Staff Summary for October 13-16, 2026

29. Petition 2023-33MPA_AM1 (Point Dume SMCA, Gull Island SMR, South Point SMR and Cabrillo SMR)

Today's Item **Information ☐** **Action ☒**

Request to expand the boundaries and change the take allowances to allow recreational take from shore by hook and line and spearfishing at Point Dume State Marine Conservation Area (SMCA); and to expand the boundaries of Gull Island State Marine Reserve (SMR), South Point SMR, and Cabrillo SMR.

Consider evaluations, recommendations, and public comments in determining whether to grant or deny marine protected area (MPA) Petition 2023-33MPA_AM1 (Exhibit 1).

Petitions or individual actions within the petition that are granted today will be added to the Commissions rulemaking calendar for consideration in a future rulemaking.

Summary of Previous/Future Actions

• Received petition; referred to MRC and the Department for review	December 2023; February 2024
• Received Department petition evaluation	April 15-16, 2026
• Received petitioner's presentations and discussed region-specific petitioned actions via regional meetings	April 21; May 5-6; and May 19, 2026
• Received additional evaluations and recommendations from the Department and California Ocean Protection Council (OPC)	August 12-13, 2026
• **Today, consider granting or denying all or parts of Petition 2023-33MPA_AM1**	**October 13-16, 2026**

Background

Pursuant to Section 662, any person requesting that the Commission adopt, amend, or repeal a regulation must complete and submit a petition for regulation change (Form FGC-1). For background on the regular process for considering regulation change petition forms submitted by the public, see Agenda Item 22 (this meeting). Due to the complexity and unique nature of the MPA petition evaluation process, this and other MPA petitions are scheduled separately from the standing agenda item for regulation change petitions.

For detailed background information and key documents related to the MPA petition process, see the staff summary titled *Introduction to Bin 2 MPA Regulation Change Petitions and Evaluations* (this meeting). The summary introduction includes links to the index of MPA petitions and compiled public comments across time; the Department's evaluations, recommendations, and companion document; OPC's policy evaluation and recommendations complementing the Department's evaluations; the supplemental equitable access and Commission Justice, Equity, Diversity and Inclusion Policy assessments; and the Department's and OPC's presentations.

Overview of Proposed Regulatory Actions

Submitted by Environment California and Azul, Petition 2023-33MPA_AM1 proposes seven actions that expand six MPAs and establish one new MPA to protect kelp; the petitioned actions are discussed under agenda items 28 and 29 (this item).

Four of the petitioned actions will be discussed under this item (action numbers from the Department's evaluation are included for reference):

Action 1. Expand Cabrillo SMR, near Point Loma, San Diego, by approximately 9.99 square miles, by expanding westward (to the 3 nautical mile state line) and northward (to New Hope Rock).

Action 2. At Point Dume SMCA, near Malibu, modify the boundaries to expand westward by 4.6 square miles, and modify take regulations to also allow recreational fishing from shore by hook-and-line. Current regulations allow recreational spearfishing for white seabass and pelagic finfish; commercial take of coastal pelagic species by round-haul net, brail gear, and light boat; commercial take of swordfish by harpoon; and a tribal take exemption for the Santa Ynez Band of Chumash Indians.

Action 3. Expand South Point SMR westward by approximately 26.3 square miles

Action 4. Expand Gull Island SMR northward by approximately 1.8 square miles

Overview of Non-Regulatory Requests

This petition does not contain any non-regulatory requests.

Petitioner's Stated Intent

The petitioner proposes changes to protect kelp beds identified by recent analyses as "highly persistent, historically stable, and currently in good condition." The petitioner states that "…removing, to the extent possible, direct human impacts on these resilient kelp forests that are potential climatic refuges will not only help these areas persist, but will also enhance the state's restoration efforts for other kelp forests in decline." See Exhibit 1 for more details.

Public Input Over Time

The Commission has received public comments on MPA petitions continuously since petitions were submitted in late 2023. Staff has compiled packets of comments about this petition that were included in committee or Commission meeting binders or supplemental handouts from the December 2023 through the August 2026 Commission meeting (links to packets of comments are available online in the final column of the *Status of MPA Petitions for Regulation Change Index* table). Comments received after the August 2026 Commission meeting, but by this meeting's comment deadline, are included with this staff summary and/or staff summaries for the MPA petition agenda items.

Non-tribally led petitions (including this petition) were last discussed at the regional meetings held in April and May 2026. The overarching goal of the meetings was to provide an inclusive, well-informed forum where petitioners could present their proposals, community members could openly share perspectives on the proposals, and commissioners could ask questions, to build a foundation of understanding to help guide Commission decisions at today's meeting.

Petition 2023-33MPA_AM1 proposes seven actions located across the California coast; therefore, the petitioned actions were divided by region for discussion at the three regional meetings. For regional meeting materials for the specific actions being discussed for this item, see the Staff Summary and petitioner presentation for May 5-6, 2026 and the Staff Summary and petitioner presentation for May 19, 2026.

Petitioner Clarifications

The petitioner has not indicated a desire to modify their request.

Agency Evaluations and Recommendations

Department

The Department's evaluation, presented at the Commission's April 15-16, 2026 meeting, recommends denying all four proposed actions under this item, concluding that:

- The proposed actions are not expected to improve ecological or management outcomes of the MPA Network; do not advance Decadal Management Review (DMR) recommendations, do not address a demonstrated performance issue or emerging management challenge, and are inconsistent with the original design intentions of the affected MPAs.
- The petition's central premise —that expanding MPAs to encompass kelp patches identified as particularly persistent will meaningfully improve kelp stability, resilience, and/or recovery — is unsupported by mechanistic, site specific evidence.
- While MPAs remain essential conservation tools, they are not designed as primary mechanisms for kelp restoration, and newly added regulatory constraints could hinder, rather than support, future restoration efforts, and may create regulatory complications with the authorities of other agencies (e.g., State Water Resources Control Board and the regional water quality control boards, particularly regarding point-source and non-point-source waste discharges, such as wastewater treatment and stormwater, into MPAs).
- Although kelp declines and climate change are key concerns, the proposed actions are not the most effective means of addressing these issues. More adaptable and thus effective kelp management strategies should instead be guided by the forthcoming Kelp Restoration and Management Plan, which will provide a science based framework for restoration strategies.

The Department concludes that, because the MPA network is functioning effectively to achieve Marine Life Protection Act (MLPA) goals as concluded in the DMR, and reflects a foundation of rigorous analysis, robust tribal and stakeholder engagement, and iterative statewide collaboration, the Department concludes that significant regulatory changes must meet a high threshold of demonstrated conservation need and science-based benefit to maintain the scientific integrity of the MPA Network and uphold MLPA mandates —a threshold these proposals do not meet. See more detailed rationale that applies to all proposed actions in the petition in Exhibit 2.

The Department's site-specific considerations for the proposed actions under this agenda item are:

Action 2 (Point Dume SMCA)

- The proposed take allowance of recreational hook-and-line from shore, included in the amended petition, would conflict with the intent of the MPA and compromise the designed function of Point Dume SMCA/SMR cluster such that it would no longer serve as a backbone/replicate MPA for kelp, beach, rocky intertidal, and soft bottom habitats. This would create a substantial spacing gap between these habitats and diminish MPA network functionality.
- During the MLPA Initiative planning process, all alternatives for take regulations in the SMCA were deliberately developed to allow some fishing activities while maintaining the high level of protection (LOP) cluster at Point Dume. The inclusion of hook-and line fishing from shore because this would result in a moderate-low LOP.
- The proposed MPA expansion would unnecessarily limit recreational and commercial fishing in the expanded area, with unknown socioeconomic impacts.
- The proposed boundary change would not align with the CDFW Feasibility Guidelines because the boundaries are not described using readily determined lines of latitude and longitude, and it is unclear if the landmarks suggested by the petitioner to identify the proposed boundaries are easily recognizable for both shore and boat-based users.
- The suggested boundaries and new take allowance could create enforcement challenges.

Action 3 (South Point SMR)

- Proposed expansion would not meaningfully improve the design of South Point SMR or the MPA Network, or advance adaptive management recommendations from the DMR.
- During the Channel Islands MPA planning process, expanded boundaries to capture more kelp forest were considered at South Point SMR. However, as a deliberate outcome of the process, the western area towards Bee Rock/Cluster Point was not retained in the final design due to concerns that the additional area would significantly increase economic impacts to fisheries, particularly for lobster and urchin, which are concerns that remain relevant today.
- The petitioner did not provide sufficient evidence to warrant expanding South Point SMR.

Action 4 (Gull Island SMR)

- Gull Island SMR currently meets the criteria necessary to support MPA Network ecological objectives and contributes to Network-wide habitat replication of several key habitats, including kelp.
- Proposed expansion would not meaningfully improve the design of Gull Island SMR or the MPA Network, or advance adaptive management recommendations from the DMR.

- The petition proposes to expand the MPA north to include Posa Anchorage on the southwest side of Santa Cruz Island. This area was initially included in the working draft recommendation developed by CDFW and the National Oceanic and Atmospheric Administration during the Channel Islands MPA planning process but was later redesigned to exclude the anchorage. This decision remains relevant today.
- Including this area would impose unnecessary socioeconomic impacts, particularly to the squid fishery.
- The petitioner did not provide sufficient evidence to warrant expanding the boundary of Gull Island SMR.

Ocean Protection Council (OPC)

OPC staff presented its science and policy recommendations at the August 12-13, 2026 Commission meeting (Exhibit 3) and recommended to approve the proposed expansion of Point Dume SMCA without the proposed additional take allowance, and to deny the remaining three proposed actions.

In summary, OPC advised that, while MPAs cannot reduce ocean warming, they may enhance kelp resilience by maintaining intact food webs. While evidence is mixed, several recent studies show that, particularly in southern California, MPAs can reduce sea urchin densities and improve kelp forest resistance and recovery during heat waves. Benefits are less evident in central California, where key predator species are uncommon. The petitioner-identified candidate sites by overlapping persistent kelp patches with stable kelp beds that resisted past heat waves based on satellite data. OPC concludes that, given ongoing climate impacts and another emerging marine heat wave, exploring limited additional protection for persistent kelp within the MPA Network is warranted from a precautionary standpoint.

OPC's site-specific recommendations and rationale are:

Actions 1, 3, 4 – Deny proposed expansion of Cabrillo SMR, South Point SMR, or Gull Island SMR.

- These proposed actions are focused on southern California, where MPAs may promote improved kelp resilience by promoting trophic cascades; however, each location has additional consequences that were considered during evaluation.
- Per the U.S. Navy, the proposed expansion at Cabrillo SMR has the potential to impact military readiness in the area.
- South Point SMR and Gull Island SMR fall within the boundaries of the Channel Islands National Marine Sanctuary. These proposed expansions would compromise the decades-long, deeply institutionalized state-federal partnership to co-manage the existing Channel Islands MPAs.
- The proposed expansion of South Point SMR would result in a misalignment with the boundaries of the neighboring federal marine reserve.

Action 2 – Approve proposed expansion of Point Dume SMCA but deny proposed additional take allowance in Point Dume SMCA.

- This proposed action is focused on southern California, where MPAs may promote improved kelp resilience by promoting trophic cascades.
- Expansion would increase the amount of kelp protected by the SMCA from 1.2 linear miles to 2.9 linear miles.
- The proposed take allowance would drop the SMCA's LOP from high to moderate-low such that it would no longer serve as a replicate MPA for kelp, beach, rocky intertidal, and soft bottom habitats.

Key Considerations

For Petition 2023-33MPA, the Commission is weighing the Department's evidence-based caution relative to OPC's precautionary climate-resilience approach. The Department and OPC recommendations reflect two scientifically-grounded but distinct policy approaches to addressing kelp resilience and restoration:

- The Department prioritizes network integrity, evidence of ecological need, and the adaptive flexibility the kelp restoration and management plan (KRMP) currently under development will provide relative to the long regulatory lifespan and limited management adaptability of modified MPA boundaries.
- OPC emphasizes precautionary action in places where persistent kelp and trophic interactions may result in climate-resilience benefits, notably in southern California where MPA-based kelp resilience evidence is strongest.

Neither approach is inherently more scientifically valid; rather, each reflects a different policy weighting of uncertainty, resilience, and management flexibility. Each leads to their respective recommendations — the Department's to deny the petition actions and OPC's to support two southern California expansions, one at Point Dume (this item) and another at Point Conception (under Agenda Item 28).

Both agencies — as well as many public comments — recommend denying proposed expansion of Cabrillo SMR, South Point SMR, and Gull Island SMR; this section now focuses on the proposed action (Point Dume) where their recommendations differ.

- *Ecological*

  Point Dume SMCA and its bordering Point Dume SMR function together as a high LOP ecological complex. The SMR/SMCA complex and its combined 2.89 linear miles of kelp habitat, protect more than twice the science guideline for kelp representation (1.1 linear miles). The existing SMCA also contains a full replicate by itself.

- *Access and Socioeconomic*

  The boundaries of Point Dume SMCA were developed to balance strong conservation objectives in the SMCA and adjacent SMR with continued access to nearby fishing opportunities by shore-based angler access via existing trails, and boat-based harvest in surrounding waters. An expansion could restrict nearshore fishing grounds relied upon by community fishers and other harvesters. At the same time, many stakeholders and

environmental justice-oriented groups note the potential for expanded non-consumptive access to healthy kelp forests, though anticipated benefits vary by area. Both harvest access and access to minimally disturbed ecosystems represent legitimate public values.

Public comments and the initial assessment of equitable access and the Commission's Justice, Equity, Diversity and Inclusion Policy emphasize that communities value MPAs differently. Many underserved or underrepresented communities — historically not centered in ocean governance — may experience primary benefits through improved access to healthy, functioning nearshore ecosystems rather than harvest. MPA expansion may increase such non-consumptive benefits, although the site-specific extent and distribution of these benefits remain uncertain.

- *Management and Policy*

  Development of the KRMP: Under development by the Department in partnership with OPC and others, the KRMP is envisioned to guide long-term kelp restoration and adaptive management statewide. The effort is exploring new analytical tools and strategies to improve understanding of ecological and socioeconomic dynamics under changing ocean conditions. As emerging science clarifies how kelp ecosystems respond to increased variability, the KRMP may help indicate when MPA adjustments or other non-MPA-targeted flexible measures could be most effective — once completed. Because this work is ongoing, the Commission may wish to consider additional spatial or management measures informed by the KRMP framework as the resulting activities, science, and data mature.

- *Petition Cross-Reference*
  - Gull Island SMR is also addressed by another MPA petition (Petition 2023-15MPA), which proposes reclassification to an SMCA. See the materials for Agenda Item 37A (this meeting) for more information.
  - Point Dume SMCA is also addressed by another MPA petition (Petition 2023-14MPA) to add allowed take for urchin. See the materials for Agenda Item 26 (this meeting) for more information.

Today

Today, the Commission will consider the petition, petition evaluations and recommendations, and public comments in determining whether to grant or deny the petition; the Commission may choose to grant the petition in whole or in part (that is, select specific petition actions) and may also grant with modifications informed by public input and discussions.

If the petition, any individual actions, or any modified actions are granted today, they will be added to the Commission's rulemaking calendar for consideration in a future rulemaking.

Significant Public Comments

To view comments received for this meeting that are not specific to an individual petition, such as comments about the process, broad support for specific goals, or the MPA network, see the comment summary and exhibits in Introduction to Bin 2 MPA Regulation Change Petitions and Evaluations.

1. A commercial urchin and sea cucumber diver opposes the petition, stating that additional MPA closures or expansions in the Santa Barbara and Channel Islands region would unnecessarily restrict public access — especially for underserved youth and beginner anglers — without scientific justification. They urge the Commission to follow the Department's recommendations to deny the proposal and preserve equitable access to nearshore fishing areas critical to their community programs. (Exhibit 4)
2. A bait and tackle shop urges the Commission to deny all MPA expansion petitions, emphasizing that proposals such as 2023-33MPA and 2023-24MPA would severely restrict access to key bait-fishing grounds, harm their long-standing live-bait business, and negatively affect customers, employees, and related coastal industries. They believe that the proposed closures lack scientific justification and would impose wide-ranging economic and operational impacts across southern California's fishing community. (Exhibit 5)
3. Stardust Sportfishing and Santa Barbara Landing oppose Petition 2023-33MPA, stating that the proposed expansions — including at Cabrillo, Point Dume, South Point, Gull Island, Point Conception, Natural Bridges, and the creation of a new SMCA at Pleasure Point — are a sweeping "land grab" that would remove large areas of productive rocky reef habitat without demonstrable ecological benefit. They urge the Commission to deny the petition in line with the Department's findings, emphasizing that existing fisheries management already protects biodiversity, the petition conflicts with adaptive-management guidance and the MLPA framework, and further closures would disproportionately harm public fishing access and coastal communities dependent on these areas. (Exhibit 6)
4. The Diamond family opposes Petition 2023-33MPA, stressing that its multiple proposed MPA expansions — including at Point Conception, Cabrillo, and other locations — would close essential fishing areas relied upon by local families, charter operations, youth programs, and commercial fishers, without demonstrated ecological benefit or any meaningful socioeconomic analysis. They urge the Commission to follow the Department's scientific evaluation recommending denial, emphasizing that additional closures would severely restrict equitable ocean access, concentrate fishing pressure into smaller areas, harm coastal livelihoods, and undermine long-standing community use of these waters. (Exhibit 7)
5. CALPIRG students support Petition 2023-33MPA and urge the Commission to expand the Point Dume State Marine Conservation Area to protect persistent kelp forest habitat, citing declining statewide kelp trends and the demonstrated climate-resilience and biodiversity benefits of strongly protected MPAs. They state that enhancing MPA protections aligns with the MLPA's conservation goals, builds on successful decadal management review findings, and represents an essential step for California to lead in safeguarding ocean ecosystems for future generations. The letter was sent on behalf of 46 local small business owners, 707 public petition signers, and 50 photo-petition participants. (Exhibit 8)
6. Sportfishing Association of California oppose Petition 2023-33MPA, arguing that the proposed expansions would close extensive areas of rocky reef habitat heavily relied upon by commercial passenger fishing vessels and recreational anglers across southern California. They stress that these proposed closures contradict

adaptive-management guidance, provide little demonstrated ecological benefit beyond what existing MPAs and current fisheries management already achieve, and would severely restrict public fishing access—especially in Santa Barbara and Santa Cruz—without scientific justification, urging the Commission to deny the petition consistent with the Department's recommendations. (Exhibit 9)

7. Multiple Santa Cruz–area residents, recreational fishermen, and community members oppose proposed MPA expansions at Pleasure Point and Natural Bridges (Petition 2023-33MPA), stating that local kelp forests remain healthy, the petitions lack site-specific scientific justification, and the closures would unnecessarily restrict longstanding, low-impact recreational fishing access while harming small coastal communities. One commenter additionally urges rejection of closures at Point Conception and Gull Island due to navigational and economic impacts, emphasizing the need to preserve safe anchorages and avoid further concentrating fishing effort into smaller open areas. (Exhibit 10)
8. A California resident urges the Commission to deny the proposed expansion of Cabrillo SMR, stating that scientific evidence does not support claims that expansion would benefit kelp health and noting that much of the proposed area does not support kelp growth. They emphasize that both available data and the Department's recommendation indicate insufficient scientific basis for pursuing the expansion. (Exhibit 11)
9. San Diego Freedivers oppose the proposed expansion of the Cabrillo SMR under Petition 2023-33MPA-AM1, stressing that no site-specific scientific evidence demonstrates the need for additional closures or that expansion would improve kelp forest conditions at Point Loma. The letter is signed by 46 members and urges the Commission to follow Department and OPC recommendations to deny the expansion, citing potential displacement of fishing effort, impacts on local fisheries and access, and the importance of integrating both sound science and community knowledge into conservation decisions. (Exhibit 12).
10. Point Loma Commercial Fishers Association opposes Petition 2023-33MPA, arguing that the proposed Cabrillo MPA expansion lacks site-specific scientific justification, disregards required MLPA criteria, and would devastate Point Loma's commercial trap fisheries and associated local businesses. They urge the Commission to exclude the petition from further consideration, citing inadequate science, missing socioeconomic analysis, nonexistent stakeholder outreach, and severe economic, cultural, and operational impacts — including the potential loss of 51 jobs and more than $4.3 million in annual economic activity. (Exhibit 13)
11. Reel Guppy Outdoor Adventures oppose Petitions 2023-29MPA and 2023-33MPA, stating that additional MPA closures or expansions in the Santa Barbara and Channel Islands region would unnecessarily restrict public access — especially for underserved youth and beginner anglers — without clear scientific justification. They urge the Commission to follow the Department's recommendations to deny the proposals and to preserve equitable access to nearshore fishing areas critical to their community programs. (Exhibit 14)

12. Ventura County Commercial Fishermen's Association continues to oppose Petition 2023-33MPA_AM1, emphasizing that the proposed expansions of the South Point and Gull Island SMRs would remove productive fishing grounds, cause significant economic and operational impacts, and lack demonstrated ecological benefit. They urge the Commission to follow the Department's recommendation to deny the expansions, citing major gaps in socioeconomic and displacement analysis and warning that shifting fishing effort into smaller remaining areas would create broader ecological and economic consequences for Ventura and Santa Barbara County fleets. (Exhibit 15)
13. Hudson Institute of Coaching opposes Petition 2023-33MPA's proposed expansion of the Gull Island SMR, emphasizing that the current MPA boundaries were developed through years of negotiated compromise among fishermen, divers, conservation groups, scientists, and agencies, and revisiting them now without evidence of ecological failure undermines trust in the collaborative process. They urge the Commission to honor the existing agreement and deny the expansion, warning that reopening settled boundaries would damage stakeholder confidence and make future cooperative management efforts more adversarial. (Exhibit 16)

Recommendation

Commission staff: Consider evaluations, Department and OPC recommendations, key considerations, and public comments in determining whether to grant in whole or in part, grant with modifications, or deny Petition 2023-33MPA_AM1 (Exhibit 1).

Department: Deny the petition actions, for the reasons detailed in Exhibit 2 and summarized under "Agency Evaluations and Recommendations."

Ocean Protection Council (OPC): The recommendations differ for each action; each are further detailed in Exhibit 3 and summarized under "Agency Evaluations and Recommendations."

- *Actions 1, 3, 4* – Deny proposed expansion of Cabrillo SMR, South Point SMR, or Gull Island SMR.
- *Action 2 (Point Dume SMCA)* – Approve proposed expansion of Point Dume SMCA; deny proposed additional take allowance in Point Dume SMCA.

Exhibits

1. Petition 2023-33MPA_AM1, received November 30, 2023, amended March 14, 2025
2. Department evaluation companion document and petition evaluation, companion document updated on July 30, 2026 and petition evaluation received March 20, 2026
3. Letter from Jenn Eckerle, Deputy Secretary for Oceans and Coastal Policy, California Natural Resources Agency and Executive Director, OPC, with OPC staff recommendations and recommendation narratives for petitions to adaptively manage California's MPA network, received July 31, 2026
4. Email from Ryan Braget, received September 30, 2026
5. Email from Roy Everingham, Jr. President, and Jason Dunn, General Manager, Everingham Bros. Bait Co., received September 30, 2026

6. Letter from Jaime Diamond, Stardust Sportfishing and Santa Barbara Landing, received September 30, 2026
7. Letters from the Diamond family, received September 30, 2026
8. Letter from Kathryn Gonzalez-Valle, Assistant Organizing Director for CALPIRG Students, received September 30, 2026
9. Merit McCrea, Sportfishing Association of California, received September 30, 2026
10. Emails from several California residents in opposition, received September 29, 2026 through September 30, 2026
11. Email from Francis Appling, received September 24, 2026
12. Email from David Clutts, San Diego Free Divers, received September 19, 2026
13. Letter from Mitchell Conniff, Administrative Director, Point Loma Commercial Fishers Association, received September 30, 2026
14. Email from Kevin Brannon, Reel Guppy Outdoor Adventures, received September 29, 2026
15. Letter from Dave Colker, Ventura County Commercial Fishermen's Association, received September 30, 2026
16. Email from Michael Hudson, CEO, Hudson Institute of Coaching, received September 26, 2026

Motion

Moved by _____ and seconded by _____ that the Commission **grants** Petition 2023-33MPA_AM1 actions 1, 2, 3, and 4.

OR

Moved by _____ and seconded by _____ that the Commission **grants these individual action(s) or modified action(s)** in Petition 2023-33MPA_AM1:
_____.

OR

Moved by _____ and seconded by _____ that the Commission **denies** Petition 2023-33MPA_AM1 actions 1, 2, 3, and 4.

Amended Petition

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

March 14th, 2025

Re: Amendments to Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Zavaleta and Honorable Commissioners,

Attached is Environment California Research & Policy Center & Azul's request to amend Petition 2023-33MPA. We are amending four of the petition's seven actions following conversations with community members and stakeholders.

We believe that these amendments will allow the state to balance long-term, strong protections for stable kelp forest habitat areas with compatible community uses like shore-based subsistence fishing, and create clarity at Natural Bridges around what uses are prohibited where.

On the following page, Table A ("Table A -- Cover message, Request to Amend Petition 2023-33MPA, Table of proposed amendments") outlines which action IDs we are seeking to amend. Detailed descriptions of our proposed amendments and justifications can be found in Table 2 ("Table 2-- Amendments to Petition to Modify the CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests"), where we have annotated our changes in red underline and ~~black strikethrough~~. Our updated petition form, narrative and appendix A, alongside new support letters are attached following those forms. Our request concludes with the original support letters we submitted with Petition 2023-33MPA.

Thank you for this opportunity, and please reach out if you need any additional information.

Sincerely,

Laura Deehan
State Director
Environment California Research & Policy Center

Table A -- Cover message, Request to Amend Petition 2023-33MPA, Table of proposed amendments

Contact Organization	Petition Tracking Number	Unique Action ID	Affected MPA	MLPA Action Category (modify, establish, abolish)	Action Type	Action Category	Proposed Action	Justification
Laura Deehan, Environment California Research and Policy Center and Azul	2023-33MPA	2023-33MPA_1	Cabrillo State Marine Reserve (SMR)	Modify	Boundaries	Boundary change-expansion	Expand westward and northward by ~~15.2 sq mi~~ ~9.99 sq mi	Stakeholder feedback--commercial fishers (see Table 2)
Laura Deehan, Environment California Research and Policy Center and Azul	2023-33MPA	2023-33MPA_2	Point Dume SMCA	Modify	Boundaries, Regulations	Boundary change-expansion, regulatory change	Expand westward by 4.6 sq mi	Stakeholder feedback--recreational fishers (see Table 2)
Laura Deehan, Environment California Research and Policy Center and Azul	2023-33MPA	2023-33MPA_6	Natural Bridges SMR	Modify	Boundaries	Boundary change-expansion	Expand southward by ~~13.7 sq mi~~ 14.5 sq mi	Stakeholder feedback--MPA collaborative (see Table 2)
Laura Deehan, Environment California Research and Policy Center and Azul	2023-33MPA	2023-33MPA_7	N/A	Establish	Establish new MPA	Establish new MPA	Designate 3.2 sq mi as a new ~~SMR~~ SMCA near Pleasure Point	Stakeholder feedback--recreational fishers (see Table 2)

State of California – Fish and Game Commission
PETITION TO THE CALIFORNIA FISH AND GAME COMMISSION FOR REGULATION CHANGE

Tracking Number: (2023-33MPA)

To request a change to regulations under the authority of the California Fish and Game Commission (Commission), you are required to submit this completed form to: California Fish and Game Commission, (physical address) 1416 Ninth Street, Suite 1320, Sacramento, CA 95814, (mailing address) P.O. Box 944209, Sacramento, CA 94244-2090 or via email to FGC@fgc.ca.gov. Note: This form is not intended for listing petitions for threatened or endangered species (see Section 670.1 of Title 14).

Incomplete forms will not be accepted. A petition is incomplete if it is not submitted on this form or fails to contain necessary information in each of the required categories listed on this form (Section I). A petition will be rejected if it does not pertain to issues under the Commission's authority. A petition may be denied if any petition requesting a functionally equivalent regulation change was considered within the previous 12 months and no information or data is being submitted beyond what was previously submitted. If you need help with this form, please contact Commission staff at (916) 653-4899 or FGC@fgc.ca.gov.

SECTION I: Required Information.

Please be succinct. Responses for Section I should not exceed five pages

1. Person or organization requesting the change: Environment California Research and Policy Center and Azul

Name of primary contact person: Laura Deehan, Environment California
Address:
Telephone number:
Email address:

2. **Rulemaking Authority (Required) -** Reference to the statutory or constitutional authority of the Commission to take the action requested: Authority cited: Sections 200, 205(c), 265, 399, 1590, 1591, 2860, 2861 and 6750, Fish and Game Code; and Sections 36725(a) and 36725(e), Public Resources Code.

3. **Overview (Required) -** This joint petition from Environment California and Azul requests minor or modest expansions for 6 state MPAs and the designation of one new State Marine Park in order to enhance protections for California's kelp forests – a critical ecosystem and habitat type that provides myriad benefits for both human and marine communities, and which has experienced significant declines in the last decade due to natural and human-related causes. In particular, the regulation changes put forth in this petition seek to enhance protections for resilient, stable, and persistent kelp forest patches as identified by recent analyses and peer-reviewed research. Proposed boundary and regulation changes include (see Table 1):

i. Cabrillo SMR - expand westward and northward by ~~15.2 sq mi~~ ~9.9 sq mi
ii. Point Dume SMCA - expand westward by 4.6 sq mi
iii. South Point SMR - expand westward by 26.3 sq mi
iv. Gull Island SMR - expand northward by 1.8 sq mi
v. Point Conception SMR - expand eastward by 14.6 sq mi

vi. Natural Bridges SMR - expand southward by ~~13.7 sq mi~~, eastward to the edge of Natural Bridges State Beach by ~14.5 sq mi

vii. Pleasure Point, Santa Cruz - designate 3.2 sq mi as a new State Marine ~~Reserve~~ Conservation Area

4.. **Rationale (Required) -** The state of California has experienced significant losses of its kelp forest cover since the designation of the MPA network. While we could not know which areas would persist in the face of extreme threats at the time the MPA network was originally established, new data and research has since helped to identify kelp beds that have persisted and are most resilient in the face of climatic and other disturbances. Enhancing protections for the state's most resilient, stable, and persistent kelp forest patches now will allow us to preserve what we have left, and increase our chances of restoration in the future. Removing, to the extent possible, direct human impacts on these resilient kelp forests that are potential climatic refuges will not only help these areas persist, but will also enhance the state's restoration efforts for other kelp forests in decline. By focusing resources on the immediate protection of already identified important areas with outsized conservation benefits, the state can advance the goals of the Marine Life Protection Act, advance the new 30x30 target, and take a cost-effective approach to kelp restoration by protecting the natural regeneration potential of kelp forest ecosystems statewide.

See Petition Narrative attached for comprehensive rationale and methods behind site selection.

Primary contacts:
Laura Deehan, Environment California,
Marcela Gutiérrez-Graudiņš, Azul,

SECTION II: Optional Information

5. Date of Petition: 11/29/23

6. Category of Proposed Change

- ☐ Sport Fishing
- ☐ Commercial Fishing
- ☒ Hunting
- ☐ Other, please specify: MPAs, Section 632.

7. The proposal is to: (*To determine section number(s), see current year regulation booklet or https://govt.westlaw.com/calregs*)

- ☒
- ☐ Amend Title 14 Section(s):Westlaw regulations.
- ☐ Add New Title 14 Section(s): Click here to enter text.
- ☐ Repeal Title 14 Section(s): Click here to enter text.

8. If the proposal is related to a previously submitted petition that was rejected, specify the tracking number of the previously submitted petition Click here to enter text. Or ☒ Not applicable.

9. **Effective date**: If applicable, identify the desired effective date of the regulation. If the proposed change requires immediate implementation, explain the nature of the emergency: As soon as is practicable for the State of California

10. **Supporting documentation:** Identify and attach to the petition any information supporting the proposal including data, reports and other documents:
    - Petition Narrative (Amended)
    - Appendix A - Highly persistent kelp beds and "medium priority" restoration sites warranting protection with expanded California MPAs, as identified by Ospina-Giraldo et al. 2023 and Arafeh-Dalmau et al. 2021
    - Table 1 - Proposed Boundary and Regulation Changes
    - Table 2 - Amended Proposed Boundary and Regulation Changes
    - Appendix B - Letters of support:
        - Petition signed by over 10,000 members of the public, collected in 2024
        - Petition signed by 6,000 members of the public, collected by CALPIRG Students
        - Updated letters (2) from 52 scientists
        - Updated letter from 17 businesses
        - Petitioner's letter of support
        - Joint letter from Drs. Nur Arafeh-Dalmau, Fiorenza Micheli, Kyle Cavanaugh, Dawn Murray, and Carolina Olguin-Jacobson
        - Letter from Dr. Tom Bell, Woods Hole Oceanographic Institute
        - Letter from Hannah Nevins, Santa Cruz seabird biologist
        - Joint letter from 27 scientists, researchers, and educators
        - Letter from Assemblymember Dawn Addis, 30th District
        - Letter from Fred Keeley, Mayor of Santa Cruz
        - Joint letter from 21 NGOs
        - Letter from Environmental Action signed by 2,487 members of the public
        - Letter signed by 214 CALPIRG students
        - Letter from 4 California college student leaders
        - Petition signed by over 7,000 members of the public, collected in 2023

11. **Economic or Fiscal Impacts:** Identify any known impacts of the proposed regulation change on revenues to the California Department of Fish and Wildlife, individuals, businesses, jobs, other state agencies, local agencies, schools, or housing:

    Enhanced, long-term protection of highly resilient kelp forest areas will bolster the diverse stakeholders, interests and industries that benefit from our coastal marine resources. Low-impact, non-consumptive recreational activities such as diving, snorkeling, and surfing will be unaffected - and even enhanced - by expanded MPAs, which will also provide enhanced research and education opportunities. Short-term impacts to recreational and commercial fishermen will be outweighed by larger benefits in the future, as has been demonstrated here in California and around the world (Bucaram et al. 2018, Medoff et al 2022). For example, an analysis of CDFW fisheries data found that regional and statewide fishery landings and values do not appear to have been negatively impacted by MPAs (Murray and Hee 2019), and an analysis of California spiny lobster fishery found that short-term losses were compensated for by a 225% increase in total catch after 6 years of MPA designation (Lenihan et al. 2021).

12. **Forms:** If applicable, list any forms to be created, amended or repealed:

SECTION 3: FGC Staff Only

Date received: Click here to enter text.

FGC staff action:

- ☐ Accept - complete
- ☐ Reject - incomplete
- ☐ Reject - outside scope of FGC authority

Tracking Number

Date petitioner was notified of receipt of petition and pending action: _____

Meeting date for FGC consideration: _____

FGC action:

- ☐ Denied by FGC
- ☐ Denied - same as petition _____

Tracking Number

- ☐ Granted for consideration of regulation change

Petition to Modify the CA Marine Protected Area Network
to Enhance Protections for California's Most Resilient Kelp Forests
Joint Submission by Environment California and Azul

PETITION NARRATIVE

Overview

California has experienced severe losses of its kelp forests since the designation of its statewide MPA network. At the time the MPA network was established, we could not know which kelp beds would be most resilient in the face of climate-related threats. However, in light of new data and research identifying the location of the state's persistent and stable kelp beds, adaptive management of the MPA network to better protect these kelp areas is therefore of critical importance.

This petition seeks to strengthen the statewide MPA network's protections for California's most resilient, stable, and persistent kelp forest patches – preserving what we have left now, to increase our chances of successful restoration in the future. Removing, to the extent possible, direct human impacts on these resilient kelp forests that are potential climatic refuges will not only help these areas persist, but will also enhance the state's restoration efforts for other kelp forests in decline. These efforts will also benefit kelp-forest dependent species, such as endangered Southern sea otters and threatened species of abalone. By focusing resources on the immediate protection of already identified important areas with outsized conservation benefits, the state can advance the goals of the Marine Life Protection Act, advance the new 30x30 target, and take a cost-effective approach to kelp restoration by protecting the natural regeneration potential of kelp forest ecosystems statewide.

