Dear Sirs

I would like to speak about Docket D4 on May 27th.. Specifically about a fence that was removed by SMMC/MRCA which has caused an immediate danger to the public. The fence may indeed need to come down but should not have been removed without a full CALTRANS study. I have a video taken last week showing people almost killed running across PCH on the blind curve where the fence was removed which allows now coastal access. The CCC own Dec 2019 report specifically says it is a danger and requests a feasibility study PRIOR to the removal of the fence. I can add it is on a blind curve with no crosswalk. I can be reached at larry1976@gmail.com. This has nothing to do with public access. It has to do with the safety of the general public and the fence should be returned as it was until the studies have been completed.

Sincerely
Larry Rosenthal

Sent from Mail for Windows 10
Video from Mr. Rosenthal:

https://youtu.be/0arwFLaH9Qk
Good afternoon Chair Bosco, members of the Conservancy, Mr. Schuchat, and Conservancy staff,

The Malibu Coastal Access Public Works Plan (PWP) includes Carbon-La Costa Beach (Site D4) for proposed future public access improvements. This property is owned by the State of California on behalf of the Santa Monica Mountains Conservancy (SMMC).

On May 5th, the Mountains Recreation and Conservation Authority (MRCA), as the property manager for SMMC, observed an unpermitted new fence being installed on this SMMC property and on May 7th and 8th, the MRCA removed this unpermitted development from this property.

The attached Fact Sheet provides all the pertinent details on this action. Please include it in the public record as part of the MRCA’s public comment on this item.

Thank you,

Mario Sandoval
Project Manager, Mountains Recreation and Conservation Authority
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Carbon - La Costa Unpermitted Fence Removal: Fact Sheet

Property: Los Angeles County Assessor’s Parcel Nos: 4451-003-900 and 4451-004-900 (“Carbon – La Costa Property”)

Location: 21704 and 21714 Pacific Coast Highway (PCH), Malibu

Owner: State of California, on behalf of the Santa Monica Mountains Conservancy (SMMC) (2018); predecessor-in-interest, State Coastal Conservancy

Site Characteristics Prior to May 5, 2021: See Photo #5, below.

- View-permeable fencing (two types: wrought iron and chain link) running along northern property boundary line installed by the parcels’ two private property owners before public ownership and not by any State agency. See Photo #1, below.
- Lightly vegetated with non-native grasses on its slopes and large boulders scattered throughout the beach. Existing rip-rap along the northern property line.
- Public access unavailable. Nearest public beach accessways ~1.5 miles east and ~0.6 mile west. Nearest public restrooms ~1.7 miles west at Malibu Pier and ~4.2 miles east at Topanga County Beach.
- 21704 PCH dedicated (2005) in fee to mitigate the visual impacts of three developments on Carbon Beach required by the Coastal Commission CDP conditions for those three developments.
- 21714 PCH acquired (2003) for fair market value (~$1.2 million) for public access purposes.
- Both parcels deed-restricted for public access purposes only.
- Included for public access improvements in the MRCA-State Coastal Conservancy Malibu Coastal Access Public Works Plan (PWP), in progress.

May 5, 2021: Staff of the Mountains Recreation and Conservation Authority (MRCA), property manager for SMMC, observes that old fence removed from western parcel and new barbed wire fence being installed on SMMC’s property.

May 7, 2021: MRCA Rangers interview a group of neighbors who admit to illegally removing the former fence on 21714 PCH and installing a new barbed wire fence along both 21714 PCH and 21704 PCH, without the SMMC’s permission and without a permit. Neighbors allege City of Malibu’s Public Works Director authorized this action and refuse to remove their illegal development. MRCA staff commences to remove barbed wire fencing. See Photos #2, #3 and #4, below.

May 7 and 8, 2021: MRCA staff finishes removal and stores ~350 feet of barbed wire fencing. Pre-existing fencing on 21704 PCH remains (not removed by neighbors). See Photo #6, below.

May 12, 2021: SMMC reports to the Coastal Commission on the removal by MRCA of unpermitted development from SMMC’s property.

May 17, 2021: City of Malibu states in writing that City did not authorize removal of pre-existing fence and installation of new barbed wire fence.
Photo 1: Carbon – La Costa Site Conditions captured December 2020 (Google Street View)

Photo 2: Unpermitted fence installed over existing fence – View of 21704 PCH
Photo 3: Unpermitted fence installed spanning both public parcels

Photo 4: Unpermitted fence installed over 21714 PCH
Photo 5: View of Carbon – La Costa Beach September, 2013

Photo 6: View of existing fence at 21704 PCH on May 8, 2021