 so that's how we measure what that boundary is. And what  
6 that means practically is that that boundary is constantly  
7 moving. It is not fixed. And so as sea level rises, then  
8 the boundary of the State's tidelands ownership interest  
9 moves landward.

10 But similarly, if there's accretion -- natural  
11 accretion, the boundary of the upland property owner moves  
12 with that accretion. And this has been well established  
13 in case law through various different court decisions. So  
14 when we're talking about sea level rise and jurisdictions  
15 of various agencies, under the Public Trust, under State  
16 law, the State Lands Commission is the land steward or the  
17 land management agency. That's why we issue leases for  
18 the occupation of State property. The Coastal  
19 Commission's jurisdiction is regulatory and it is much  
20 more geographically broad, and it's dictated under statute  
21 about what the coastal zone is. So the Coastal Commission  
22 will have regulatory jurisdiction over development  
23 activities, even on private lands.

24 But the boundary between public tidelands and  
25 private uplands in a lot of different circumstances --

1 there are exceptions like where there's urban waterfronts  
2 and bays, like San Francisco and San Diego, where the  
3 boundary isn't moving because it's been fixed for various  
4 reasons, but we do expect on the open coast that this  
5 boundary is going to move and with projections of sea  
6 level rise, that that mean high tide line will move  
7 landward.

8 COMMISSIONER KOUNALAKIS: So in that case law --  
9 if I could just, Madam Chair one more quick follow-up  
10 question.

11 CHAIRPERSON YEE: Please.

12 COMMISSIONER KOUNALAKIS: In that case law, are  
13 there cases then that improved property currently  
14 belonging to someone that -- where they either put a porch  
15 or, you know, where water might even, you know, at a  
16 high -- high -- or median high tide could come up to  
17 their -- you know, splash against their window, are we  
18 talking about people's living rooms being suddenly  
19 declared the jurisdiction of the Public Trust?

20 EXECUTIVE OFFICER LUCCHESI: Not their physical  
21 houses, but the land underlying them. That's a real  
22 possibility.

23 COMMISSIONER KOUNALAKIS: Wow. Okay. Thank you.

24 CHAIRPERSON YEE: Thank you, Commissioner  
25 Kounalakis. Now, I appreciate the report and I think your

1 questions, Commissioner Kounalakis, really speak to kind  
2 of the -- I think just the urgency but really appreciate  
3 the proactiveness of the two commissions putting these  
4 principles and action plans together, and the outreach  
5 that will be attendant to it, and the public comment we  
6 receive back I think is all part of the public awareness  
7 campaign around what could happen under these  
8 circumstances.

9           And, you know, it's -- oftentimes, you know, it's  
10 not real or known until it actually happens and I hope  
11 that this way of being proactive and really understanding  
12 our respective jurisdictions and responsibilities as we've  
13 done when we've worked in coordination and collaboration  
14 with the Coastal Commission can really just broaden the --  
15 the public awareness about this. It is -- it's very real.  
16 It's a very real risk that is likely going to accelerate  
17 in the next, you know, period of time. I mean, all of the  
18 scientific reports just suggest that it's -- well, it's on  
19 its way.

20           So I think with that, Katie, let me see if there  
21 are any members of the public who wish to address the  
22 Commission on this issue.

23           ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
24 you, Madam Chair. Our first public commenter is David  
25 Yow.

1 CHAIRPERSON YEE: Good afternoon, Mr. Yow.

2 MR. YOW: Thank you, Chair Yee and commissioners.  
3 My name is David Yow and I'm with the Port of San Diego.  
4 Here to provide the perspective of a State Lands trustee  
5 on the draft Public Trust Guiding Principles's and Action  
6 Plan before you today.

7 The Port of San Diego is a partner in protecting  
8 California's State tidelands and submerged lands. So when  
9 you consider the great variety of coastal-dependent uses  
10 along our waterfront, you know that's a dynamic  
11 responsibility. As described in our AB 691 sea level rise  
12 vulnerability assessment and coastal resiliency report,  
13 one-size-fits-all approaches don't work. In a bay or  
14 harbor environment multiple strategies are needed.

15 Recently, State Lands and Coastal Commission  
16 worked together with other State agencies to adopt seven  
17 sea level rise principles. Now, Principle6 is especially  
18 interesting to us. It called out ports and harbor  
19 districts for their, and I quote, "Unique characteristics,  
20 significance, constraints, and values of these Public  
21 Trust uses," end quote. Well, that statement is still  
22 true. And the unique characteristics and complexity of  
23 port operations call for a balanced approach from nature  
24 based, to structural, and policy approaches that fit the  
25 need.

