



# Council Agenda Report

To: Mayor Pierson and the Honorable Members of the City Council

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Prepare by: Richard Mollica, Planning Director

Approved by: Reva Feldman, City Manager

Date prepared: April 7, 2021 Meeting date: April 26, 2021

Subject: Emergency Coastal Development Permits Issuance Report

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**RECOMMENDED ACTION:** Receive and file the report of emergency coastal development permits (ECDPs) that were issued since the last report provided on August 12, 2019.

**FISCAL IMPACT:** There is no fiscal impact associated with the recommended action.

**WORK PLAN:** This item was not included in the Adopted Work Plan for Fiscal Year 2020-2021. This project is part of normal staff operations.

**DISCUSSION:** This agenda item is for informational and reporting purposes only. Pursuant to Local Coastal Program Local Implementation Plan (LIP) Section 13.14.1(a), the Planning Director shall report in writing to the City Council any ECDPs that have been issued by the City of Malibu.

An ECDP allows for the approval of temporary work to prevent the loss of life or property. Pursuant to LIP Section 13.14, these permits allow for a temporary solution to mitigate disaster-related damage. Any development or structures constructed pursuant to an ECDP are considered temporary until authorized by a follow-up CDP. Within 90 days of an ECDP issuance, the applicant is required to: 1) file for a regular CDP; 2) file for a CDP exemption if the project meets the requirements for an exemption; or 3) remove the development. Applicants who fail to apply for a follow-up regular CDP and obtain approval must remove any work completed.

The decision to issue an ECDP is at the discretion of the Planning Director. Eight ECDPs have been issued since the previous report to Council on August 12, 2019. Six of the eight property owners have not submitted for the required follow up CDP applications. The City's Code Enforcement staff is reaching out to the six property owners to resolve the outstanding requirement of a CDP submittal.

ATTACHMENT: List of ECDPs issued since the report provided on August 19, 2019

**City of Malibu Planning Department  
ECDPs Issued since August 12, 2019**

CASE NUMBER	STREET	STREET NAME	DATE ISSUED	CDP	PERMIT DESCRIPTION
<b>WOOLSEY FIRE PROJECTS</b>					
ECDP 19-007	26790	Pacific Coast Hwy	10/14/2019	TBD	An emergency permit to allow for the removal of fire-damaged Eucalyptus trees and root masses at the top of the ridge and grading needed to restore the hillside to its original grade and condition
ECDP 19-023	6070	Merritt Drive	12/24/2019	TBD	An emergency permit to allow the construction of a second residential unit to be utilized as temporary housing. Per LIP Section 13.14.H, an ECDP issued for temporary housing is not subject to the 90-day deadline to submit a CDP.
<b>NON-WOOLSEY FIRE PROJECTS</b>					
ECDP 19-018	25124	Malibu Road	8/6/2019	CDP 18-023	An emergency permit to allow for the repair of the existing first floor deck
ECDP 19-019	24142	Malibu Road	9/23/2019	CDP	An emergency permit to approve the repair of the existing rock revetment through the installation of new reinforced concrete cast rocks (man-made capstone) in locations where the existing capstone has been dislodged and displaced
ECDP 19-020	21569	Paseo Serra Street	8/28/2020	TBD	An emergency permit to repair an onsite wastewater treatment system
ECDP 19-022	26850	Malibu Cove Colony	1/2/2020	TBD	An emergency permit to install a new onsite wastewater treatment system (OWTS) to replace the existing failed OWTS of an existing single-family residence
ECDP 20-002	25124	Malibu Road	5/13/2020	CDP 18-023	Because the scope of work approved under ECDP No. 19-018 did not take place within 90 days, a new ECDP for the repair of the existing first floor deck was issued
ECDP 20-003	6437	Meadows Court	10/19/2020	TBD	An emergency permit to install a new onsite wastewater treatment system (OWTS) to replace the existing failed OWTS for an existing single-family residence

Note: For ECDPs where the applicant has not submitted a CDP within 90 days after the issuance of the ECDP, staff is currently pursuing compliance or issuing violations.