Importance and decline of California's kelp forests

California's kelp forests provide numerous and invaluable ecological and environmental benefits. These underwater ecosystems serve as critical nurseries for a wide variety of marine species, providing shelter and food for numerous fish, invertebrates, and marine mammals, including the endangered Southern sea otter. Kelp acts as a natural water filter, as it absorbs excess nutrients and helps maintain water quality by reducing the risk of harmful algal blooms. Kelp forests may also play a role in carbon sequestration, capturing atmospheric carbon dioxide and helping to mitigate climate change. In addition to their ecological importance, kelp forests offer enormous cultural and economic benefits to California. They hold enormous cultural and economic significance for many of the Tribes and Indigenous communities that call California's coastal waters home. They support thriving commercial and recreational fisheries, contributing to the state's economy. The beauty and biodiversity of these forests attract tourists and divers, bolstering the state's tourism industry. Moreover, kelp can act as a buffer against coastal erosion, protecting shorelines from the damaging impacts of storms and waves.

However, kelp forests in California have experienced a significant decline in recent years due to a combination of natural and human-induced factors. One of the most important drivers of this

decline is the warming of ocean waters, which has been linked to climate change. Sustained elevated sea temperatures known as "marine heatwaves" have caused significant stress to kelp populations, leading to widespread loss of kelp stands, increased susceptibility of key urchin predators to disease, and exploding populations of herbivorous sea urchins. The recent 2014-2016 marine heatwave left California's kelp forests decimated, with over 90% of bull kelp reported lost in Northern California and significant losses reported across the state (Bell et al. 2023, Arafeh-Dalmau et al. 2023). Human activities have also played a role in the degradation of kelp forests. Overfishing and removal of key predators like sea otters, predatory fishes, California spiny lobster, rock crab, and sea stars have disrupted food webs and resulted in trophic cascades in these ecosystems, allowing herbivorous species to graze on kelp unchecked. Additionally, coastal development, pollution, and nutrient runoff degrade water quality and promote the growth of invasive species that outcompete native kelp. The loss of kelp cover across the state has widespread economic and ecological impacts, has led to the closure of the recreational red abalone fishery in Northern California and has hindered Southern sea otter population expansion, as great white shark bite mortalities increase where kelp cover has declined at the northern and southern edges of this iconic species' range (Nicholson et al. 2018, Moxley et al. 2019).

The decline of California's kelp forests since the time the MPA network was completed seriously threatens the state's marine biodiversity, fisheries, and overall ecological health and undermines the goals of the Marine Life Protection Act. This adaptive management review cycle is critically timed to respond to kelp loss. It is vital to increase protections immediately to confer as much resilience as possible to future disruptions.

MPAs and kelp forest conservation

Around the world, MPAs have been found to enhance the overall health and resilience of ocean ecosystems (Edgar et al. 2014, Jacquemont et al. 2022), and to promote long-term kelp forest stability (Peleg et al. 2023). By providing long-term protections for predator species within their boundaries - such as southern sea otters, California spiny lobster, rock crabs, wolf eels, and predatory fishes like California sheephead - MPAs help to regulate local populations of kelp consumers, thereby having cascading positive impacts on kelp growth and persistence (Eisaguirre et al. 2020, Kawamata & Taino 2021, House & Allen 2022, Heineke et al. 2023). Promoting intact food webs and natural ecological processes can also help to improve overall resilience in the face of other natural and man-made stressors that MPAs cannot directly mitigate, such as warming ocean temperatures and nutrient runoff (Roberts et al. 2017, Arafeh-Dalmau et al. 2023). Noting these benefits and abilities, the California MLPA specifically identified kelp forests as one of the habitats requiring greater protection (MLPA Section 2856(a)(2)(A)).

We have seen the benefits of long-term protection of California's kelp forests. The Decadal Management Review of the statewide MPA network found that, while kelp species across the state experienced large-scale declines during the 2014-2016 marine heatwave, "overall, kelp canopy was more stable and appeared to be more resilient inside MPAs" (CA MPA DMR 2022). The South Coast region's kelp forests, in particular – where fishing pressure was highest before the implementation of the MLPA – seem to have benefited from protections, with increases in

California sheephead and California spiny lobster within MPAs thought to help facilitate grazer suppression and lead to more stable giant kelp abundance during and after the marine heatwave (DMR Kelp Forest Technical Report 2021).

MPAs can also serve as a complementary management measure for kelp restoration. While California's MPAs were not explicitly designed with the restoration of kelp forests in mind, MPAs in general are considered a form of indirect kelp restoration due to their ability to promote intact food webs through reduced fishing pressure, which in turn helps to reduce kelp grazing pressure, as described above (Hopf et al. 2022). In addition, stable kelp forests help to promote natural regeneration of nearby areas, by providing a supply of propagules to recovering populations close by (Arafeh-Dalmau et al. 2021, Giraldo-Ospina et al. 2023). A recent global synthesis of kelp restoration found that the most successful restoration projects are those located near existing stable kelp forests (Eger at al. 2022). MPAs that protect these stable kelp forests can help to promote their continued persistence by removing extractive or destructive activities, and potentially further boost kelp restoration efforts by promoting healthy predator populations that "spillover" into nearby areas (e.g. Lenihan et al. 2021), helping to reduce grazer pressure in a broader area (Kawamata & Taino 2021). Harnessing the power of these dense, stable, and resilient kelp beds for the natural regeneration of nearby areas using area-based protection can also free up much-needed resources needed for intensive, direct restoration efforts elsewhere.

Based on this new and growing scientific evidence base, the state should protect more of California's most stable and resilient kelp forests now, in order to enhance the conservation benefits and ability of our statewide MPA network to meet the goals of the MLPA while giving kelp restoration efforts a leg up in the future.

<u>Identifying resilient kelp forests in California</u>

Since the creation of California's MPA network, new research has emerged utilizing satellite and in-situ data over a decades-long year timescale to identify the kelp forests exhibiting higher levels of persistence and stability in California.

A multi-institution team of researchers used satellite data to provide high-resolution maps of the most persistent giant kelp and bull kelp patches in California during the last 35 to 38 years (Arafeh-Dalmau et al. 2021, Arafeh-Dalmau et al. 2023). Importantly, these studies analyzed the extent to which highly persistent kelp patches are protected within the state's MPA network, and found that these important kelp forest areas are currently not adequately protected among regions. Only 20.9 % of the most highly persistent giant kelp forests in Central California, 8.4% in Southern California, and less than 1% in Northern California are fully protected in MPAs (Arafeh-Dalmau et al. 2021). Bull kelp is even less well protected – only 3.4% of the the most highly persistent bull kelp forests in Northern Central California, and 0.1% of those in Northern California are fully protected in MPAs (Arafeh-Dalmau et al. 2023). The authors of these studies recommend increasing protections for these important and highly persistent kelp forest areas.

In addition, the Ocean Protection Council recently funded the development of an ecologically-focused, spatially explicit prioritization tool to identify priority kelp restoration sites in

California waters (Giraldo-Ospina et al. 2023). Notably, this research used in-situ data as well as satellite imagery to determine the stability and current status of kelp forests across California's coastline, making the resulting prioritization index particularly robust. Of particular importance to this petition, the tool identifies kelp beds that have been historically stable, that persisted or bounced back quickly during the 2014-2016 marine heatwave, and that are currently doing well compared to other kelp forests – namely, the most stable and resilient kelp forest areas in state waters. Characterized as "medium priority" restoration sites – that is, historically stable kelp beds that are currently in good condition – these areas have a large potential for enhancing the natural regeneration and/or successful restoration actions of nearby kelp beds. The authors suggest potential actions: "Monitor these sites for triggers that may warrant intervention; Defend these sites from current or future threats; and Study these sites to understand the mechanisms of resistance to the marine heatwave."

In light of these new studies, and in line with the site classifications put forth by Giraldo-Ospina et.al, we strongly recommend the state take action to protect as much of these newly-identified, stable, highly resilient kelp forest patches as possible with well-protected MPAs in the coming years. Protecting these iconic, dense kelp beds is one of California's best shots at preserving – and eventually restoring – our critically important kelp forest ecosystems quickly and cost-effectively.

Proposed areas for additional or enhanced MPA protections

Using spatially-explicit data detailing where highly persistent kelp beds and "medium priority" restoration sites overlap, as outlined by Arafeh-Dalmau et al. 2021, 2023, and Giraldo-Ospina et al. 2023, we identified areas where additional protections are necessary to promote the continued persistence and stability of California's healthiest kelp forests (see Table 1).

Preference was given to areas already within or adjacent to existing California MPAs, recognizing the substantial scientific and stakeholder input involved in creating the original network through the MLPA process, and in order to adhere as much as possible to the original intent and science-based spacing guidelines provided by the SAT during the creation of the network. We recommend reducing spacing between MPAs in some places is necessary to increase the representation of these highly persistent and resilient kelp beds that have a greater chance of persisting into the future in our state MPA network. We also encourage the state to consider whether there are other areas of highly persistent and resilient kelp not included in this proposal that would be good candidates for new or expanded MPA protections.

To develop the proposal further, we collected information through interviews and other personal communications with scientists including Dr. Anita Giraldo-Ospina and Dr. Nur Arafeh Dalmau, who graciously provided data, assisted with the interpretation of results to identify the recommended areas, and reviewed the proposal for accuracy. We also gathered expert input and data from individuals, local community groups, MPA Collaborative Network members, conservation organizations, and more. While their cooperation should not be taken as an endorsement, we greatly appreciate the information and guidance provided by these individuals which contributed to the overall accuracy and scientific validity of this proposal.

We did not focus on “high priority” restoration sites identified by Giraldo-Ospina et al. 2023, in order to avoid proposing MPA protections for areas that may require more intensive, direct restoration methods, such as grazer suppression activities, that are not currently permitted within MPA boundaries. However, we urge the state to consider what, if any, direct restoration activities might be compatible with different MPA designations within the state’s network (e.g. line 20 of the MPA Collaborative Network’s Vetted Regulation Recommendations), recognizing that the impacts of climate change may still degrade some kelp beds within MPAs in the future, and proactive restoration efforts may be warranted.

Since submitting our petitions in 2023, we have received feedback from community members and stakeholders, including members of the recreational and commercial fishing communities. Based on this feedback, we have revised the boundaries and regulations in several of the areas where we have proposed changes. These changes can be found in red in Table 1.

As noted in our original petitions, ~~Finally, it should be noted that~~, while the general location and specific boundaries for proposed areas are listed in Table 1, we continue to be ~~are~~ happy to work with State and its partners to refine the proposed areas and boundaries in more detail, keeping in mind CDFW MPA design guidelines and the state’s interest in taking a holistic approach for reviewing petitions and enhancing the network to meet the statewide 30x30 goal.

Socioeconomic impacts

Enhanced, long-term protection of highly resilient kelp forest areas will bolster the diverse stakeholders, interests and industries that benefit from our coastal marine resources. Low-impact, non-consumptive recreational activities such as diving, snorkeling, and surfing will be unaffected – and even enhanced – by expanded MPAs, which will also provide enhanced research and education opportunities. Short-term impacts to recreational and commercial fishermen will be outweighed by larger benefits in the future, as has been demonstrated here in California and around the world (Bucaram et al. 2018, Lenihan et al. 2021, Medoff et al. 2022). For example, an analysis of CDFW fisheries data found that regional and statewide fishery landings and values do not appear to have been negatively impacted by MPAs (Murray and Hee 2019), and an analysis of California spiny lobster fishery found that any short-term losses were compensated for by a 225% increase in total catch after 6 years of MPA designation (Lenihan et al. 2021).

Relevance to MLPA Goals and DMR Recommendations

Enhancing the protection of kelp forests in California aligns strongly with Goals 1, 2, 3, and 4 of the California MLPA. By safeguarding California’s most resilient and stable kelp forests, as detailed in this petition, we will preserve critical habitat for a diverse range of marine species, from endangered sea otters to commercially valuable fish species. Kelp forests play a crucial role in the recovery and sustainability of marine life populations, as they serve as nurseries and refuges for many species, including those targeted by fisheries. These vibrant ecosystems also offer intrinsic value by supporting biodiversity and exceptional natural beauty, and their recreational and scientific use and enjoyment make them vital for the public (MLPA Section 2856(a)(2)(A)).

In addition, the regulation and boundary changes proposed by this petition specifically advance DMR Recommendation #4 - “Apply what is learned from the DMR to support proposed changes to the MPA Network and Management Program”. The DMR found that California MPAs helped to promote kelp forest resilience and recovery during and after the severe 2014-2016 marine heatwave. In the face of increasing climate impacts and as we struggle to recover from recent kelp forest declines across the state, expanding the MPA network in key, targeted areas can help to ensure the continued persistence of our remaining, most resilient kelp forests.

Relevance to Broader State Processes, Policies, and Goals

We applaud the actions that the State of California has already taken to respond to the severe declines in kelp forest cover across the state, including recent commercial kelp harvest closures in Northern California, annual harvest limits in Northern California, and the initiation of a statewide Kelp Restoration and Management Plan. We strongly support taking a whole-ocean approach to ensuring sustainable and effective management of kelp in our state waters (Crowfoot et al. Objective 3.2).

The MPA changes proposed in this petition complement the state’s ongoing kelp restoration and management work. They will also help to reduce the state’s costs associated with kelp restoration – harnessing the ability of well-protected, resilient kelp beds to promote the natural regeneration of nearby areas, allowing the state to direct more of its much-needed resources and funding for intensive restoration efforts in harder-hit areas with little kelp cover left.

Finally, this petition aligns strongly with the statewide goal set by both Governor Newsom and the legislature to conserve 30% of our coastal waters by 2030. If implemented in its entirety, the actions proposed in this petition will see an additional ~1.5% of state waters protected in highly to fully-protected areas, while helping the network to better achieve the goals set forth in the MLPA.

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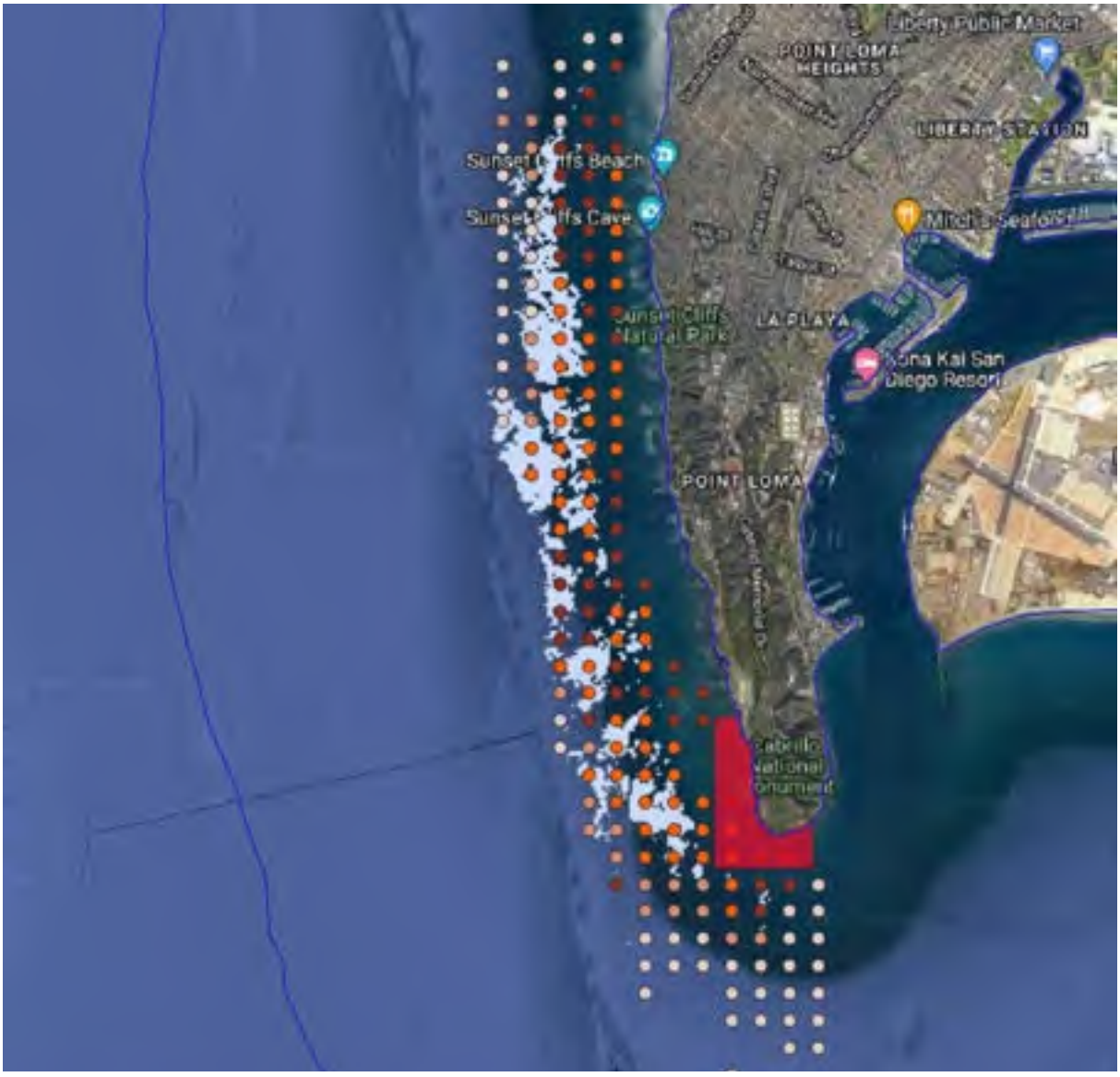
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Appendix A
Distribution of Highly Persistent Kelp Beds Near State MPAs Proposed for Expansion

Highly persistent kelp beds identified by Arafeh-Dalmau et al. 2021 are depicted by light blue pixels. Priority kelp restoration sites characterized by Ospina-Giraldo et al. 2023 are shown using colored circles. “High priority” restoration sites are dark red, “medium priority” sites are bright orange, and “low” and “very low” priority sites are light and very light gray.

Existing California MPAs are denoted by red, purple, or blue polygons, and the 3 nm state waters limit is shown as a blue line.

<u>Cabrillo SMR</u>



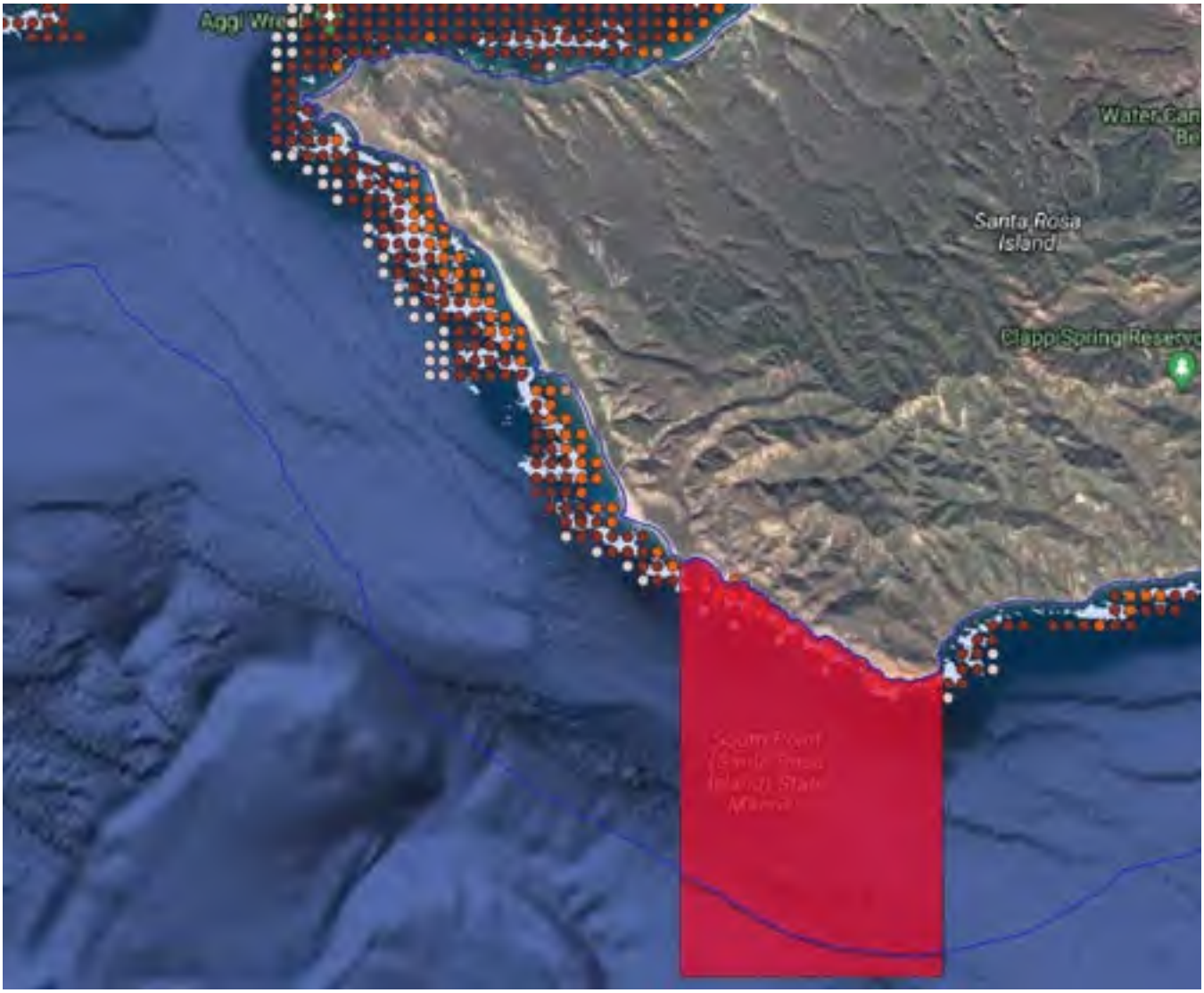
Point Dume SMCA



Gull Island SMR



South Point SMR



Point Conception SMR



Natural Bridges SMR



Pleasure Point, Santa Cruz



TABLE 1 - Petition to Modify the CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Name	Proposed action	Brief description	Proposed regulations and boundary change	Historical context	Notes
Cabrillo State Marine Reserve (SMR)	Expand by 15.2 sq miles	Large patches of dense, stable kelp forests exist along a large stretch of coast along Point Loma to the north of the very small existing SMR. Expansion is compatible with Cabrillo SMR's current goal to "protect diverse kelp forest, surfgrass, sandy seafloor, and intertidal and nearshore rocky reef habitat". Approximately 1,000,000 people visit the area annually which provides access to the ocean for thousands of school children and other groups. Recreational and subsistence fishing is common here.	No change in regulations. Maintain existing eastern and southern boundaries. Shift the western boundary to the edge of state waters per state MPA design and size guidelines, and shift the northern boundary to a visible geographic landmark at Swordfish Point to bring resilient kelp beds along the western shore of Point Loma within MPA protections. The new proposed boundaries would form straight lines, follow the mean high tide line, and follow the state waters boundary from the current southeast corner of the SMR to approximately the following coordinates: - Southwest corner: 32° 66.223' N lat. 117° 30.345' W long. - Northwest corner: 32° 72.539' N lat. 117°31.664' W long. - Northeast corner: 32° 72.529' N lat. 117°25.836' W long.	This area was initially included in a large proposed SMR ("Point Loma SMR", Proposal C) in recognition that this is an area of greater biological diversity than other areas. However, the state opted for a reserve far smaller than the science-based minimum size guidelines to avoid conflict with fishing grounds offshore.	To balance kelp forets protection with recreation and low-impact subsistence fishing, we are willing to consider the creation of a new SMCA alongside the existing SMR that allows for recreational hook-and-line fishing and spearfishing.
Point Dume State Marine Conservation Area (SMCA)	Expand by 4.6 sq mi	A large, dense, resilient kelp bed is located immediately west of the current SMCA's boundaries. We propose a small expansion of the SMCA to protect this important kelp bed. Currently, the SMCA protects nearly 16 square miles of sandy beach and seafloor habitat, rocky shores, kelp forests, surfgrass beds, an upwelling zone, and less than a quarter square mile of deep submarine canyon, which together create an area of high biodiversity. This SMCA also provides for excellent surfing, diving, tidepooling, and whale watching opportunities.	No change in regulations. Shift the western boundary to the edge of El Sol County Beach to bring the highly resilient patch of dense kelp forest just west of the current SMCA into MPA protection. The proposed new western boundary forms a straight line extending southward from the mean high tide line to the 3 nm state waters limit at approximately the following coordinates: - Northwest corner: 34°0413' N lat. 118°9063' W long. - Southwest corner: 33°9899' N lat. 118°9063' W long.	The kelp beds within the proposed expansion area were part of a historic SMP proposal ("Lechuza SMP", Proposal C) that sought to protect these persistent kelp beds along the Malibu Coast. This proposed SMP was not taken up by the state at the time, likely in favor of designating the Point Dume SMR/SMCA complex just to the east and to maintain spacing guidelines. In addition, the Point Dume SMR/SMCA boundaries were placed to the west of Point Dume in order to leave waters to the east of the point open/unprotected to accomodate for heavy commercial and recreational use - suggesting that the western side of the point was seen as less desirable for commercial and recreational interests.	
South Point SMR	Expand by 26.3 sq mi	The Northern Channel Islands contain some of the largest remaining resilient kelp beds in state waters, although large portions of the islands have experienced die-offs and are rated as "high priority" sites by Ospina-Giraldo et al. 2023. The stretch of coastline to the northwest of South Point SMR on Santa Rosa Island contains one of the largest contiguous resilient kelp beds on the islands. The SMR currently protects around 13 square miles of ocean habitat including rocky reefs, sandy seafloor, surfgrass beds, and small patches of highly resilient kelp forests. Expansion would help to bring the large stretch of resilient kelp bed to the northwest under MPA protection, and is compatible with the SMR goal to "protect the rocky reef, kelp forest, sandy plain habitat found here". This area is remote and only accessible via boat. Backcountry beach camping along the South Point SMR shoreline is permitted from September 16 through December 3.	No change in regulations. Shift the western boundary of the SMR to the westernmost tip of Santa Rosa Island with protections extending south to the 3 nm state waters limit, bringing a large, contiguous patch of resilient kelp forest along the southwest coastline under MPA protections. The new western boundary should form a straight line extending south, connecting the island's westernmost tip and the 3 nm state waters limit at approximately the following coordinates: -Northwest corner: 34°0013' N lat. 120°2507' W long. -Southwest corner: 33°938' N lat. 120°2507' W long.	South Point SMR was established as one of the 13 Channel Islands MPAs in 2003 and re-established with no changes as part of the state MPA network in 2012.	
Gull Island SMR	Expand by 1.8 sq mi	The Northern Channel Islands contain some of the largest remaining resilient kelp beds in state waters, although large portions of the islands have experienced die-offs and are rated as "high priority" sites by Ospina-Giraldo et al. 2023. A small area of unprotected coastline to the northwest of Gull Island SMR contains highly resilient kelp beds worth protecting. Expansion is compatible with the SMR goal to "protect the rocky reef, kelp forest, sandy plain habitat found here".	No change in regulations. Shift the northern boundary of the SMR to the mean high tide line along the southwest coastline of Santa Cruz Island, to bring the highly resilient kelp beds at Posa Anchorage under MPA protection. The new northern boundary should follow the mean high tide line until it joins with an extension of the existing western boundary, at approximately 34°000' N lat.	Gull Island SMR was established as one of the 13 Channel Islands MPAs in 2003 and re-established with no changes as part of the state MPA network in 2012.	
Point Conception SMR	Expand by 14.6 sq mi	A very large patch of resilient kelp forest exists just outside the current eastern boundary of Point Conception SMR. Ospina-Giraldo et al 2023 identified this patch as having a lower risk of future losses compared to nearby kelp patches, and being valuable for natural regeneration and long-term monitoring ("cluster 2" in Hypothetical Use Case #4). Data from an existing shore-based radar system that has been deployed at the site since 2020 shows the area immediately east of the currently MPA appears to be used largely for transit, rather than fishing. Access to this area is currently limited, allowing for additional protections to confer high conservation value while minimizing socioeconomic impacts.	No change in regulations. Maintain existing western and southern boundaries, and shift eastern boundary westward between Arroyo San Agustin and Canada de la Agujas beaches to bring the large resilient kelp bed to the east of Point Conception SMR within MPA protections. The new eastern boundary should form a straight line between the mean high tide line and the 3nm state waters boundary at approximately the following coordinates: -Northeast corner: 34°45' N lat. 120°3445' W long. -Southeast corner: 34°40' N lat. 120°3445' W long.	The proposed expansion area appears to have been initially included in a larger proposed SMR during the MLPA planning process (South Coast Proposal C) in recognition of this area's biological and oceanographic importance. The rationale for the smaller current boundaries for Point Conception SMR is unclear from the historical documents provided.	

Natural Bridges SMR	Expand by 13.7 sq mi	Multiple patches of resilient kelp forest exist just offshore from the current SMR boundaries. The original intent of this SMR was to protect the intertidal zone from tidepooling and shore fishing while leaving skiff fishing unimpacted. However, increasing climate impacts, the critical condition of the state's kelp forests, and strong public support for expanded protections, warrant a reevaluation and expansion of this SMR to protect these highly resilient kelp beds and newly vulnerable marine populations.	No change in regulations. Maintain existing western and eastern boundaries, and shift southern boundary out to the 3nm state waters limit to protect the resilient kelp beds and deeper habitats and pelagic waters per CFDW design and feasibility guidelines, as well as recently published peer-reviewed guidelines for climate-resilient MPA design (Arafeh-Dalmau et al. 2023).	The Natural Bridges SMR was designed as an intertidal SMR, specifically to avoid socio-economic impacts. The preferred option of siting a SMR that extends to greater depth range (as identified in the IDC proposal) was not pursued in an effort to reduce socio-economic impacts by avoiding siting SMRs adjacent to Santa Cruz harbor.	
Pleasure Point SMR	Designate ~3.2 sq mi	A large, dense patch of resilient kelp forest exists just off Pleasure Point. The kelp beds of the northern Monterey Bay are some of the largest and most persistent in the state. This area in particular is a well-known and popular surfing location, with little commercial fishing taking place (pers. comms H. Nevins) and minimal recreational hook-and-line fishing and spearfishing occurring when surf conditions are flat. There are strong access points to the area, many educational and recreational opportunities, and a growing, colloquially named "shark park" nearby as the presence of juvenile white sharks increases. See letter from H. Nevins in Appendix B detailing the broader conservation value of the area.	We propose a no-take SMR to best protect this large kelp forest from all destructive and extractive activities. See Column F for an acceptable alternative, and additional consideration. Proposed regulations are as follows: "*It is unlawful to injure, damage, take, or possess any living, geological, or cultural marine resource*." Proposed boundaries range from the northeastern edge of Trees Beach along the mean high tide line to the tip of Soquel Point. From the mean high tide line, the proposed boundary extends south (offshore) by 2.5 sq mi, in keeping with CDFW design guidelines and recent peer-reviewed guidelines for climate-resilient MPA design recommending a variety of habitats and depth ranges be represented within an MPA (Arafeh-Dalmau et al. 2023). While this area would not meet the state's minimum size guidelines, we recognize the importance of this area for recreational fishing and believe a strategically placed MPA of this size would protect as much of the kelp forest as possible while minimizing economic impact to the larger region, and providing conservation benefits to the broader region as detailed in Appendix A's letter from H. Nevins.	n/a	To balance kelp forest protection with recreation and low-impact subsistence fishing, we are willing to consider a new Pleasure Point SMCA that allows for recreational hook-and-line fishing and spearfishing. In addition, to better protect the ecologically rich and biologically important waters of Soquel Cove nearby, we strongly suggest the state consider designating a larger State Marine Park (or State Marine Conservation Area allowing for all recreational activities) alongside, or in tandem with, the Pleasure Point detailed here for enhanced recreational and ecological benefits (see Appendix A letter from H. Nevins).

TABLE 2 - Amendments to Petition to Modify the CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Name	Proposed action	Brief description	Proposed regulations and boundary change	Historical context	Notes/Justification
Cabrillo State Marine Reserve (SMR)	Expand by ~~15.2 sq miles~~ ~9.9 sq mi	Large patches of dense, stable kelp forests exist along a large stretch of coast along Point Loma to the north of the very small existing SMR. Expansion is compatible with Cabrillo SMR's current goal to "protect diverse kelp forest, surfgrass, sandy seafloor, and intertidal and nearshore rocky reef habitat". Approximately 1,000,000 people visit the area annually which provides access to the ocean for thousands of school children and other groups. Recreational and subsistence fishing is common here.	No change in regulations. Maintain existing eastern and southern boundaries. Shift the western boundary to the edge of state waters per state MPA design and size guidelines, and shift the northern boundary to a visible geographic landmark at New Hope Rock, such as the collection of buildings north of Building 609 ~~Swordfish Point~~ to bring resilient kelp beds along the western shore of Point Loma within MPA protections. The new proposed boundaries would form straight lines, follow the mean high tide line, and follow the state waters boundary from the current southeast corner of the SMR to approximately the following coordinates: - Southwest corner: 32° 66.223' N lat. 117° 30.345' W long. - Northwest corner: ~~32° 72.539' N lat. 117°31.664' W long.~~ 32° 42' 12.7188" N lat 117° 18' 53.5788" W long ~~- Northeast corner: 32° 72.529' N lat. 117°25.836' W long.~~ 32° 42' 12.7188" N lat 117° 15' 20.3976" W long	This area was initially included in a large proposed SMR ("Point Loma SMR", Proposal C) in recognition that this is an area of greater biological diversity than other areas. However, the state opted for a reserve far smaller than the science-based minimum size guidelines to avoid conflict with fishing grounds offshore.	To balance kelp forets protection with recreation and low-impact subsistence fishing, we are willing to consider the creation of a new SMCA alongside the existing SMR that allows for recreational hook-and-line fishing and spearfishing. Following conversations with local stakeholders, we are proposing a smaller reserve that will still protect areas of stable kelp forest while allowing for local commercial lobster fishing north of New Hope Rock
Point Dume State Marine Conservation Area (SMCA)	Expand by 4.6 sq mi	A large, dense, resilient kelp bed is located immediately west of the current SMCA's boundaries. We propose a small expansion of the SMCA to protect this important kelp bed. Currently, the SMCA protects nearly 16 square miles of sandy beach and seafloor habitat, rocky shores, kelp forests, surfgrass beds, an upwelling zone, and less than a quarter square mile of deep submarine canyon, which together create an area of high biodiversity. This SMCA also provides for excellent surfing, diving, tidepooling, and whale watching opportunities.	~~No change in regulations.~~ Propose allowing recreational take from shore by hook and line and spearfishing. Shift the western boundary to the edge of El Sol County Beach to bring the highly resilient patch of dense kelp forest just west of the current SMCA into MPA protection. The proposed new western boundary forms a straight line extending southward from the mean high tide line to the 3 nm state waters limit at approximately the following coordinates: - Northwest corner: 34°0413' N lat. 118°9063' W long. - Southwest corner: 33°9899' N lat. 118°9063' W long.	The kelp beds within the proposed expansion area were part of a historic SMP proposal ("Lechuza SMP", Proposal C) that sought to protect these persistent kelp beds along the Malibu Coast. This proposed SMP was not taken up by the state at the time, likely in favor of designating the Point Dume SMR/SMCA complex just to the east and to maintain spacing guidelines. In addition, the Point Dume SMR/SMCA boundaries were placed to the west of Point Dume in order to leave waters to the east of the point open/unprotected to accomodate for heavy commercial and recreational use - suggesting that the western side of the point was seen as less desirable for commercial and recreational interests.	- The Santa Ynez Band of Chumash Indians are exempt from this SMCA's take regulations - it is a culturally important area - Petition 2023-14MPA, submitted by the California Sea Urchin Commission, proposes to expand take even further by allowing for the commercial take of urchins within this SMCA. - Except for the petition above, FGC meetings and staff summary Nov/Dec notes show no complaints submitted by fishing interests in the Point Dume region We recieved requests from recreational fishers that this change would increase access for subsistence fishing and we feel this approach balances recreation and kelp conservation We would also be open to allowing recreational hook and line and spear fishing from non-motorized watercraft, should there be a legal pathway to creating that form of exemption
South Point SMR	Expand by 26.3 sq mi	The Northern Channel Islands contain some of the largest remaining resilient kelp beds in state waters, although large portions of the islands have experienced die-offs and are rated as "high priority" sites by Ospina-Giraldo et al. 2023. The stretch of coastline to the northwest of South Point SMR on Santa Rosa Island contains one of the largest contiguous resilient kelp beds on the islands. The SMR currently protects around 13 square miles of ocean habitat including rocky reefs, sandy seafloor, surfgrass beds, and small patches of highly resilient kelp forests. Expansion would help to bring the large stretch of resilient kelp bed to the northwest under MPA protection, and is compatible with the SMR goal to "protect the rocky reef, kelp forest, sandy plain habitat found here". This area is remote and only accessible via boat. Backcountry beach camping along the South Point SMR shoreline is permitted from September 16 through December 3.	No change in regulations. Shift the western boundary of the SMR to the westernmost tip of Santa Rosa Island with protections extending south to the 3 nm state waters limit, bringing a large, contiguous patch of resilient kelp forest along the southwest coastline under MPA protections. The new western boundary should form a straight line extending south, connecting the island's westernmost tip and the 3 nm state waters limit at approximately the following coordinates: -Northwest corner: 34°0013' N lat. 120°2507' W long. -Southwest corner: 33°938' N lat. 120°2507' W long.	South Point SMR was established as one of the 13 Channel Islands MPAs in 2003 and re-established with no changes as part of the state MPA network in 2012.	Santa Rosa Island is a traditional home of the Chumash Located where warm water currents from the tropics and cold water currents from Alaska converge = ecologically rich and important area
Gull Island SMR	Expand by 1.8 sq mi	The Northern Channel Islands contain some of the largest remaining resilient kelp beds in state waters, although large portions of the islands have experienced die-offs and are rated as "high priority" sites by Ospina-Giraldo et al. 2023. A small area of unprotected coastline to the northwest of Gull Island SMR contains highly resilient kelp beds worth protecting. Expansion is compatible with the SMR goal to "protect the rocky reef, kelp forest, sandy plain habitat found here".	No change in regulations. Shift the northern boundary of the SMR to the mean high tide line along the southwest coastline of Santa Cruz Island, to bring the highly resilient kelp beds at Posa Anchorage under MPA protection. The new northern boundary should follow the mean high tide line until it joins with an extension of the existing western boundary, at approximately 34°000' N lat.	Gull Island SMR was established as one of the 13 Channel Islands MPAs in 2003 and re-established with no changes as part of the state MPA network in 2012.	