1           So for the sake of consistency, we'll support,  
2 recognizing that managing and protecting coastal dependent  
3 critical infrastructure is different for ports. So adding  
4 that clarity to Guiding Principle number 8 I think it is  
5 in the plan that we're looking at today is going to help  
6 fulfill our mission of protecting and promoting diverse  
7 Public Trust uses.

8           The other thing I'll add is is your detailed  
9 strategic plan provides a path forward for collaborative  
10 leadership on that issue. And that -- this is wonderful,  
11 particularly when it comes to the Public Trust. So in any  
12 principles the Commission might consider, we'll urge a  
13 flexible and adaptive approach that considers the unique  
14 characteristics of ports and harbors and Public Trust  
15 needs as we continue to address coastal resiliency through  
16 port tidelands.

17           Thanks again from San Diego.

18           CHAIRPERSON YEE: Thank you, Mr. Yow, very much  
19 for your comments and very much appreciate the  
20 relationship we have with our ports and the definitely  
21 understand your comments with respect to flexibility that  
22 you are seeking and that has been recognized in some of  
23 our other principles.

24           Katie, our next speaker.

25           ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank

1 you, Madam Chair. Our next speaker is Laura Lane.

2 CHAIRPERSON YEE: Good afternoon, Ms. Lane.

3 MS. LANE: Can you hear me, commissioners?

4 CHAIRPERSON YEE: We can hear you. Thank you,  
5 Laura.

6 MS. LANE: Excellent. I'm sorry. I was having a  
7 little bit technical difficulties. On behalf of the  
8 California Association of Port Authorities, which  
9 represents California's 11 public ports, I'd like to  
10 express CAPA's appreciation for the State Lands  
11 Commission's long-standing partnership in working with our  
12 ports on maintaining and growing California's maritime  
13 industry.

14 With respect to the development of the Coastal  
15 Commission's draft Public Trust Guiding Principles and  
16 Action Plan, we want to stress the importance of  
17 developing this Action Plan in partnership with the State  
18 Lands and the Coastal Commission in order to develop a  
19 plan that takes into consideration the investments in  
20 California's ports and the need to protect the state's  
21 maritime industry.

22 California's coast and tidelands are a national  
23 treasure that involve protecting natural resources,  
24 recreational opportunities, as well it's unique industry.  
25 Ports provide critical coastal infrastructure that bolster

1 our local economies and are critical to the supply chain.  
2 CAPA looks forward to working with you on the development  
3 of this Action Plan to ensure it provides this flexibility  
4 needed to address the impacts of sea level rise on all of  
5 California's diverse coastal resources.

6 Thank you so much.

7 CHAIRPERSON YEE: Thank you very much, Laura.  
8 Katie, our next speaker, please.

9 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
10 you, Madam Chair. At this time, we have no other hands  
11 raised to provide public comment on this item.

12 CHAIRPERSON YEE: Very well. Thank you very  
13 much. And again, thank you, Awbrey, for the presentation  
14 and for the folks who have provided some comments to us  
15 today.

16 Commissioners, let's move on to Item 47. And  
17 this is a matter to consider delegation of authority for  
18 the Executive Officer to solicit requests for  
19 qualifications for consultant services relating to the  
20 Hollister Ranch Coastal Access Program. And we do have a  
21 presentation and good afternoon.

22 (Thereupon a slide presentation.)

23 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION  
24 CHIEF DOBROSKI: Okay. Good afternoon, Madam Chair and  
25 commissioners. My name is Nicole Dobroski and I am the

1 Chief of the Commission's Division of Environmental  
2 Planning and Management. I'm here today to discuss an  
3 interagency effort to bring public access to the Gaviota  
4 coast along Hollister Ranch.

5 Next slide, please.

6 --o0o--

7 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION

8 CHIEF DOBROSKI: Hollister Ranch is a private 14,000 acre  
9 gated subdivision in Santa Barbara County made up of 136  
10 individually held parcels, which includes 8.5 miles of  
11 State owned public shoreline along the Gaviota coast,  
12 including six sandy beaches. The 60-mile long Gaviota  
13 coast is the least accessible shoreline in California with  
14 less than two miles available for general public use.

