

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

FIRST AMENDMENT TO PERMIT NO. 34449

34449

THIS FIRST AMENDMENT TO PERMIT NO. 34449 is made and entered, in duplicate, as of August 28, 2017, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on March 1, 2016, by and between the CITY OF LONG BEACH, a municipal corporation ("City") and SOCAL KITESURFING LLC, a California limited liability company ("Permittee"), whose address is 16222 Monterey Lane, Space 135, Huntington Beach, California 92649.

WHEREAS, City and Permittee (the "Parties") entered into Permit No. 34449 (the "Permit") whereby Permittee was granted permission to operate and maintain, at Permittee's sole cost and expense, a kite boarding concession; and

WHEREAS, the California Coastal Commission has authorized the continuation of the kite boarding concession in accordance with all standard and special conditions contained in the California Coastal Commission Permit Number 5-14-0017; and

WHEREAS, the Parties desire to extend the term;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and conditions herein contained, the Parties agree as follows:

1. Section 2 of the Permit is amended to read as follows:

"2. TERM. The term of this Permit shall commence on March 1, 2016, and shall terminate on September 30, 2021 unless revoked prior to said termination as provided herein."

2. Attachment "G" entitled "Immaterial Amendment to Coastal Development Permit," is hereby attached hereto and incorporated into this First Amendment.

3. Except as expressly amended in this First Amendment, all terms, conditions and restrictions in Permit No. 34449 are ratified and confirmed and shall remain in full force and effect.

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By signing below, Permittee accepts and agrees to abide by the terms, conditions and restrictions in the Permit for the extended Permit period.

SOCAL KITESURFING LLC, a California limited liability company

SEP 27 2017

~~2017~~

By [Signature]
Name BART MILLER
Title MANAGING MEMBER

By /
Name _____
Title _____

"Permittee"

CITY OF LONG BEACH, a municipal corporation

October 24, 2017

By [Signature]
City Manager

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

"City" Tom Modica
Assistant City Manager

This First Amendment to Permit No. 34449 is approved as to form on

10/4, 2017.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

ATTACHMENT “G”

CALIFORNIA COASTAL COMMISSION

SOUTH COAST DISTRICT OFFICE
200 OCEANGATE, 10TH FLOOR
LONG BEACH, CALIFORNIA 90802-4416
PH (562) 590-5071 FAX (562) 590-5084
WWW.COASTAL.CA.GOV



IMMATERIAL AMENDMENT TO COASTAL DEVELOPMENT PERMIT

August 23, 2017

Coastal Development Permit Amendment No. 5-14-0017-A1

Original Permit Number: 5-14-0017

Issued to: City Of Long Beach, Dept. Of Parks & Rec., Marine Bureau - Alamitos Bay Marina

for: Authorize kite surfing and stand-up paddleboard commercial operators, in the vicinity of Claremont and La Verne Ave.

at: 5240 Ocean Blvd, Long Beach, Los Angeles County (APN: 7247028906)

...has been amended to include the following changes to Special Condition 1 of the CDP:

1. **Approved Development – Permit Compliance.** Coastal Development Permit 5-14-0017-A1 authorizes the continuation of a designated kite boarding lesson area, kite boarding beach launch and exit area, and three kite boarding vendor areas on the beach between Claremont and La Verne Avenues originally authorized by Coastal Development Permit 5-14-0017 consistent with the following conditions. No physical development is proposed or authorized. The extended term of authorization is limited to five years, commencing on January 9, 2017 (the expiration date of CDP 5-14-0017) and ending five years thereafter, on January 9, 2022. A permit amendment will be required in order to extend the authorization beyond the additional five-year term. All development must occur in strict compliance with the proposal as set forth in the application, subject to the special conditions. Any proposed change or deviation from the approved plans shall be submitted to the Executive Director to determine whether an amendment to this permit is necessary pursuant to the requirements of the Coastal Act and the California Code of Regulations. No changes to the approved plans shall occur without a Commission amendment to this coastal development permit unless the Executive Director determines that no amendment is required.

This amendment was determined by the Executive Director to be immaterial, was duly noticed, and no objections were received. Please note that the original permit conditions unaffected by this amendment are still in effect.

Sincerely,

John Ainsworth
Executive Director

A handwritten signature in black ink, appearing to read "Shannon Vaughn".

Shannon Vaughn
Coastal Program Analyst

ACKNOWLEDGMENT

I have read and understand the above permit and agree to be bound by the conditions, as amended, of Coastal Development Permit 5-14-0017.

Date: 8/29/17

Signature Julia Hallinan