TABLE 2 - Amendments to Petition to Modify the CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests					
Point Conception SMR	Expand by 14.6 sq mi	A very large patch of resilient kelp forest exists just outside the current eastern boundary of Point Conception SMR. Ospina-Giraldo et al 2023 identified this patch as having a lower risk of future losses compared to nearby kelp patches, and being valuable for natural regeneration and long-term monitoring ("cluster 2" in Hypothetical Use Case #4). Data from an existing shore-based radar system that has been deployed at the site since 2020 shows the area immediately east of the currently MPA appears to be used largely for transit, rather than fishing. Access to this area is currently limited, allowing for additional protections to confer high conservation value while minimizing socioeconomic impacts.	No change in regulations. Maintain existing western and southern boundaries, and shift eastern boundary westward between Arroyo San Agustin and Canada de la Agujas beaches to bring the large resilient kelp bed to the east of Point Conception SMR within MPA protections. The new eastern boundary should form a straight line between the mean high tide line and the 3nm state waters boundary at approximately the following coordinates: -Northeast corner: 34°45' N lat. 120°3445' W long. -Southeast corner: 34°40' N lat. 120°3445' W long.	The proposed expansion area appears to have been initially included in a larger proposed SMR during the MLPA planning process (South Coast Proposal C) in recognition of this area's biological and oceanographic importance. The rationale for the smaller current boundaries for Point Conception SMR is unclear from the historical documents provided.	Ecologically rich and important to Indigenous Chumash people The remoteness of its location makes it one of the least-visited mainland marine protected areas (MPAs) along California's south coast
Natural Bridges SMR	Expand by ~~13.7 sq mi~~ ~14.5 sq mi	Multiple patches of resilient kelp forest exist just offshore from the current SMR boundaries. The original intent of this SMR was to protect the intertidal zone from tidepooling and shore fishing while leaving skiff fishing unimpacted. However, increasing climate impacts, the critical condition of the state's kelp forests, and strong public support for expanded protections, warrant a reevaluation and expansion of this SMR to protect these highly resilient kelp beds and newly vulnerable marine populations.	No change in regulations. Maintain existing western ~~and eastern~~ boundary, shift eastern boundary to encompass Natural Bridges State Beach and shift southern boundary out to the 3nm state waters limit to protect the resilient kelp beds and deeper habitats and pelagic waters per CFDW design and feasibility guidelines, as well as recently published peer-reviewed guidelines for climate-resilient MPA design (Arafeh-Dalmau et al. 2023).	The Natural Bridges SMR was designed as an intertidal SMR, specifically to avoid socio-economic impacts. The preferred option of siting a SMR that extends to greater depth range (as identified in the IDC proposal) was not pursued in an effort to reduce socio-economic impacts by avoiding siting SMRs adjacent to Santa Cruz harbor.	Proximity of Santa Cruz Harbor to other ports, many fishermen travel within and beyond the region to conduct their fishing activities. We would consider a southern boundary that is closer to shore, like near the continental shelf, if the state recieves feedback to indicate such a change would better balance conservation with fishing interests. Santa Cruz MPA collaborative had identified this expansion as option that would clarify and reduce confusion around permitted uses at the state beach.
Pleasure Point ~~SMR~~ SMCA	Designate ~3.2 sq mi	A large, dense patch of resilient kelp forest exists just off Pleasure Point. The kelp beds of the northern Monterey Bay are some of the largest and most persistent in the state. This area in particular is a well-known and popular surfing location, with little commercial fishing taking place (pers. comms H. Nevins) and minimal recreational hook-and-line fishing and spearfishing occurring when surf conditions are flat. There are strong access points to the area, many educational and recreational opportunities, and a growing, colloquially named "shark park" nearby as the presence of juvenile white sharks increases. See letter from H. Nevins in Appendix B detailing the broader conservation value of the area.	We propose a State Marine Conservation Area ~~no-take SMR~~ to protect this large kelp forest from ~~all~~ most destructive and extractive activities. Proposed regulations are as follows: "*It is unlawful to injure, damage, take, or possess any living, geological, or cultural marine resource with the following exceptions: recreational take from shore by hook and line and spearfishing*." Proposed boundaries range from the northeastern edge of Trees Beach along the mean high tide line to the tip of Soquel Point. From the mean high tide line, the proposed boundary extends south (offshore) by 2.5 sq mi, in keeping with CDFW design guidelines and recent peer-reviewed guidelines for climate-resilient MPA design recommending a variety of habitats and depth ranges be represented within an MPA (Arafeh-Dalmau et al. 2023). While this area would not meet the state's minimum size guidelines, we recognize the importance of this area for recreational fishing and believe a strategically placed MPA of this size would protect as much of the kelp forest as possible while minimizing economic impact	We acknowledge the deliberate effort during the MLPA planning process to avoid siting MPAs near recreational access areas to allow for small vessels and kayaks to access fishing opportunities. However, in light of changing conditions, the extreme and significant losses of kelp cover over the past 10 years, and strong public support for additional protections, increased protections are warranted for this last remaining, resilient kelp area. Sufficient access remains for recreational use in immediate vicinity.	To balance kelp forest protection with recreation and low-impact subsistence fishing, we are proposing a new ~~willing to consider a new~~ Pleasure Point SMCA that allows for shore-based recreational hook-and-line fishing and spearfishing. In addition, to better protect the ecologically rich and biologically important waters of Soquel Cove nearby, we strongly suggest the state consider designating a larger State Marine Park (or State Marine Conservation Area allowing for all recreational activities) alongside, or in tandem with, the Pleasure Point detailed here for enhanced recreational and ecological

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

March 14th, 2025

Re: Amendments to Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Zavaleta and Honorable Commissioners,

As scientists, researchers, and educators who work to understand our changing oceans and inspire the next generation of ocean stewards, we write to express our continued support for the expansion and strengthening of California's network of Marine Protected Areas (MPAs) to help safeguard the state's diverse marine ecosystems and ensure the long-term resilience of our ocean habitats.

Globally, the ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. California's coastal ecosystems have not been spared these global trends: Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Only an average of 55 Pacific leatherback turtles are now found foraging off California's coast every year, a notable decrease from the yearly average of 128 Pacific leatherbacks observed in the region from 1990 to 2003.[2] Marine heatwaves have doubled over the last 30 years and have become more intense and longer in duration, putting stress on California's marine species and ecosystems.[3]

Through its adaptive management process California has a unique opportunity to take bold, effective and science-based action to conserve its marine biodiversity by expanding and strengthening its groundbreaking network of state MPAs. MPAs, like state parks on land, protect unique and important ocean habitats from destructive human activities that can damage the integrity of marine ecosystems. Globally and in California, strongly protected and well-enforced MPAs have been shown to be highly effective in conserving biodiversity, enhancing ecosystem

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[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021

[2] Benson, Scott R., Karin A. Forney, Jeffrey E. Moore, Erin L. LaCasella, James T. Harvey, and James V. Carretta. "A Long-Term Decline in the Abundance of Endangered Leatherback Turtles, Dermochelys Coriacea, at a Foraging Ground in the California Current Ecosystem." *Global Ecology and Conservation* 24 November 2020.

[3] IPCC (2021). Summary for Policymakers. In: Climate Change 2021: The Physical Science Basis. Contribution of Working Group I to the Sixth Assessment Report of the Intergovernmental Panel on Climate Change [Masson-Delmotte VP, Zhai A, Pirani SL, Connors C, Péan S, et al. (Eds.)].;

resilience, and mitigating the impacts of climate change on our oceans.[4] Well-designed and well-implemented reserves better preserve natural interactions within ecosystems, allowing for greater resiliency in the face of rising global temperatures and changing environmental conditions.[5]

California's network of MPAs, established through the 1999 Marine Life Protection Act (MLPA), has now been in place for over a decade. The state's Decadal Management Review (DMR) analyzed a decade of monitoring data and showed that the MPA network has generally been effective at protecting ocean habitats and increasing fisheries-targeted species' biomass.[6] Now, in the face of increasing threats, we need to build on this system and maintain California's role as a national and global leader in the effort to protect our ocean habitats.

That's why we, as scientists, researchers, and educators, urged you to expand and strengthen our state's network of MPAs via the adaptive management process of the DMR during the initial round of proposals submitted in November 2023.

Specifically, we supported the expansion of the MPA network to include additional protections for California's most resilient kelp forests. While these vital and iconic ecosystems have faced declines statewide in recent years, kelp forests in some areas have persisted or bounced back quickly in the face of marine heatwaves and other disturbances.[7] By expanding protections for these resilient forests under the MLPA, the state can minimize direct human impacts in these relatively healthy areas, helping to ensure their continued persistence and enhancing the effectiveness of restoration efforts for declining kelp ecosystems nearby. Globally, kelp restoration has been most successful in places adjacent to/contiguous with healthy kelp forest ecosystems.[8]

Enhancing the protection of California's kelp forests strongly aligns with Goals 1, 2, 3, and 4 of the MLPA by preserving natural diversity, sustaining marine life populations, protecting marine habitats for their intrinsic value, and improving recreational and educational opportunities while minimizing human disturbance. Safeguarding resilient kelp ecosystems will ensure critical habitat preservation for diverse marine species, including endangered sea otters and commercially valuable fish.

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[4] James Horrox, Kelsey Lamp and Steve Blackledge. New Life for the Ocean: How Marine Protections Keep Our Waters Wild. Environment America Research & Policy Center & Frontier Group, February 3, 2021

[5] Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,eabf0861(2021). DOI:10.1126/science.abf0861

[6] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.;

[7] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.

[8] Eger, A.M., Marzinelli, E.M., Christie, H., Fagerli, C.W., Fujita, D., Gonzalez, A.P., Hong, S.W., Kim, J.H., Lee, L.C., McHugh, T.A., Nishihara, G.N., Tatsumi, M., Steinberg, P.D. and Vergés, A. (2022), Global kelp forest restoration: past lessons, present status, and future directions. Biol Rev, 97: 1449-1475.

It is also vital that existing California MPAs are able to achieve their stated goals of conserving biodiversity and ecosystem health. During the initial proposals, we encouraged the state to consider increasing protections for MPAs that are currently only lightly or minimally protected, especially in places where weaker or more complicated regulations lead to poor compliance and enforcement. Research has shown that highly and fully protected areas, where few if any destructive or extractive activities are allowed, provide greater ecological benefits than lightly or minimally protected areas.[9] This global research has been borne out in California's coastal MPAs: Recent research that evaluated the conservation performance of 59 of California's MPAs shows that the network provides positive results that span across multiple ecosystems, with a significant increase in the fish biomass of species targeted by fishing inside fully protected zones.[10] Ten years after establishing fully protected areas in the Channel Islands National Marine Sanctuary, fish targeted by fishing became 50% more abundant and their total biomass increased by 80%.[11] These benefits can extend beyond MPA boundaries through positive spillover effects, increasing fish populations in surrounding waters. Another study found that MPAs provide benefits to California spiny lobster fisheries through spillover effects. Over six years, lobster populations grew significantly faster inside MPAs, and commercial catch increased by 225% in the fishing block containing these MPAs.[12]

The state's network currently protects 12% of state waters in highly- or fully-protected MPAs, as defined by Grorud-Colvert et al. (2021), which leaves 4% of the network lacking the most effective conservation protections.[13] By expanding the level of protection to areas already identified as ecologically important, we can ensure that the area's vulnerable marine resources have the chance to recover and flourish, aligning with the goals of the MLPA and the state's commitment to protect more of its coastal waters.

Our ocean is not just a source of clean air, wildlife, and natural beauty but also a mystery that beckons exploration and discovery. It is our moral imperative to lead the nation and the world in taking bold actions to preserve the sea by following the guide of science, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

President Zavaleta and Honorable Commissioners, you have a chance to take up this imperative and champion the expansion and strengthening of California's network of Marine Protected Areas. By doing so, you will leave a lasting legacy of marine stewardship that will keep California at the forefront of ocean conservation, nationally and globally.

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[9] Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,eabf0861(2021). DOI:10.1126/science.abf0861

[10] Smith et al., "Conservation benefits of a large marine protected area network that spans multiple ecosystems", Society for Conservation Biology, doi: doi.org/10.1111/cobi.14435, January 2025

[11] Scott L. Hamilton et al., "Incorporating Biogeography into Evaluations of the Channel Islands Marine Reserve Network," Proceedings of the National Academy of Sciences USA, 107(43): 18272-18277, doi: 10.1073/pnas.0908091107, October 2010

[12] Lenihan et al., "Evidence that spillover from Marine Protected Areas benefits the spiny lobster (Panulirus interruptus) fishery in southern California", Scientific Reports, January 2021. Retrieved from https://www.nature.com/articles/s41598-021-82371-5

[13] *Ibid.*

Thank you for your unwavering commitment to the welfare of our ocean and for considering this urgent matter. Together, we can ensure a healthier, more abundant future for the unique marine ecosystems that define California.

Sincerely,

Dr. De'Marcus Robinson
NOAA CCME Postdoc, Florida A&M University

Dr. Elijah Catalan
PhD Candidate, Institute of the Environment and Sustainability at UCLA

Dr. Tina Treude
Professor for Marine Geomicrobiology, UCLA

Dr. Justin Dunnavant
Assistant Professor of Archaeology, UCLA
Trustee of the National Marine Sanctuary Foundation

Dr. Brian Kennedy
Chief Scientist, Ocean Discovery League

Dr. Win Cowger
Research Director, Moore Institute for Plastic Pollution Research

Dr. Francis Chan
Associate Professor, Oregon State University

Dr. Kira Homol
Dr. of Oceanography, ULCA

Dr. Gabriela Carr,
Graduate student researcher, Institute of the Environment and Sustainability at University of California Los Angeles

Dr. Laura Edwards
Marine Operations Program Manager, University of California Los Angeles

Dr. Michael Akresh
Faculty, Antioch University

Dr. Alice Alldredge
Professor Emeritus, University of California, Santa Barbara

Dr. Steven Allison
Professor, University of California, Irvine

Dr. Peter Auster
Research Professor Emeritus, University of Connecticut

Dr. Nevé Baker
PhD Candidate, University of California Santa Cruz

Dr. Leocadio Blanco Bercial
Assistant Professor, Bermuda Institute of Ocean Sciences at Arizona State University

Dr. Bailey Drechsler
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Dr. Michelle María Early Capistrán
Postdoctoral Scholar, Stanford University

Dr. Rikki Eriksen
Director Marine Spatial Ecology, California Marine Sanctuary Foundation

Dr. Paul Faulstich
Emeritus Professor of Environmental Analysis, Pitzer College

Dr. Sarah Hameed
Blue Parks Director & Senior Scientist, Marine Conservation Institute

Dr. Brett Holland
Faculty, California State University, Sacramento

Dr. Flora Lu
Professor of Environmental Studies, University of California, Santa Cruz

Dr. Kathy Ann Miller
Curator of Algae, Herbarium, University of California

Dr. Dawn Murray
Professor, Antioch University

Jacquelin Mutter
National One Water Planning Lead, HDR

Dr. Erin Naegle
STEM Dean of Instruction, Cuesta College

Dr. Hannahrose Nevins
Seabird Ecologist, Seabird Consultant

Dr. Gretchen North
Professor of Biology, Occidental College

Dr. Carolina Olguin Jacobson
Postdoctoral fellow, Hopkins Marine Station of Stanford University

Dr. Gorka Sancho
Professor, College of Charleston

Joanna Tang
PhD Candidate, University of California Santa Barbara

Dr. Robert Voeks
Professor, Department of Geography & the Environment at California State University, Fullerton

Dr. Charles Zender
Professor of Earth System Science, University of California, Irvine

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

March 14th, 2025

Dear Governor Newsom and Honorable Commissioners of the California Fish and Game Commission:

As marine and environmental scientists, academics and researchers, we are writing to emphasize the critical state of California's marine ecosystems and the importance of ocean conservation. We strongly support expanding Marine Protected Areas (MPAs) to protect our ocean. Following the submission of 20 petitions in the adaptive management process, we support proposals that expand MPAs to better protect kelp forests and strengthen enforcement against illegal fishing, while opposing proposals that would reduce protections for the network.

California's ocean faces unprecedented threats from rising ocean temperatures, biodiversity loss, and other climate stressors. We have lost more than 90% of its kelp forests since 2014, impacting threatened species such as the southern sea otters as they lose their habitat.[14] Marine heatwaves have doubled over the last 30 years, becoming more intense and longer in duration, putting stress on California's marine species and ecosystems.[15]

More than one-fifth of the world's coral reefs have been effectively destroyed, and many of those that remain face imminent collapse[16]. Average acidity levels have risen by approximately 30 % since the industrial era started, as the oceans have absorbed carbon dioxide emitted to the atmosphere, and are projected to affect our waterways and food sources that we rely on[17]. This change in ocean chemistry may make the ocean uninhabitable for certain marine species and bring serious consequences for ocean ecosystems and food webs. About 90 percent of global fish stocks are classified as fully exploited, overexploited or depleted[18]. About a tenth are hovering on the edge of collapse. The effects of this loss reverberate throughout marine ecosystems; declines in biodiversity exponentially weaken an ecosystem's ability to recover from disturbances, worsen water quality and lead to widespread resource collapse.

In the face of this urgent crisis, California has the opportunity to take bold, effective action. Our ocean holds some of the most biodiverse ecosystems in the world, and our state has been a global leader in ocean conservation.[19] At this critical juncture, the marine conservation path that

[14] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021
[15] García-Reyes, Marisol, Andrew Leising, Rebecca Asch, Steven Bograd, and Tessa M Hill. Rep. Indicators of Climate Change in California, "Coastal Ocean Temperature", *California Office of Environmental Health Hazard Assessment,* 2022.
[16]Daniel Dickinson, "*Bringing the coral reefs back to life"*, UN News, United Nations, June 2020
[17] NOAA, "Ocean Acidification", Resources, February 2025
[18] Mukhisa Kituyi and Peter Thomson, " 90% of fish stocks are used up – fisheries subsidies must stop emptying the ocean," World Economic Forum, July 13, 2018.
[19] CA Department of Fish and Wildlife "About California's Marine Protected Areas", 2025

California chooses has the opportunity to set the course for the nation and the world. Over two decades ago, the state passed the groundbreaking Marine Life Protection Act (MLPA), which called on the state to create a network of MPAs to enhance sustainable ocean ecosystems[20] As threats to California's coastal ecosystems continue, it is critical that MPAs are strengthened and expanded to protect more of our kelp forests. Protecting specific habitat areas, including the remaining areas of stable kelp forests, is a crucial step in safeguarding our diverse marine species and ensuring the long-term well-being of our ocean environments. Kelp forests provide habitat for marine species, create natural barriers to climate change stressors, serve as carbon sinks and support local businesses that depend on California's ocean.[21] By expanding protections for resilient forests under the MLPA, the state can minimize direct human impacts in these relatively healthy areas helping to ensure their continued persistence and enhancing the effectiveness of restoration efforts for declining kelp ecosystems nearby.[22]

No-take MPAs (i.e., "fully" protected MPAs) are especially impactful in conserving and restoring marine ecosystems. Expanding MPAs is critical to close coverage gaps within the network and strengthen protective effectiveness. Recent research that evaluated the conservation performance of 59 of California's MPAs shows that the network provides positive results that span across multiple ecosystems, with a significant increase in the fish biomass of species targeted by fishing inside fully protected zones[23]. Ten years after establishing fully protected areas in the Channel Islands National Marine Sanctuary, fish targeted by fishing became 50% more abundant and their total biomass increased by 80%[24]. These benefits can extend beyond MPAs through positive spillover effects, increasing fish populations in surrounding waters[25]. Another study found that MPAs provide benefits to California spiny lobster fisheries through spillover effects. Over six years, lobster populations grew significantly faster inside MPAs, and commercial catch increased by 225% in the fishing block containing these MPAs[26]. All of these metrics tell a story about the effectiveness of MPAs as a tool to improve the health of the marine ecosystem; ocean spaces with more species, and more diverse individuals, have a better chance of survival as climate change intensifies.

Further, no-take marine reserves can improve ecosystem resilience, as the ocean is faced with myriad stressors. By providing areas that serve as buffers against climate change, fully protected MPAs adapt to changing environmental conditions because they better preserve natural

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[20]California Marine Protected Areas "California State MPAs".
[21] Corryn Wetzel, "Kelp forests capture nearly 5 million tonnes of CO2 annually", New Scientist, April 2023
[22] CA Department of Fish and Wildlife "About California's Marine Protected Areas", 2025
[23] Smith et al., "Conservation benefits of a large marine protected area network that spans multiple ecosystems", Society for Conservation Biology, doi: doi.org/10.1111/cobi.14435, January 2025
[24] Scott L. Hamilton et al., "Incorporating Biogeography into Evaluations of the Channel Islands Marine Reserve Network," Proceedings of the National Academy of Sciences USA, 107(43): 18272-18277, doi: 10.1073/pnas.0908091107, October 2010
[25] Boris Worm et al., "Impacts of Biodiversity Loss on Ocean Ecosystem Services," Science, 314, 787-790, doi: 10.1126/science.1132294, November 2006, 789, archived at https://web.archive.org/web/20200707013658/https://www3.epa.gov/region1/npdes/schillerstation/pdfs/AR-024.pdf
[26] Lenihan et al., "Evidence that spillover from Marine Protected Areas benefits the spiny lobster (Panulirus interruptus) fishery in southern California", Scientific Reports, January 2021. Retrieved from https://www.nature.com/articles/s41598-021-82371-5

interactions within ecosystems, allowing for greater resiliency.[27] On the other hand, lightly protected areas do not have the same benefits for biodiversity as fully protected marine reserves and highly protected areas that achieve similar conservation outcomes. As California moves forward to protect more ocean space, areas that count as "conserved" should align with a clear scientific standard that effectively protects biodiversity.

We oppose proposals that promote unsustainable fishing practices that place pressure on California's marine ecosystems, creating cascading effects on the whole marine species that depend on them. These practices threaten to disrupt vital ecological relationships and damage the long-term health of our coastal waters.

To ensure an effective implementation of MPAs, we support proposals that strengthen comprehensive enforcement mechanisms to minimize poor compliance and prevent illegal fishing. Research has shown that greatest ecological benefits can be achieved in areas with few extractive activities[28]. However, without effective monitoring and well-defined rules, activities may continue in MPAs that threaten the marine ecosystems they were designed to protect. Therefore, we advocate for expanding MPAs while ensuring robust enforcement measures.

Enhancing the protection of California's kelp forests strongly aligns with Goals 1, 2, 3, and 4 of the MLPA by preserving natural diversity, sustaining marine life populations, protecting marine habitats for their intrinsic value, and improving recreational and educational opportunities while minimizing human disturbance. [29] Safeguarding resilient kelp ecosystems will ensure critical habitat preservation for diverse marine species, including endangered sea otters and commercially valuable fish.

In order to keep track of progress and allow California's efforts to set the standard nationally and globally, the state should use scientific criteria to distinguish between different levels of protection and classify existing protected areas. A scientific framework should be applied to evaluate proposals for areas that need to be conserved or areas where protections should be strengthened for existing MPAs.

Our ocean is a source of clean air, wildlife, and natural beauty, but also a mystery that beckons preservation and exploration. We cannot afford to lose more of our vital kelp forests. California has the opportunity to lead the nation and the world in taking bold action to preserve the sea,

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[27] Jankowska, Emilia, et al. "Climate Benefits from Establishing Marine Protected Areas Targeted at Blue Carbon Solutions." *Proceedings of the National Academy of Sciences*, vol. 119, no. 23, 2022.
[28] Ibid Kirsten Grorud-Colvert et al., The MPA Guide: A framework to achieve global goals for the ocean. Science 373 ,eabf0861(2021). DOI:10.1126/science.abf0861

[29] "Marine Life Protection Act." CDFW. https://wildlife.ca.gov/Conservation/Marine/MPAs/MLPA.

ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

Sincerely,

Dr. Timothy Lyons
Distinguished Professor of Biogeochemistry, University of California Riverside

Dr. Michael Parsons
Researcher, University of California Irvine

Dr. Polly Campbell
Associate Professor, University of California Riverside

Dr. Benjamin Blonder
Associate Professor, the Department of Environmental Science, Policy, and Management at UC Berkeley

Dr. Ellen Druffel
Distinguished Professor, University of California Irvine

Dr. Janine Barjnath-Rodino
Director of Meteorology & Professor of Atmospheric & Oceanic Sciences, UCLA

Dr. Annie Rosen
Graduate Student, UCLA

Dr. Nattamon Maneenoi
PhD Student, UCLA

Dr. Karen Holl
Professor, University of California, Santa Cruz

Dr. Madeleine Fairbairn
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Visiting Researcher, UCLA

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Dr. Elizabeth Ackert
Associate Professor, University of California Santa Barbara

Dr. Guillermo Terrén Serrano
Climate Innovation Fellow, California NanoSystems Institute at University of California Santa Barbara

California Fish and Game Commission
715 P Street, 16th floor,
Sacramento, CA 95814

March 14th, 2025

RE: CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Zavaleta and Honorable Commissioners:

As marine and environmental businesses and recreationists, we know first hand the value California's nature holds for residents and visitors alike. California's ocean holds some of the most biodiverse ecosystems in the world and the state has been a global leader in ocean conservation to keep it that way. Now, we are writing to you to urge the Fish and Game Commission (FGC) to prioritize strengthening the state's existing network of Marine Protected Areas (MPAs) so that California can continue to safeguard its treasured ocean life and set an example for the nation and the globe of responsible environmental stewardship.

California's coastline serves as a captivating haven for individuals seeking to revel in its myriad wonders. Our coast offers many recreational activities, such as surfing, swimming, kayaking, scuba diving, whale watching, and an array of other pursuits. That is why, as business owners and community members who rely on a vibrant ocean, we are worried about the ongoing biodiversity crisis in our ocean. Over the last half-century, marine vertebrate populations have declined by nearly 50 percent, and the number of endangered marine species is growing globally.[30] Marine heatwaves have doubled over the last 30 years, and have become more intense and longer in duration, putting stress on California's marine species and ecosystems.[31]

Climate change, combined with coastal pollution and marine debris, harms wildlife through entanglement, ingestion and habitat disruption.[32] Unsustainable fisheries remain the number one driver of biodiversity loss in the ocean.[33] Yet overfishing continues. About 90 % of global fish stocks are classified as fully exploited, overexploited or depleted.[34] On the U.S. West Coast, six commercially caught fish stocks, including three species of salmon, remain on the overfished and

[30] Doebeli, Anna G., et al. "How Does the Environmental State "See" Endangered Marine Animals?" *Environmental Science & Policy*, vol. 124, 2021, pp. 293-304, https://doi.org/10.1016/j.envsci.2021.07.001. Accessed 31 Jan. 2024.
[31] García-Reyes, Marisol, Andrew Leising, Rebecca Asch, Steven Bograd, and Tessa M Hill. Rep. Indicators of Climate Change in California, "Coastal Ocean Temperature", *California Office of Environmental Health Hazard Assessment,* 2022.
[32] California Coastal Commission, "The Problem with Marine Debris," April, 2023
[33] Eduardo Brondizio et al., "Global assessment report on biodiversity and ecosystem services of the Intergovernmental Science-Policy Platform on Biodiversity and Ecosystem Services," Zenodo, May 4, 2019.
[34] Mukhisa Kituyi and Peter Thomson, " 90% of fish stocks are used up – fisheries subsidies must stop emptying the ocean," World Economic Forum, July 13, 2018.

overfishing list.[35] Overfishing can result in cascading effects throughout the marine ecosystems; declines in biodiversity's ability to recover from disturbances, widespread ecosystem/habitat collapse and undermining the ocean's ability to perform its role as a carbon sink.[36] As a business that relies on the ocean's ecosystem for sustenance and profits, these statistics are extremely worrisome.

In the face of this urgent crisis, the California government has the opportunity to take robust and effective action. As the adaptive management process following the submission of 20 petitions has opened up, we support proposals that expand MPAs to better protect kelp forests and strengthen enforcement against overfishing. Research has shown that greatest ecological benefits can be achieved in areas with few extractive activities[37].

No-take marine reserves (i.e., "fully" protected MPAs) are one of the most effective ways to conserve biodiversity and ecosystem function and improve ecosystem resilience, as the ocean is faced with myriad stressors. Marine reserves provide areas that serve as buffers against the impacts of climate change and are able to adapt to acidifying waters, rising sea levels, intensified storm events, and decreases in oxygen availability. Ten years after establishing fully protected areas in the Channel Islands National Marine Sanctuary, fish targeted by fishing became 50% more abundant and their total biomass increased by 80%[38].

We oppose proposals to weaken the MPA network as that could place more pressure on California's marine ecosystems. We've lost over 90% of our kelp forests off the coasts of Northern California since 2014[39], creating detrimental effects on the whole marine species that depend on them. We cannot afford to lose more of these vital kelp forests.

Stronger MPA coverage and healthier marine ecosystems are critical for local marine businesses like us who depend on California's vibrant ocean. California's ocean economy provides 1,035 million jobs for California residents, over $143 billion in output, and $84 billion in gross state product (GSP), contributing to about 7% of the state's workforce.[40] However, if we continue to not take any action to preserve the ocean, then this will decrease over time. Not only will hundreds of thousands of people be out of a job, but we will not receive the intrinsic benefits we receive from having access to our beautiful California coasts. We are asking the government to take real action to prevent this great loss, as we rely on the ocean for so much more than just our livelihoods.

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[35] NOAA Fisheries, "Status of Stocks 2023 ," Sustainable Fisheries, February 10, 2025.
[36] UNFCCC, "How overfishing harms the climate", Plenty of Fish? June 10, 2022.
[37] Ibid Kirsten Grorud-Colvert et al., The MPA Guide: A framework to achieve global goals for the ocean. Science 373 ,eabf0861(2021). DOI:10.1126/science.abf0861
[38] Scott L. Hamilton et al., "Incorporating Biogeography into Evaluations of the Channel Islands Marine Reserve Network," Proceedings of the National Academy of Sciences USA, 107(43): 18272-18277, doi: 10.1073/pnas.0908091107, October 2010
[39] U.S. National Science Foundation, "Collapse of Northern California kelp forests will be hard to reverse. NSF Stories, March 17, 2021.
[40] Los Angeles County Economic Development Corporation, "Ocean Economy," LAEDC, 2020.

A broad set of Californians love the ocean, and our community should be included in making decisions that impact our state's coastal waters. It's important that the diversity of California's ocean users is reflected in this political process. This includes youth, recreational users, conservation groups, businesses, ocean lovers and more.

The ocean is a source of clean air to breathe, wildlife to marvel at, beauty and mystery. It is imperative that California continue to lead the nation and world in taking bold action for the sake of the sea and its future.

Sincerely,

Central Coast Outdoors

Dive Outdoors

Enjoy Napa Valley

Kayak Connection

La Jolla Sea Caves Kayak, LLC

Otter Bay Wetsuits

SpitSea Dive

Malibu Divers

Channel Islands Expeditions

Ocean Safaris

SunSwept Sailing

Bamboo Reef Dive Centers

Eco Dive Center

Blue Holic Scuba

Hobie Surf Shop/Fragile Ocean

Girl in the Curl LLC

California Dive Guy

CALPIRG Students







Governor Newsom signed Executive Order N-82-20 in which he supported the creation of more Marine Protected Areas (MPAs). These help give safe havens for the animals in the area, animals like the California Sea Lion, our iconic Elephant Seals, and the adorable Harbor Seals which all use the Channel Islands National Marine Sanctuary along with others along the coast, the Southern Sea Otters which rely on the kelp forests in our MPAs, the humongous Mola Mola which live in and around the Point Lobos SMR, our protected Abalone which like in MPAs like Sea Lion Cove SMCA and the Edward F. Ricketts SMCA, and so many more.

These amazing animals are why we are advocating for expanding California's network of MPAs, in particular to protect key kelp forests along the coast.

In the past month, CALPIRG volunteers engaged over 12,000 UC students in one-on-one conversations, and educated over 18,000 overall about expanding Marine Protected Areas in California. We have experienced overwhelming support!





CALPIRG Students

Dear California State Leaders,

While approximately 16% of California's coastal waters are conserved, only 12% have the level of protection scientists say is needed to defend against biodiversity loss and climate impacts. California's unique network of 124 Marine Protected Areas (MPAs) makes the state a global leader in protecting the critical habitats and life existing in and around our oceans. However, with a warming planet, and historic species extinctions, it is clear that California must strengthen and expand our existing network of protections with highly and fully protected MPAs. Highly protected areas only allow light extractive activities, while fully protected areas do not allow any extractive or environmentally destructive activities. I am asking you to call for the adoption of more highly and fully protected marine areas, which must be the standard for protecting 30% of our ocean by 2030.

Visit https://tinyurl.com/calpirgoceans
or scan the QR Code to view student support

Signed,
6,000 UC Students

CALPIRG activists also educated middle school students in the Los Angeles area about the benefits of MPAs for endangered species. Over 200 students and their teachers participated in a lesson about the endangered Southern Sea Otter and the importance of habitat protection through Marine Protected Areas!





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UCD Manua Maeem
UCD Alexander Liesequin
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UCD Rama Parasar
UCD Eric Chen
UCD Nadine Olidan
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UCD Julio Orendain
UCD Jonathan Wu
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UCSD Parinaz Asareh
UCSD Zixiao Yan
UCSD Feennette Navarro
UCSD Kaiya MacLeod

ENVIRONMENT CALIFORNIA

Clean air. Clean water. Open spaces.

Dear Gov. Newsom and California officials,

As decades of pollution, industrial-scale fishing, and climate change threaten the ocean, I urge you to support expanding California's marine protected areas to provide safety for marine wildlife. Please protect the state's last remaining kelp forests and strengthen enforcement in existing marine protected areas.

With your leadership, California can create a safe harbor for wildlife, including sea otters, shore birds, and sea turtles. And our state can continue to lead the country and the world in ocean conservation.