15 The Hollister Ranch Owners Association owns and  
16 controls the guard gate, access road, and much of the land  
17 between the road and the mean high tide line. It does not  
18 allow land-based unsupervised public access to the  
19 beaches. Next slide, please.

20 --o0o--

21 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION

22 CHIEF DOBROSKI: In 2019, Assembly Bill 1680 was enacted  
23 to provide true land based public access to the tidelands  
24 along Hollister Ranch and requires the California Coastal  
25 Commission, State Coastal Conservancy, State Lands

1 Commission, and California Department of Parks and  
2 Recreation, collectively known as the interagency team, to  
3 prepare an updated contemporary public access program for  
4 the Hollister Ranch beaches.

5 Next slide, please.

6 --o0o--

7 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION

8 CHIEF DOBROSKI: As part of this effort, Commission staff  
9 surveyed the coast along Hollister Ranch. While the  
10 majority of Hollister Ranch is private property, the coast  
11 and beach areas below the mean high tide line belong to  
12 the public. This photo shows the results of a mean high  
13 tide line survey at Bulito Beach. The red line is the  
14 mean high tide line. Below, or seaward, of this line is  
15 State owned public property which the public has the legal  
16 right to enjoy.

17 The beach areas above, or inland of the mean high  
18 tide line, are privately owned by the Hollister Ranch  
19 Owners Association, which the public cannot legally cross  
20 or access at this time blocking public access to the  
21 Public Trust lands below the mean high tide line.  
22 Property rights for public access will need to be acquired  
23 before the public has the right to cross or use the area  
24 of the beach -- has the right to cross or use the area of  
25 the beach, if that's the mean high tide line.

1 Next slide, please.

2 --o0o--

3 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION

4 CHIEF DOBROSKI: The Hollister Ranch Coastal Access  
5 Program seeks to implement safe, equitable, and inclusive  
6 overland public access to the six beaches along the  
7 Hollister Ranch coastline and provide experiences that  
8 meet the interests of a broad range of Californians, while  
9 minimizing impacts to coastal resources, including natural  
10 habitats, cultural resources, agricultural operations, and  
11 respecting private property rights.

12 The draft Hollister Ranch Coastal Access Program  
13 was developed through a robust public engagement and  
14 outreach process beginning in December of 2019 through  
15 November 2021. The interagency team originally  
16 anticipated a final program for Coastal Commission  
17 approval in March 2022. Along the way, the interagency  
18 team determined that preparing a programmatic  
19 Environmental Impact Report would be the appropriate  
20 process to analyze environmental impacts and receive  
21 public input related to the Coastal Commission's action to  
22 approve the Hollister Ranch Coastal Access Program.

23 Although the Coastal Commission's certified  
24 regulatory program makes the review process equivalent  
25 under the California Environmental Quality Act, or CEQA,

1 preparing a programmatic EIR will ensure -- ensure full  
2 transparency and public input, ensure that the analysis  
3 will be useful to other agency approvals in the future,  
4 and will be responsive to stakeholder input over the  
5 applicability of CEQA.

6 Next slide, please.

7 --o0o--

8 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION

9 CHIEF DOBROSKI: The California Coastal Commission, as the  
10 agency that must approve the Hollister Ranch coastal  
11 access program, is considered the lead agency under CEQA.  
12 Because of the State Lands Commission's extensive  
13 experience in the preparation of CEQA documents, the  
14 Coastal Commission requested that the State Lands  
15 Commission manage the preparation of a Programmatic EIR on  
16 their behalf.

17 The State Coastal Conservancy will provide funds  
18 through an interagency agreement to the Commission to  
19 support staff time and consultants to prepare the  
20 Programmatic EIR and conduct real estate appraisals of the  
21 easements that must be acquired to support the public  
22 access program.

23 Even though the State Lands Commission will  
24 prepare the Programmatic EIR, the Coastal Commission still  
25 has the responsibility to independently analyze and

1 certify the document.

2 Next slide, please.

3 --o0o--

4 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION

5 CHIEF DOBROSKI: Preparation of a Programmatic EIR on  
6 behalf of the Coastal Commission in conducting real estate  
7 assessments to support future easement acquisitions are  
8 consistent with Public Trust Doctrine and the State's best  
9 interests.

