

*STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
December 19, 2019*

**STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES
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MEMBERS PRESENT:

Douglas Bosco (Public Member), Chair
Ann Notthoff (Public Member), Vice Chair
Marce Gutiérrez-Graudiņš (Public Member)
Bryan Cash (Designated, Natural Resources)
Gayle Miller (Designated, Department of Finance)
Steve Padilla (Designated, Coastal Commission)

OVERSIGHT MEMBERS PRESENT:

Mark Stone
Rachel Bickert (for Bill Monning)

OTHERS PRESENT:

Sam Schuchat, Executive Officer
Amy Roach, Chief Counsel

LOCATION:

City of Santa Cruz
809 Center Street, Council Chambers Room
Santa Cruz, CA 95060

MEETING START TIME: 09:10 A.M.

1. ROLL CALL

Douglas Bosco (Public Member), Chair
Ann Notthoff (Public Member), Vice Chair
Marce Gutiérrez-Graudiņš (Public Member)
Bryan Cash (Designated, Natural Resources)
Gayle Miller (Designated, Department of Finance)
Steve Padilla (Designated, Coastal Commission)

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2. **APPROVAL OF THE MINUTES** of the Conservancy's October 17, 2019 public meeting. Moved and seconded. Approved unanimously.

3. **CONSENT ITEMS**

Chair Bosco asked the board if any member requested any consent item be removed. Hearing no such request, the following consent items were moved for approval, seconded, and approved unanimously:

A. **EBABIAS CREEK**

Resolution:

"The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed two hundred thousand dollars (\$200,000) to Gold Ridge Resource Conservation District ("the grantee") to implement the Ebabias Creek Riparian Restoration Project at the Ocean Breeze Dairy property within the Estero Americano watershed in Sonoma County.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding and Proposition 1 as the source of that funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Evidence that the grantee has entered into a landowner agreement sufficient to enable the grantee to implement, operate, monitor and maintain the project and protecting the public interest in the improvements."

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

- The proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resource protection.

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- The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.”

B. RECOVERY OF THE SOUTHERN SEA OTTER

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one hundred sixty-five thousand dollars (\$165,000) to implement two projects to assist in the recovery of the southern sea otter, specifically as follows, to the:

- Aquarium of the Pacific: seventy thousand dollars (\$70,000) to construct sea otter surrogacy enclosures, which will enable the Aquarium to rehabilitate and release stranded sea otter pups.
- National Aeronautics and Space Administration (NASA): ninety-five thousand dollars (\$95,000) to develop new “smart tag” technology to improve monitoring of existing and translocated sea otter populations.

Prior to commencement of each project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. The names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Prior to commencing the project, Aquarium of the Pacific shall enter into and record an agreement pursuant to Public Resources Code 31116(c) sufficient to protect the public interest in the improvements.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

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1. The proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding Integrated Coastal and Marine Resource Protection.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. Aquarium of the Pacific is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

C. LOS OSOS CREEK PROPERTY

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one hundred eighty five dollars (\$185,000) to Coastal San Luis Resource Conservation District (“the grantee”) to prepare plans, permit applications and environmental review documents for restoration of their Los Osos Creek property in the lower Morro Bay watershed in San Luis Obispo County.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 6 of Division 21 of the Public Resources Code, regarding Resource Enhancement.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.”

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4. EXECUTIVE OFFICER REPORT

- A. Amy Hutzal, Deputy Executive Officer, provided an update on the Conservancy's draft Justice, Equity, Diversity, and Inclusion Guidelines.
- B. Sam Schuchat, Executive Officer, presented a Resolution of Appreciation for Conservancy Board Member Dayna Bochco.

CENTRAL COAST

5. CASCADE CREEK (HOLMES)

Hilary Walecka of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Catherine Elliott of the Save the Redwoods League

Resolution:

"The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed two million five hundred thousand dollars (\$2,500,00) to Save the Redwoods League ("the grantee") to acquire 554 acres at Cascade Creek in northern coastal Santa Cruz County (consisting of Santa Cruz County Assessor Parcel Numbers 057-051-05 and 057-051-06; collectively the "property") for natural resource protection, open space preservation, and public access, subject to the following conditions:

1. Prior to the disbursement of funds for the acquisition, the grantee shall submit for the review and approval of the Executive Officer of the Conservancy (Executive Officer):
 - a. All relevant acquisition documents for the acquisition including, without limitation, the appraisal, purchase and sale agreement, deed, escrow instructions, environmental or hazardous materials assessment, and title report;
 - b. A baseline conditions report; and
 - c. Evidence that sufficient funds are available to complete the acquisition.
2. The grantee shall pay no more than fair market value for the property, as established in an appraisal approved by the Executive Officer.