Sincerely,

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Tyson Dickinson, Sebastopol, CA,95472

Gary Pace, Sebastopol,CA,95472

Raleigh Elliott, Sebastopol,CA,95472

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Iksvaku Spencer, Mill Valley,CA,94941

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Morgan Jackson, Mill Valley,CA,94941

Ellen Cook, Mill Valley,CA,94941

Kristy Connolly, Mill Valley,CA,94941

Valorie Gertz, Mill Valley,CA,94941

Kathran Ray, Mill Valley,CA,94941

Jan Rapport, Mill Valley,CA,94941

Jose Isaac, Mill Valley,CA,94941

Colin Salter, Mill Valley,CA,94941

Sharon Malone, Mill Valley,CA,94941

Avra Alexiades, Petaluma,CA,94952

Wil Atkinson, Petaluma,CA,94952

Victoria Barsimanto, Petaluma,CA,94952

Juanita Radford, Petaluma,CA,94952

David Gomez-Rosado, Petaluma,CA,94952

Brandon Riviera, Petaluma,CA,94952

Kelly Smallcombe, Petaluma,CA,94952

James Dress, Petaluma,CA,94952

Kelly Carey, Petaluma,CA,94952

Joy Castillo, Petaluma,CA,94952

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Mirza Khan, Fairfax,CA,94930

Karrie Hovey, Fairfax,CA,94930

Shannon Tithof, Fairfax,CA,94930

Marina Carroll, Fairfax,CA,94930

Jan McDermott, Fairfax,CA,94930

Will Da Silva, Fairfax,CA,94930

Thomas Durrer, Fairfax,CA,94930

Christina Meyerive, Fairfax,CA,94930

Bob Hostetter, Fairfax,CA,94930

Pia Eriksson, Fairfax,CA,94930

Jordan Girman, Cotati,CA,94931

Shawn Bracken, Larkspur,CA,94939

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Loretta Phillips, Larkspur,CA,94939

Chris Murphy, Larkspur,CA,94939

Philippe Pradel, Larkspur,CA,94939

Conall Noonan, Mill Valley,CA,94941

Celimene Pastor, Mill Valley,CA,94941

Beat Bossart, Mill Valley,CA,94941

Eva Knowles, Mill Valley,CA,94941

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Stacy Kibrick, Mill Valley,CA,94941

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Bete Pessoa, Mill Valley,CA,94941

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Berne Reuben, Berkeley,CA,94702

Sofia Labra, Berkeley,CA,94702

Sophia Thompson, Berkeley,CA,94702

Morgan Mettler, Berkeley,CA,94704

Christopher Gierlich, Berkeley,CA,94704

Lissett Bastidas, Berkeley,CA,94704

Toby Switek, Berkeley,CA,94704

Aaron Mackenzie, Berkeley,CA,94704

Mollie Mindel, Berkeley,CA,94704

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Shawn Fritz, Berkeley,CA,94703

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Guiseppe Di Palma, Berkeley,CA,94703

Sarah Kover, El Cerrito,CA,94530

Kim Pfabe, El Cerrito,CA,94530

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Jess Ceralde, El Sobrante,CA,94803

Geryll Rusich, El Sobrante,CA,94803

Joshua Powell, El Sobrante,CA,94803

Lienard Brown, Richmond,CA,94804

Shawn Mercy, Richmond,CA,94804

Jamie Lassalle, Richmond,CA,94804

Andres Sanchez, Richmond,CA,94804

Falecia Gospel, Richmond,CA,94805

Felicitas Lyons, Richmond,CA,94805

Joseph Golton, Richmond,CA,94805

Jampa Tashi, Richmond,CA,94805

Patrick McKenna, Richmond,CA,94805

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Nathaniel Fariss, Richmond,CA,94805

Robert Bassett, Richmond,CA,94805

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Shalini Satkunanandan, Berkeley,CA,94703

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Pilar Kearney, Berkeley,CA,94703

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Saoirse Grohowski, El Cerrito,CA,94530

Emma Snyder, El Cerrito,CA,94530

Tony Grant, El Cerrito,CA,94530

Christine C, El Cerrito,CA,94530

Hiroki Terashima, El Cerrito,CA,94530

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Samantha Scheib, El Cerrito,CA,94530

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Juavette Johansen, El Cerrito,CA,94530

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Tristan Lam, El Cerrito,CA,94530

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Pavol Ivicic, El Cerrito,CA,94530

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Yun-T Wang, El Cerrito,CA,94530

Pamela Fox, El Cerrito,CA,94530

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Bart Tangredi, Lafayette ,CA ,94549

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Vanessa Coker, Danville ,CA ,94526

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Iris Magee, Walnut Creek ,CA ,94598

Tracey Seals, Walnut Creek ,CA ,94596

Heather Morgan, Walnut Creek ,CA ,94596

Rebecca Verity, Orinda ,CA ,94563

Louise Benvenue, Orinda ,CA ,94563

Katharine Barrett, Orinda ,CA ,94563

Morgan Mitchell, Pleasanton ,CA ,94566

Beth Eliason, Orinda ,CA ,94563

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Cameryn Breen, Lafayette ,CA ,94549

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Mary Chandler, Lafayette ,CA ,94549

Melissa Chatteroon, Lafayette ,CA ,94549

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Clark Seal, Moraga ,CA ,94556

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Ida Hirst, Pleasanton ,CA ,94566

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Kathy Sylvester, Orinda ,CA ,94563

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Leona Anderson, Orinda ,CA ,94563

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Carston Niemeyer, Walnut Creek ,CA ,94596

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Bruce E, Walnut Creek ,CA ,94596

Tristan Jardini, Walnut Creek ,CA ,94596

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Nancy Westermeyer, Walnut Creek ,CA ,94596

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Aidin Sabet, Walnut Creek ,CA ,94596

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Arjun Ra, Walnut Creek ,CA ,94596

Leo Carrillo, Walnut Creek ,CA ,94597

Mary Hruska, Walnut Creek ,CA ,94597

Connie Ferrando, Walnut Creek ,CA ,94598

Chris Giangregorio, Walnut Creek ,CA ,94598

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Matthew Rosenthal, Walnut Creek ,CA ,94598

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Denise O'Shea, Orinda ,CA ,94563

Vanmai Tran, Orinda ,CA ,94563

David McGanney, Orinda ,CA ,94563

Julie Whitsitt, Orinda ,CA ,94563

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Rosie Chester, Orinda ,CA ,94563

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Spencer Ott, Pleasanton ,CA ,94566

Chris Beatty, Pleasanton ,CA ,94566

Yuh Ling Yasui, Pleasanton ,CA ,94566

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Ronit Jorgensen, Lafayette ,CA ,94549

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Jason Mass, San Francisco ,CA ,94131

Michael Henchen, San Francisco ,CA ,94131

Sean Cafferty, San Francisco ,CA ,94131

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Marcus Keller, San Francisco ,CA ,94110

Daniel Mason, San Francisco ,CA ,94110

Mark Reynolds, San Francisco ,CA ,94110

Owen Whitmare, San Francisco ,CA ,94110

Jacob Smolowe, San Francisco ,CA ,94110

Tracy Wymer, San Francisco ,CA ,94110

Haldon Morgan, San Francisco ,CA ,94110

Tony Iluccy, San Francisco ,CA ,94110

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Clay Young, San Francisco ,CA ,94110

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William White, San Francisco ,CA ,94110

Carlos Egar Jr, San Francisco ,CA ,94110

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Paul Reeberg, San Francisco ,CA ,94114

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Linda Leonard, San Francisco ,CA ,94131

Shannon Latta, San Francisco ,CA ,94110

Karen Sutherlin, San Francisco ,CA ,94110

Elisabeth Peters, San Francisco ,CA ,94158

Erika Delacorte, San Francisco ,CA ,94107

Caren Funke, San Francisco ,CA ,94107

Laurel Rhoads, San Francisco ,CA ,94107

Grace Huenemann, San Francisco ,CA ,94107

Brittany Browning, San Francisco ,CA ,94107

Kimberly Floren, San Francisco ,CA ,94107

Gina Orofino, San Francisco ,CA ,94107

Emily Oinen, San Francisco ,CA ,94107

Linda Edelstein, San Francisco ,CA ,94107

Melinda Hall, San Francisco ,CA ,94107

Caroline Pulmer, San Francisco ,CA ,94107

Michele Hangee-Bauer, San Francisco ,CA ,94107

Laurie Herraiz, San Francisco ,CA ,94107

Victoria Cooke, San Francisco ,CA ,94107

Beth Garvey, San Francisco ,CA ,94110

Tanya Wischerath, San Francisco ,CA ,94110

Simmy Cover, San Francisco ,CA ,94110

Elia Meza, San Francisco ,CA ,94110

Kit Robberson, San Francisco ,CA ,94110

Catherine Art, San Francisco ,CA ,94110

Linda Weiner, San Francisco ,CA ,94110

Pauline Scott, San Francisco ,CA ,94110

Josephine Ramos, San Francisco ,CA ,94110

Sara Schaer, San Francisco ,CA ,94110

Gina Solomon, San Francisco ,CA ,94110

Barbara Barnes, San Francisco ,CA ,94110

Catherine Merrill, San Francisco ,CA ,94110

Jenifer Sims, San Francisco ,CA ,94110

Debra Murov, San Francisco ,CA ,94110

Maura Duggan, San Francisco ,CA ,94110

Susan Lamagna, San Francisco ,CA ,94110

Gwen Sidley, San Francisco ,CA ,94110

Margaret Weis, San Francisco ,CA ,94110

Lillian Reidy, San Francisco ,CA ,94110

Helen Norris, San Francisco ,CA ,94110

Barbara Attard, San Francisco ,CA ,94110

Karen Curtiss, San Francisco ,CA ,94110

Traci Boyle, San Francisco ,CA ,94110

Joanne Churchill, San Francisco ,CA ,94110

Susan Wong, San Francisco ,CA ,94110

Doris Flaherty, San Francisco ,CA ,94110

Mary McManamon, San Francisco ,CA ,94114

Edward Davidson, San Francisco ,CA ,94114

Sarah Nuernberger, San Francisco ,CA ,94114

Rhona O'Leary, San Francisco ,CA ,94114

Nina Krietzman, San Francisco ,CA ,94114

Melody Knight, San Francisco ,CA ,94114

Jessie Howell, San Francisco ,CA ,94114

Michelle Pampin, San Francisco ,CA ,94114

Ann Zuppann, San Francisco ,CA ,94114

Karen Klein, San Francisco ,CA ,94114

Alison Kelman, San Francisco ,CA ,94114

Susan Torres, San Francisco ,CA ,94114

Elaine Bitzel, San Francisco ,CA ,94114

Susan Green, San Francisco ,CA ,94114

Lisa Matthews, San Francisco ,CA ,94114

Rochelle Gottlieb, San Francisco ,CA ,94114

Linda Gorham, San Francisco ,CA ,94114

Lois Feller, San Francisco ,CA ,94114

Angie Zarikos, San Francisco ,CA ,94114

Constance Ferris Meyer, San Francisco ,CA ,94114

Donna Calame, San Francisco ,CA ,94114

Linda Marchi, San Francisco ,CA ,94114

Siri Margerin, San Francisco ,CA ,94117

Karen Ulring, San Francisco ,CA ,94117

Chloe A Milne, San Francisco ,CA ,94117

Carolynn Martin, San Francisco ,CA ,94117

Mary T Zablotny, San Francisco ,CA ,94117

Rene Yung, San Francisco ,CA ,94131

Norma Chew, San Francisco ,CA ,94131

Carol Savary, San Francisco ,CA ,94131

Patricia Caplan, San Francisco ,CA ,94131

Diana Rothermel, San Francisco ,CA ,94131

Kathleen Pabst, San Francisco ,CA ,94131

Mary Pitts, San Francisco ,CA ,94131

Pamela Koe, San Francisco ,CA ,94131

Elizabeth Erdos, San Francisco ,CA ,94131

Lorraine Aiken, San Francisco ,CA ,94131

Marilee Hearn, San Francisco ,CA ,94131

Barbara Coffey, San Francisco ,CA ,94131

Patricia Busk, San Francisco ,CA ,94131

Adam Felling, San Francisco ,CA ,94131

Jake Saliba, San Francisco ,CA ,94131

Robin Smith, San Francisco ,CA ,94131

Tom Bodenheimer, San Francisco ,CA ,94131

Abra Williams, San Francisco ,CA ,94131

Matt Forman, San Francisco ,CA ,94131

Johnson Livingston, San Francisco ,CA ,94110

Elias Colfax, San Francisco ,CA ,94110

Dina Martin, San Francisco ,CA ,94110

Yann Kerherve, San Francisco ,CA ,94110

Ron Longinotti, San Francisco ,CA ,94110

Cam Crary, San Francisco ,CA ,94110

Keli Wong, San Francisco ,CA ,94110

Nick Scheer, San Francisco ,CA ,94110

Torsten Christian, San Francisco ,CA ,94110

Leah Procopi, San Francisco ,CA ,94110

Kim McGee, San Francisco ,CA ,94110

Joseph Saginaw, San Francisco ,CA ,94110

Montana Stearns Ayster, San Francisco ,CA ,94110

Micheal Rodgers, San Francisco ,CA ,94110

Leo Milles, San Francisco ,CA ,94110

Anjal Pong, San Francisco ,CA ,94110

Keyvon Silva, San Francisco ,CA ,94110

Devante Horne, San Francisco ,CA ,94110

Liz Monore, San Francisco ,CA ,94110

Mercedes Cordero, San Francisco ,CA ,94110

James McKinney, San Francisco ,CA ,94110

Ben Obrock, San Francisco ,CA ,94110

Katherine Eddinger, San Francisco ,CA ,94110

Isaac Boss, San Francisco ,CA ,94110

Kathryn Jensen, San Francisco ,CA ,94110

Alex Currit, San Francisco ,CA ,94110

Addy Williams, San Francisco ,CA ,94110

Georrge Owyang, San Francisco ,CA ,94110

Ethan Wynne-Wade, San Francisco ,CA ,94110

Tal Honig, San Francisco ,CA ,94110

Nina Fujikawa, San Francisco ,CA ,94110

Melissa Kennedy, San Francisco ,CA ,94110

Richard Bonomi, San Francisco ,CA ,94110

Warren Gasper, San Francisco ,CA ,94114

Owen Christoph, San Francisco ,CA ,94114

Anonymous Donor, San Francisco ,CA ,94114

Peter Golbetz, San Francisco ,CA ,94114

Joshua Caron, San Francisco ,CA ,94114

Jan Boichel, San Francisco ,CA ,94114

Ninive Calegari, San Francisco ,CA ,94114

Sisse Leegaard, San Francisco ,CA ,94114

Anonymous Donor, San Francisco ,CA 94114

Megan Aldridge, San Francisco,CA ,94114

Tanya Ivanov, San Francisco,CA 94114

Debbie Mobley, San Francisco ,CA ,94114

Claire Batista, San Francisco ,CA ,94114

Gregory Egan, San Francisco ,CA ,94114

Chris Mancini, San Francisco ,CA ,94114

Sophia Woods, San Francisco ,CA ,94114

Katie M, San Francisco ,CA ,94114

Cooper Knutson, San Francisco ,CA ,94114

Kelly Mullin, San Francisco ,CA ,94114

Chiko Nog, San Francisco ,CA ,94114

Vincent Po, San Francisco ,CA ,94114

Basia Gorska, San Francisco ,CA ,94115

Oliver Montaga, San Francisco ,CA ,94107

Glenda Dayao, San Francisco ,CA ,94107

Daniel Padilla, San Francisco ,CA ,94107

Jeff Sand, San Francisco,CA 94107

Stephanie Arend, San Francisco ,CA 94107

Daniel Gill, San Francisco ,CA ,94107

Assembly District 19

Greg Dunham, San Francisco ,CA 94117

Claudio Salusso, San Francisco ,CA 94118

Cynthia Koster, San Francisco ,CA 94118

Emily LaRocca, San Francisco ,CA 94118

Emma Ziegler, San Francisco ,CA 94118

Jean Johnson, San Francisco ,CA 94118

A. Alessandra, San Francisco ,CA 94118

Emily Risk, San Francisco ,CA 94118

Christine Linnenbach, San Francisco ,CA 94118

Sarah Croteau, San Francisco ,CA 94118

Camille Smith, San Francisco ,CA 94118

Mary Powell, San Francisco ,CA 94131

Carrie Singleton, San Francisco ,CA 94131

Dana Isaac, San Francisco ,CA 94131

Thea Stoller, San Francisco ,CA 94131

Stacy Bissell, San Francisco ,CA 94131

Si Lead, San Francisco ,CA 94117

Shy Baniani, San Francisco ,CA 94117

Eliana Baskouta, San Francisco ,CA 94117

Evan Owski, San Francisco ,CA 94117

Cheyenne Belmont, San Francisco ,CA 94117

Jordan Kline, San Francisco ,CA 94117

Kieran Maesaka, San Francisco ,CA 94118

Baylie Fuller, San Francisco ,CA 94118

Brittany Rogers, San Francisco ,CA 94118

Therese Folco, San Francisco ,CA 94118

Kalyxa Roman, San Francisco ,CA 94118

Nathan Nkemere, San Francisco ,CA 94117

Aj Gabriel, San Francisco ,CA 94117

Assembly District 20

Tim Holmes, San Leandro ,CA 94577

Colin Neunuebel, San Leandro ,CA 94577

Jeremy Ouellette, San Leandro ,CA 94577

Tom Stone, San Leandro ,CA 94577

Art Galicia, San Leandro ,CA 94577

Alan Marcus, San Leandro ,CA 94577

James Bennett, San Leandro ,CA 94577

Raymond Mac, San Leandro ,CA 94577

Jay Slean, San Leandro ,CA 94577

Darryl Gaines, San Leandro ,CA 94577

Greg Brown, San Leandro ,CA 94577

Eric Bahm, San Leandro ,CA 94577

Don Patterson, San Leandro ,CA 94577

Thomas Huetteman, San Leandro ,CA 94577

Joseph Sartelle, San Leandro ,CA 94577

William Berystrom, San Leandro ,CA 94577

Owen Rubin, San Leandro ,CA 94577

Barry Grushkowitz, San Leandro ,CA 94577

Mike Gomez Jr, San Leandro ,CA 94577

Robert Disilverio, San Leandro ,CA 94577

Martin Vitz, San Leandro ,CA 94577

David Bardoff, San Leandro ,CA 94577

Keith Robertson, San Leandro ,CA 94577

George Mamoulelis, San Leandro ,CA 94577

Pete Murakami, San Leandro ,CA 94577

Daniel Hinckley, San Leandro ,CA 94577

Benjamin Guerrero, San Leandro ,CA 94577

Grant Gladman, San Leandro ,CA 94577

Damien Sykes, San Leandro ,CA 94577

Rebecca Delaney, San Leandro ,CA 94577

Rachel Fenyves, San Leandro ,CA 94577

Jacquelyn Diaz, San Leandro ,CA 94577

Patty Vonnegut, San Leandro ,CA 94577

Margaret Howard, San Leandro ,CA 94577

Elizabeth Ross, San Leandro ,CA 94577

Carol Suto, San Leandro ,CA 94577

Nancy Kocot, San Leandro ,CA 94577

Valerie Bogdanos, San Leandro ,CA 94577

Tracie Kinser, San Leandro ,CA 94577

Carole Wright, San Leandro ,CA 94577

Constance Silva, San Leandro ,CA 94577

Sharon Morris, San Leandro ,CA 94577

Sandra Godfrey, San Leandro ,CA 94577

Leticia Serna, San Leandro ,CA 94577

Jenny Murdoff, San Leandro ,CA 94577

Marta Calvo, San Leandro ,CA 94577

Chloe Santos, San Leandro ,CA 94577

Emily Rich, San Leandro ,CA 94577

Cheryl Shonnard, San Leandro ,CA 94577

Maureen Spranza, San Leandro ,CA 94577

Tiffany Howell, San Leandro ,CA 94577

Kathy Dubuque, San Leandro ,CA 94577

Jackie Vogelsang, San Leandro ,CA 94577

Cynthia Davies, San Leandro ,CA 94577

Angele Zacarias, San Leandro ,CA 94577

Alexandria Johnson, San Leandro ,CA 94577

Kathryn Gholson, San Leandro ,CA 94577

Richard Willie, San Leandro ,CA 94577

Charles O'Connor, San Leandro ,CA 94577

Aniesha Sapp, San Leandro ,CA 94577

Alexis Underwood, San Leandro ,CA 94577

Karen Difrummolo, San Leandro ,CA 94577

Ravi Whitworth, San Leandro ,CA 94577

Brittany Hodges, San Leandro ,CA 94577

Laila Thompson, San Leandro ,CA 94577

Jennifer Heller, San Leandro ,CA 94577

Lorin Peters, San Leandro ,CA 94577

Julian Quaye, San Leandro ,CA 94577

Jean Richardson, San Leandro ,CA 94577

Mary Barloga, San Leandro ,CA 94577

Patricia Yazolino, San Leandro ,CA 94577

Diane Neptune, San Leandro ,CA 94577

Scott Mullin, San Leandro ,CA 94577

Rienie Bartolini, San Leandro ,CA 94577

Assembly District 21

Michael Pickett, Menlo Park ,CA 94025

Glen Bethel, Palo Alto ,CA 94303

Ron Garbez, Menlo Park ,CA 94025

James Kearney, Menlo Park ,CA 94025

Jeff McGinnis, Palo Alto ,CA 94303

Dan Mau, Redwood City ,CA 94061

Brad Toussaint, Redwood City ,CA 94061

Thomas Cincotta, Redwood City ,CA 94061

Edward Greenwald, Redwood City ,CA 94061

James Boyson, Redwood City ,CA 94061

James D Jurow, Redwood City ,CA 94061

Humberto Perez, Redwood City ,CA 94061

Ken Harris, Redwood City ,CA 94061

Frank Skoglund, Redwood City ,CA 94061

Christopher Hollstein, Redwood City ,CA 94061

Justin Hand, Redwood City ,CA 94061

Steve Leonard, Redwood City ,CA 94061

Kurt Hemmingsen, Redwood City ,CA 94061

Robert Olson, Redwood City ,CA 94062

David Strausberg, Redwood City ,CA 94062

Cohen Guy, Emerald Hills ,CA 94062

Thomas Kavanaugh, Redwood City ,CA 94062

Cal Sloan, Redwood City ,CA 94062

Wallace Bradford, Redwood City ,CA 94062

Tom Lyons, Redwood City ,CA 94062

Marc Beban, Redwood City ,CA 94062

Raymundo Ortiz, Redwood City ,CA 94062

Mark Moucton, Emerald Hills ,CA 94062

Chad Reade, Redwood City ,CA 94062

Adam Brown, Redwood City ,CA 94062

Cory Place, Redwood City ,CA 94062

Randy Engler, Redwood City ,CA 94062

Donald Johnson, Redwood City ,CA 94062

Hector Barragan, Redwood City ,CA 94062

Michael Wenz, Redwood City ,CA 94062

John Pinkston, Atherton ,CA 94027

John Pink, Redwood City ,CA 94062

Annie Walker, Redwood City ,CA 94062

Sydney Graham, Redwood City ,CA 94062

Stephanie Choi-Freeman, Menlo Park ,CA 94025

Judy Webster, Redwood City ,CA 94061

Lauren Byrne, Redwood City ,CA 94061

Keisha Thoene, Redwood City ,CA 94061

Janice Byrns, Redwood City ,CA 94061

Cindy Merritt, Redwood City ,CA 94061

Patty Doody, Redwood City ,CA 94061

Patti Fletcher, Redwood City ,CA 94061

Gail Ragains, Redwood City ,CA 94061

Sarah Kemper, Redwood City ,CA 94061

Cheryl L Perman, Redwood City ,CA 94061

Yolanda Rosado, Redwood City ,CA 94061

Toni Summers, Redwood City ,CA 94061

Stacy Emory, Redwood City ,CA 94061

Meena Tahiliani, Redwood City ,CA 94061

Michelle Discher, Redwood City ,CA 94061

Marcia Granucci, Redwood City ,CA 94062

Rebecca La Londe, Redwood City ,CA 94062

Mary McGlynn, Redwood City ,CA 94062

Patricia Kracht, Redwood City ,CA 94062

Katharine Edwards, Redwood City ,CA 94062

Pat Martinez, Redwood City ,CA 94062

Linda Bunt, Redwood City ,CA 94062

Margaret Tracy, Redwood City ,CA 94062

Wendy Tawaratsumida, Redwood City ,CA 94062

Catherine Moyer, Redwood City ,CA 94062

Josefina Ayarza, Redwood City ,CA 94062

Jennifer Overby, Redwood City ,CA 94062

Lynn Egan, Redwood City ,CA 94062

Amanda Trice, Redwood City ,CA 94062

Anna Sheikh, Redwood City ,CA 94062

Kathleen Bakshi, Redwood City ,CA 94062

Heather Kinser, Redwood City ,CA 94062

Kimberly Wiefling, Redwood City ,CA 94062

Mary Campbell, Redwood City ,CA 94062

Catherine Taylor, Redwood City ,CA 94062

Gloria Maldonado, Redwood City ,CA 94062

Alene Kremer, Redwood City ,CA 94062

Betsey Taft, Redwood City ,CA 94062

Jacqueline Rogers, Redwood City ,CA 94062

Lori Beasley, Redwood City ,CA 94062

Heather Sutherland, Redwood City ,CA 94062

Judith Sullivan, Redwood City ,CA 94062

Shelly Hayes, Redwood City ,CA 94062

Sue Mitchell, Redwood City ,CA 94062

Deborah Henken, Redwood City ,CA 94062

Kathryn Morrison, Redwood City ,CA 94062

Marsha Lee Berkman, Redwood City ,CA 94062

Maryann Gonzales, Redwood City ,CA 94062

Margie Austin, Emerald Hills ,CA 94062

Laurie Nusser, Redwood City ,CA 94062

Cheryl Powell, Redwood City ,CA 94062

Camille Johnson, Redwood City ,CA 94062

Sandra Lyon, Emerald Hills ,CA 94062

Diane Leeds, Emerald Hills ,CA 94062

Ruth Gurney, Menlo Park ,CA 94025

Patricia Baile, Menlo Park ,CA 94025

Lisa Conrad, Menlo Park ,CA 94025

Donatella Rossignoli, Menlo Park ,CA 94025

Gabrielle Castro, Menlo Park ,CA 94025

Shirley Singh, Atherton ,CA 94027

Steven Zelinger, Menlo Park ,CA 94025

Gabby Rubio, Menlo Park ,CA 94025

Brandon Bodor, Menlo Park ,CA 94025

Katherine HaffnerZoccatelli, Menlo Park ,CA 94025

Jennifer Squires, Menlo Park ,CA 94025

Jameson Wiltermood, Menlo Park ,CA 94025

Juan Jimenez, Menlo Park ,CA 94025

Nirl London, Menlo Park ,CA 94025

Tad Egami, Menlo Park ,CA 94025

Ruta Gadgil, Menlo Park ,CA 94025

Hana Jenks, Menlo Park ,CA 94025

Mondonna Kennedy, Menlo Park ,CA 94025

Daniel Kim, Menlo Park ,CA 94025

Carter Berg, Menlo Park ,CA 94025

Cody Taylor, Menlo Park ,CA 94025

Eden Ye, Menlo Park ,CA 94025

Jeff Myers, Menlo Park ,CA 94025

Alinne Ortiz, Menlo Park ,CA 94025

Kevin Eklund, Menlo Park ,CA 94025

Tracey Rauen, Menlo Park ,CA 94025

Craig Bawmen, Menlo Park ,CA 94025

Jennifer Denker, Menlo Park ,CA 94025

Brian Smaalders, Menlo Park ,CA 94025

Keiran Thompson, Menlo Park ,CA 94025

Steve Furney-Howe, Menlo Park ,CA 94025

Shahriar Kianersi, Menlo Park ,CA 94025

Hamza Derbas, Menlo Park ,CA 94025

Jackson Bryman, Menlo Park ,CA 94025

Cameron Clark, Menlo Park ,CA 94025

Ann Bilodeau, Menlo Park ,CA 94025

Eric Roth, Menlo Park ,CA 94025

Andrew Churukian, Menlo Park ,CA 94025

Val Parafina, Menlo Park ,CA 94025

Madeline Jhawar, Menlo Park ,CA 94025

Phil Robinson, Menlo Park ,CA 94025

Alejandro Neou-Curiel, Menlo Park ,CA 94025

Rob Campodonico, Menlo Park ,CA 94025

Woojin Cho, Palo Alto ,CA 94303

Laurie Jarrett, Palo Alto ,CA 94303

Tamsin Stewart, Palo Alto ,CA 94303

Julia Rubinov, Palo Alto ,CA 94303

Sharon Prentice, Palo Alto ,CA 94303

Wheilin Hwang, Palo Alto ,CA 94303

Tomas Diaz-Wahl, Palo Alto ,CA 94303

Grandison Gardner, Redwood City ,CA 94062

Jean Forstner, Redwood City ,CA 94062

Anonymous Donor, Redwood City ,CA 94062

Kelly Walkerfisher, Redwood City ,CA 94062

M Zahid, Redwood City ,CA 94062

Marvan Taghvaie, Redwood City ,CA 94062

Jesus Rodriguez, Redwood City ,CA 94061

John Jennings, Redwood City ,CA 94061

Linda Kruger, Redwood City ,CA 94061

Tambi Harwood, Redwood City ,CA 94061

Dana De Nault, Redwood City ,CA 94062

Michael Johnson, Redwood City ,CA 94062

Chris Kehr, Redwood City ,CA 94062

Pat McGuire, Redwood City ,CA 94062

Isila Oliver, Redwood City ,CA 94062

Dale Olds, Redwood City ,CA 94062

Assembly District 23

Mark Hoffberg, Palo Alto ,CA 94303

Kirsten Essenmacher, Palo Alto ,CA 94303

Alexander Cannara, Menlo Park ,CA 94025

James Benjamin, Half Moon Bay ,CA 94019

Eric Vanestic, Half Moon Bay ,CA 94019

Dennis Paull, Half Moon Bay ,CA 94019

Rob Lockhart, Half Moon Bay ,CA 94019

Philip Barnett, Half Moon Bay ,CA 94019

Jerrold Buck, Half Moon Bay ,CA 94019

Stewart Sterling, Half Moon Bay ,CA 94019

John Raithel, Half Moon Bay ,CA 94019

Antonio Ramirez, Half Moon Bay ,CA 94019

John Szabo, Half Moon Bay ,CA 94019

Scott Holmes, Half Moon Bay ,CA 94019

Nicholas Bruno, Half Moon Bay ,CA 94019

Richard Hernandez, Half Moon Bay ,CA 94019

Richard Moore, Half Moon Bay ,CA 94019

Tim Riley, Half Moon Bay ,CA 94019

Thomas Goodson, Half Moon Bay ,CA 94019

Charlie Hodgin, Half Moon Bay ,CA 94019

Robert Mueller, Menlo Park ,CA 94025

Monte Hoskins, Menlo Park ,CA 94025

Ken Fuson, Menlo Park ,CA 94025

Mahmood Sulieman, Menlo Park ,CA 94025

Thomas Jaramillo, Menlo Park ,CA 94025

Steve Foug, Menlo Park ,CA 94025

Dan Diederich, Menlo Park ,CA 94025

Terence Kenney, Menlo Park ,CA 94025

David Korn, Menlo Park ,CA 94025

Bill Greer, Menlo Park ,CA 94025

Jim Tufts, Menlo Park ,CA 94025

Ed Luck, Menlo Park ,CA 94025

Michael Svihura, Menlo Park ,CA 94025

Robert Hall, Menlo Park ,CA 94025

Christopher Sharp, Menlo Park ,CA 94025

Douglas Kaufman, Menlo Park ,CA 94025

Julian Cortella, Menlo Park ,CA 94025

Peter Kim, Menlo Park ,CA 94025

Robert Caletti, Menlo Park ,CA 94025

Sally Finkle, Menlo Park ,CA 94025

John Morris, Menlo Park ,CA 94025

Kevin Moore, Menlo Park ,CA 94025

Steve DeLaet, Menlo Park ,CA 94025

David Rubin, Menlo Park ,CA 94025

Joe Adelson, Menlo Park ,CA 94025

Powell Pocsi, Menlo Park ,CA 94025

Tyler Jackson, Menlo Park ,CA 94025

Mark Reott, Menlo Park ,CA 94025

Mark Doherty, Menlo Park ,CA 94025

David Pellone, Menlo Park ,CA 94025

Daniel Wegener, Menlo Park ,CA 94025

Evan Collins, Atherton ,CA 94027

Michel Streuli, Atherton ,CA 94027

George Wu, Atherton ,CA 94027

Herbert Schneider, Atherton ,CA 94027

Steve Hayes, Atherton ,CA 94027

Leonard Jackie, Atherton ,CA 94027

Gavin Wright, Palo Alto ,CA 94303

Lee Berg, Palo Alto ,CA 94303

Michael Hendershot, Palo Alto ,CA 94303

James Anderson, Palo Alto ,CA 94303

Joel Brown, Palo Alto ,CA 94303

William Queen, Palo Alto ,CA 94303

Victor Rising, Palo Alto ,CA 94303

Chris Ammen, Palo Alto ,CA 94303

Peter Underhill, Palo Alto ,CA 94303

Jon Stone, Palo Alto ,CA 94303

Andrei Sarna-Wojcicki, Palo Alto ,CA 94303

Richard Winden, Palo Alto ,CA 94303

Skip Shapiro, Palo Alto ,CA 94303

Peter Robinson, Palo Alto ,CA 94306

Paul Gibson, Palo Alto ,CA 94306

Art Mcgarr, Palo Alto ,CA 94306

Jonathan Loeb, Palo Alto ,CA 94306

Singh Keshaw, Palo Alto ,CA 94306

Rob Schlub, Palo Alto ,CA 94306

Ronald Kaplan, Palo Alto ,CA 94306

Christopher Tong, Menlo Park ,CA 94025

Darren Raymond-Lombardo, Menlo Park ,CA 94025

Eric Bunje, Menlo Park ,CA 94025

Clifford Brunk, Menlo Park ,CA 94025

Kellen Glinder, Menlo Park ,CA 94025

Gene McDaniel, Menlo Park ,CA 94025

Jon Hazard, Menlo Park ,CA 94025

Dan Rodarte, Menlo Park ,CA 94025

Donald Shockey, Menlo Park ,CA 94025

George Cole, Menlo Park ,CA 94025

Jeffrey Garrett, Menlo Park ,CA 94025

Narada Hess, Menlo Park ,CA 94025

John Donald, Menlo Park ,CA 94025

Brian Cioffi, Menlo Park ,CA 94025

Chris Martin, Menlo Park ,CA 94025

Jim Pagee, Menlo Park ,CA 94025

Sidney Miller, Palo Alto ,CA 94301

George Herman, Palo Alto ,CA 94301

David Pirie, Palo Alto ,CA 94301

Stephen Sherman, Palo Alto ,CA 94301

Michael Campbell, Palo Alto ,CA 94301

Tyler Hoffman, Palo Alto ,CA 94301

Alan Polish, Palo Alto ,CA 94301

Hal Rucker, Palo Alto ,CA 94301

Mark Ostrau, Palo Alto ,CA 94301

Dennis Boyle, Palo Alto ,CA 94301

Robert Fisher, Palo Alto ,CA 94303

Charles Hoke, Palo Alto ,CA 94303

Byron Brown, Palo Alto ,CA 94303

Peter Noone, Palo Alto ,CA 94303

James Holmlund, Palo Alto ,CA 94303

Jon De Feo, Palo Alto ,CA 94303

Barry Gleeson, Palo Alto ,CA 94303

Abramson Tzuia, Palo Alto ,CA 94303

David Chen, Palo Alto ,CA 94303

Michael Grossmam, Palo Alto ,CA 94303

Dieter Jundt, Palo Alto ,CA 94303

Michael Torgersen, Palo Alto ,CA 94303

John Dukovic, Palo Alto ,CA 94303

Jonathan Ward, Palo Alto ,CA 94303

Volker Schellenberger, Palo Alto ,CA 94303

Kwame Adwere-Boamah, Palo Alto ,CA 94303

Rex Grignon, Palo Alto ,CA 94303

Peter Capak, Mountain View ,CA 94040

Elaine Anderson, Mountain View ,CA 94040

Molly Carlson, Mountain View ,CA 94040

Zale Mitchner, Mountain View ,CA 94040

Steven Olsen, Mountain View ,CA 94040

Lester Su, Mountain View ,CA 94040

Charles Cump, Mountain View ,CA 94040

Martin Griss, Mountain View ,CA 94040

Pat Wright, Mt. View ,CA 94040

Charles Zissman, Mountain View ,CA 94040

David Lehoty, Mountain View ,CA 94040

Steve Chessin, Mountain View ,CA 94040

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Benjamin Hollin, Mountain View ,CA 94040

Mattew Wheeler, Mountain View ,CA 94040

Douglas Starr, Mountain View ,CA 94040

Allen Atwood, Mountain View ,CA 94040

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Stephan Sochoux, Redwood City ,CA 94061

Peter HEadland, Redwood City ,CA 94061

Terry Langeman, Redwood City ,CA 94061

Hugh McLaughlin, Mountain View ,CA 94040

Robert Buschini, Menlo Park ,CA 94025

Stephanie Anderson, Palo Alto ,CA 94301

Haiyan Chen, Palo Alto ,CA 94303

Anne Contreras, Palo Alto ,CA 94303

Mary Lou Meeks, Palo Alto ,CA 94303

Lisa Jewett, Half Moon Bay ,CA 94019

Wendy Lama, Half Moon Bay ,CA 94019

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Bill Chin, Sunnyvale ,CA 94087

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Anand Gangadharan, Cupertino ,CA 95014

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Eric Siqueiros, Santa Clara ,CA 95050

Mushtaq Syed, Santa Clara ,CA 95050

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Lynn Hayes, Santa Clara ,CA 95050

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Krishna Prakash, Cupertino ,CA 95014

Edna Amezcua, Cupertino ,CA 95014

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Adelaide Soria, Soquel ,CA 95073

Diana Swisher, Soquel ,CA 95073

Alisa Matteucci, Soquel ,CA 95073

Elizabeth Simms, Soquel ,CA 95073

Lynette Clark, Watsonville ,CA 95076

Barbara Kingsley, Watsonville ,CA 95076

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Kathleen Jackson, Carmel ,CA 93923

Carol Tisson, Carmel ,CA 93923

Ruth Trotter, Carmel ,CA 93923

Natalie Lott, Carmel ,CA 93923

Olga Vorobiov, Carmel ,CA 93923

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Jeannie Mcpherson, Carmel ,CA 93923

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Barbara Steinberg, Carmel ,CA 93923

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Mai Bui, Soquel ,CA 95073

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Jose Carrillo, Carpinteria ,CA 93013

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David Springer, Carpinteria ,CA 93013

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Marshall Thomas, Santa Barbara ,CA 93101

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California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 30th, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

Environment California Research & Policy Center has one mission that drives everything we do: to protect our natural world. We envision a better, greener California: one that protects and restores more places where all life can thrive and offers us and our children the opportunity to live healthier, more enriching lives.

