



MAILING DATE: _____

CHECK NO. _____

Notice of Determination

**City of Malibu
Planning Department**

To:

- Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

- LA County Registrar-Recorder
County Clerk
12400 E. Imperial Highway, Room 1201
Norwalk, CA 90650

From:

Public Agency: City of Malibu
Address: 23825 Stuart Ranch Road
Malibu, CA 90265
Contact: Adrian Fernandez
Phone: (310) 456-2489, ext. 482

Lead Agency (if different from above):

Los Angeles County Waterworks District No. 29
1000 S. Fremont Ave., Bldg. A-9 East, 4th Floor,
Waterworks Division
Alhambra, CA 91803
Phone: (626) 300-3318

SUBJECT: *Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code*

State Clearinghouse Number (if submitted to State Clearinghouse): 2003081124

Project Title: Coastal Development Permit No. 13-040, Conditional Use Permit No. 13-015, Variance Nos. 13-042, 13-043, 15-035, and 15-036, Minor Modification No. 13-011, and Demolition Permit No. 20-011. (Lower Busch Tank Replacement Project)

Name of Applicant/Permittee/Property Owner/Recipient of Project Approvals:
Applicant/Permittee: Los Angeles County Waterworks District No. 29 and Owner: Serra Canyon Company, LTD.

Project Location (include county): 5723 Busch Drive, Malibu, CA 90265; Los Angeles County

Project Description: The proposed project includes the replacement of an existing 300,000-gallon water tank with a new 385,000-gallon water tank to meet current domestic and fire protection standards, generator, hardscape, gates and fencing; including a conditional use permit for a water tank on a rural residential parcel; including variances for the height of the water tank to exceed the maximum height up to 26 feet, for a non-view permeable, eight in height fencing within the front yard setback, for the installation of an 7-foot, 8-inch in height back-up generator within the required rear yard setback from the required 15 feet to the proposed 5 feet, 3 inches, and for impermeable coverage to exceed the maximum permitted for up to 9,219 square feet; a minor modification for the water tank to provide a 50 percent reduction of the required front yard setback from the required 20 feet to the proposed 10 feet, and a demolition permit for the full demolition of the existing water tank, onsite wastewater treatment system and other associated development.

Entitlements requested for the proposed project include:

- Coastal Development Permit No. 13-040
- Conditional Use Permit No. 13-015
- Variance Nos. 13-042, 13-043, 15-035, and 15-036
- Minor Modification No. 13-011
- Demolition Permit No. 20-011

In 2005, the Los Angeles County Board of Supervisors adopted the Negative Declaration for the proposed project. In its decision of the project, the City of Malibu Planning Commission considered the previously adopted Negative Declaration and a 2013 Addendum.

This is to advise that the City of Malibu approved the project above on July 20, 2020 and has made the following determinations regarding the above described project.

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [was was not] adopted for this project.
5. A statement of Overriding Considerations was was not] adopted for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the record of project approval is available to the General Public by contacting the Case Planner during normal business hours:

Signature (Public Agency):  Title: Planning Director
Bonnie Blue, AICP
Governor's Office of Planning & Research

Date: July 20, 2020 Date Received for filing at OPR: Aug 25 2020

STATE CLEARINGHOUSE