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3. The property shall be managed and operated for natural resource protection, open space preservation, and public access. The property shall be permanently dedicated to those purposes by an appropriate instrument approved by the Executive Officer.
4. A Conservancy funding shall be acknowledged by erecting and maintaining a sign on the property or in a nearby publicly-viewable area, the design and location of which are to be approved by the Executive Officer.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resources protection.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Save the Redwoods League is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

6. ELKHORN SLOUGH TIDAL MARSH RESTORATION PROJECT

Rachel Couch of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Monique Fountain of Elkhorn Slough Foundation

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to one million four hundred eighty thousand dollars (\$1,480,000), of which \$980,000 was awarded to the Conservancy by the U.S. Fish and Wildlife Service under its National Coastal Wetlands Conservation Grant Program, to the Elkhorn Slough Foundation (“ESF”) for Phase 2 of the Elkhorn Slough Tidal Marsh Restoration Project.

Prior to commencement of the project, ESF shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

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1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding and Proposition 1 as the source of that funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Evidence that the grantee has entered into agreements sufficient to enable the grantee to implement, operate, and maintain the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 6 of Division 21 of the Public Resources Code, regarding enhancement of coastal resources.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. Elkhorn Slough is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.
4. As a responsible agency, the Conservancy has independently reviewed and considered the “Initial Study/Mitigated Negative Declaration for the Elkhorn Slough Tidal Marsh Restoration Project,” adopted by the California Department of Fish and Wildlife (CDFW) on August 27, 2015, the Addendum to the MND adopted by CDFW in September 2017, and the Addendum to the MND prepared by CDFW on October 21 2019, pursuant to the California Environmental Quality Act (“CEQA”) and attached to the accompanying staff recommendation as Exhibit 6. The Conservancy finds that based on the record as a whole the Elkhorn Slough Tidal Marsh Restoration Project, as mitigated, will not have a significant effect on the environment, as defined in 14 Cal. Code Regulations Section 15382.”

Moved and seconded. Approved unanimously.

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7. SEGMENT OF THE CALIFORNIA COASTAL TRAIL

Tim Duff of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Dan Gho of City of Pacific Grove

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one million eight hundred thousand dollars (\$1,800,000) to City of Pacific Grove (“the grantee”) to construct a segment of the California Coastal Trail; reconfigure existing, and construct new, trail-access parking facilities; restore coastal dunes; and install related public access improvements at Point Pinos, Monterey County.

Prior to commencement of the project, ESF shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.

In addition, to the extent appropriate, the grantee shall incorporate the guidelines of the Conservancy’s ‘Standards and Recommendations for Accessway Location and Development’ and the requirements of all applicable federal and state laws governing barrier-free access for persons with disabilities into the Point Pinos trail.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 9 of Division 21 of the Public Resources Code, regarding public access.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.

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3. The Conservancy has independently reviewed and considered the “Point Pinos Coastal Trail Project Initial Study/Mitigated Negative Declaration” adopted by the City of Pacific Grove on December 6, 2017 pursuant to the California Environmental Quality Act (“CEQA”) and attached to the accompanying staff recommendation as Exhibits 4 and 5. The Conservancy finds that the proposed project as designed and mitigated avoids, reduces, or mitigates the potentially significant environmental effects to a less-than-significant level, and that there is no substantial evidence based on the record as a whole that the Point Pinos Coastal Trail Project may have a significant effect on the environment, as defined in 14 Cal. Code Regulations Section 15382.

4. The proposed project will serve more than local needs.”

Moved and seconded. Approved unanimously.

8. PURISIMA-TO-THE SEA TRAIL

Tim Duff of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Susanna Chan of the Midpeninsula Regional Open Space District

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed three hundred and one thousand dollars (\$301,000) to Midpeninsula Regional Open Space District (“the grantee”) to prepare planning documents for a seven-mile extension of the Purisima-to-the-Sea Trail and related parking area on the San Mateo County coast.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.

In addition, to the extent appropriate, the grantee shall incorporate the guidelines of the Conservancy’s ‘Standards and Recommendations for Accessway Location and Development’ and the requirements of all applicable federal and state laws governing barrier-free access for persons with disabilities into the project.”

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Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 9 of Division 21 of the Public Resources Code, regarding public access.
 2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.”
- Moved and seconded. Approved unanimously.

SOUTH COAST

9. RAMIREZ CANYON, LAUBER SMITH PROPERTY

Emely Lopez of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one million dollars (\$1,000,000) to the Mountains Recreation and Conservation Authority (“the grantee”) to acquire the 23.71-acre Ramirez Canyon, Lauber Smith Property in the Santa Monica Mountains (consisting of Los Angeles County Assessor Parcel Nos. 4467-002- 066, -067 and -068) for purposes of habitat conservation, open space, and public access and recreation.