Azul is a grassroots organization working to conserve marine resources. We treasure the life-sustaining force of the ocean, as well as the physical and spiritual nourishment it provides us. We are a Gente powered and led effort, focused first on celebrating our rich Latino conservation traditions and connecting them to current solutions. Our work is based in authentic engagement, community building, and collaboration.

That's why we welcomed the goal set by Governor Newsom and his Administration of protecting 30% of lands and coastal waters by 2030 ('30x30'), which was codified with the passage of SB337 this Fall. This goal reflects the new scientific consensus that humanity must set aside much more of the ocean to sustain healthy marine life populations and ecosystems.

The State of California's network of Marine Protected Areas (MPAs), created by the Marine Life Protection Act (MLPA), has demonstrated that area-based marine protection works: during the state's recently completed Decadal Management Review (DMR), scientific analysis showed that the network has generally succeeded in protecting ocean habitats, increasing biomass of fishery-targeted species, and enhancing the climate resilience of California's coastal ecosystems.

However, the amount of coastal waters currently protected within the statewide MPA network falls far below the state's 30% goal. Only 12% of California state waters are covered in highly to fully protected areas – the types of protected areas known to provide the best conservation outcomes – and an additional 4% is covered in lightly protected areas that allow considerable human impacts within their boundaries. In total, 16% of state waters are currently protected within an MPA.

We must do more. Coastal and marine ecosystems face growing threats related to climate change and increased human use, as well as emerging threats from new ocean uses such as offshore wind and aquaculture. In the face of these threats, now is the time to make significant improvements to the existing MPA network via an adaptive management process to better protect our ocean and coastal resources in the future.

That is why we are submitting two petitions for rulemaking intended to strengthen the network's ability to conserve critical habitat types and better manage the network. Each of the two petitions stands on their own and are based on new and updated science that were not available to policymakers at the time of designating the original network. The areas we have proposed for expansion or strengthening are prime examples of where California's ocean life stands to benefit through new or updated permanent, area-based protections created under the MLPA.

The areas we are proposing are likely not the only areas that would fit the criteria for enhanced protection laid out in our petitions, nor are our criteria the only ecological criteria that could be used to systemically strengthen the existing network in line with the state's new 30x30 goal. We urge the Fish and Game Commission and all relevant state agencies to conduct analyses that will highlight the habitat types, species, and regions underserved by the current network, with an eye toward building a state MPA network that is resilient in the face of rising ocean temperatures, emerging threats, and continued pressure on endangered and threatened species.

Californians can be proud that we have led the way in ocean conservation over the past decades. It's time to take up the mantle of leadership once again, globally and nationally, not only to create a better future for the amazing life off of our own coasts, but also to inspire other decision makers to do so along every coastline, in every part of the ocean.

With your leadership, our groundbreaking marine protected area network can take its next leap forward.

Sincerely,

Laura Deehan
Director
Environment California Research & Policy Center

Marcela Gutiérrez-Graudiņš
Founder / Executive Director
Azul

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 29, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Sklar and Honorable Commissioners,

We are writing in support of Environment California Research & Policy Center's petition to increase protections for remaining persistent kelp forests in California state waters through the Marine Life Protection Act (MLPA)'s adaptive management process. As kelp forests contend with increased threats from climate change, predator loss, and invasive species, taking action to preserve the highly persistent kelp forest areas that have so far withstood these threats will be critical to the state's efforts to conserve this essential ecosystem and achieve area-based conservation targets.

California's kelp forests provide numerous and invaluable ecological and environmental benefits. These underwater ecosystems serve as critical nurseries for a wide variety of marine species, providing shelter and food for numerous fish, invertebrates, and marine mammals. They support thriving commercial and recreational fisheries, attract tourists and divers, and can help dampen the impacts of coastal erosion and storm impacts. However, recent decades have seen a decline in kelp forest cover across the Pacific West Coast, including California, due to a combination of natural and human-induced factors such as a major marine heatwave and the loss of predators of kelp grazers by overfishing and disease.

Marine protected areas are a critical tool for increasing the resilience of kelp ecosystems in the face of these stressors. However, the state of California's MPA network has gaps in coverage for the state's most persistent kelp forests. Recent analyses identifying the extent of persistent giant kelp and bull kelp forests in California found only 20.9% of the most highly persistent forests in Central California, 8.4% in Southern California, and less than 1% in Northern California are fully protected.[1,2] Improving the MPA network to better protect our remaining stable kelp forests will aid in increasing the resilience of these ecosystems and prevent further loss of kelp cover.

State officials should utilize all tools at their disposal to address the ongoing threats to kelp forests. Marine protected areas like those created through the California MLPA are a tool that

[1] Arafeh-Dalmau et al. 2021, Southward decrease in the protection of persistent giant kelp forests in the northeast Pacific. *Communications Earth & Environment*. https://doi.org/10.1038/s43247-021-00177-9
[2] Arafeh-Dalmau et al. 2023, Shortfalls in the protection of persistent bull kelp forests in the USA. *Biological Conservation*. https://doi.org/10.1016/j.biocon.2023.110133

has been underutilized in efforts to protect and restore our kelp forests—and one we cannot afford to ignore.

The state has an opportunity to incorporate these new scientific findings into the state network of marine protected areas, ensuring the network better addresses emerging threats to our kelp forests and provides the best possible support for restoration efforts. The petition submitted by Environment California RPC is supported by recent scientific analysis employing 35 years of satellite data to identify persistent kelp forests, and is based on extensive global research demonstrating the benefits of highly to fully protected areas.

As scientists who have spent decades studying our ocean ecosystems, we urge you to take swift action to protect and preserve our coastal and marine resources and natural heritage in the face of increasing climate impacts. Our future depends on it.

Thank you for your ongoing efforts to protect California's ocean heritage, and we look forward to engaging in this important work for years to come.

Sincerely,

Dr. Nur Arafeh-Dalamu
Postdoctoral Scholar, Hopkins Marine Station, Stanford University
Honorary Fellow, University of Queensland

Dr. Fiorenza Micheli
David and Lucile Packard Professor of Marine Science, Stanford University

Dr. Kyle Cavanaugh
Professor, Department of Geography, University of California, Los Angeles

Dr. Dawn Murray
Professor Environmental Studies, Antioch University Santa Barbara

Dr. Carolina Olguin-Jacobson
Postdoctoral Scholar, Hopkins Marine Station, Stanford University

WOODS HOLE OCEANOGRAPHIC INSTITUTION

Tom W. Bell

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November 29, 2023

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Sklar and Honorable Commissioners,

I am writing in support of Environment California Research & Policy Center's petition to increase protections for remaining persistent kelp forests in California state waters through the Marine Life Protection Act (MLPA)'s adaptive management process. As kelp forests contend with increased threats from climate change, predator loss, and invasive species, taking action to preserve the highly persistent kelp forest areas that have so far withstood these threats will be critical to the state's efforts to conserve this essential ecosystem and achieve area-based conservation targets.

California's kelp forests provide numerous and invaluable ecological and environmental benefits. These underwater ecosystems serve as critical nurseries for a wide variety of marine species, providing shelter and food for numerous fish, invertebrates, and marine mammals. They support thriving commercial and recreational fisheries, attract tourists and divers, and can help dampen the impacts of coastal erosion and storm impacts. However, recent decades have seen a decline in kelp forest cover across the Pacific West Coast, including California, due to a combination of natural and human-induced factors such as a major marine heatwave and the loss of predators of kelp grazers by overfishing and disease.

Marine protected areas are a critical tool for increasing the resilience of kelp ecosystems in the face of these stressors. However, the state of California's MPA network has gaps in coverage for the state's most persistent kelp forests. Recent analyses identifying the extent of persistent giant kelp and bull kelp forests in California found only 20.9% of the most highly persistent forests in Central California, 8.4% in Southern California, and less than 1% in Northern California are fully protected. Improving the MPA network to better protect our remaining stable kelp forests will aid in increasing the resilience of these ecosystems and prevent further loss of kelp cover.

State officials should utilize all tools at their disposal to address the ongoing threats to kelp forests. Marine protected areas like those created through the California MLPA are a tool that has been underutilized in efforts to protect and restore our kelp forests—and one we cannot afford to ignore.

The state has an opportunity to incorporate these new scientific findings into the state network of marine protected areas, ensuring the network better addresses emerging threats to our kelp forests and provides the best possible support for restoration efforts. The petition submitted by Environment California RPC is supported by recent scientific analysis employing 35 years of satellite data to identify persistent kelp forests, and is based on extensive global research demonstrating the benefits of highly to fully protected areas.

As scientists who have spent decades studying our ocean ecosystems, we urge you to take swift action to protect and preserve our coastal and marine resources and natural heritage in the face of increasing climate impacts. Our future depends on it.

Thank you for your ongoing efforts to protect California's ocean heritage, and I look forward to engaging in this important work for years to come.

Sincerely,



Dr. Tom Bell
Scientist, Department of Applied Ocean Physics and Engineering, Woods Hole Oceanographic Institution

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 29, 2023

Re: Support for new MPA to protect kelp, seabirds, and sharks of Santa Cruz

Dear President Sklar and Honorable Commissioners,

As a local seabird and marine ecosystem biologist, I am writing in support of a new State Marine Reserve proposed by Environment California and Azul to protect kelp, seabirds, and sharks in coastal waters of Santa Cruz County, CA. As climate change impacts ocean conditions, corresponding shifts in fishing behavior will create new risks for forage fish and place increasing pressure on ocean wildlife. Providing protections now for forage fish within critical nearshore kelp forests and sandy bottom environments is essential for mitigating future threats to migratory seabirds, whales, and sharks.

The proposed MPA off Soquel Point in Santa Cruz is positioned within the northern Monterey Bay bight, a biologically rich and unique marine region encompassing nearshore kelp forests, sandy beach, and deeper soft-bottom habitats. Physically, these waters are influenced by the Año Nuevo upwelling front and the area is characterized by a broad shallow shelf. These features create a unique ocean circulation pattern where freshly upwelled and nutrient rich cold-water eddies become slower and recirculate within this semi-enclosed bay[1]. These waters are ideal growing conditions for phytoplankton, crustaceans and cephalopods, larval fishes and forage fishes (anchovies, sardines, herring), which create the base of the food web for predatory sharks, seabirds, and whales.

This biologically diverse area is recognized as important to more than 100 species of marine seabirds and shorebirds, mammals and sea turtles (Harvey & Benson 1997[2], Henkel 2006[3], Neuman et al. 2008[4]). In the summer months, enormous flocks of Sooty Shearwater travel 20,000 km from New Zealand 20,000 km to feed on the anchovy schools (Figure 1) within the

[1] Graham and Largier 1997. Upwelling shadows as nearshore retention sites: the example of northern Monterey Bay. Continental Shelf Research, 1997

[2]Harvey and Benson 1997. Marine Bird and Mammal Distribution and Abundance in Monterey Bay, During 1996. Moss Landing Marine Laboratories Technical Publication 97-02, 80pp.

[3] Henkel 2004. Seasonal Abundance of Marine Birds in Monterey Bay, California. Western Birds: 126-146.

[4] Neuman, Henkel, and Page. 2008. Shorebird use of sandy beaches in central California Waterbirds.

northern bight of the Bay (Figure 2) (Adams et al. 2012[5]). This annual natural feeding frenzy phenomenon is described as the "River of Birds" and is fueled by the dense nearshore aggregations of anchovies, which are also host to iconic lunge-feeding humpback whales,[6] pelicans, and gulls.

An "Oasis Effect" has been described for these nearshore areas in California[7] by which whales and other marine animals aggregate in large numbers to feed in nearshore "oases" of forage fish during times of poor food availability offshore. Similarly, Endangered Leatherback Sea Turtles travel from offshore areas to feed within the bight when ocean conditions nearshore favor jellyfish[8]. The connection between nearshore and offshore forage fish dynamics figures importantly in the future conservation of these globally connected migratory species[9].

However, these areas are not protected from extractive uses including fisheries. Despite 30 years of protected designation within the Monterey Bay National Marine Sanctuary, Adelaars et al. 2012[10] found that the relative level of conservation, particularly within the northern bay sandy shelf area of the Sanctuary, is low. The Sanctuary primarily protects the waters from offshore oil and gas exploitation, but does not protect against the impacts of fishing and many other human activities which may compromise thriving marine food webs. Large important areas of nearshore sandy-bottom and kelp forest habitats in Monterey Bay remain unprotected (see Figure 7 in Adelaars et al.).

In addition, over the past 10 years our coastal ecosystems have seen significant shifts in the face of a changing climate. Warming waters – including intense episodic marine heatwaves – have caused mobile species to temporarily shift their geographic ranges to remain within suitable environmental conditions,[11] often increasing the chances for harmful interactions with fisheries and other human activities. In the Monterey Bay, warming waters have led to habitat

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[5] Adams, MacLeod, Suryan, Hyrenbach and Harvey. 2012. Summer-time use of west coast US National Marine Sanctuaries by migrating sooty shearwaters (Puffinus [=Ardennna] griseus). Biological Conservation 156: 105-116.

[6] [video] Sooty Shearwaters on Monterey Bay feeding with Humpback Whales (MB Whale Watch)

[7] Benson, Croll, Marinovic, Chavez, and Harvey. 2002. Changes in the cetacean assemblage of a coastal upwelling ecosystem during El Niño 1997-98 and La Niña 1999. Prog. Oceanogr. 54:279-291.

[8] Benson, Forney, Harvey, Carretta, and Dutton. 2007 Abundance, distribution, and habitat of leatherback turtles (*Dermochelys coriacea*) off California, 1990–2003. Fish. Bull. 105:337–347.

[9] International Agreement on the Conservation of Albatrosses and Petrels (Conservation of Migratory Species).

[10] Adelaars, Bassett, Donlou, Marks, Pardieck, and Lindholm. 2012. Examining the Conservation Level of Marine management Areas within the Monterey Bay National Marine Sanctuary: How Protected is the Sanctuary? Marine Sanctuaries Conservation Series ONMS-12-04. U.S. Department of Commerce, NOAA, Silver Spring, MD. 41 pp. [NB: Figure 7 - Soquel Cove area]

[11] Pecl, Araju et al. 2017. Biodiversity redistribution under climate change: Impacts on ecosystems and human well-being. Science

compression for whales and other mobile marine species, causing them to move inshore more frequently to feed and resulting in record-high whale entanglements in fishing gear.[12] Other species such as Common Murre, Rhinoceros Auklets and Brandt's Cormorant engage in prey switching as a strategy to buffer prey availability[13], utilizing species from kelp forests and nearshore ecosystems when offshore species are less abundant. Maintaining healthy nearshore environments with a diversity of prey sources for predators experiencing climatic stressors is critical for the climate resilience of the overall ecosystem. However, the very changes underpinning these shifts in wildlife behavior can also influence fisher behavior,[14] putting pressure on these food webs at the very time that they're needed to maintain ecosystem resilience.

Conservation of healthy forage fish populations in the face of climate change is critical. A recent review highlighted the need for conservation of the prey base with regard to the seabird populations in California, noting that where humans and wild predators coexist, human fishers are far more efficient in their prey harvesting activities[15]. Further, a global review by Cury et al. 2011 suggested a precautionary approach of leaving one third of the fish biomass for the seabirds[16]. Both of these studies point to the need for establishing protections of forage fish for seabirds which are not exploited to full capacity. A new state MPA would strengthen protections for forage fish now, before shifting ocean conditions bring new threats to this area. The proposed MPA area is not currently not currently subject to any significant commercial take, making protecting this area now of minimal economic impact to existing fisheries.

Conservation in this area is aided by the participation of actively engaged citizen scientists. Citizens in Santa Cruz County are very concerned about marine conservation and actively participate in citizen science activities including water quality (Coastal Watershed Council), intertidal and subtidal monitoring (LIMPETS[17], Reef Check California) and beach monitoring (BeachCOMBERS, Nevins et al. 2011[18]). Since 1997, citizen scientists have been monitoring

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[12]Santora, Mantua et al. 2020. Habitat compression and ecosystem shifts as potential links between marine heatwave and record whale entanglements. Nature

[13] Warzybok et al. 2018 Prey switching and consumption by seabirds in the central California Current upwelling ecosystem: Implications for forage fish management. J Marine Systems

[14] Pichegru et al. 2012. Industrial fishing, no-take zones and endangered penguins. Biol. Cons. 156:117-125.

[15]Ainley, Adams, Jahncke (eds). 2014 Towards ecosystem-based fishery management in the California Current system–predators and the preyscape: a workshop.

[16]Cury et al. 2011. Global Seabird Response to Forage Fish Depletion—One-Third for the Birds. Science

[17] Pearse et al. 2015 Long-term monitoring of surfgrass meadows in the Monterey Bay National Marine Sanctuary : recovery followed by stability after the termination of a domestic sewage discharge.

[18]Nevins, Benson, Phillips, de Marignac, DeVogelaere, Ames and Harvey. 2011. Coastal Ocean Mammal and Bird Education and Research Surveys (BeachCOMBERS), 1997-2007: ten years of monitoring beached marine birds and mammals in the Monterey Bay National Marine Sanctuary.

impacts to marine birds and mammals in and around the proposed MPA, contributing significant evidence for understanding human impacts, documenting the recovery of species in the region, and complementing long-term monitoring efforts by the state.

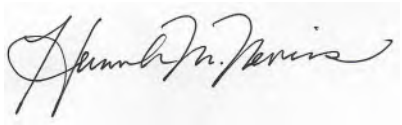
Northern Monterey Bay is host to a multitude of ocean-focused activities and these have created a thriving nature-based economy: surfers treasure the waves of Pleasure Point from Soquel Point to Capitola; beachgoers enjoy tidepooling, birdwatching, fossil hunting, and fishing along the rocky and sandy shores of New Brighton and Seacliff Beaches. Recently, locals have called this area a “Shark Park”, due to the increased use of the area by juvenile white sharks as seen by drones. This natural phenomenon has created a boon for shark-ecotourism businesses based out of Santa Cruz and Capitola (Figure 3). An established MPA in the area would help provide long-term protections for this oft-maligned species which requires nearshore sandy beaches for growth and survival, while supporting local nature-focused businesses.

The proposed MPA would also amplify nearby land-based protected areas, including four California State Parks (New Brighton, Seacliff Beach, Manresa and Sunset State Beaches). Establishing a land-sea connection between terrestrial and coastal protected areas will not only enhance broader ecological ecosystem function, but could connect users within the proposed MPA to interpretive aspects of state parks, which offer extensive access (trails, beach access, RV and tent camping) and interpretive resources (rangers and visitor centers).

In summary, the proposed MPA would provide multiple species and habitats ecological benefits and greater resilience in the face of climate-related impacts and shifting fishing behaviors, as well as leverage local citizen efforts to increase coastal protection and enhancements for marine species. This effort would enable future generations to enjoy firsthand the natural phenomena of the River of Birds by migratory Sooty Shearwaters and the nursery area found to be important for juvenile White Sharks by protecting the basis of the food web in this ecosystem.

Thank you for considering this proposed designation.

Sincerely,



Hannah Nevins, M.S. MSc., Seabird Biologist and Ecologist, Santa Cruz, CA



Figure 1. Shearwaters feed on small schooling fishes including anchovies in nearshore waters of northern Monterey Bay. (Photo: Ingrid Taylor, New Brighton Beach, CA)

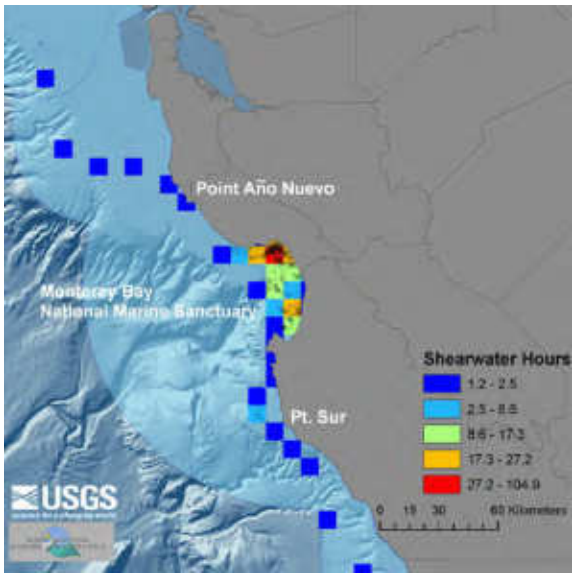


Figure 2. Satellite tracking of migratory Sooty Shearwaters indicate the valuable feeding area in northern Monterey Bay (red area). Northern area is proposed is for greater protection of forage fish important to migratory seabirds and sharks. (Data: USGS/MLML)



Figure 3. Soquel Cove is locally known as the "Shark Park." Passengers on a shark-watching tour based from Santa Cruz check out an approaching great white shark in the sandy bottom habitat off Seacliff Beach in northern Monterey Bay, CA. (Photo Kevin Painchard/Lookout Santa Cruz)

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 30th, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

As scientists, researchers, and educators who work to understand our changing oceans and inspire the next generation of ocean stewards, we write to express our support for the expansion and strengthening of California's network of Marine Protected Areas (MPAs) to help safeguard the state's diverse marine ecosystems and ensure the long-term resilience of our ocean habitats.

Globally, the ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. California's coastal ecosystems have not been spared these global trends: Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Only an average of 55 Pacific leatherback turtles are now found foraging off California's coast every year, a notable decrease from the yearly average of 128 Pacific leatherbacks observed in the region from 1990 to 2003.[2] Marine heatwaves have doubled over the last 30 years and have become more intense and longer in duration, putting stress on California's marine species and ecosystems.[3]

Now, California has a unique opportunity to take bold, effective and science-based action to conserve its marine biodiversity by expanding its groundbreaking network of state MPAs. MPAs, like state parks on land, protect unique and important ocean habitats from destructive human activities that can damage the integrity of marine ecosystems. Globally and in California, strongly protected and well-enforced MPAs have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate

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[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021
[2] Benson, Scott R., Karin A. Forney, Jeffrey E. Moore, Erin L. LaCasella, James T. Harvey, and James V. Carretta. "A Long-Term Decline in the Abundance of Endangered Leatherback Turtles, Dermochelys Coriacea, at a Foraging Ground in the California Current Ecosystem." *Global Ecology and Conservation* 24 November 2020.
[3] IPCC (2021). Summary for Policymakers. In: Climate Change 2021: The Physical Science Basis. Contribution of Working Group I to the Sixth Assessment Report of the Intergovernmental Panel on Climate Change [Masson-Delmotte VP, Zhai A, Pirani SL, Connors C, Péan S, et al. (Eds.)].;

change on our oceans.[4] Well-designed and well-implemented reserves better preserve natural interactions within ecosystems, allowing for greater resiliency in the face of rising global temperatures and changing environmental conditions.[5]

California's network of MPAs, established through the 1999 Marine Life Protection Act, celebrated its tenth anniversary last year. The state's recent Decadal Management Review (DMR) analyzed a decade of monitoring data and showed that the MPA network has generally been effective at protecting ocean habitats and increasing fisheries-targeted species' biomass.[6] Now, in the face of increasing threats, we need to build on this system and maintain California's role as a national and global leader in the effort to protect our ocean habitats.

That's why we, as scientists, researchers, and educators, urge you to expand and strengthen our state's network of MPAs via the adaptive management process of the DMR.

Specifically, we support the expansion of the MPA network to include additional protections for California's most resilient kelp forests. While these vital and iconic ecosystems have faced declines statewide in recent years, kelp forests in some areas have persisted or bounced back quickly in the face of marine heatwaves and other disturbances.[7] By expanding protections for these resilient forests under the MLPA, the state can minimize direct human impacts in these relatively healthy areas, helping to ensure their continued persistence and enhancing the effectiveness of restoration efforts for declining kelp ecosystems nearby. Globally, kelp restoration has been most successful in places adjacent to/contiguous with healthy kelp forest ecosystems. [8]

It is also vital that existing California MPAs are able to achieve their stated goals of conserving biodiversity and ecosystem health. We encourage the state to consider increasing protections for MPAs that are currently only lightly or minimally protected, especially in places where weaker or more complicated regulations lead to poor compliance and enforcement. Research has shown that highly and fully protected areas, where few if any destructive or extractive activities are allowed, provide greater ecological benefits than lightly or minimally protected areas.[9] The

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[4] James Horrox, Kelsey Lamp and Steve Blackledge. New Life for the Ocean: How Marine Protections Keep Our Waters Wild. Environment America Research & Policy Center & Frontier Group, February 3, 2021

[5] Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,eabf0861(2021). DOI:10.1126/science.abf0861

[6] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.;

[7] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.

[8] Eger, A.M., Marzinelli, E.M., Christie, H., Fagerli, C.W., Fujita, D., Gonzalez, A.P., Hong, S.W., Kim, J.H., Lee, L.C., McHugh, T.A., Nishihara, G.N., Tatsumi, M., Steinberg, P.D. and Vergés, A. (2022), Global kelp forest restoration: past lessons, present status, and future directions. Biol Rev, 97: 1449-1475.

[9] Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,eabf0861(2021). DOI:10.1126/science.abf0861

state's network currently protects 12% of state waters in highly- or fully-protected MPAs, as defined by Grorud-Colvert et al. (2021), which leaves 4% of the network lacking the most effective conservation protections.[10] By expanding the level of protection to areas already identified as ecologically important, we can ensure that the area's vulnerable marine resources have the chance to recover and flourish.

Our ocean is not just a source of clean air, wildlife, and natural beauty but also a mystery that beckons exploration and discovery. It is our moral imperative to lead the nation and the world in taking bold actions to preserve the sea, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

President Sklar and Honorable Commissioners, you have a chance to take up this imperative and champion the expansion and strengthening of California's network of Marine Protected Areas. By doing so, you will leave a lasting legacy of marine stewardship that will keep California at the forefront of ocean conservation, nationally and globally.

Thank you for your unwavering commitment to the welfare of our ocean and for considering this urgent matter. Together, we can ensure a healthier, more abundant future for the unique marine ecosystems that define California.

Sincerely,

Michael Akresh
Faculty
Antioch University

Alice Alldredge
Professor Emeritus
University of California, Santa Barbara

Steven Allison
Professor
University of California, Irvine

Anupa Asokan
Ocean advocate

Peter Auster
Senior Research Scientist & Research Professor Emeritus
Mystic Aquarium & University of Connecticut

Nevé Baker
PhD Candidate
University of California Santa Cruz

Leocadio Blanco Bercial
Assistant Professor
Arizona State University - Bermuda Institute of Ocean Sciences

Bailey Drechsler
Professor
Cuesta College

[10] Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,0861(2021). DOI:10.1126/science.abf0861

Michelle María Early Capistrán
Postdoctoral Scholar
Stanford University

Rikki Eriksen
Director Marine Spatial Ecology
California Marine Sanctuary Foundation

Paul Faulstich
Emeritus Professor of Environmental Analysis
Pitzer College

Sarah Hameed
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Marine Conservation Institute

Brett Holland
Faculty
CSUS

Flora Lu
Professor of Environmental Studies
University of California, Santa Cruz

Kathy Ann Miller
Curator of Algae
Herbarium, University of California

Lisa Murphy
co-founder, primary researcher and educator
Gold Country Bat Project

Dawn Murray
Professor
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Jacquelin Mutter
National One Water Planning Lead
HDR

Erin Naegle
STEM Dean of Instruction
Cuesta College

Hannahrose Nevins
Seabird Ecologist
Seabird Consultant

Gretchen North
Professor of Biology
Occidental College

Carolina Olguin Jacobson
Postdoctoral fellow
Hopkins Marine Station of Stanford University

Gorka Sancho
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Joanna Tang
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Professor
Cal State University, Fullerton, Department of Geography & the Environment

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Professor of Earth System Science
University of California, Irvine

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California Legislature

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ASSEMBLYMEMBER, THIRTIETH DISTRICT

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VICE CHAIR: JOINT COMMITTEE ON FISHERIES AND AQUACULTURE

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 28th, 2023

Re: Strengthening and Expanding California's Marine Protected Area Network

Dear President Sklar and Honorable Commissioners,

As an Assemblymember and advocate for the health and vitality of California's coastal ecosystems, I write to express my support for the expansion of the state's network of Marine Protected Areas (MPAs) to include the expansion and strengthening of Point Buchon SMCA and Natural Bridges SMR. Protecting specific habitat areas, including the remaining areas of stable kelp forests, and increasing the rigor of existing marine protected areas are crucial steps in safeguarding our diverse marine species and ensuring the long-term well-being of the ecosystems off our shores.

The state of our ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Pollution, overfishing, offshore drilling and other human activities are threatening ocean habitat and marine species, while the changing climate increases the risk of extreme weather events and puts even greater stress on ocean ecosystems.[2] [3]

In the face of these mounting threats, California has a unique opportunity to take bold and effective action to conserve ocean habitats and ensure a greater abundance of life off our coast. Over two decades ago, the state passed the groundbreaking Marine Life Protection Act (MLPA), which called on the state to use one of the most powerful tools for ocean conservation: marine protected areas (MPAs).

[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021
[2] James Horrox, Steve Blackledge and Kelsey Lamp, "New Life for the Ocean: How marine protections keep our waters wild," Environment America Research and Policy Center & Frontier Group, February 2021.
[3] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published

by Elsevier Inc.

MPAs, like state parks on land, protect unique and important ocean habitats from activities that can damage ocean life. Areas that are strongly protected have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate change on our oceans.[4] California's network of MPAs, foreseen in the MLPA, celebrated its tenth-anniversary last year, and the state's decadal management review showed that marine life in existing reserves better withstood recent marine heatwaves, and reserves across the state had higher biomass of commercially caught fish than areas lacking protection.[5] Now, we need to build on this system and maintain California's role as a leader, both nationally and globally, in the fight to protect more ocean habitats.

That's why I urge you to expand our state's network of MPAs within the adaptive management process of the Decadal Management Review. In particular, I am writing in support of the strengthening and expansion of Point Buchon SMCA and Natural Bridges SMR off the coast of my community.

We, as Californians, have a deep love for our ocean and feel a profound responsibility to participate in decisions that impact our state's coastal waters. Our ocean is not just a source of clean air, wildlife, and natural beauty but also a mystery that beckons exploration and discovery. It is our moral imperative to lead the nation and the world in taking bold actions to preserve the sea in our own backyard, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

In conclusion, we strongly urge you, Honorable Commissioners, to expand California's MPA network to encompass areas of persistent kelp, with a particular focus on safeguarding the strengthening and expansion of Point Buchon SMCA and Natural Bridges SMR.

Thank you for your unwavering commitment to the welfare of our ocean and for considering this proposal.

Sincerely,



DAWN ADDIS
Assemblymember, 30th District

[4] James Horrox, Steve Blackledge and Kelsey Lamp, "New Life for the Ocean: How marine protections keep our waters wild," Environment America Research and Policy Center & Frontier Group, February 2021.
[5] California Department of Fish and Wildlife. California's Marine Protected Area Network Decadal Management Review. 2022.

CITY OF SANTA CRUZ

MAYOR AND CITY COUNCIL

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November 30, 2023

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

RE: Petition to Modify the CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Sklar and Honorable Commissioners:

As a mayor and advocate for the health and vitality of California's coastal ecosystems, I write to express my unwavering support for the expansion of the State's network of Marine Protected Areas (MPAs), including the expansion of Natural Bridges SMR and the implementation of a new MPA at Pleasure Point. Protecting specific habitat areas, including the remaining areas of stable kelp forests, and increasing the rigor of existing marine protected areas are crucial steps in safeguarding our diverse marine species and ensuring the long-term well-being of the ecosystems off our shores.

The state of our ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Pollution, overfishing, offshore drilling, and other human activities are threatening ocean habitats and marine species, while the changing climate increases the risk of extreme weather events and puts even greater stress on ocean ecosystems.[2] [3]

In the face of these mounting threats, California has a unique opportunity to take bold and effective action to conserve ocean habitats and ensure a greater abundance of life off our coast. Over two decades ago, the State passed the groundbreaking Marine Life Protection Act (MLPA), which called on the State to use one of the most powerful tools for ocean conservation: MPAs.

MPAs, like state parks on land, protect unique and important ocean habitats from activities that can damage ocean life. Areas that are strongly protected have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate change on our oceans.[4]

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[1] Meredith McPherson et. al, [illegible] shift [illegible] kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021.
[2] James Horrox, Steve Blackledge and Kelsey Lamp, "[illegible] Ocean: How marine protections keep our waters wild," Environment America Research and Policy Center & Frontier Group, February 2021.
[3] Arafeh-Dalmau et al., [illegible] and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.
[4] James Horrox, Steve Blackledge and Kelsey Lamp, "[illegible] Ocean: How marine protections keep our waters wild," Environment America Research and Policy Center & Frontier Group, February 2021.

California's network of MPAs, foreseen in the MLPA, celebrated its tenth anniversary last year, and the State's decadal management review showed that marine life in existing reserves better withstood recent marine heatwaves, and reserves across the State had higher biomass of commercially caught fish than areas lacking protection.[5]

Now, we need to build on this system and maintain California's role as a leader, both nationally and globally, in the fight to protect more ocean habitats.

That is why I urge you to expand our State's network of MPAs within the adaptive management process of the Decadal Management Review. In particular, I am writing in support of the expansion of the Natural Bridges SMR and the implementation of a new MPA at Pleasure Point off the coast of my community, Santa Cruz.

As the author of the Marine Life Management Act and the Marine Life Protection Act, I am fully supportive of Environment California's request for additional marine protected areas. When I was Speaker pro tempore of the California Assembly (1996–2002), I was deeply involved in this subject. In my last year, I also authored the California Ocean Trust Act, which created the California Ocean Science Trust (Cal-OST). Cal-OST has written extensively about the successes within the MPAs, and more would be a very good idea.

