

MINUTE ITEM

12/4/72
CRK

20. FINDING THAT A BOUNDARY LINE AGREEMENT BETWEEN THE STATE AND UPLAND OWNERS OF MALIBU COVE COLONY, LOS ANGELES COUNTY, IS NULL AND VOID - BLA 115.

After consideration of Calendar Item 18 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION FINDS BOUNDARY LINE AGREEMENT 115, BETWEEN THE STATE AND UPLAND OWNERS AT MALIBU COVE COLONY, LOS ANGELES COUNTY (RECORDED IN OFFICIAL RECORDS, BOOK D4794, PAGE 672), TO BE NULL AND VOID BECAUSE A CONDITION SUBSEQUENT WHICH REQUIRED CONSTRUCTION OF A GROIN SYSTEM WITHIN EIGHTEEN MONTHS WAS NOT PERFORMED.

Attachment:

Calendar Item 18 (1 page)

CALENDAR ITEM

11/72

CRK

BLA 115

18.

FINDING THAT A BOUNDARY LINE AGREEMENT BETWEEN THE STATE AND
UPLAND OWNERS OF MALIBU COVE COLONY, LOS ANGELES COUNTY
IS NULL AND VOID

On November 14, 1969 (Minute Item 64, page 1299), the Commission authorized execution of a boundary line agreement between the State and upland owners of Malibu Cove Colony, a residential subdivision between Pacific Coast Highway and the Pacific Ocean approximately 20 miles westerly of Santa Monica. The agreement was a necessary prerequisite to the issuance of a protective-structure permit to the County of Los Angeles for the construction of a groin system. Plans called for setting up a district for maintenance of the groins, but because upland owners voted against formation of the district and construction of the groins, all plans were abandoned.

A condition subsequent to the agreement provides that the agreement shall be null and void if the groin system is not substantially completed within eighteen months.

IT IS RECOMMENDED THAT THE COMMISSION FIND BOUNDARY LINE AGREEMENT 115, BETWEEN THE STATE AND UPLAND OWNERS AT MALIBU COVE COLONY, LOS ANGELES COUNTY (RECORDED IN OFFICIAL RECORDS, BOOK D4794, PAGE 672), TO BE NULL AND VOID BECAUSE A CONDITION SUBSEQUENT WHICH REQUIRED CONSTRUCTION OF A GROIN SYSTEM WITHIN EIGHTEEN MONTHS WAS NOT PERFORMED.