This authorization is subject to the following conditions:

1. Prior to the disbursement of funds for the acquisition, the grantee shall submit for the review and approval of the Executive Officer of the Conservancy (Executive Officer):
 - a. All relevant acquisition documents for the acquisition including, without limitation, the appraisal, purchase and sale agreement, escrow instructions, environmental or hazardous materials assessment, and title report;
 - b. A baseline conditions report; and
 - c. Evidence that sufficient funds are available to complete the acquisition.
2. The grantee shall pay no more than fair market value for the property, as established in an appraisal approved by the Executive Officer.
3. The property acquired under this authorization shall be managed and operated for public access and recreation, open space, and habitat conservation. The property shall

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be permanently dedicated to those purposes by an appropriate instrument approved by the Executive Officer.

4. Conservancy funding shall be acknowledged by erecting and maintaining a sign on the property or in a nearby publicly-viewable area, the design and location of which are to be approved by the Executive Officer.
5. The grantee shall prepare a management plan in accordance with Fish and Game Code §2794.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 9 of Division 21 of the Public Resources Code (§31400-31410) regarding public access.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The project will serve more than local needs.”

Moved and seconded. Approved unanimously.

10. ALISO CREEK ESTUARY

Alexis Barrera of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Ed Almanza of Laguna Ocean Foundation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed four hundred sixty thousand dollars (\$460,000) to The Laguna Ocean Foundation (“the grantee”) to develop a 30% design, complete CEQA review, and implement necessary studies for future permitting in the Aliso Creek Estuary in the City of Laguna Beach.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

Prior to the disbursement of funds for the acquisition, the grantee shall submit for the review and approval of the Executive Officer of the Conservancy (Executive Officer):

1. A detailed work program, schedule, and budget.

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2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding and Proposition 1 as the source of that funding.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 6 of Division 21 of the Public Resources Code, regarding coastal resource enhancement projects.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Laguna Ocean Foundation is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

SAN FRANCISCO BAY AREA

11. NOVATO BAYLANDS IN MARIN COUNTY

Jessica Davenport of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed one million four hundred fifty five thousand dollars (\$1,455,000), reimbursed via a grant from the Department of Water Resources through the Association of Bay Area Governments, to the County of Marin Flood Control and Water Conservation District (“the grantee or District”) to implement the Simmons Slough Water Management and Seasonal Wetlands Enhancement Project in the Novato Baylands in Marin County.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.

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3. A plan for acknowledgement of Conservancy funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Evidence that the grantee has entered into agreements with landowners sufficient to protect the public interest in the improvements to be constructed under the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapters 3 and 4.5 of Division 21 of the Public Resources Code regarding the Conservancy’s authority to address the potential impacts of climate change on resources within its jurisdiction (Ch. 3), and the resource and recreational goals of the San Francisco Bay Area (Ch 4.5).
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.”

Moved and seconded. Approved unanimously.

NORTH COAST

12. REDWOODS RISING-GREATER MILL CREEK WATERSHED RESTORATION

Lisa Ames of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Richard Campbell of Save the Redwoods League

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed three million dollars (\$3,000,000) to Save the Redwoods League (SRL) to restore damaged coastal redwood forests and reduce sedimentation in the Greater Mill Creek watershed of Del Norte Coast Redwood State Park in Del Norte County.

Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.

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3. A plan for acknowledgement of Conservancy funding.
4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Evidence that the grantee has entered into agreements sufficient to enable the grantee to implement, operate, and maintain the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 6 of Division 21 of the Public Resources Code, regarding the enhancement of regionally important salmonid habitat.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. Save the Redwoods League is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.
4. The Conservancy has independently reviewed and considered the “Final Initial Study/Negative Declaration and Environmental Assessment for the Greater Mill Creek Ecosystem Restoration Project” adopted by the California State Parks on November 1, 2019 pursuant to the California Environmental Quality Act (“CEQA”) and attached to the accompanying staff recommendation as Exhibit 3. The Conservancy finds that there is no substantial evidence based on the record that the project may have a significant effect on the environment, as defined in 14 Cal. Code Regulations Section 15382.”

Moved and seconded. Approved unanimously.

13. PACIFIC SHORES SUBDIVISION

Karyn Gear of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Patty McCleary with the Smith River Alliance.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed five hundred eighty-eight thousand dollars (\$588,000) to The Smith River Alliance, Inc. (“the grantee”) to determine the feasibility of public acquisition of parcels in the Pacific

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Shores Subdivision, Del Norte County, and for initial property acquisition activities and minor clean-up actions for such parcels. Prior to the disbursement of funds, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) a detailed work program, schedule, and budget, and the names and qualifications of any contractors to be used in the development of the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent Public Resources Code Sections 31251 *et seq.* regarding enhancement of coastal resources.
2. The proposed project is consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The Smith River Alliance, Inc. is a nonprofit organization organized under section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved unanimously.