We, as Californians, have a deep love for our ocean and feel a profound responsibility to participate in decisions that impact our State's coastal waters. Our ocean is not just a source of clean air, wildlife, and natural beauty but also a mystery that beckons exploration and discovery. It is our moral imperative to lead the nation and the world in taking bold actions to preserve the sea in our own backyard, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

In conclusion, we strongly urge you, Honorable Commissioners, to expand California's MPA network to encompass areas of persistent kelp, with a particular focus on safeguarding Natural Bridges State Marine Reserve and implementing a new MPA at Pleasure Point. By doing so, you will leave a lasting legacy of environmental stewardship.

Thank you for your unwavering commitment to the welfare of our ocean and for considering this proposal. Together, we can ensure a healthier, more abundant future for the unique marine ecosystems that define California.

Sincerely,

Fred Keeley
Mayor

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[5] California Department of Fish and Wildlife, California's Marine Protected Area Network Decadal Management Review, 2022.



California Fish and Game Commission
715 P Street, 16th floor,
Sacramento, CA 95814

November 30th, 2023

RE: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Sklar and Honorable Commissioners:

Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] California sea otters are still listed as threatened under the Endangered Species Act, and one of the biggest barriers to this species' recovery and range expansion is increased shark bites from a lack of kelp forest cover. Marine

[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021

heatwaves have doubled over the last 30 years, and have become more intense and longer in duration, putting stress on California's marine species and ecosystems.[2]

In the face of these mounting threats, California has a unique opportunity to take bold and effective action to conserve ocean habitats and ensure a greater abundance of life off our coast. Over two decades ago, the state passed the groundbreaking Marine Life Protection Act (MLPA), which called on the state to use one of the most powerful tools for ocean conservation: marine protected areas (MPAs).

MPAs, like state parks on land, protect unique and important ocean habitats from activities that can damage ocean life. Areas that are strongly protected have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate change on our oceans.[3] By providing areas that serve as buffers against climate change, fully protected MPAs adapt to changing environmental conditions because they better preserve natural interactions within ecosystems, allowing for greater resiliency .[4]

California's network of MPAs, foreseen in the MLPA, celebrated its tenth anniversary last year, and the state's decadal management review showed that MPAs effectively protect ocean habitats and increase fishery-targeted species' biomass. Now, we need to build on this system and maintain California's role as a national and global leader in the fight to protect more ocean habitats.

Protecting specific habitat areas, including the remaining areas of stable kelp forests is a crucial step in safeguarding our diverse marine species and ensuring the long-term well-being of our ocean environments.

We support the expansion of the MPA Network to include some of the most resilient kelp forests along California's coastline, by expanding Cabrillo State Marine Reserve, Point Dume State Marine Conservation Area, South Point State Marine Reserve, Gull Island State Marine Reserve, Point Conception State Marine Reserve, Natural Bridges State Marine Reserve, and by creating a new MPA around the beautiful kelp forest off Pleasure Point near Santa Cruz. While kelp forests have faced declines statewide in recent years, in these areas they have persisted or bounced back quickly in the face of marine heatwaves and other disturbances.[5] By expanding protections for

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[2] García-Reyes, Marisol, Andrew Leising, Rebecca Asch, Steven Bograd, and Tessa M Hill. Rep. Indicators of Climate Change in California, "Coastal Ocean Temperature", *California Office of Environmental Health Hazard Assessment,* 2022.

[3] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.

[4] Jankowska, Emilia, et al. "Climate Benefits from Establishing Marine Protected Areas Targeted at Blue Carbon Solutions." *Proceedings of the National Academy of Sciences*, vol. 119, no. 23, 2022.

[5] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.

these resilient forests under the MLPA, the state can minimize direct human impacts in these relatively healthy areas, helping to ensure their continued persistence and enhancing the effectiveness of restoration efforts for declining kelp ecosystems nearby.

Enhancing the protection of California's kelp forests strongly aligns with Goals 1, 2, 3, and 4 of the MLPA by preserving natural diversity, sustaining marine life populations, protecting marine habitats for their intrinsic value, and improving recreational and educational opportunities while minimizing human disturbance. [6] Safeguarding resilient kelp ecosystems will ensure critical habitat preservation for diverse marine species, including endangered sea otters and commercially valuable fish.

Our ocean is a source of clean air, wildlife, and natural beauty, but also a mystery that beckons preservation and exploration. California has the opportunity to lead the nation and the world in taking bold action to preserve the sea, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

Sincerely,

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[6] "Marine Life Protection Act." CDFW. https://wildlife.ca.gov/Conservation/Marine/MPAs/MLPA.

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California Fish and Game Commission
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November 29, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

Environmental Action was founded in 1970, on the first Earth Day, as a community of grassroots environmental activists working for a cleaner, greener world. We are submitting the following 2,487 signatures in support of Environment California Research & Policy Center's petitions for rulemaking in the state's adaptive management process for the California Marine Protected Area network.

Each of the 2,487 people signed the following letter:

> *Dear Governor Newsom,*
>
> *Sea otters bobbing in the surf. Whales diving deep to feed. Seabirds flying above. Our state's coastline is home to wildlife, large and small. As Californians, we've taken steps to protect this ocean heritage by creating a network of marine protected areas that, just like state parks on land, help protect and restore ocean life.*
>
> *I urge you to strengthen this network through the Decadal Management Review in line with your important goal of protecting 30 percent of our state waters by 2030. Specifically, I urge you to expand the network to protect the state's last remaining kelp forests, critical homes to fish and sea otters, and to strengthen existing areas that don't yet provide high levels of protection to ocean life.*
>
> *With your support, California can expand this network of ocean parks to create a brighter future for the ocean life that calls our state home, and hopefully inspire others across the country and around the world to follow our lead.*
>
> *Sincerely,*

As a group that works to protect our most amazing and at risk wildlife across the country, we know that preserving and restoring habitats will be critical to seeing our ocean life thrive. Whether it's a return of sea otters to more of the coastline or more abundant seabirds flying above our heads, expanding and strengthening California's network of marine protected areas will create a more hopeful future for the wild animals that call the state's coastline home.

But the decisions made on California's coast will not only impact the state's wildlife: as with many environmental issues, California's actions here have the potential to reverberate far and wide. If the state acts with ambition during this adaptive management process to fulfill the state's 30 by 30 commitment, it can set the national standard for ocean conservation, leading the country and the globe forward to a better future for our oceans.

Sincerely,

Patrick Kelly-Fischer

Patrick Kelly-Fischer
Board Member
Environmental Action

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CALPIRG Students

California Fish and Game Commission
P.O. Box 944209
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November 29, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

CALPIRG Students is a statewide, student-run, and student-funded organization that works to protect the environment, make college affordable, and promote civic engagement. We have over 20,000 dues-paying members across the UC system and have been on campus for almost 50 years advocating for students on issues that students care about most. As part of our ongoing efforts to win better protections for California's ocean, we are submitting 214 signatures from our supporters on campuses across the state in support of Environment California Research & Policy's petitions for rulemaking in the state's adaptive management process for the California marine protected area network.

Each of the 214 people signed the following letter:

> *To: Governor Gavin Newsom*
>
> *Sea otters bobbing in the surf. Whales diving deep to feed. Seabirds flying above. Our state's coastline is home to wildlife, large and small. As students and young people, we are proud to live in a state that has taken steps to protect this ocean heritage for future generations. California's network of marine protected areas are places that, just like state parks on land, help protect and restore ocean life.*
>
> *I urge you to strengthen this network through the Decadal Management Review in line with your important goal of protecting 30 percent of our state waters by 2030. Specifically, I urge you to expand the network to protect the state's last remaining kelp forests, critical homes to fish and sea otters, and to strengthen existing areas that don't yet provide high levels of protection to ocean life.*
>
> *With your support, California can expand this network of ocean parks to create a brighter future for the ocean life that calls our state home, and hopefully inspire others across the country and around the world to follow our lead.*

As young people, we are working everyday to tackle the most pressing problems facing our ocean, our climate and our communities. That's why we are heartened to see state leaders like

CALPIRG Students

Governor Newsom and the state legislature set bold and ambitious goals to protect more of our coastline.

But goals need to be followed by action to ensure the future health and abundance of our ocean wildlife and wild places. That's why our student members have been campaigning for better ocean protections, and why we are excited to have this opportunity in the Decadal Management Review to push our state's groundbreaking network of MPAs forward. An expanded, strengthened network will make our coasts more resilient in the face of climate change and give our ocean life a chance to thrive.

Thank you for this opportunity, and we look forward to working with you to continue to create a better future for California's coasts.

Sincerely,



Clara Castronovo
State Board Chair
CALPIRG Students

CALPIRG Students

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Jaylene Madrid, Apple Valley, CA
Ainsley Wilkin, Apple Valley, CA
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Seth Marshall, Davis, CA
An Nguyen, Davis, CA
Trevor Ottoson, Davis, CA
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Aaron Saint John, Davis, CA
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Percival Singson, Davis, CA
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Ariadne meza-lopez, Diamond Springs, CA
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Lori Shen, Ontario, CA
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Camila Gonzalez, San Diego, CA
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November 28th, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

In solidarity with the shared responsibility for the well-being of our planet, particularly the oceans and coastlines we hold dear, we are reaching out as college students to express our firm support for the amplification and extension of California's Marine Protected Area (MPA) network. Understanding the critical importance of maintaining stable kelp ecosystems and safeguarding conserved ocean areas, we are committed to ensuring the prolonged vitality of our oceans and the myriad marine species that inhabit them.

The state of our ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Only 50 Pacific leatherback turtles are now found foraging off California's coast, a notable decrease from the 178 Pacific leatherbacks observed from 1990 to 2003.[2] Marine heatwaves have doubled over the last 30 years, and have become more intense and longer in duration, putting stress on California's marine species and ecosystems. [3]

In the face of these mounting threats, California has a unique opportunity to take bold and effective action to conserve ocean habitats and ensure a greater abundance of life off our coast. Over two decades ago, the state passed the groundbreaking Marine Life Protection Act (MLPA), which called on the state to use one of the most powerful tools for ocean conservation: marine protected areas (MPAs).

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[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021

[2] Benson, Scott R., Karin A. Forney, Jeffrey E. Moore, Erin L. LaCasella, James T. Harvey, and James V. Carretta. "A Long-Term Decline in the Abundance of Endangered Leatherback Turtles, Dermochelys Coriacea, at a Foraging Ground in the California Current Ecosystem." *Global Ecology and Conservation* 24 (November 2020).

[3] García-Reyes, Marisol, Andrew Leising, Rebecca Asch, Steven Bograd, and Tessa M Hill. Rep. Indicators of Climate Change in California, "Coastal Ocean Temperature", *California Office of Environmental Health Hazard Assessment,* 2022.

MPAs, like state parks on land, protect unique and important ocean habitats from activities that can damage ocean life. Areas that are strongly protected have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate change on our oceans.[4] By providing areas that serve as buffers against climate change, fully protected MPAs adapt to changing environmental conditions because they better preserve natural interactions within ecosystems, allowing for greater resiliency.[5]

California's network of MPAs, foreseen in the MLPA, celebrated its tenth anniversary last year, and the state's Decadal Management Review (DMR) showed that MPAs effectively protect ocean habitats and increase fishery-targeted species' biomass. The DMR found that the older the MPA, the larger the increase in the biomass of fished species. Some ecological communities like kelp forests and rocky intertidal ecosystems within MPAs appeared more resilient and recovered more quickly after marine heatwaves than similar habitats outside MPAs.[6] Now, we need to build on this system and maintain California's role as a national and global leader in the fight to protect more ocean habitats.

We support the expansion of the MPA Network to include critical, resilient kelp forests along California's coastline. While these vital and iconic ecosystems have faced declines statewide in recent years, kelp forests in some areas have persisted or bounced back quickly in the face of marine heatwaves and other disturbances.[7] By expanding protections for these resilient forests under the MLPA, the state can minimize direct human impacts in these relatively healthy areas, helping to ensure their continued persistence and enhancing the effectiveness of restoration efforts for declining kelp ecosystems nearby.

It is also vital that existing California MPAs are able to achieve their stated goals of conserving biodiversity and ecosystem health. We encourage the state to consider increasing protections for MPAs that are currently only lightly or minimally protected, especially in places where weaker or more complicated regulations lead to poor compliance and enforcement. Research has shown that highly and fully protected areas, where few if any destructive or extractive activities are allowed, provide greater ecological benefits than lightly or minimally protected areas.[8]

As college students, we keenly feel the urgency to address the environmental crises, particularly along California's coast. Having grown up witnessing the impacts of climate change, it's clear

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[4] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.
[5] Jankowska, Emilia, et al. "Climate Benefits from Establishing Marine Protected Areas Targeted at Blue Carbon Solutions." *Proceedings of the National Academy of Sciences*, vol. 119, no. 23, 2022.
[6] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.
[7] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.
[8] Ibid Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,eabf0861(2021). DOI:10.1126/science.abf0861

that action is needed to limit harm to the environment. That's why we urge the Fish and Game Commission to make significant changes in preserving and protecting our vast ocean habitats, ensuring a meaningful and lasting impact for generations to come.

Our ocean is not just a provider of fresh air, diverse wildlife, and breathtaking scenery; it's also an enigma that calls us to explore and uncover its secrets. As college students, we believe it's our duty to be at the forefront of national and global efforts, taking bold steps to safeguard the ocean. This commitment ensures its future and the welfare of communities dependent on it for survival and prosperity.

In conclusion, we strongly urge you, Fish and Game Commissioners, to champion the expansion and fortification of California's network of Marine Protected Areas, with a particular focus on safeguarding kelp forests and reinforcing the protection of existing MPAs. By doing so, you will leave a lasting legacy of environmental stewardship.

Thank you for your unwavering commitment to the welfare of our ocean and for considering this urgent matter. Together, we can ensure a healthier, more abundant future for the unique marine ecosystems that define California.

Sincerely,

Clara Castronovo
Board Chair
CALPIRG Students

Brandi Sanchez
President
Ecology Behavior and Evolution Club at UC San Diego

Brandi Sanchez
President
Pollinator Club at UC San Diego

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November 30th, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

From the foothills of the Sierras to the seaside of the Central Coast, Californians care about our ocean and the life that calls it home. That's why we are submitting the attached 7,549 signatures in support of our petitions for rulemaking in the Decadal Management Review adaptive management process.

Each of the 7,549 people signed the following letter:

> *Dear Governor Newsom,*
>
> *California's coastline is home to stunning beaches, amazing wildlife, and is a true treasure for everyone who lives in or visits our state. That's why we've invested in protecting this ocean heritage through the creation of our state network of marine protected areas. Just like state parks on land, these areas help protect and restore ocean life.*
>
> *Now we have an opportunity to strengthen this network through the Decadal Management Review. I urge you to use this process to advance your important goal of protecting 30% of our state waters by 2030. Specifically, I urge you to expand the network to protect the state's last remaining kelp forests, critical homes to fish and sea otters, and to strengthen existing areas that don't yet provide high levels of protection for ocean life.*
>
> *With your leadership, California can expand this network of ocean parks to create a brighter future for our state's ocean life and continue to lead the country in ocean conservation.*
>
> *Sincerely,*

By expanding the state's MPA network to better protect areas of stable kelp and by strengthening protections for areas not currently achieving their conservation outcomes due to weak or confusing regulations, the state can help our coasts adapt and thrive in the face of rising temperatures and emerging threats.

With your leadership, we can create a better future for California's coastal ecosystems and the wildlife that calls them home.

Sincerely,

Laura Deehan
Director
Environment California
Environment California Research & Policy Center

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Amber Bales, Alameda, CA
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Trudie Haven, Big Bear City, CA
Valerie Hart, Big Pine, CA
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Michael Harris, Bodega Bay, CA
Tina Ann, Bolinas, CA
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State of California – Fish and Game Commission
PETITION TO THE CALIFORNIA FISH AND GAME COMMISSION FOR REGULATION CHANGE

Tracking Number: (2023-33MPA
)

To request a change to regulations under the authority of the California Fish and Game Commission (Commission), you are required to submit this completed form to: California Fish and Game Commission, (physical address) 1416 Ninth Street, Suite 1320, Sacramento, CA 95814, (mailing address) P.O. Box 944209, Sacramento, CA 94244-2090 or via email to FGC@fgc.ca.gov. Note: This form is not intended for listing petitions for threatened or endangered species (see Section 670.1 of Title 14).

Incomplete forms will not be accepted. A petition is incomplete if it is not submitted on this form or fails to contain necessary information in each of the required categories listed on this form (Section I). A petition will be rejected if it does not pertain to issues under the Commission's authority. A petition may be denied if any petition requesting a functionally equivalent regulation change was considered within the previous 12 months and no information or data is being submitted beyond what was previously submitted. If you need help with this form, please contact Commission staff at (916) 653-4899 or FGC@fgc.ca.gov.

SECTION I: Required Information.

Please be succinct. Responses for Section I should not exceed five pages

1. **Person or organization requesting the change: Environment California Research and Policy Center and Azul**
   Name of primary contact person: Laura Deehan, Environment California
   Address: 3435 Wilshire Blvd., Suite 385, Los Angeles, CA, 90010
   Telephone number: (415) 420-4710
   Email address: ldeehan@environmentcalifornia.org

2. **Rulemaking Authority (Required) -** Reference to the statutory or constitutional authority of the Commission to take the action requested: Authority cited: Sections 200, 205(c), 265, 399, 1590, 1591, 2860, 2861 and 6750, Fish and Game Code; and Sections 36725(a) and 36725(e), Public Resources Code.

3. **Overview (Required) -** This joint petition from Environment California and Azul requests minor or modest expansions for 6 state MPAs and the designation of one new State Marine Park in order to enhance protections for California's kelp forests – a critical ecosystem and habitat type that provides myriad benefits for both human and marine communities, and which has experienced significant declines in the last decade due to natural and human-related causes. In particular, the regulation changes put forth in this petition seek to enhance protections for resilient, stable, and persistent kelp forest patches as identified by recent analyses and peer-reviewed research. Proposed boundary and regulation changes include (see Table 1):
   i. Cabrillo SMR - expand westward and northward by 15.2 sq mi
   ii. Point Dume SMCA - expand westward by 4.6 sq mi
   iii. South Point SMR - expand westward by 26.3 sq mi
   iv. Gull Island SMR - expand northward by 1.8 sq mi
   v . Point Conception SMR - expand eastward by 14.6 sq mi
   vi. Natural Bridges SMR - expand southward by 13.7 sq mi
   vii. Pleasure Point, Santa Cruz - designate 3.2 sq mi as a new State Marine Reserve

4. **Rationale (Required) -** The state of California has experienced significant losses of its kelp forest cover since the designation of the MPA network. While we could not know which areas would persist in the face of extreme threats at the time the MPA network was originally established, new data and research has since helped to identify kelp beds that have persisted and are most resilient in the face of climatic and other disturbances. Enhancing protections for the state's most resilient, stable, and persistent kelp forest patches now will allow us to preserve what we have left, and increase our chances of restoration in the future. Removing, to the extent possible, direct human impacts on these resilient kelp forests that are potential climatic refuges will not only help these areas persist, but will also enhance the state's restoration efforts for other kelp forests in decline. By focusing resources on the immediate protection of already identified important areas with outsized conservation benefits, the state can advance the goals of the Marine Life Protection Act, advance the new 30x30 target, and take a cost-effective approach to kelp restoration by protecting the natural regeneration potential of kelp forest ecosystems statewide.

   See Petition Narrative attached for comprehensive rationale and methods behind site selection.

   Primary contacts:
   Laura Deehan, Environment California, (415) 420-4710, ldeehan@environmentcalifornia.org
   Marcela Gutiérrez-Graudiņš, Azul, mar@azul.org

SECTION II: Optional Information

5. Date of Petition: 11/29/23

6. Category of Proposed Change
- ☐ Sport Fishing
- ☐ Commercial Fishing
- ☐ Hunting
- ☒ Other, please specify: MPAs, Section 632.

7. The proposal is to: (*To determine section number(s), see current year regulation booklet or https://govt.westlaw.com/calregs*)
- ☒ Amend Title 14 Section(s):Westlaw regulations.
- ☐ Add New Title 14 Section(s): Click here to enter text.
- ☐ Repeal Title 14 Section(s): Click here to enter text.

8. If the proposal is related to a previously submitted petition that was rejected, specify the tracking number of the previously submitted petition Click here to enter text.
Or ☒ Not applicable.

9. **Effective date**: If applicable, identify the desired effective date of the regulation.
If the proposed change requires immediate implementation, explain the nature of the emergency: As soon as is practicable for the State of California.

10. **Supporting documentation:** Identify and attach to the petition any information supporting the proposal including data, reports and other documents:
    - Petition Narrative
    - Appendix A - Highly persistent kelp beds and “medium priority” restoration sites warranting protection with expanded California MPAs, as identified by Ospina-Giraldo et al. 2023 and Arafeh-Dalmau et al. 2021
    - Table 1 - Proposed Boundary and Regulation Changes
    - Appendix B - Letters of support:
        - Petitioner's letter of support
        - Joint letter from Drs. Nur Arafeh-Dalmau, Fiorenza Micheli, Kyle Cavanaugh, Dawn Murray, and Carolina Olguin-Jacobson
        - Letter from Dr. Tom Bell, Woods Hole Oceanographic Institute
        - Letter from Hannah Nevins, Santa Cruz seabird biologist
        - Joint letter from 27 scientists, researchers, and educators
        - Letter from Assemblymember Dawn Addis, 30th District
        - Letter from Fred Keeley, Mayor of Santa Cruz
        - Joint letter from 21 NGOs
        - Letter from Environmental Action signed by 2,487 member of the public
        - Letter signed by 214 CALPIRG students
        - Letter from 4 California college student leaders
        - Petition signed by over 7,000 members of the public

11. **Economic or Fiscal Impacts:** Identify any known impacts of the proposed regulation change on revenues to the California Department of Fish and Wildlife, individuals, businesses, jobs, other state agencies, local agencies, schools, or housing:

    Enhanced, long-term protection of highly resilient kelp forest areas will bolster the diverse stakeholders, interests and industries that benefit from our coastal marine resources. Low-impact, non-consumptive recreational activities such as diving, snorkeling, and surfing will be unaffected - and even enhanced - by expanded MPAs, which will also provide enhanced research and education opportunities. Short-term impacts to recreational and commercial fishermen will be outweighed by larger benefits in the future, as has been demonstrated here in California and around the world (Bucaram et al. 2018, Medoff et al 2022). For example, an analysis of CDFW fisheries data found that regional and statewide fishery landings and values do not appear to have been negatively impacted by MPAs (Murray and Hee 2019), and an analysis of California spiny lobster fishery found that short-term losses were compensated for by a 225% increase in total catch after 6 years of MPA designation (Lenihan et al. 2021).

12. **Forms:** If applicable, list any forms to be created, amended or repealed:

SECTION 3: FGC Staff Only

Date received: 11/30/2023

FGC staff action:
- ☐ Accept - complete
- ☐ Reject - incomplete

☐ Reject - outside scope of FGC authority

Tracking Number

Date petitioner was notified of receipt of petition and pending action: _____

Meeting date for FGC consideration: _____

FGC action:

☐ Denied by FGC

☐ Denied - same as petition _____

Tracking Number

☐ Granted for consideration of regulation change

Petition to Modify the CA Marine Protected Area Network
to Enhance Protections for California's Most Resilient Kelp Forests
Joint Submission by Environment California and Azul

PETITION NARRATIVE

Overview

California has experienced severe losses of its kelp forests since the designation of its statewide MPA network. At the time the MPA network was established, we could not know which kelp beds would be most resilient in the face of climate-related threats. However, in light of new data and research identifying the location of the state's persistent and stable kelp beds, adaptive management of the MPA network to better protect these kelp areas is therefore of critical importance.

This petition seeks to strengthen the statewide MPA network's protections for California's most resilient, stable, and persistent kelp forest patches – preserving what we have left now, to increase our chances of successful restoration in the future. Removing, to the extent possible, direct human impacts on these resilient kelp forests that are potential climatic refuges will not only help these areas persist, but will also enhance the state's restoration efforts for other kelp forests in decline. These efforts will also benefit kelp-forest dependent species, such as endangered Southern sea otters and threatened species of abalone. By focusing resources on the immediate protection of already identified important areas with outsized conservation benefits, the state can advance the goals of the Marine Life Protection Act, advance the new 30x30 target, and take a cost-effective approach to kelp restoration by protecting the natural regeneration potential of kelp forest ecosystems statewide.

Importance and decline of California's kelp forests

California's kelp forests provide numerous and invaluable ecological and environmental benefits. These underwater ecosystems serve as critical nurseries for a wide variety of marine species, providing shelter and food for numerous fish, invertebrates, and marine mammals, including the endangered Southern sea otter. Kelp acts as a natural water filter, as it absorbs excess nutrients and helps maintain water quality by reducing the risk of harmful algal blooms. Kelp forests may also play a role in carbon sequestration, capturing atmospheric carbon dioxide and helping to mitigate climate change. In addition to their ecological importance, kelp forests offer enormous cultural and economic benefits to California. They hold enormous cultural and economic significance for many of the Tribes and Indigenous communities that call California's coastal waters home. They support thriving commercial and recreational fisheries, contributing to the state's economy. The beauty and biodiversity of these forests attract tourists and divers, bolstering the state's tourism industry. Moreover, kelp can act as a buffer against coastal erosion, protecting shorelines from the damaging impacts of storms and waves.

However, kelp forests in California have experienced a significant decline in recent years due to a combination of natural and human-induced factors. One of the most important drivers of this decline is the warming of ocean waters, which has been linked to climate change. Sustained elevated sea temperatures known as "marine heatwaves" have caused significant stress to kelp populations, leading to widespread loss of kelp stands, increased susceptibility of key urchin predators to disease, and exploding populations of herbivorous sea urchins. The recent 2014-2016 marine heatwave left California's kelp forests decimated, with over 90% of bull kelp reported lost in Northern California and significant losses reported across the state (Bell et al. 2023, Arafeh-Dalmau et al. 2023). Human activities have also played a role in the degradation of kelp forests. Overfishing and removal of key predators like sea otters, predatory fishes, California spiny lobster, rock crab, and sea stars have disrupted food webs and resulted in trophic cascades in these ecosystems, allowing herbivorous species to graze on kelp unchecked. Additionally, coastal development, pollution, and nutrient runoff degrade water quality and promote the growth of invasive species that outcompete native kelp. The loss of kelp cover across the state has widespread economic and ecological impacts, has led to the closure of the recreational red abalone fishery in Northern California and has hindered Southern sea otter population expansion, as great white shark bite mortalities increase where kelp cover has declined at the northern and southern edges of this iconic species' range (Nicholson et al. 2018, Moxley et al. 2019).

The decline of California's kelp forests since the time the MPA network was completed seriously threatens the state's marine biodiversity, fisheries, and overall ecological health and undermines the goals of the Marine Life Protection Act. This adaptive management review cycle is critically timed to respond to kelp loss. It is vital to increase protections immediately to confer as much resilience as possible to future disruptions.

MPAs and kelp forest conservation

Around the world, MPAs have been found to enhance the overall health and resilience of ocean ecosystems (Edgar et al. 2014, Jacquemont et al. 2022), and to promote long-term kelp forest stability (Peleg et al. 2023). By providing long-term protections for predator species within their boundaries - such as southern sea otters, California spiny lobster, rock crabs, wolf eels, and predatory fishes like California sheephead - MPAs help to regulate local populations of kelp consumers, thereby having cascading positive impacts on kelp growth and persistence (Eisaguirre et al. 2020, Kawamata & Taino 2021, House & Allen 2022, Heineke et al. 2023). Promoting intact food webs and natural ecological processes can also help to improve overall resilience in the face of other natural and man-made stressors that MPAs cannot directly mitigate, such as warming ocean temperatures and nutrient runoff (Roberts et al. 2017, Arafeh-Dalmau et al. 2023). Noting these benefits and abilities, the California MLPA specifically identified kelp forests as one of the habitats requiring greater protection (MLPA Section 2856(a)(2)(A)).

We have seen the benefits of long-term protection of California's kelp forests. The Decadal Management Review of the statewide MPA network found that, while kelp species across the

state experienced large-scale declines during the 2014-2016 marine heatwave, “overall, kelp canopy was more stable and appeared to be more resilient inside MPAs” (CA MPA DMR 2022). The South Coast region’s kelp forests, in particular – where fishing pressure was highest before the implementation of the MLPA – seem to have benefited from protections, with increases in California sheephead and California spiny lobster within MPAs thought to help facilitate grazer suppression and lead to more stable giant kelp abundance during and after the marine heatwave (DMR Kelp Forest Technical Report 2021).

MPAs can also serve as a complementary management measure for kelp restoration. While California’s MPAs were not explicitly designed with the restoration of kelp forests in mind, MPAs in general are considered a form of indirect kelp restoration due to their ability to promote intact food webs through reduced fishing pressure, which in turn helps to reduce kelp grazing pressure, as described above (Hopf et al. 2022). In addition, stable kelp forests help to promote natural regeneration of nearby areas, by providing a supply of propagules to recovering populations close by (Arafeh-Dalmau et al. 2021, Giraldo-Ospina et al. 2023). A recent global synthesis of kelp restoration found that the most successful restoration projects are those located near existing stable kelp forests (Eger at al. 2022). MPAs that protect these stable kelp forests can help to promote their continued persistence by removing extractive or destructive activities, and potentially further boost kelp restoration efforts by promoting healthy predator populations that “spillover” into nearby areas (e.g. Lenihan et al. 2021), helping to reduce grazer pressure in a broader area (Kawamata & Taino 2021). Harnessing the power of these dense, stable, and resilient kelp beds for the natural regeneration of nearby areas using area-based protection can also free up much-needed resources needed for intensive, direct restoration efforts elsewhere.

Based on this new and growing scientific evidence base, the state should protect more of California’s most stable and resilient kelp forests now, in order to enhance the conservation benefits and ability of our statewide MPA network to meet the goals of the MLPA while giving kelp restoration efforts a leg up in the future.

<u>Identifying resilient kelp forests in California</u>

Since the creation of California’s MPA network, new research has emerged utilizing satellite and in-situ data over a decades-long year timescale to identify the kelp forests exhibiting higher levels of persistence and stability in California.

A multi-institution team of researchers used satellite data to provide high-resolution maps of the most persistent giant kelp and bull kelp patches in California during the last 35 to 38 years (Arafeh-Dalmau et al. 2021, Arafeh-Dalmau et al. 2023). Importantly, these studies analyzed the extent to which highly persistent kelp patches are protected within the state’s MPA network, and found that these important kelp forest areas are currently not adequately protected among regions. Only 20.9 % of the most highly persistent giant kelp forests in Central California, 8.4% in Southern California, and less than 1% in Northern California are fully protected in MPAs (Arafeh-Dalmau et al. 2021). Bull kelp is even less well protected – only 3.4% of the the most

highly persistent bull kelp forests in Northern Central California, and 0.1% of those in Northern California are fully protected in MPAs (Arafeh-Dalmau et al. 2023). The authors of these studies recommend increasing protections for these important and highly persistent kelp forest areas.

In addition, the Ocean Protection Council recently funded the development of an ecologically-focused, spatially explicit prioritization tool to identify priority kelp restoration sites in California waters (Giraldo-Ospina et al. 2023). Notably, this research used in-situ data as well as satellite imagery to determine the stability and current status of kelp forests across California's coastline, making the resulting prioritization index particularly robust. Of particular importance to this petition, the tool identifies kelp beds that have been historically stable, that persisted or bounced back quickly during the 2014-2016 marine heatwave, and that are currently doing well compared to other kelp forests – namely, the most stable and resilient kelp forest areas in state waters. Characterized as "medium priority" restoration sites – that is, historically stable kelp beds that are currently in good condition – these areas have a large potential for enhancing the natural regeneration and/or successful restoration actions of nearby kelp beds. The authors suggest potential actions: "Monitor these sites for triggers that may warrant intervention; Defend these sites from current or future threats; and Study these sites to understand the mechanisms of resistance to the marine heatwave."

In light of these new studies, and in line with the site classifications put forth by Giraldo-Ospina et.al, we strongly recommend the state take action to protect as much of these newly-identified, stable, highly resilient kelp forest patches as possible with well-protected MPAs in the coming years. Protecting these iconic, dense kelp beds is one of California's best shots at preserving – and eventually restoring – our critically important kelp forest ecosystems quickly and cost-effectively.

Proposed areas for additional or enhanced MPA protections

Using spatially-explicit data detailing where highly persistent kelp beds and "medium priority" restoration sites overlap, as outlined by Arafeh-Dalmau et al. 2021, 2023, and Giraldo-Ospina et al. 2023, we identified areas where additional protections are necessary to promote the continued persistence and stability of California's healthiest kelp forests (see Table 1).

Preference was given to areas already within or adjacent to existing California MPAs, recognizing the substantial scientific and stakeholder input involved in creating the original network through the MLPA process, and in order to adhere as much as possible to the original intent and science-based spacing guidelines provided by the SAT during the creation of the network. We recommend reducing spacing between MPAs in some places is necessary to increase the representation of these highly persistent and resilient kelp beds that have a greater chance of persisting into the future in our state MPA network. We also encourage the state to consider whether there are other areas of highly persistent and resilient kelp not included in this proposal that would be good candidates for new or expanded MPA protections.

To develop the proposal further, we collected information through interviews and other personal

communications with scientists including Dr. Anita Giraldo-Ospina and Dr. Nur Arafeh Dalmau, who graciously provided data, assisted with the interpretation of results to identify the recommended areas, and reviewed the proposal for accuracy. We also gathered expert input and data from individuals, local community groups, MPA Collaborative Network members, conservation organizations, and more. While their cooperation should not be taken as an endorsement, we greatly appreciate the information and guidance provided by these individuals which contributed to the overall accuracy and scientific validity of this proposal.

We did not focus on "high priority" restoration sites identified by Giraldo-Ospina et al. 2023, in order to avoid proposing MPA protections for areas that may require more intensive, direct restoration methods, such as grazer suppression activities, that are not currently permitted within MPA boundaries. However, we urge the state to consider what, if any, direct restoration activities might be compatible with different MPA designations within the state's network (e.g. line 20 of the MPA Collaborative Network's Vetted Regulation Recommendations), recognizing that the impacts of climate change may still degrade some kelp beds within MPAs in the future, and proactive restoration efforts may be warranted.

Finally, it should be noted that, while the general location and specific boundaries for proposed areas are listed in Table 1, we are happy to work with State and its partners to define the proposed areas and boundaries in more detail, keeping in mind CDFW MPA design guidelines and the state's interest in taking a holistic approach for reviewing petitions and enhancing the network to meet the statewide 30x30 goal.

Socioeconomic impacts

Enhanced, long-term protection of highly resilient kelp forest areas will bolster the diverse stakeholders, interests and industries that benefit from our coastal marine resources. Low-impact, non-consumptive recreational activities such as diving, snorkeling, and surfing will be unaffected – and even enhanced – by expanded MPAs, which will also provide enhanced research and education opportunities. Short-term impacts to recreational and commercial fishermen will be outweighed by larger benefits in the future, as has been demonstrated here in California and around the world (Bucaram et al. 2018, Lenihan et al. 2021, Medoff et al. 2022). For example, an analysis of CDFW fisheries data found that regional and statewide fishery landings and values do not appear to have been negatively impacted by MPAs (Murray and Hee 2019), and an analysis of California spiny lobster fishery found that any short-term losses were compensated for by a 225% increase in total catch after 6 years of MPA designation (Lenihan et al. 2021).

Relevance to MLPA Goals and DMR Recommendations

Enhancing the protection of kelp forests in California aligns strongly with Goals 1, 2, 3, and 4 of the California MLPA. By safeguarding California's most resilient and stable kelp forests, as detailed in this petition, we will preserve critical habitat for a diverse range of marine species, from endangered sea otters to commercially valuable fish species. Kelp forests play a crucial

role in the recovery and sustainability of marine life populations, as they serve as nurseries and refuges for many species, including those targeted by fisheries. These vibrant ecosystems also offer intrinsic value by supporting biodiversity and exceptional natural beauty, and their recreational and scientific use and enjoyment make them vital for the public (MLPA Section 2856(a)(2)(A)).

In addition, the regulation and boundary changes proposed by this petition specifically advance DMR Recommendation #4 - “Apply what is learned from the DMR to support proposed changes to the MPA Network and Management Program”. The DMR found that California MPAs helped to promote kelp forest resilience and recovery during and after the severe 2014-2016 marine heatwave. In the face of increasing climate impacts and as we struggle to recover from recent kelp forest declines across the state, expanding the MPA network in key, targeted areas can help to ensure the continued persistence of our remaining, most resilient kelp forests.