10 One of the key principles of the common law  
11 Public Trust Doctrine is the people's right to access  
12 public tidelands and submerged lands along the California  
13 coast. The Environmental Analysis and real estate  
14 appraisals of the required real property interests to  
15 implement the Hollister Ranch Coastal Access Program is a  
16 necessary step in ensuring the public's right to access  
17 the State owned beaches along the Hol -- the shoreline of  
18 Hollister Ranch.

19 If approved by the Coastal Commission, the  
20 Hollister Ranch Coastal Access Program will result in  
21 nearly 8.5 miles of additional coastal beach area for  
22 public access and recreation use and enjoyment, which is  
23 currently inaccessible to the general public.

24 Next slide, please.

25 --o0o--

## 1 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION

2 CHIEF DOBROSKI: Staff recommends that the Commission take  
3 two actions. First, authorize the Executive Officer, or  
4 her designee to solicit by appropriate procurement methods  
5 for qualified consultant services, negotiate fair and  
6 reasonable prices, award and execute agreements, and take  
7 any other steps reasonably necessarily to undertake public  
8 outreach and prepare the necessary environmental  
9 documentation and real estate appraisals that may be  
10 needed to facilitate the Hollister Ranch Coastal Access  
11 Program, pursuant to the requirements of the Public  
12 Contract Code and current State policies and procedures.

13 And second, authorize a delegation of authority  
14 to the Executive Officer or her designee to negotiate and  
15 execute an interagency agreement between the State Coastal  
16 Conservancy and the California State Lands Commission to  
17 allow transfer of funds from the Coastal Conservancy to  
18 the Commission in furtherance of the aforementioned  
19 environmental documentation and real estate appraisals to  
20 facilitate the Hollister Ranch Coastal Access Program.

21 Next slide, please.

22 --o0o--

## 23 ENVIRONMENTAL PLANNING AND MANAGEMENT DIVISION

24 CHIEF DOBROSKI: And that concludes my presentation.

25 CHAIRPERSON YEE: Great. Thank you very much,

1 Nicole. Any questions or comments, commissioners?

2 Yes, Commissioner Miller.

3 ACTING COMMISSIONER MILLER: Thank you, Madam  
4 Chair and thank you for that presentation. I think this  
5 is another example of the -- of the phenomenal ways in  
6 which we collaborate and coordinate with our colleagues at  
7 Coastal Conservancy, and the Coastal Commission, and State  
8 Lands. It really is -- I think serves as a good example  
9 of how well the State can work together. I'm interested  
10 in public comment, but I think that we have done -- it's  
11 extraordinary just in three years to see how much work  
12 we've done and how we really are meeting all the goals,  
13 while hearing from the community, and also I think just  
14 what the State does so well in terms of providing access  
15 to all of these -- the phenomenal beaches we have.

16 So huge kudos to you on the work and all of the  
17 ways in which you take public comment. It really is just  
18 such a feat and I'm -- I'm really proud to be a part of  
19 it. So great job on this.

20 CHAIRPERSON YEE: Great. Thank you, Commissioner  
21 Miller. Very well. Thank you, Katie. Let me turn to you  
22 to see if there are any members of the public who wish to  
23 address us on this item.

24 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
25 you, Madam Chair. Our first public commenter is Mandy

1 Sackett.

2 CHAIRPERSON YEE: Good afternoon.

3 MS. SACKETT: Hi. Hi. Hello, Chair Yee, and  
4 commissioners, and staff. Mandy Sackett with Surfrider  
5 Foundation. Thank you so much for your commitment to  
6 restoring coastal access at Hollister Ranch. We support  
7 these efforts to finalize and implement the draft access  
8 plan.

9 It's an understatement to say that public access  
10 is really long overdue for the eight and a half miles of  
11 inaccessible coastline in Santa Barbara County. This  
12 plan -- the plan is an important first step and it sounds  
13 like CEQA is a next step that will help advance the goals  
14 of the plan. And so surfrider is supportive of the staff  
15 recommendation today. As the staff report points out,  
16 Californians have a right to access the beach at Hollister  
17 under the Public Trust Doctrine.

18 We also believe that CEQA may be an important  
19 step to identify and address potential concerns that  
20 access ways or trails might have on impacts to sensitive  
21 habitat, ensuring that any development does not exacerbate  
22 beach erosion or end up relying on shoreline armoring, and  
23 to make sure those are otherwise properly mitigated.

