

Meeting #684

CAPISTRANO BAY DISTRICT
AGENDA REPORT
May 31, 2022

Old Business

ITEM 9a

Shoreline Protection/Advisory Committee Report

Following last month's productive meeting with Dana Point City staff, the Committee has since met with Mayor Joe Muller and our 5th City District Councilmember Mike Villar, to inform them of our earlier meeting with City staff and the unequivocal agreement by all that the City will NOT cede its jurisdiction to the Coastal Commission.

The matter relates directly to the business of the ongoing shoreline protection that is being placed, the relationship to the Mean High Tide Line (MHTL), and the City's Local Coastal Plan (LCP) that has been certified by the Coastal Commission. Language in the LCP specifically indicates that regulation of development (sandbags and boulders) seaward of the MHTL falls to the Coastal Commission while development landward of the MHTL falls to the City of Dana Point (*see attached sample beach photo*).

The concern by the Advisory Committee was that it might be tempting for the City to cede its jurisdiction to the CCC in the face of having to deal with a flood of 186 permit applications all at the same time. Regardless of what the workload could be on the part of the City, it is imperative that the City retain its jurisdiction. Establishing this understanding has been the first priority of the Advisory Committee. Next step is to educate our legal consultants on the complexity of the existing conditions of the homes here in the community.

It's important to note here that the Committee has been active on other fronts, in addition to ensuring this common ground with the City. As has been reported in the past, the Committee continues to participate in the efforts by the County with its regional stakeholders project titled *Coastal Resiliency Strategic Plan*, that brings together every private owner and every agency that could benefit from shoreline protection solutions here in South OC. Secondly, the Committee is following developments and progress with another shoreline protection-related group called *Smart Coast California*. While the County's project is narrowed to a sector roughly from Laguna Beach to South San Clemente, the *Smart Coast* group is more of a statewide coalition. This group recently held an all-day seminar in Long Beach to present itself in a large public forum to generate a larger public awareness of who they are and what they're doing for private ownership interests within the entire California coastal zone.

The Advisory Committee sent Director Wiersig to attend this seminar and his report follows after the attached beach photo.

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(MHTL Sample Photo)



SURVEY #252 (35285 to 35321)

CITY JURISDICTION

CCC JURISDICTION

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