Relevance to Broader State Processes, Policies, and Goals

We applaud the actions that the State of California has already taken to respond to the severe declines in kelp forest cover across the state, including recent commercial kelp harvest closures in Northern California, annual harvest limits in Northern California, and the initiation of a statewide Kelp Restoration and Management Plan. We strongly support taking a whole-ocean approach to ensuring sustainable and effective management of kelp in our state waters (Crowfoot et al. Objective 3.2).

The MPA changes proposed in this petition complement the state’s ongoing kelp restoration and management work. They will also help to reduce the state’s costs associated with kelp restoration – harnessing the ability of well-protected, resilient kelp beds to promote the natural regeneration of nearby areas, allowing the state to direct more of its much-needed resources and funding for intensive restoration efforts in harder-hit areas with little kelp cover left.

Finally, this petition aligns strongly with the statewide goal set by both Governor Newsom and the legislature to conserve 30% of our coastal waters by 2030. If implemented in its entirety, the actions proposed in this petition will see an additional ~1.5% of state waters protected in highly- to fully-protected areas, while helping the network to better achieve the goals set forth in the MLPA.

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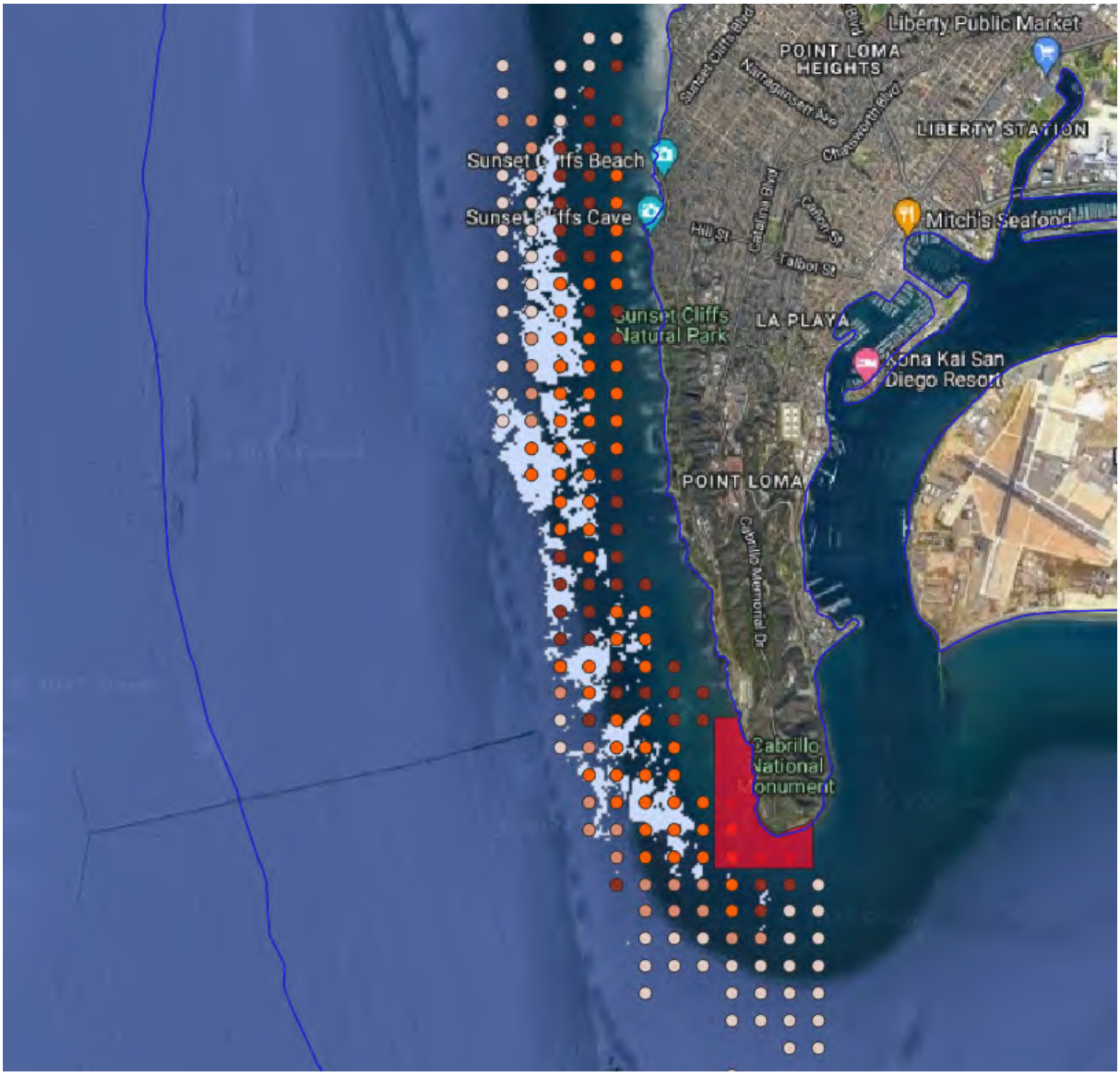
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Appendix A
Distribution of Highly Persistent Kelp Beds Near State MPAs Proposed for Expansion

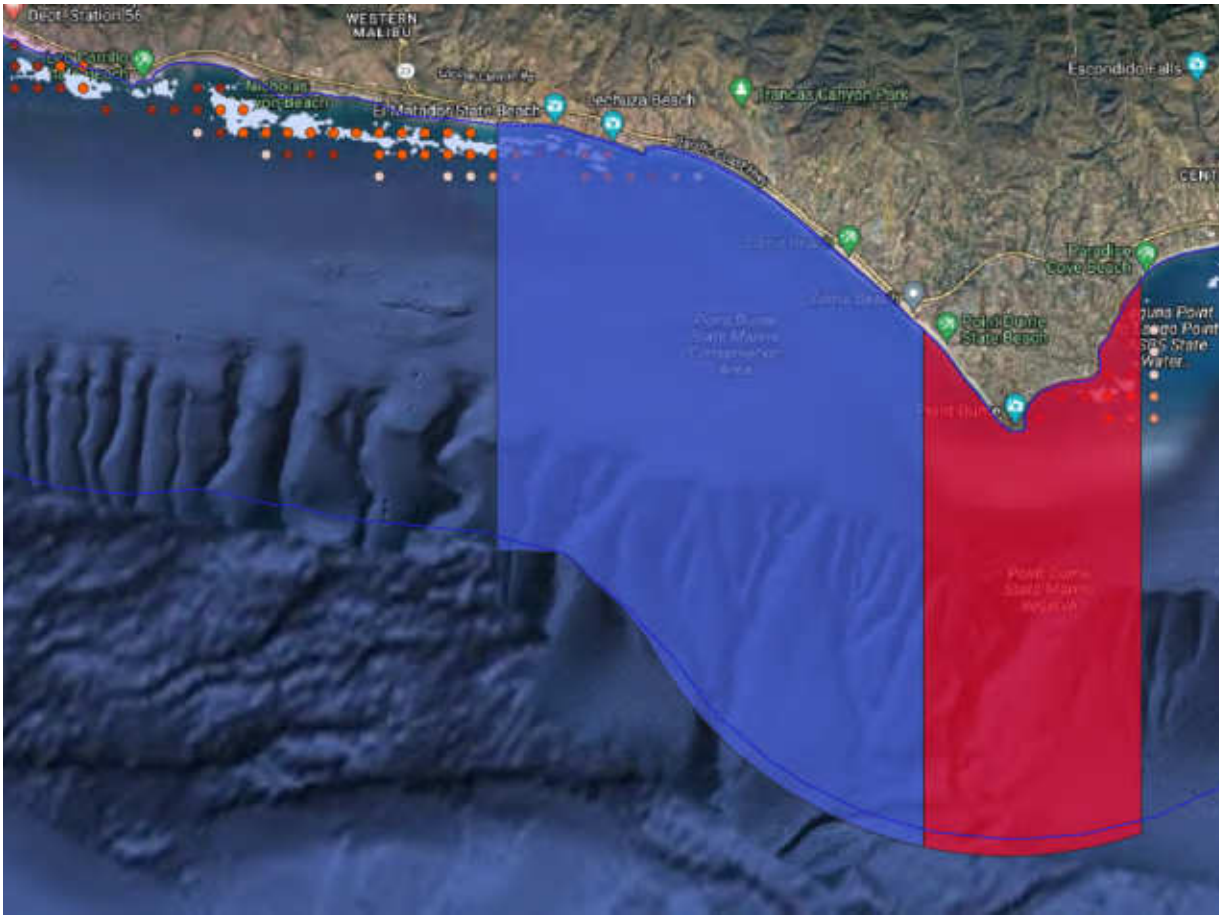
Highly persistent kelp beds identified by Arafeh-Dalmau et al. 2021 are depicted by light blue pixels. Priority kelp restoration sites characterized by Ospina-Giraldo et al. 2023 are shown using colored circles. “High priority” restoration sites are dark red, “medium priority” sites are bright orange, and “low” and “very low” priority sites are light and very light gray.

Existing California MPAs are denoted by red, purple, or blue polygons, and the 3 nm state waters limit is shown as a blue line.

<u>Cabrillo SMR</u>



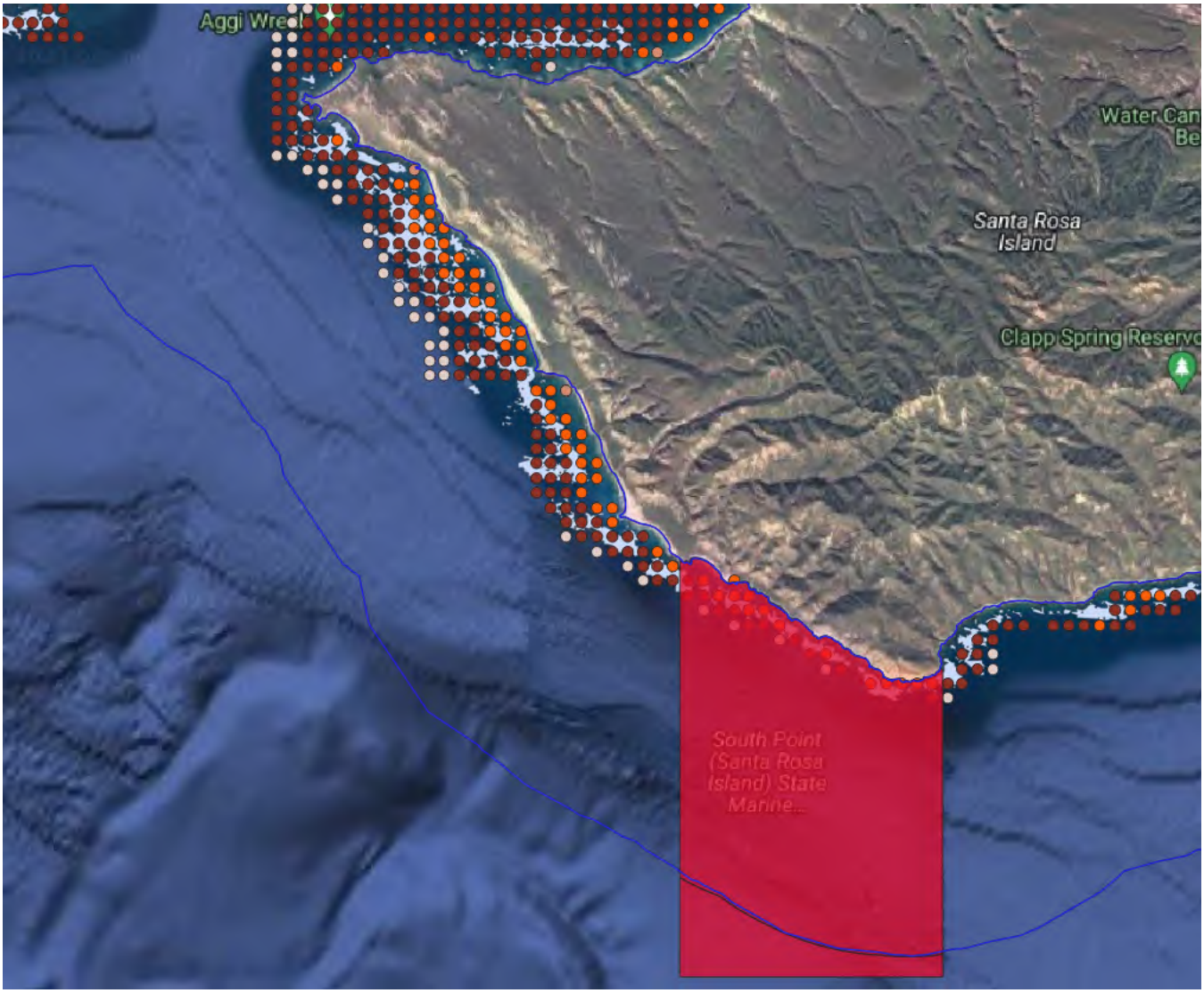
Point Dume SMCA



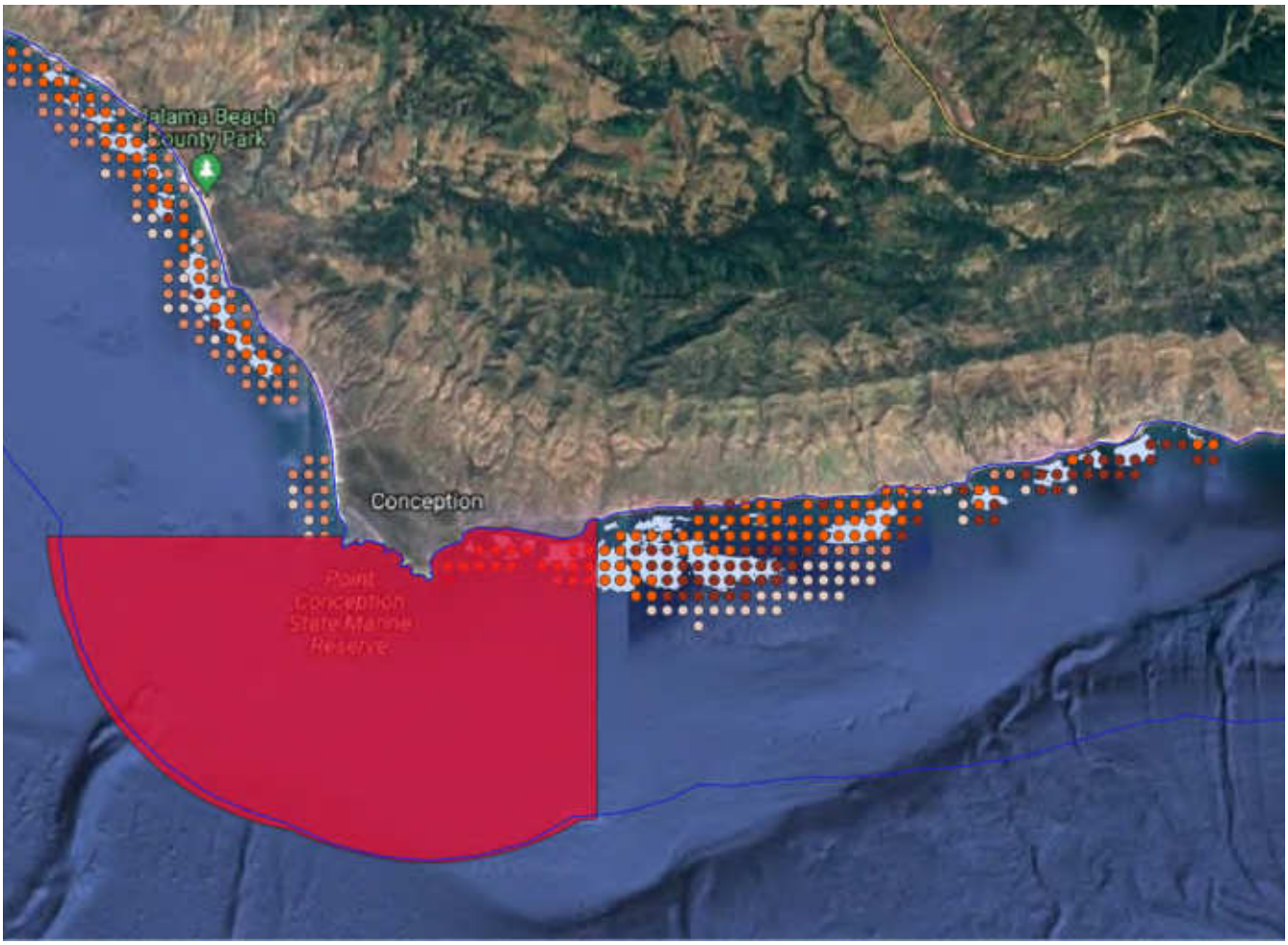
Gull Island SMR



South Point SMR



Point Conception SMR



Natural Bridges SMR



Pleasure Point, Santa Cruz

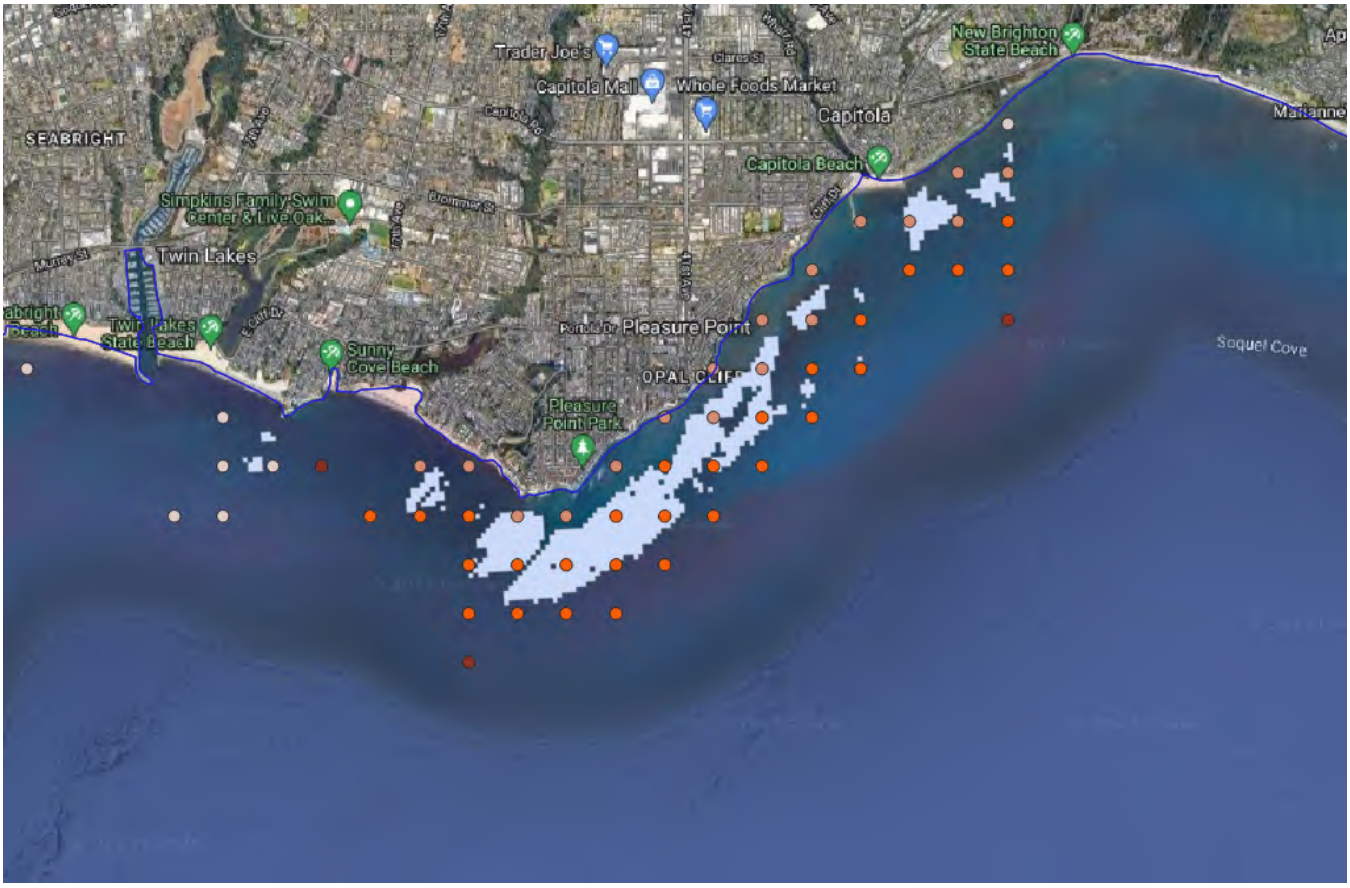


TABLE 1 - Petition to Modify the CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Name	Proposed action	Brief description	Proposed regulations and boundary change	Historical context	Notes
Cabrillo State Marine Reserve (SMR)	Expand by 15.2 sq miles	Large patches of dense, stable kelp forests exist along a large stretch of coast along Point Loma to the north of the very small existing SMR. Expansion is compatible with Cabrillo SMR's current goal to "protect diverse kelp forest, surfgrass, sandy seafloor, and intertidal and nearshore rocky reef habitat". Approximately 1,000,000 people visit the area annually which provides access to the ocean for thousands of school children and other groups. Recreational and subsistence fishing is common here.	No change in regulations. Maintain existing eastern and southern boundaries. Shift the western boundary to the edge of state waters per state MPA design and size guidelines, and shift the northern boundary to a visible geographic landmark at Swordfish Point to bring resilient kelp beds along the western shore of Point Loma within MPA protections. The new proposed boundaries would form straight lines, follow the mean high tide line, and follow the state waters boundary from the current southeast corner of the SMR to approximately the following coordinates: - Southwest corner: 32° 66.223' N lat. 117° 30.345' W long. - Northwest corner: 32° 72.539' N lat. 117°31.664' W long. - Northeast corner: 32° 72.529' N lat. 117°25.836' W long.	This area was initially included in a large proposed SMR ("Point Loma SMR", Proposal C) in recognition that this is an area of greater biological diversity than other areas. However, the state opted for a reserve far smaller than the science-based minimum size guidelines to avoid conflict with fishing grounds offshore.	To balance kelp forets protection with recreation and low-impact subsistence fishing, we are willing to consider the creation of a new SMCA alongside the existing SMR that allows for recreational hook-and-line fishing and spearfishing.
Point Dume State Marine Conservation Area (SMCA)	Expand by 4.6 sq mi	A large, dense, resilient kelp bed is located immediately west of the current SMCA's boundaries. We propose a small expansion of the SMCA to protect this important kelp bed. Currently, the SMCA protects nearly 16 square miles of sandy beach and seafloor habitat, rocky shores, kelp forests, surfgrass beds, an upwelling zone, and less than a quarter square mile of deep submarine canyon, which together create an area of high biodiversity. This SMCA also provides for excellent surfing, diving, tidepooling, and whale watching opportunities.	No change in regulations. Shift the western boundary to the edge of El Sol County Beach to bring the highly resilient patch of dense kelp forest just west of the current SMCA into MPA protection. The proposed new western boundary forms a straight line extending southward from the mean high tide line to the 3 nm state waters limit at approximately the following coordinates: - Northwest corner: 34°0413' N lat. 118°9063' W long. - Southwest corner: 33°9899' N lat. 118°9063' W long.	The kelp beds within the proposed expansion area were part of a historic SMP proposal ("Lechuza SMP", Proposal C) that sought to protect these persistent kelp beds along the Malibu Coast. This proposed SMP was not taken up by the state at the time, likely in favor of designating the Point Dume SMR/SMCA complex just to the east and to maintain spacing guidelines. In addition, the Point Dume SMR/SMCA boundaries were placed to the west of Point Dume in order to leave waters to the east of the point open/unprotected to accomodate for heavy commercial and recreational use - suggesting that the western side of the point was seen as less desirable for commercial and recreational interests.	
South Point SMR	Expand by 26.3 sq mi	The Northern Channel Islands contain some of the largest remaining resilient kelp beds in state waters, although large portions of the islands have experienced die-offs and are rated as "high priority" sites by Ospina-Giraldo et al. 2023. The stretch of coastline to the northwest of South Point SMR on Santa Rosa Island contains one of the largest contiguous resilient kelp beds on the islands. The SMR currently protects around 13 square miles of ocean habitat including rocky reefs, sandy seafloor, surfgrass beds, and small patches of highly resilient kelp forests. Expansion would help to bring the large stretch of resilient kelp bed to the northwest under MPA protection, and is compatible with the SMR goal to "protect the rocky reef, kelp forest, sandy plain habitat found here". This area is remote and only accessible via boat. Backcountry beach camping along the South Point SMR shoreline is permitted from September 16 through December 3.	No change in regulations. Shift the western boundary of the SMR to the westernmost tip of Santa Rosa Island with protections extending south to the 3 nm state waters limit, bringing a large, contiguous patch of resilient kelp forest along the southwest coastline under MPA protections. The new western boundary should form a straight line extending south, connecting the island's westernmost tip and the 3 nm state waters limit at approximately the following coordinates: -Northwest corner: 34°0013' N lat. 120°2507' W long. -Southwest corner: 33°938' N lat. 120°2507' W long.	South Point SMR was established as one of the 13 Channel Islands MPAs in 2003 and re-established with no changes as part of the state MPA network in 2012.	
Gull Island SMR	Expand by 1.8 sq mi	The Northern Channel Islands contain some of the largest remaining resilient kelp beds in state waters, although large portions of the islands have experienced die-offs and are rated as "high priority" sites by Ospina-Giraldo et al. 2023. A small area of unprotected coastline to the northwest of Gull Island SMR contains highly resilient kelp beds worth protecting. Expansion is compatible with the SMR goal to "protect the rocky reef, kelp forest, sandy plain habitat found here".	No change in regulations. Shift the northern boundary of the SMR to the mean high tide line along the southwest coastline of Santa Cruz Island, to bring the highly resilient kelp beds at Posa Anchorage under MPA protection. The new northern boundary should follow the mean high tide line until it joins with an extension of the existing western boundary, at approximately 34°000' N lat.	Gull Island SMR was established as one of the 13 Channel Islands MPAs in 2003 and re-established with no changes as part of the state MPA network in 2012.	
Point Conception SMR	Expand by 14.6 sq mi	A very large patch of resilient kelp forest exists just outside the current eastern boundary of Point Conception SMR. Ospina-Giraldo et al 2023 identified this patch as having a lower risk of future losses compared to nearby kelp patches, and being valuable for natural regeneration and long-term monitoring ("cluster 2" in Hypothetical Use Case #4). Data from an existing shore-based radar system that has been deployed at the site since 2020 shows the area immediately east of the currently MPA appears to be used largely for transit, rather than fishing. Access to this area is currently limited, allowing for additional protections to confer high conservation value while minimizing socioeconomic impacts.	No change in regulations. Maintain existing western and southern boundaries, and shift eastern boundary westward between Arroyo San Agustin and Canada de la Agujas beaches to bring the large resilient kelp bed to the east of Point Conception SMR within MPA protections. The new eastern boundary should form a straight line between the mean high tide line and the 3nm state waters boundary at approximately the following coordinates: -Northeast corner: 34°45' N lat. 120°3445' W long. -Southeast corner: 34°40' N lat. 120°3445' W long.	The proposed expansion area appears to have been initially included in a larger proposed SMR during the MLPA planning process (South Coast Proposal C) in recognition of this area's biological and oceanographic importance. The rationale for the smaller current boundaries for Point Conception SMR is unclear from the historical documents provided.	

Natural Bridges SMR	Expand by 13.7 sq mi	Multiple patches of resilient kelp forest exist just offshore from the current SMR boundaries. The original intent of this SMR was to protect the intertidal zone from tidepooling and shore fishing while leaving skiff fishing unimpacted. However, increasing climate impacts, the critical condition of the state's kelp forests, and strong public support for expanded protections, warrant a reevaluation and expansion of this SMR to protect these highly resilient kelp beds and newly vulnerable marine populations.	No change in regulations. Maintain existing western and eastern boundaries, and shift southern boundary out to the 3nm state waters limit to protect the resilient kelp beds and deeper habitats and pelagic waters per CFDW design and feasibility guidelines, as well as recently published peer-reviewed guidelines for climate-resilient MPA design (Arafeh-Dalmau et al. 2023).	The Natural Bridges SMR was designed as an intertidal SMR, specifically to avoid socio-economic impacts. The preferred option of siting a SMR that extends to greater depth range (as identified in the IDC proposal) was not pursued in an effort to reduce socio-economic impacts by avoiding siting SMRs adjacent to Santa Cruz harbor.	
Pleasure Point SMR	Designate ~3.2 sq mi	A large, dense patch of resilient kelp forest exists just off Pleasure Point. The kelp beds of the northern Monterey Bay are some of the largest and most persistent in the state. This area in particular is a well-known and popular surfing location, with little commercial fishing taking place (pers. comms H. Nevins) and minimal recreational hook-and-line fishing and spearfishing occurring when surf conditions are flat. There are strong access points to the area, many educational and recreational opportunities, and a growing, colloquially named "shark park" nearby as the presence of juvenile white sharks increases. See letter from H. Nevins in Appendix B detailing the broader conservation value of the area.	We propose a no-take SMR to best protect this large kelp forest from all destructive and extractive activities. See Column F for an acceptable alternative, and additional consideration. Proposed regulations are as follows: "*It is unlawful to injure, damage, take, or possess any living, geological, or cultural marine resource*." Proposed boundaries range from the northeastern edge of Trees Beach along the mean high tide line to the tip of Soquel Point. From the mean high tide line, the proposed boundary extends south (offshore) by 2.5 sq mi, in keeping with CDFW design guidelines and recent peer-reviewed guidelines for climate-resilient MPA design recommending a variety of habitats and depth ranges be represented within an MPA (Arafeh-Dalmau et al. 2023). While this area would not meet the state's minimum size guidelines, we recognize the importance of this area for recreational fishing and believe a strategically placed MPA of this size would protect as much of the kelp forest as possible while minimizing economic impact to the larger region, and providing conservation benefits to the broader region as detailed in Appendix A's letter from H. Nevins.	n/a	To balance kelp forest protection with recreation and low-impact subsistence fishing, we are willing to consider a new Pleasure Point SMCA that allows for recreational hook-and-line fishing and spearfishing. In addition, to better protect the ecologically rich and biologically important waters of Soquel Cove nearby, we strongly suggest the state consider designating a larger State Marine Park (or State Marine Conservation Area allowing for all recreational activities) alongside, or in tandem with, the Pleasure Point detailed here for enhanced recreational and ecological benefits (see Appendix A letter from H. Nevins).





California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 30th, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

Environment California Research & Policy Center has one mission that drives everything we do: to protect our natural world. We envision a better, greener California: one that protects and restores more places where all life can thrive and offers us and our children the opportunity to live healthier, more enriching lives.

Azul is a grassroots organization working to conserve marine resources. We treasure the life-sustaining force of the ocean, as well as the physical and spiritual nourishment it provides us. We are a Gente powered and led effort, focused first on celebrating our rich Latino conservation traditions and connecting them to current solutions. Our work is based in authentic engagement, community building, and collaboration.

That's why we welcomed the goal set by Governor Newsom and his Administration of protecting 30% of lands and coastal waters by 2030 ('30x30'), which was codified with the passage of SB337 this Fall. This goal reflects the new scientific consensus that humanity must set aside much more of the ocean to sustain healthy marine life populations and ecosystems.

The State of California's network of Marine Protected Areas (MPAs), created by the Marine Life Protection Act (MLPA), has demonstrated that area-based marine protection works: during the state's recently completed Decadal Management Review (DMR), scientific analysis showed that the network has generally succeeded in protecting ocean habitats, increasing biomass of fishery-targeted species, and enhancing the climate resilience of California's coastal ecosystems.

However, the amount of coastal waters currently protected within the statewide MPA network falls far below the state's 30% goal. Only 12% of California state waters are covered in highly to fully protected areas – the types of protected areas known to provide the best conservation outcomes – and an additional 4% is covered in lightly protected areas that allow considerable human impacts within their boundaries. In total, 16% of state waters are currently protected within an MPA.

We must do more. Coastal and marine ecosystems face growing threats related to climate change and increased human use, as well as emerging threats from new ocean uses such as offshore wind and aquaculture. In the face of these threats, now is the time to make significant improvements to the existing MPA network via an adaptive management process to better protect our ocean and coastal resources in the future.

That is why we are submitting two petitions for rulemaking intended to strengthen the network's ability to conserve critical habitat types and better manage the network. Each of the two petitions stands on their own and are based on new and updated science that were not available to policymakers at the time of designating the original network. The areas we have proposed for expansion or strengthening are prime examples of where California's ocean life stands to benefit through new or updated permanent, area-based protections created under the MLPA.

The areas we are proposing are likely not the only areas that would fit the criteria for enhanced protection laid out in our petitions, nor are our criteria the only ecological criteria that could be used to systemically strengthen the existing network in line with the state's new 30x30 goal. We urge the Fish and Game Commission and all relevant state agencies to conduct analyses that will highlight the habitat types, species, and regions underserved by the current network, with an eye toward building a state MPA network that is resilient in the face of rising ocean temperatures, emerging threats, and continued pressure on endangered and threatened species.

Californians can be proud that we have led the way in ocean conservation over the past decades. It's time to take up the mantle of leadership once again, globally and nationally, not only to create a better future for the amazing life off of our own coasts, but also to inspire other decision makers to do so along every coastline, in every part of the ocean.

With your leadership, our groundbreaking marine protected area network can take its next leap forward.

Sincerely,

Laura Deehan
Director
Environment California Research & Policy Center

Marcela Gutiérrez-Graudiņš
Founder / Executive Director
Azul

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 29, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Sklar and Honorable Commissioners,

We are writing in support of Environment California Research & Policy Center's petition to increase protections for remaining persistent kelp forests in California state waters through the Marine Life Protection Act (MLPA)'s adaptive management process. As kelp forests contend with increased threats from climate change, predator loss, and invasive species, taking action to preserve the highly persistent kelp forest areas that have so far withstood these threats will be critical to the state's efforts to conserve this essential ecosystem and achieve area-based conservation targets.

California's kelp forests provide numerous and invaluable ecological and environmental benefits. These underwater ecosystems serve as critical nurseries for a wide variety of marine species, providing shelter and food for numerous fish, invertebrates, and marine mammals. They support thriving commercial and recreational fisheries, attract tourists and divers, and can help dampen the impacts of coastal erosion and storm impacts. However, recent decades have seen a decline in kelp forest cover across the Pacific West Coast, including California, due to a combination of natural and human-induced factors such as a major marine heatwave and the loss of predators of kelp grazers by overfishing and disease.

Marine protected areas are a critical tool for increasing the resilience of kelp ecosystems in the face of these stressors. However, the state of California's MPA network has gaps in coverage for the state's most persistent kelp forests. Recent analyses identifying the extent of persistent giant kelp and bull kelp forests in California found only 20.9% of the most highly persistent forests in Central California, 8.4% in Southern California, and less than 1% in Northern California are fully protected.[1,2] Improving the MPA network to better protect our remaining stable kelp forests will aid in increasing the resilience of these ecosystems and prevent further loss of kelp cover.

State officials should utilize all tools at their disposal to address the ongoing threats to kelp forests. Marine protected areas like those created through the California MLPA are a tool that

[1] Arafeh-Dalmau et al. 2021, Southward decrease in the protection of persistent giant kelp forests in the northeast Pacific. *Communications Earth & Environment*. https://doi.org/10.1038/s43247-021-00177-9
[2] Arafeh-Dalmau et al. 2023, Shortfalls in the protection of persistent bull kelp forests in the USA. *Biological Conservation*. https://doi.org/10.1016/j.biocon.2023.110133

has been underutilized in efforts to protect and restore our kelp forests—and one we cannot afford to ignore.

The state has an opportunity to incorporate these new scientific findings into the state network of marine protected areas, ensuring the network better addresses emerging threats to our kelp forests and provides the best possible support for restoration efforts. The petition submitted by Environment California RPC is supported by recent scientific analysis employing 35 years of satellite data to identify persistent kelp forests, and is based on extensive global research demonstrating the benefits of highly to fully protected areas.

As scientists who have spent decades studying our ocean ecosystems, we urge you to take swift action to protect and preserve our coastal and marine resources and natural heritage in the face of increasing climate impacts. Our future depends on it.