24 So thank you so much for your efforts to restore  
25 the right of Californians. Maximal coastal access is a

1 fundamental right for all Californians and worth  
2 protecting here at Hollister and elsewhere on the coast.

3 Thanks for your time.

4 CHAIRPERSON YEE: Thank you, Mandy.

5 Katie, our next speaker, please.

6 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
7 you, Madam Chair. Our next speaker is Susan Jordan.

8 CHAIRPERSON YEE: Good afternoon, Susan.

9 MS. JORDAN: Hi. Sorry. A little stall there.  
10 Susan Jordan, the Director of the California Coastal  
11 Protection Network.

12 I thought it was important to come today and just  
13 to say thank you for your longstanding work on providing  
14 public access at Hollister Ranch. It's been a very  
15 difficult fight. I sat on the working group that met for,  
16 I don't know, two years during the course of the pandemic  
17 to come up with a plan. We were -- many of us were  
18 somewhat disappointed that the decision was made to pursue  
19 a CEQA document at this point, knowing that the Commission  
20 itself is CEQA equivalent. But we also understood the  
21 realities and we're dealing with a very litigious entity.  
22 And we felt then that this was a prudent move.

23 But I do really need to compliment the State  
24 Lands for the first stepping into the fray, mapping the  
25 mean high tide line, being steadfast about the public's

1 right to pursue public access here. And I should point  
2 out that most people may not realize this, but Hollister  
3 Ranch is the only division -- subdivision or development  
4 that has its own special section in the Coastal Act, two  
5 sections dated 1979 and 1982, where it was made clear that  
6 they were receiving the ability to move forward with  
7 permits for developing houses, and stables, and all kinds  
8 of other structures there in exchange for the provision of  
9 subdivision wide public access in a timely manner. And  
10 that was over 40 years ago.

11 So I always just like to remind people of how  
12 long it's been, and again to say thank you. And I agree  
13 with Ms. Miller that the work has been extraordinary, the  
14 leadership from the Commission, from the Chair, and the  
15 other commissioners has been extraordinary. And  
16 congratulations on the great work. It's not going to be  
17 easy, but I know you can get through it.

18 Thank you.

19 CHAIRPERSON YEE: Thank you, Susan.

20 Katie, our next speaker, please.

21 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
22 you, Madam Chair. At this time, we have no other hands  
23 raised to provide public comment on this item.

24 CHAIRPERSON YEE: Thank you, Katie. Let me just  
25 add my thanks. This has been a journey, but I think we're

1 at that point of where we're going slow to go fast  
2 ultimately. And I feel very optimistic that our March  
3 towards public access will really be a successful one.  
4 And certainly as Commissioner Miller had mentioned, you  
5 know, really recognizing the contribution of this  
6 Commission especially with respect to our ability to  
7 coordinate, collaborate, but most importantly the  
8 engagement process.

9 This is an action item, commissioners. We have  
10 two parts of the staff recommendation, as Nicole presented  
11 to us. May I have a motion, please?

12 ACTING COMMISSIONER MILLER: Move approval.

13 CHAIRPERSON YEE: We have a motion by  
14 Commissioner Miller.

15 COMMISSIONER KOUNALAKIS: Second.

16 CHAIRPERSON YEE: Seconded by Commissioner  
17 Kounalakis.

18 If there's no objection to a unanimous vote, such  
19 will be the order.

20 Thank you very much.

21 Ms. Lucchesi, what's our next order of business.

22 EXECUTIVE OFFICER LUCCHESI: Our next order of  
23 business is our second public comment period.

24 CHAIRPERSON YEE: Okay. Great. Thank you. If  
25 anyone wishes to address the Commission on any matter that

1 is not on today's agenda, please raise your hand. I will  
2 have Katie call on the first person who would like to make  
3 a public comment. And this will then be our second public  
4 comment period. And let me turn to you, Katie.

5 And I believe Ms. Vosburg was looking to this  
6 portion of the agenda, if she's back on in the queue.

7 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.  
8 Thank you, Madam Chair. So our first public commenter is  
9 Jeanette Vosburg.

10 CHAIRPERSON YEE: Okay. Ms. Vosburg.

11 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Ms.  
12 Vosburg, you should be able to unmute yourself to speak.

13 CHAIRPERSON YEE: Ms. Vosburg, can you hear us?  
14 Katie, anyone else in the queue? We can return  
15 to Ms. Vosburg.

16 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
17 you, Madam Chair. At this time, we have no other hands  
18 raised for public comment.