STATEWIDE

14. CLIMATE READY PROJECTS

Dan Hossfeld of the Coastal Conservancy presented the Staff Recommendation.
Speaking in favor of the Staff Recommendation: James Raives of Marin County Parks

Resolution

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one million five hundred and ninety-five thousand four hundred and seventy dollars (\$1,595,470) to two nonprofit organizations and two public agencies for four projects that address climate change impacts and facilitate the reduction of greenhouse gas (GHG) emissions as follows:

- County of Marin: Five hundred thousand dollars (\$500,000) to acquire private land at Bucks Landing in Marin County (Marin County’s Assessor’s Parcel Nos. 186-010-20 and 180-171-11) to create a public shoreline park.
- The Bay Foundation: Two hundred ninety-eight thousand, one hundred and twelve dollars (\$298,112) to restore coastal dune habitat at Manhattan Beach to enhance habitat and increase sea level rise resiliency in Los Angeles County.

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- The City of Carlsbad: Four hundred ninety-eight thousand and seventy-five dollars (\$498,075) to plan a managed retreat project for South Carlsbad Boulevard in San Diego County.
- Los Peñasquitos Lagoon Foundation: Two hundred ninety-nine thousand two hundred and eighty-three dollars (\$299,283) to plan relocation of parking and public access facilities at Torrey Pines State Natural Reserve in San Diego County.

Prior to commencement of a non-acquisition project, the grantee shall submit for the review and written approval of the Executive Officer of the Conservancy (Executive Officer) the following:

1. A detailed work program, schedule, and budget.
2. Names and qualifications of any contractors to be retained in carrying out the project.
3. A plan for acknowledgement of Conservancy funding.

The Bay Foundation shall also submit the following for the review and written approval of the Executive Officer prior to commencement of its project:

4. Evidence that all permits and approvals required to implement the project have been obtained.
5. Evidence that the grantee has entered into agreements sufficient to enable the grantee to implement, operate, and maintain the project

Authorization of funding to Marin County for the Bucks Landing acquisition is subject to the following conditions:

1. Prior to the disbursement of funds for the Bucks Landing acquisition, the grantee shall submit for the review and approval of the Executive Officer:
 - All relevant acquisition documents for the acquisition including, without limitation, the appraisal, purchase and sale agreement, deed, escrow instructions, environmental or hazardous materials assessment, and title report; and
 - A baseline conditions report
2. The grantee shall pay no more than fair market value for the property, as established in an appraisal approved by the Executive Officer.
3. The property acquired under this authorization shall be managed and operated for habitat and park purposes. The property shall be permanently dedicated to those purposes by an appropriate instrument approved by the Executive Officer.

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4. Conservancy funding shall be acknowledged by erecting and maintaining a sign on the property or in a nearby publicly-viewable area, the design and location of which are to be approved by the Executive Officer.

In carrying out each project, each grantee shall comply with all applicable requirements associated with disbursements from the Greenhouse Gas Reduction Fund (GGRF), including all requirements set forth in the Air Resources Board's GGRF Funding Guidelines."

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Section 31113 of Division 21 of the Public Resources Code, regarding addressing climate change and potential climate change impacts. The authorization is further consistent with Chapter 4.5 which authorizes the Conservancy to award grants to projects located in the nine-county San Francisco Bay Area that address the resource and recreational goals of the San Francisco Bay area, Chapter 5.5 which authorizes the Conservancy to award grants to improve coastal and marine habitats, and Chapter 9 which authorizes the Conservancy to award grants to develop, operate, and manage lands for public access purposes.
2. The proposed projects are consistent with the current Conservancy Project Selection Criteria and Guidelines.
3. The South Carlsbad Boulevard Climate Adaptation Project funds an accessway that will serve more than local needs.
4. Each nonprofit organization grantee proposed under this authorization is organized under section 501(c)(3) of the U.S. Internal Revenue Code, and each of their purposes are consistent with Division 21 of the Public Resources Code."

Moved and seconded. Approved unanimously.

15. CLOSED SESSION

Meeting was closed to public at 11:38 A. M. and re-opened at 12:09 P.M.

The Conservancy received litigation advice from counsel regarding:

Pappas, et al. v. State Coastal Conservancy, et al., Santa Barbara County Superior Court, Case No. 1417388; and

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Bordessa v. Sonoma County Agricultural Preservation and Open Space District, Sonoma County Superior Court, Case No. SCV-256943.

16. CONSERVANCY MEMBER COMMENTS

There were no Conservancy member comments

17. PUBLIC COMMENTS ON NON-AGENDA ITEMS

Public Member Sandra Jerabek spoke about the history of Pacific Shores and the Conservancy's involvement.

Public Member Andrew Miller of Gaviota Coastal Trail Alliance spoke about the recent decision and next steps in Pappas et al. vs. State Coastal Conservancy et al.

18. ADJOURNMENT

Meeting adjourned at 12:25 P. M