



Resolution 17-2004
adopted by the
CALIFORNIA STATE PARK AND RECREATION COMMISSION
at its regular meeting in Los Angeles
July 16, 2004

**Malibu Creek State Park
General Plan and Environmental Impact Report**

WHEREAS, the Director of the Department of Parks and Recreation has presented to this Commission for approval the proposed General Plan and Environmental Impact Report ("Plan") for Malibu Creek State Park; and

WHEREAS, the Plan provides conceptual parameters and guidelines for the long-term management, development and operation of Malibu Creek State Park to provide for the future public use and enjoyment of the unit as well as the protection of its quality, resources, and diversity; and

WHEREAS, this Commission is responsible for the approval of the Plan pursuant to California Public Resources Code (PRC) Section 5002.2; and

WHEREAS, the Plan, including related future implementation actions, is subject to the California Environmental Quality Act (CEQA); and

WHEREAS, pursuant to Public Resources Code Section 5002.2, the Plan includes the EIR as a part of a General Plan, pursuant to the California Code of Regulations (CCR) Section 15166 (CEQA Guidelines), providing discussion of the probable impacts of future development, establishing goals, policies and objectives, and addressing all the requirements of an EIR; and

WHEREAS, the Plan functions as a "tiered EIR" pursuant to PRC 21093, covering general goals and objectives of the Plan, and that the appropriate level of CEQA review will be conducted for each project relying on the Plan; and

WHEREAS, this Commission recognizes that the Malibu Canyon consist of rare and endangered species habitat, including that of the important southern steelhead trout, spectacular scenic vistas, and the associated ecology of Malibu Creek, which drains into Malibu Lagoon, an important and protected coastal lagoon.

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NOW, THEREFORE, BE IT RESOLVED

RESOLVED: this Commission has reviewed and considered the information and analysis in the Plan prior to approving the Plan, and this Commission finds and certifies that the Plan reflects the independent judgment and analysis of this Commission and has been completed in accordance with the California Environmental Quality Act; and be it

RESOLVED: in connection with its review of the Plan prior to approving the General Plan, this Commission independently finds that the environmental conclusions contained in the Environmental Analysis Section of the Plan are supported by facts therein and that each fact in support of the findings is true and is based on substantial evidence in the record and that mitigation measures or other changes or alterations have been incorporated into the Plan which will avoid or substantially lessen the potential impacts identified in the Plan; and be it

RESOLVED: in connection with its review of the Plan prior to approval of the Plan, this Commission finds the mitigation measures incorporated in the Environmental Analysis Section of the Plan, together with the resource protection policy guidelines in the Plan, to be feasible and appropriate mitigation of the potential environmental impacts identified in the Plan and adopts them as part of its approval of the Plan consistent with PRC Section 21081.6(b); and be it

RESOLVED: The location and custodian of the Plan and other materials which constitute the record of proceeding on which the Commission's decision is based is: State Park and Recreation Commission, P.O. Box 942896, Sacramento, California 94296-0001, Phone 916/653-0524, Facsimile 916/653-4458; and be it

RESOLVED: The California State Park and Recreation Commission hereby approves the Department of Parks and Recreation's Malibu Creek State Park General Plan and Environmental Impact Report, dated July 16, 2004; and be it

FURTHER RESOLVED; that a Notice of Determination be filed with the Office of Planning and Research within five days of this approval;

Attest: This Resolution was duly adopted by the California State Park and Recreation Commission on July 16, 2004, at its duly noticed public meeting at Los Angeles, California.

By: ORIGINAL SIGNED BY Date: 7-16-04

Louis Nastro
Assistant to the Commission
For Ruth Coleman, Director
California Department of Parks and Recreation
Secretary to the Commission