19 MS. VOSBURG: I am here.

20 CHAIRPERSON YEE: Here she is.

21 MS. VOSBURG: And I'm ready to speak, if you're  
22 ready for me.

23 CHAIRPERSON YEE: We are ready for you, Ms.  
24 Vosburg. Please.

25 MS. VOSBURG: Okay. I'm going to start over on

1 this journey, because, you know, I got interrupted and  
2 probably no one will remember. I am Jeanette Vosburg  
3 Outreach Coordinator for Grassroots Coalition speaking in  
4 the absence of Patricia, our President, who is unable to  
5 attend due to an emergency. It's not her, but it's  
6 someone she cares deeply about.

7           The Playa Vista Ballona Wetlands Conservancy, and  
8 via SLC's allowance for their continued control, have been  
9 part of unpermitted and environmentally destructive road  
10 building in the riparian corridor. CDFW cited streambed  
11 violation LA -- LADBS citations, citations by vector  
12 control for failure to do mosquito abatement program.

13           Grassroots Coalition, and this is another issue,  
14 still awaits response to our concerns regarding the  
15 control of Ballona issues by the Playa Vista Development's  
16 private business known as the Ballona Wetlands Conservancy  
17 to which L -- the SLC acknowledges that it's not a board  
18 member.

19           SLC continues to state that CDFW, CD11, and  
20 Friends of Ballona, or Ballona Wetlands Conservancy board  
21 members without anything but hearsay and Playa Vista's  
22 Ballona Conservancy bylaws, which do not comport with IRS  
23 records per its board members, see Ballona convert --  
24 Conservancy IRS records and to SLC. IRS records provide  
25 LLC -- SLC only reference Playa Vista entities as board

1 members.

2           Other concerns are, one, unpermitted and  
3 environmentally destructive diversion and drainage of  
4 Ballona wet -- fresh water resources via permitted --  
5 unpermitted drainage wells in Ballona Wetlands Ecological  
6 Reserve as cited as a violate -- coastal violation by the  
7 California Coastal Commission and subsequently stopped by  
8 the Coastal Commission, in other words, the drains were  
9 capped.

10           Two, failure to protect and ensure that  
11 freshwater resources of Ballona that were being pumped,  
12 diverted, and drained away from Ballona Wetlands by Playa  
13 Vista and the Ballona Wetlands Conservancy, whether  
14 permitted or unpermitted, were and are protected for use  
15 by Ballona Wetlands and Ballona Wetlands Ecological  
16 Reserve. SLC has not stopped or attempted to end the  
17 wasting and diversion of this fresh water away from  
18 Ballona.

19           Three, failure to explore, reabandon, and stop  
20 the petroliferous chemicals (inaudible), Playa Vista  
21 abandoned wells known as University Syndicate.

22           I have more to say. Do I have anymore time?

23           Hello?

24           CHAIRPERSON YEE: Yes. We're going to give you  
25 an additional two minutes.

1 MS. VOSBURG: Okay. Thank you very much.

2 Four, failure to protect -- by the way, I'd just  
3 like to digress for a minute. I really appreciate what  
4 you're doing with the Public Trust. I think -- you know,  
5 and I also think that the last meeting of the California  
6 State Lands Commission was a good meeting and I think  
7 people -- you know, even though life isn't perfect, you've  
8 been doing a relatively good job and we do appreciate  
9 that.

10 So four, failure to protect the freshwater  
11 resources of Ballona Wetlands for Ballona Wetlands  
12 Ecological Reserve as the Ballona Wetlands Conservancy has  
13 continued to divert the freshwater marsh water to the  
14 ocean via the main drain of the freshwater marsh system to  
15 Ballona channel to the ocean and thereby harming the  
16 hydrology of Ballona. And there is a CDFW letter from  
17 Betty Courtney to Playa Vista, a.k.a. the Ballona Wetlands  
18 Conservancy.

19 Five, failure to correct the main drain of the  
20 freshwater marsh system to stop the Ballona channel toxic  
21 waters from backflowing up and out the unpermitted drains  
22 and into the Ballona Wetlands Ecological Reserve. No  
23 permit has ever existed that allowed for backflow of  
24 Ballona Channel water via the main drain to reach the  
25 sensitive wetlands. And there's a letter about it by

1 Psomas Crehan to Playa Vista, and Bay Foundation, and CDFW  
2 pertaining to the backflow. So there is an admission  
3 there that it's happening.

