

California Marine Life Protection Act Initiative Blue Ribbon Task Force

MEMO

Phil Isenberg, *Chair*
Isenberg/O'Haren, Government Relations

William Anderson
Westrec Marina Management, Inc.

Meg Caldwell
Stanford University Law School

Ann D'Amato
Los Angeles City Attorney's Office

Susan Golding
The Golding Group, Inc.

Dr. Jane Pisano
Natural History Museum of L.A. County

Cathy Reheis-Boyd
Western States Petroleum Association

Douglas P. Wheeler
Hogan & Hartson, LLP

John J. Kirlin, *Executive Director*

TO: CCRSG

FROM: John J. Kirlin, Executive Director, Marine Life Protection Act Initiative

RE: Design Considerations and Implementation Issues

DATE: August 24, 2005

At its last meeting, members of the CCRSG and staff identified several proposed objectives which could be better considered either design considerations or implementation considerations. It was agreed to refer these items to the Blue Ribbon Task Force for their decision on this matter.

I strongly support these changes and will recommend the Blue Ribbon Task Force approve both the general rationale offered below and the specific proposed changes.

Design Considerations and Implementation Considerations Differ from Objectives

While objectives apply to a single goal and may or may not apply to all individual MPAs, design considerations and implementation considerations apply to all MPAs.

As suggested by the plain meaning of the words, design considerations are applied as the location, category (reserve, park or conservation area), size and other characteristics of potential MPAs are being developed.

Similarly, implementation considerations would arise after the design of MPAs as the DFG and any other responsible agencies implement decisions of the Fish and Game Commission with funding from the Legislature or other resources.

California Marine Life Protection Act Initiative Blue Ribbon Task Force

Moreover, while progress toward objectives can be assessed by quantitative or qualitative data, that is less appropriate or feasible with design considerations or implementation considerations.

As a consequence, the I-team advises that packages of possible MPAs developed by the CCRSG should include provisional objectives, design guidelines and implementation considerations.

Application to the CCRSG Goals and Provisional Objectives:

The implication here is that text for Goal 5, provisional regional objectives 3, 5 and 6, should be logically shifted to Design Considerations. One potential objective, Goal 5, Objective 4, should be shifted to Implementation Considerations. Goal 5, Objective 10 should be deleted.