4 Six, is Grassroots Coalition requests independent  
5 oversight of the freshwater marsh system as discussed in  
6 2005, California Fish and Game Commission here.

7 There's -- there is time to correct the mistakes  
8 of the past and stop compounding the harm to Ballona  
9 Wetlands. I mean, both Patricia and I have -- were --  
10 well, 30 years for her and 20 years for me have really  
11 devoted ourselves to have good possible, you know, outcome  
12 on the restoration of Ballona. And everything that I've  
13 read and everything that she's read counter-indicates that  
14 this should be called a Title 632 as opposed to a 630.

15 It's just -- it just doesn't make sense. And so  
16 we -- we really need your help. And I -- it's unfortunate  
17 that Patricia can't be here to -- you know, to really  
18 exstress[SIC] -- express the needs in a better way, but,  
19 you know, I'm trying best as I can to say to all of you  
20 please help us. We -- especially with sea level rise to  
21 do a really ambitious dig out of probably 70 percent of  
22 the land at Ballona to, you know, 20 to 30 feet deep and  
23 invite seawater into the three -- three different  
24 aquifers. Just absolutely makes no sense to us. We  
25 should be raising the walls of the channel.

1           And the last thing is that, you know, somewhat  
2 the -- the whole county has been ignored in all of this.  
3 That Ballona Creek Flood Control Channel belongs to the  
4 county. And the way that things are being written implies  
5 that it doesn't belong to the county, that it belongs to  
6 Ballona Wetlands. And that is absolutely not true. And  
7 there is an intentional elimination of the county in all  
8 of these discussions, and that's just patently not right.

9           So I'm asking that people really pay attention to  
10 what's going on here. We've done a laborious job of  
11 looking at all these issues. I've personally put together  
12 a brochure that I think all of you have, that you've been  
13 sent that brochure by Patricia, both electronically and I  
14 believe physically, because we printed it.

15           And I ask that you not treat us as outsiders, but  
16 treat us as somebody that really Grassroots Coalition  
17 really is willing, able, and begging to be able to  
18 participate with you in solving these problems at Ballona.  
19 We are not trying, in any way, to stop the good things  
20 that need to happen. And we've been working very closely  
21 with restoration ecologist, Margot Griswold, who also -- I  
22 mean, the three of us are like --

23           CHAIRPERSON YEE: Ms. Vosburg, your time has  
24 expired.

25           MS. VOSBURG: Thank you. I know.

1 CHAIRPERSON YEE: Thank you.

2 MS. VOSBURG: Thank you so much for your --

3 CHAIRPERSON YEE: Thank you for your comments.

4 MS. VOSBURG: Thank you.

5 CHAIRPERSON YEE: Katie, our next speaker. Any  
6 other speakers in the queue.

7 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank  
8 you, Madam Chair. At this time, we have no other hands  
9 raised to provide public comment.

10 CHAIRPERSON YEE: All right. Thank you very  
11 much, Katie.

12 That concludes our second public comment period.  
13 And let me just see if any of the Commissioners have any  
14 questions or comments at this point?

15 No. Okay.

16 Ms. Lucchesi, what is our next order of business?

17 EXECUTIVE OFFICER LUCCHESI: Our next order of  
18 business is typically closed sessions. However, we do not  
19 have any items to discuss in closed session today, so  
20 through the Chair, I recommend we adjourn the meeting.

21 CHAIRPERSON YEE: All right. Very well. Thank  
22 you very much, commissioners. That concludes the open  
23 meeting and we are hereby adjourned.

24 Thank you very much.

25 (Thereupon the California State Lands

Commission meeting adjourned at 2:45 p.m.)

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CERTIFICATE OF REPORTER

I, JAMES F. PETERS, a Certified Shorthand Reporter of the State of California, do hereby certify:

That I am a disinterested person herein; that the foregoing California State Lands Commission meeting was reported in shorthand by me, James F. Peters, a Certified Shorthand Reporter of the State of California;

That the said proceedings was taken before me, in shorthand writing, and was thereafter transcribed to the best of my ability, under my direction, by computer-assisted transcription.

I further certify that I am not of counsel or attorney for any of the parties to said meeting nor in any way interested in the outcome of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand this 3rd day of July, 2022.

JAMES F. PETERS, CSR  
Certified Shorthand Reporter  
License No. 10063