Thank you for your ongoing efforts to protect California's ocean heritage, and we look forward to engaging in this important work for years to come.

Sincerely,

Dr. Nur Arafeh-Dalamu
Postdoctoral Scholar, Hopkins Marine Station, Stanford University
Honorary Fellow, University of Queensland

Dr. Fiorenza Micheli
David and Lucile Packard Professor of Marine Science, Stanford University

Dr. Kyle Cavanaugh
Professor, Department of Geography, University of California, Los Angeles

Dr. Dawn Murray
Professor Environmental Studies, Antioch University Santa Barbara

Dr. Carolina Olguin-Jacobson
Postdoctoral Scholar, Hopkins Marine Station, Stanford University

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November 29, 2023

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

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State officials should utilize all tools at their disposal to address the ongoing threats to kelp forests. Marine protected areas like those created through the California MLPA are a tool that has been underutilized in efforts to protect and restore our kelp forests—and one we cannot afford to ignore.

The state has an opportunity to incorporate these new scientific findings into the state network of marine protected areas, ensuring the network better addresses emerging threats to our kelp forests and provides the best possible support for restoration efforts. The petition submitted by Environment California RPC is supported by recent scientific analysis employing 35 years of satellite data to identify persistent kelp forests, and is based on extensive global research demonstrating the benefits of highly to fully protected areas.

As scientists who have spent decades studying our ocean ecosystems, we urge you to take swift action to protect and preserve our coastal and marine resources and natural heritage in the face of increasing climate impacts. Our future depends on it.

Thank you for your ongoing efforts to protect California's ocean heritage, and I look forward to engaging in this important work for years to come.

Sincerely,



Dr. Tom Bell
Scientist, Department of Applied Ocean Physics and Engineering, Woods Hole Oceanographic Institution

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 29, 2023

Re: Support for new MPA to protect kelp, seabirds, and sharks of Santa Cruz

Dear President Sklar and Honorable Commissioners,

As a local seabird and marine ecosystem biologist, I am writing in support of a new State Marine Reserve proposed by Environment California and Azul to protect kelp, seabirds, and sharks in coastal waters of Santa Cruz County, CA. As climate change impacts ocean conditions, corresponding shifts in fishing behavior will create new risks for forage fish and place increasing pressure on ocean wildlife. Providing protections now for forage fish within critical nearshore kelp forests and sandy bottom environments is essential for mitigating future threats to migratory seabirds, whales, and sharks.

The proposed MPA off Soquel Point in Santa Cruz is positioned within the northern Monterey Bay bight, a biologically rich and unique marine region encompassing nearshore kelp forests, sandy beach, and deeper soft-bottom habitats. Physically, these waters are influenced by the Año Nuevo upwelling front and the area is characterized by a broad shallow shelf. These features create a unique ocean circulation pattern where freshly upwelled and nutrient rich cold-water eddies become slower and recirculate within this semi-enclosed bay[1]. These waters are ideal growing conditions for phytoplankton, crustaceans and cephalopods, larval fishes and forage fishes (anchovies, sardines, herring), which create the base of the food web for predatory sharks, seabirds, and whales.

This biologically diverse area is recognized as important to more than 100 species of marine seabirds and shorebirds, mammals and sea turtles (Harvey & Benson 1997[2], Henkel 2006[3], Neuman et al. 2008[4]). In the summer months, enormous flocks of Sooty Shearwater travel 20,000 km from New Zealand 20,000 km to feed on the anchovy schools (Figure 1) within the

[1] Graham and Largier 1997. Upwelling shadows as nearshore retention sites: the example of northern Monterey Bay. Continental Shelf Research, 1997

[2]Harvey and Benson 1997. Marine Bird and Mammal Distribution and Abundance in Monterey Bay, During 1996. Moss Landing Marine Laboratories Technical Publication 97-02, 80pp.

[3] Henkel 2004. Seasonal Abundance of Marine Birds in Monterey Bay, California. Western Birds: 126-146.

[4] Neuman, Henkel, and Page. 2008. Shorebird use of sandy beaches in central California Waterbirds.

northern bight of the Bay (Figure 2) (Adams et al. 2012[5]). This annual natural feeding frenzy phenomenon is described as the "River of Birds" and is fueled by the dense nearshore aggregations of anchovies, which are also host to iconic lunge-feeding humpback whales,[6] pelicans, and gulls.

An "Oasis Effect" has been described for these nearshore areas in California[7] by which whales and other marine animals aggregate in large numbers to feed in nearshore "oases" of forage fish during times of poor food availability offshore. Similarly, Endangered Leatherback Sea Turtles travel from offshore areas to feed within the bight when ocean conditions nearshore favor jellyfish[8]. The connection between nearshore and offshore forage fish dynamics figures importantly in the future conservation of these globally connected migratory species[9].

However, these areas are not protected from extractive uses including fisheries. Despite 30 years of protected designation within the Monterey Bay National Marine Sanctuary, Adelaars et al. 2012[10] found that the relative level of conservation, particularly within the northern bay sandy shelf area of the Sanctuary, is low. The Sanctuary primarily protects the waters from offshore oil and gas exploitation, but does not protect against the impacts of fishing and many other human activities which may compromise thriving marine food webs. Large important areas of nearshore sandy-bottom and kelp forest habitats in Monterey Bay remain unprotected (see Figure 7 in Adelaars et al.).

In addition, over the past 10 years our coastal ecosystems have seen significant shifts in the face of a changing climate. Warming waters – including intense episodic marine heatwaves – have caused mobile species to temporarily shift their geographic ranges to remain within suitable environmental conditions,[11] often increasing the chances for harmful interactions with fisheries and other human activities. In the Monterey Bay, warming waters have led to habitat

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[5] Adams, MacLeod, Suryan, Hyrenbach and Harvey. 2012. Summer-time use of west coast US National Marine Sanctuaries by migrating sooty shearwaters (Puffinus [=Ardennna] griseus). Biological Conservation 156: 105-116.

[6] [video] Sooty Shearwaters on Monterey Bay feeding with Humpback Whales (MB Whale Watch)

[7] Benson, Croll, Marinovic, Chavez, and Harvey. 2002. Changes in the cetacean assemblage of a coastal upwelling ecosystem during El Niño 1997-98 and La Niña 1999. Prog. Oceanogr. 54:279-291.

[8] Benson, Forney, Harvey, Carretta, and Dutton. 2007 Abundance, distribution, and habitat of leatherback turtles (*Dermochelys coriacea*) off California, 1990–2003. Fish. Bull. 105:337–347.

[9] International Agreement on the Conservation of Albatrosses and Petrels (Conservation of Migratory Species).

[10] Adelaars, Bassett, Donlou, Marks, Pardieck, and Lindholm. 2012. Examining the Conservation Level of Marine management Areas within the Monterey Bay National Marine Sanctuary: How Protected is the Sanctuary? Marine Sanctuaries Conservation Series ONMS-12-04. U.S. Department of Commerce, NOAA, Silver Spring, MD. 41 pp. [NB: Figure 7 - Soquel Cove area]

[11] Pecl, Araju et al. 2017. Biodiversity redistribution under climate change: Impacts on ecosystems and human well-being. Science

compression for whales and other mobile marine species, causing them to move inshore more frequently to feed and resulting in record-high whale entanglements in fishing gear.[12] Other species such as Common Murre, Rhinoceros Auklets and Brandt's Cormorant engage in prey switching as a strategy to buffer prey availability[13], utilizing species from kelp forests and nearshore ecosystems when offshore species are less abundant. Maintaining healthy nearshore environments with a diversity of prey sources for predators experiencing climatic stressors is critical for the climate resilience of the overall ecosystem. However, the very changes underpinning these shifts in wildlife behavior can also influence fisher behavior,[14] putting pressure on these food webs at the very time that they're needed to maintain ecosystem resilience.

Conservation of healthy forage fish populations in the face of climate change is critical. A recent review highlighted the need for conservation of the prey base with regard to the seabird populations in California, noting that where humans and wild predators coexist, human fishers are far more efficient in their prey harvesting activities[15]. Further, a global review by Cury et al. 2011 suggested a precautionary approach of leaving one third of the fish biomass for the seabirds[16]. Both of these studies point to the need for establishing protections of forage fish for seabirds which are not exploited to full capacity. A new state MPA would strengthen protections for forage fish now, before shifting ocean conditions bring new threats to this area. The proposed MPA area is not currently not currently subject to any significant commercial take, making protecting this area now of minimal economic impact to existing fisheries.

Conservation in this area is aided by the participation of actively engaged citizen scientists. Citizens in Santa Cruz County are very concerned about marine conservation and actively participate in citizen science activities including water quality (Coastal Watershed Council), intertidal and subtidal monitoring (LIMPETS[17], Reef Check California) and beach monitoring (BeachCOMBERS, Nevins et al. 2011[18]). Since 1997, citizen scientists have been monitoring

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[12]Santora, Mantua et al. 2020. Habitat compression and ecosystem shifts as potential links between marine heatwave and record whale entanglements. Nature

[13] Warzybok et al. 2018 Prey switching and consumption by seabirds in the central California Current upwelling ecosystem: Implications for forage fish management. J Marine Systems

[14] Pichegru et al. 2012. Industrial fishing, no-take zones and endangered penguins. Biol. Cons. 156:117-125.

[15]Ainley, Adams, Jahncke (eds). 2014 Towards ecosystem-based fishery management in the California Current system–predators and the preyscape: a workshop.

[16]Cury et al. 2011. Global Seabird Response to Forage Fish Depletion—One-Third for the Birds. Science

[17] Pearse et al. 2015 Long-term monitoring of surfgrass meadows in the Monterey Bay National Marine Sanctuary : recovery followed by stability after the termination of a domestic sewage discharge.

[18]Nevins, Benson, Phillips, de Marignac, DeVogelaere, Ames and Harvey. 2011. Coastal Ocean Mammal and Bird Education and Research Surveys (BeachCOMBERS), 1997-2007: ten years of monitoring beached marine birds and mammals in the Monterey Bay National Marine Sanctuary.

impacts to marine birds and mammals in and around the proposed MPA, contributing significant evidence for understanding human impacts, documenting the recovery of species in the region, and complementing long-term monitoring efforts by the state.

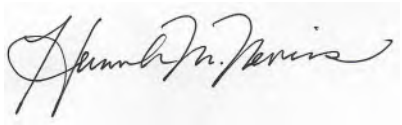
Northern Monterey Bay is host to a multitude of ocean-focused activities and these have created a thriving nature-based economy: surfers treasure the waves of Pleasure Point from Soquel Point to Capitola; beachgoers enjoy tidepooling, birdwatching, fossil hunting, and fishing along the rocky and sandy shores of New Brighton and Seacliff Beaches. Recently, locals have called this area a “Shark Park”, due to the increased use of the area by juvenile white sharks as seen by drones. This natural phenomenon has created a boon for shark-ecotourism businesses based out of Santa Cruz and Capitola (Figure 3). An established MPA in the area would help provide long-term protections for this oft-maligned species which requires nearshore sandy beaches for growth and survival, while supporting local nature-focused businesses.

The proposed MPA would also amplify nearby land-based protected areas, including four California State Parks (New Brighton, Seacliff Beach, Manresa and Sunset State Beaches). Establishing a land-sea connection between terrestrial and coastal protected areas will not only enhance broader ecological ecosystem function, but could connect users within the proposed MPA to interpretive aspects of state parks, which offer extensive access (trails, beach access, RV and tent camping) and interpretive resources (rangers and visitor centers).

In summary, the proposed MPA would provide multiple species and habitats ecological benefits and greater resilience in the face of climate-related impacts and shifting fishing behaviors, as well as leverage local citizen efforts to increase coastal protection and enhancements for marine species. This effort would enable future generations to enjoy firsthand the natural phenomena of the River of Birds by migratory Sooty Shearwaters and the nursery area found to be important for juvenile White Sharks by protecting the basis of the food web in this ecosystem.

Thank you for considering this proposed designation.

Sincerely,



Hannah Nevins, M.S. MSc., Seabird Biologist and Ecologist, Santa Cruz, CA



Figure 1. Shearwaters feed on small schooling fishes including anchovies in nearshore waters of northern Monterey Bay. (Photo: Ingrid Taylor, New Brighton Beach, CA)

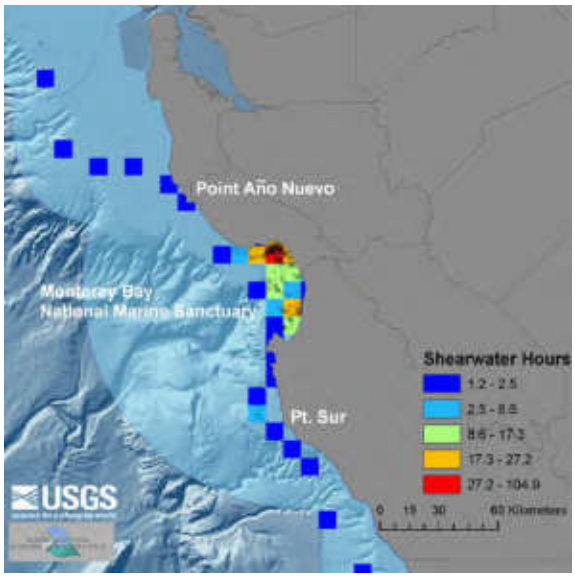


Figure 2. Satellite tracking of migratory Sooty Shearwaters indicate the valuable feeding area in northern Monterey Bay (red area). Northern area is proposed is for greater protection of forage fish important to migratory seabirds and sharks. (Data: USGS/MLML)



Figure 3. Soquel Cove is locally known as the "Shark Park." Passengers on a shark-watching tour based from Santa Cruz check out an approaching great white shark in the sandy bottom habitat off Seacliff Beach in northern Monterey Bay, CA. (Photo Kevin Painchard/Lookout Santa Cruz)

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 30th, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

As scientists, researchers, and educators who work to understand our changing oceans and inspire the next generation of ocean stewards, we write to express our support for the expansion and strengthening of California's network of Marine Protected Areas (MPAs) to help safeguard the state's diverse marine ecosystems and ensure the long-term resilience of our ocean habitats.

Globally, the ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. California's coastal ecosystems have not been spared these global trends: Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Only an average of 55 Pacific leatherback turtles are now found foraging off California's coast every year, a notable decrease from the yearly average of 128 Pacific leatherbacks observed in the region from 1990 to 2003.[2] Marine heatwaves have doubled over the last 30 years and have become more intense and longer in duration, putting stress on California's marine species and ecosystems.[3]

Now, California has a unique opportunity to take bold, effective and science-based action to conserve its marine biodiversity by expanding its groundbreaking network of state MPAs. MPAs, like state parks on land, protect unique and important ocean habitats from destructive human activities that can damage the integrity of marine ecosystems. Globally and in California, strongly protected and well-enforced MPAs have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate

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[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021
[2] Benson, Scott R., Karin A. Forney, Jeffrey E. Moore, Erin L. LaCasella, James T. Harvey, and James V. Carretta. "A Long-Term Decline in the Abundance of Endangered Leatherback Turtles, Dermochelys Coriacea, at a Foraging Ground in the California Current Ecosystem." *Global Ecology and Conservation* 24 November 2020.
[3] IPCC (2021). Summary for Policymakers. In: Climate Change 2021: The Physical Science Basis. Contribution of Working Group I to the Sixth Assessment Report of the Intergovernmental Panel on Climate Change [Masson-Delmotte VP, Zhai A, Pirani SL, Connors C, Péan S, et al. (Eds.)].;

change on our oceans.[4] Well-designed and well-implemented reserves better preserve natural interactions within ecosystems, allowing for greater resiliency in the face of rising global temperatures and changing environmental conditions.[5]

California's network of MPAs, established through the 1999 Marine Life Protection Act, celebrated its tenth anniversary last year. The state's recent Decadal Management Review (DMR) analyzed a decade of monitoring data and showed that the MPA network has generally been effective at protecting ocean habitats and increasing fisheries-targeted species' biomass.[6] Now, in the face of increasing threats, we need to build on this system and maintain California's role as a national and global leader in the effort to protect our ocean habitats.

That's why we, as scientists, researchers, and educators, urge you to expand and strengthen our state's network of MPAs via the adaptive management process of the DMR.

Specifically, we support the expansion of the MPA network to include additional protections for California's most resilient kelp forests. While these vital and iconic ecosystems have faced declines statewide in recent years, kelp forests in some areas have persisted or bounced back quickly in the face of marine heatwaves and other disturbances.[7] By expanding protections for these resilient forests under the MLPA, the state can minimize direct human impacts in these relatively healthy areas, helping to ensure their continued persistence and enhancing the effectiveness of restoration efforts for declining kelp ecosystems nearby. Globally, kelp restoration has been most successful in places adjacent to/contiguous with healthy kelp forest ecosystems. [8]

It is also vital that existing California MPAs are able to achieve their stated goals of conserving biodiversity and ecosystem health. We encourage the state to consider increasing protections for MPAs that are currently only lightly or minimally protected, especially in places where weaker or more complicated regulations lead to poor compliance and enforcement. Research has shown that highly and fully protected areas, where few if any destructive or extractive activities are allowed, provide greater ecological benefits than lightly or minimally protected areas.[9] The

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[4] James Horrox, Kelsey Lamp and Steve Blackledge. New Life for the Ocean: How Marine Protections Keep Our Waters Wild. Environment America Research & Policy Center & Frontier Group, February 3, 2021

[5] Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,eabf0861(2021). DOI:10.1126/science.abf0861

[6] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.;

[7] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.

[8] Eger, A.M., Marzinelli, E.M., Christie, H., Fagerli, C.W., Fujita, D., Gonzalez, A.P., Hong, S.W., Kim, J.H., Lee, L.C., McHugh, T.A., Nishihara, G.N., Tatsumi, M., Steinberg, P.D. and Vergés, A. (2022), Global kelp forest restoration: past lessons, present status, and future directions. Biol Rev, 97: 1449-1475.

[9] Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,eabf0861(2021). DOI:10.1126/science.abf0861

state's network currently protects 12% of state waters in highly- or fully-protected MPAs, as defined by Grorud-Colvert et al. (2021), which leaves 4% of the network lacking the most effective conservation protections.[10] By expanding the level of protection to areas already identified as ecologically important, we can ensure that the area's vulnerable marine resources have the chance to recover and flourish.

Our ocean is not just a source of clean air, wildlife, and natural beauty but also a mystery that beckons exploration and discovery. It is our moral imperative to lead the nation and the world in taking bold actions to preserve the sea, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

President Sklar and Honorable Commissioners, you have a chance to take up this imperative and champion the expansion and strengthening of California's network of Marine Protected Areas. By doing so, you will leave a lasting legacy of marine stewardship that will keep California at the forefront of ocean conservation, nationally and globally.

Thank you for your unwavering commitment to the welfare of our ocean and for considering this urgent matter. Together, we can ensure a healthier, more abundant future for the unique marine ecosystems that define California.

Sincerely,

Michael Akresh
Faculty
Antioch University

Alice Alldredge
Professor Emeritus
University of California, Santa Barbara

Steven Allison
Professor
University of California, Irvine

Anupa Asokan
Ocean advocate

Peter Auster
Senior Research Scientist & Research Professor Emeritus
Mystic Aquarium & University of Connecticut

Nevé Baker
PhD Candidate
University of California Santa Cruz

Leocadio Blanco Bercial
Assistant Professor
Arizona State University - Bermuda Institute of Ocean Sciences

Bailey Drechsler
Professor
Cuesta College

[10] Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,0861(2021). DOI:10.1126/science.abf0861

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Postdoctoral Scholar
Stanford University

Rikki Eriksen
Director Marine Spatial Ecology
California Marine Sanctuary Foundation

Paul Faulstich
Emeritus Professor of Environmental Analysis
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Professor of Environmental Studies
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Kathy Ann Miller
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Herbarium, University of California

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Assembly
California Legislature

DAWN ADDIS
ASSEMBLYMEMBER, THIRTIETH DISTRICT

COMMITTEES
HIGHER EDUCATION
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NATURAL RESOURCES
PUBLIC EMPLOYMENT AND RETIREMENT
RULES

SELECT COMMITTEES
CHAIR: OFFSHORE WIND ENERGY IN CALIFORNIA
CHAIR: SERVING STUDENTS WITH DISABILITIES

VICE CHAIR: JOINT COMMITTEE ON FISHERIES AND AQUACULTURE

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 28th, 2023

Re: Strengthening and Expanding California's Marine Protected Area Network

Dear President Sklar and Honorable Commissioners,

As an Assemblymember and advocate for the health and vitality of California's coastal ecosystems, I write to express my support for the expansion of the state's network of Marine Protected Areas (MPAs) to include the expansion and strengthening of Point Buchon SMCA and Natural Bridges SMR. Protecting specific habitat areas, including the remaining areas of stable kelp forests, and increasing the rigor of existing marine protected areas are crucial steps in safeguarding our diverse marine species and ensuring the long-term well-being of the ecosystems off our shores.

The state of our ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Pollution, overfishing, offshore drilling and other human activities are threatening ocean habitat and marine species, while the changing climate increases the risk of extreme weather events and puts even greater stress on ocean ecosystems.[2] [3]

In the face of these mounting threats, California has a unique opportunity to take bold and effective action to conserve ocean habitats and ensure a greater abundance of life off our coast. Over two decades ago, the state passed the groundbreaking Marine Life Protection Act (MLPA), which called on the state to use one of the most powerful tools for ocean conservation: marine protected areas (MPAs).

[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021
[2] James Horrox, Steve Blackledge and Kelsey Lamp, "New Life for the Ocean: How marine protections keep our waters wild," Environment America Research and Policy Center & Frontier Group, February 2021.
[3] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published

by Elsevier Inc.

MPAs, like state parks on land, protect unique and important ocean habitats from activities that can damage ocean life. Areas that are strongly protected have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate change on our oceans.[4] California's network of MPAs, foreseen in the MLPA, celebrated its tenth-anniversary last year, and the state's decadal management review showed that marine life in existing reserves better withstood recent marine heatwaves, and reserves across the state had higher biomass of commercially caught fish than areas lacking protection.[5] Now, we need to build on this system and maintain California's role as a leader, both nationally and globally, in the fight to protect more ocean habitats.

That's why I urge you to expand our state's network of MPAs within the adaptive management process of the Decadal Management Review. In particular, I am writing in support of the strengthening and expansion of Point Buchon SMCA and Natural Bridges SMR off the coast of my community.

We, as Californians, have a deep love for our ocean and feel a profound responsibility to participate in decisions that impact our state's coastal waters. Our ocean is not just a source of clean air, wildlife, and natural beauty but also a mystery that beckons exploration and discovery. It is our moral imperative to lead the nation and the world in taking bold actions to preserve the sea in our own backyard, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

In conclusion, we strongly urge you, Honorable Commissioners, to expand California's MPA network to encompass areas of persistent kelp, with a particular focus on safeguarding the strengthening and expansion of Point Buchon SMCA and Natural Bridges SMR.

Thank you for your unwavering commitment to the welfare of our ocean and for considering this proposal.

Sincerely,



DAWN ADDIS
Assemblymember, 30th District

[4] James Horrox, Steve Blackledge and Kelsey Lamp, "New Life for the Ocean: How marine protections keep our waters wild," Environment America Research and Policy Center & Frontier Group, February 2021.
[5] California Department of Fish and Wildlife. California's Marine Protected Area Network Decadal Management Review. 2022.

CITY OF SANTA CRUZ

MAYOR AND CITY COUNCIL

809 Center Street, Room 10, Santa Cruz, CA 95060 • (831) 420-5020 • Fax: (831) 420-5011 • citycouncil@cityofsantacruz.com

November 30, 2023

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

RE: Petition to Modify the CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Sklar and Honorable Commissioners:

As a mayor and advocate for the health and vitality of California's coastal ecosystems, I write to express my unwavering support for the expansion of the State's network of Marine Protected Areas (MPAs), including the expansion of Natural Bridges SMR and the implementation of a new MPA at Pleasure Point. Protecting specific habitat areas, including the remaining areas of stable kelp forests, and increasing the rigor of existing marine protected areas are crucial steps in safeguarding our diverse marine species and ensuring the long-term well-being of the ecosystems off our shores.

The state of our ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Pollution, overfishing, offshore drilling, and other human activities are threatening ocean habitats and marine species, while the changing climate increases the risk of extreme weather events and puts even greater stress on ocean ecosystems.[2] [3]

In the face of these mounting threats, California has a unique opportunity to take bold and effective action to conserve ocean habitats and ensure a greater abundance of life off our coast. Over two decades ago, the State passed the groundbreaking Marine Life Protection Act (MLPA), which called on the State to use one of the most powerful tools for ocean conservation: MPAs.

MPAs, like state parks on land, protect unique and important ocean habitats from activities that can damage ocean life. Areas that are strongly protected have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate change on our oceans.[4]

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[1] Meredith McPherson et. al, [illegible] Communications Biology, March 5, 2021.
[2] James Horrox, Steve Blackledge and Kelsey Lamp, "[illegible]," Environment America Research and Policy Center & Frontier Group, February 2021.
[3] Arafeh-Dalmau et al., [illegible], One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.
[4] James Horrox, Steve Blackledge and Kelsey Lamp, "[illegible]," Environment America Research and Policy Center & Frontier Group, February 2021.

California's network of MPAs, foreseen in the MLPA, celebrated its tenth anniversary last year, and the State's decadal management review showed that marine life in existing reserves better withstood recent marine heatwaves, and reserves across the State had higher biomass of commercially caught fish than areas lacking protection.[5]

Now, we need to build on this system and maintain California's role as a leader, both nationally and globally, in the fight to protect more ocean habitats.

That is why I urge you to expand our State's network of MPAs within the adaptive management process of the Decadal Management Review. In particular, I am writing in support of the expansion of the Natural Bridges SMR and the implementation of a new MPA at Pleasure Point off the coast of my community, Santa Cruz.

As the author of the Marine Life Management Act and the Marine Life Protection Act, I am fully supportive of Environment California's request for additional marine protected areas. When I was Speaker pro tempore of the California Assembly (1996–2002), I was deeply involved in this subject. In my last year, I also authored the California Ocean Trust Act, which created the California Ocean Science Trust (Cal-OST). Cal-OST has written extensively about the successes within the MPAs, and more would be a very good idea.

We, as Californians, have a deep love for our ocean and feel a profound responsibility to participate in decisions that impact our State's coastal waters. Our ocean is not just a source of clean air, wildlife, and natural beauty but also a mystery that beckons exploration and discovery. It is our moral imperative to lead the nation and the world in taking bold actions to preserve the sea in our own backyard, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

In conclusion, we strongly urge you, Honorable Commissioners, to expand California's MPA network to encompass areas of persistent kelp, with a particular focus on safeguarding Natural Bridges State Marine Reserve and implementing a new MPA at Pleasure Point. By doing so, you will leave a lasting legacy of environmental stewardship.

Thank you for your unwavering commitment to the welfare of our ocean and for considering this proposal. Together, we can ensure a healthier, more abundant future for the unique marine ecosystems that define California.

Sincerely,

Fred Keeley
Mayor

P:\CMAD\Word(Wpfiles)\SUZANNEU\Mayorfk 2022-2026\Letters\CA Fish and Game - Kelp Forests.docx

[5] California Department of Fish and Wildlife, California's Marine Protected Area Network Decadal Management Review, 2022.



California Fish and Game Commission
715 P Street, 16th floor,
Sacramento, CA 95814

November 30th, 2023

RE: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests

Dear President Sklar and Honorable Commissioners:

Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] California sea otters are still listed as threatened under the Endangered Species Act, and one of the biggest barriers to this species' recovery and range expansion is increased shark bites from a lack of kelp forest cover. Marine

[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021

heatwaves have doubled over the last 30 years, and have become more intense and longer in duration, putting stress on California's marine species and ecosystems.[2]

In the face of these mounting threats, California has a unique opportunity to take bold and effective action to conserve ocean habitats and ensure a greater abundance of life off our coast. Over two decades ago, the state passed the groundbreaking Marine Life Protection Act (MLPA), which called on the state to use one of the most powerful tools for ocean conservation: marine protected areas (MPAs).

MPAs, like state parks on land, protect unique and important ocean habitats from activities that can damage ocean life. Areas that are strongly protected have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate change on our oceans.[3] By providing areas that serve as buffers against climate change, fully protected MPAs adapt to changing environmental conditions because they better preserve natural interactions within ecosystems, allowing for greater resiliency .[4]

California's network of MPAs, foreseen in the MLPA, celebrated its tenth anniversary last year, and the state's decadal management review showed that MPAs effectively protect ocean habitats and increase fishery-targeted species' biomass. Now, we need to build on this system and maintain California's role as a national and global leader in the fight to protect more ocean habitats.

Protecting specific habitat areas, including the remaining areas of stable kelp forests is a crucial step in safeguarding our diverse marine species and ensuring the long-term well-being of our ocean environments.

We support the expansion of the MPA Network to include some of the most resilient kelp forests along California's coastline, by expanding Cabrillo State Marine Reserve, Point Dume State Marine Conservation Area, South Point State Marine Reserve, Gull Island State Marine Reserve, Point Conception State Marine Reserve, Natural Bridges State Marine Reserve, and by creating a new MPA around the beautiful kelp forest off Pleasure Point near Santa Cruz. While kelp forests have faced declines statewide in recent years, in these areas they have persisted or bounced back quickly in the face of marine heatwaves and other disturbances.[5] By expanding protections for

---

[2] García-Reyes, Marisol, Andrew Leising, Rebecca Asch, Steven Bograd, and Tessa M Hill. Rep. Indicators of Climate Change in California, "Coastal Ocean Temperature", *California Office of Environmental Health Hazard Assessment,* 2022.

[3] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.

[4] Jankowska, Emilia, et al. "Climate Benefits from Establishing Marine Protected Areas Targeted at Blue Carbon Solutions." *Proceedings of the National Academy of Sciences*, vol. 119, no. 23, 2022.

[5] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.

these resilient forests under the MLPA, the state can minimize direct human impacts in these relatively healthy areas, helping to ensure their continued persistence and enhancing the effectiveness of restoration efforts for declining kelp ecosystems nearby.

Enhancing the protection of California's kelp forests strongly aligns with Goals 1, 2, 3, and 4 of the MLPA by preserving natural diversity, sustaining marine life populations, protecting marine habitats for their intrinsic value, and improving recreational and educational opportunities while minimizing human disturbance. [6] Safeguarding resilient kelp ecosystems will ensure critical habitat preservation for diverse marine species, including endangered sea otters and commercially valuable fish.

Our ocean is a source of clean air, wildlife, and natural beauty, but also a mystery that beckons preservation and exploration. California has the opportunity to lead the nation and the world in taking bold action to preserve the sea, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

Sincerely,

Laura Deehan
State Director
Environment California Research and Policy Center

Tomas Valadez
CA Policy Associate
Azul

Robert Vergara
Roger Arliner Young (RAY) Ocean Conservation Fellow
Natural Resources Defense Council

Clara Castronovo
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CALPIRG Students

Keith Shattenkirk
Program Officer, Healthy Lands and Waters
Patagonia

[6] "Marine Life Protection Act." CDFW. https://wildlife.ca.gov/Conservation/Marine/MPAs/MLPA.

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Executive Director
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Ashley Eagle-Gibbs
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Megan Shumway
Member
CHN, Sacramento Climate Coaltion, SacAct

Antonina Markoff
Coordinator
The Climate Reality Project California State Coalition

Robert Gould, MD
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San Francisco Bay Physicians for Social Responsibility

Esperanza Vielma
Executive Director
Environmental Coalition for Water Justice

Daniel Chandler
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Andria Ventura
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Clean Water Action/Clean Water Fund

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California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 29, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

Environmental Action was founded in 1970, on the first Earth Day, as a community of grassroots environmental activists working for a cleaner, greener world. We are submitting the following 2,487 signatures in support of Environment California Research & Policy Center's petitions for rulemaking in the state's adaptive management process for the California Marine Protected Area network.

Each of the 2,487 people signed the following letter:

> *Dear Governor Newsom,*
>
> *Sea otters bobbing in the surf. Whales diving deep to feed. Seabirds flying above. Our state's coastline is home to wildlife, large and small. As Californians, we've taken steps to protect this ocean heritage by creating a network of marine protected areas that, just like state parks on land, help protect and restore ocean life.*
>
> *I urge you to strengthen this network through the Decadal Management Review in line with your important goal of protecting 30 percent of our state waters by 2030. Specifically, I urge you to expand the network to protect the state's last remaining kelp forests, critical homes to fish and sea otters, and to strengthen existing areas that don't yet provide high levels of protection to ocean life.*
>
> *With your support, California can expand this network of ocean parks to create a brighter future for the ocean life that calls our state home, and hopefully inspire others across the country and around the world to follow our lead.*
>
> *Sincerely,*

As a group that works to protect our most amazing and at risk wildlife across the country, we know that preserving and restoring habitats will be critical to seeing our ocean life thrive. Whether it's a return of sea otters to more of the coastline or more abundant seabirds flying above our heads, expanding and strengthening California's network of marine protected areas will create a more hopeful future for the wild animals that call the state's coastline home.

But the decisions made on California's coast will not only impact the state's wildlife: as with many environmental issues, California's actions here have the potential to reverberate far and wide. If the state acts with ambition during this adaptive management process to fulfill the state's 30 by 30 commitment, it can set the national standard for ocean conservation, leading the country and the globe forward to a better future for our oceans.

Sincerely,

Patrick Kelly-Fischer

Patrick Kelly-Fischer
Board Member
Environmental Action

ENVIRONMENTAL ACTION SINCE 1970
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Beth Herndobler, Altadena, CA
Jennifer Herstein, Altadena, CA
Venetia Large, Altadena, CA
Annamarie Jones, Alturas, CA
Thomas Mccombs, American Canyon, CA
Robert Raven, American Canyon, CA
Nora Coyle, Anaheim, CA
Shauna Gonzalez, Anaheim, CA
Penelope Harms, Anaheim, CA
Jane Iacovetti, Anaheim, CA
Karen Malley, Anaheim, CA
Tim Maurer, Anaheim, CA
Natalie Blasco, Anderson, CA
Sharon Lieberman, Annapolis, CA
Melissa Brooks, Antelope, CA
Jessica Mitchell-Shihabi, Antelope, CA
John Nadolski, Antelope, CA
Leslie Clement, Antioch, CA
Lindsey Kalfsbeek, Antioch, CA
Dennis Cajas, Apple Valley, CA
Julia Deasley, Apple Valley, CA
Val Wren, Apple Valley, CA
Carol Easton, Aptos, CA
Michele Faia, Aptos, CA
Bonnie Gessler, Aptos, CA
Blaise Brockman, Arcadia, CA
Jana Harker, Arcadia, CA

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November 29, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

CALPIRG Students is a statewide, student-run, and student-funded organization that works to protect the environment, make college affordable, and promote civic engagement. We have over 20,000 dues-paying members across the UC system and have been on campus for almost 50 years advocating for students on issues that students care about most. As part of our ongoing efforts to win better protections for California's ocean, we are submitting 214 signatures from our supporters on campuses across the state in support of Environment California Research & Policy's petitions for rulemaking in the state's adaptive management process for the California marine protected area network.

Each of the 214 people signed the following letter:

> *To: Governor Gavin Newsom*
>
> *Sea otters bobbing in the surf. Whales diving deep to feed. Seabirds flying above. Our state's coastline is home to wildlife, large and small. As students and young people, we are proud to live in a state that has taken steps to protect this ocean heritage for future generations. California's network of marine protected areas are places that, just like state parks on land, help protect and restore ocean life.*
>
> *I urge you to strengthen this network through the Decadal Management Review in line with your important goal of protecting 30 percent of our state waters by 2030. Specifically, I urge you to expand the network to protect the state's last remaining kelp forests, critical homes to fish and sea otters, and to strengthen existing areas that don't yet provide high levels of protection to ocean life.*
>
> *With your support, California can expand this network of ocean parks to create a brighter future for the ocean life that calls our state home, and hopefully inspire others across the country and around the world to follow our lead.*

As young people, we are working everyday to tackle the most pressing problems facing our ocean, our climate and our communities. That's why we are heartened to see state leaders like

CALPIRG Students

Governor Newsom and the state legislature set bold and ambitious goals to protect more of our coastline.

But goals need to be followed by action to ensure the future health and abundance of our ocean wildlife and wild places. That's why our student members have been campaigning for better ocean protections, and why we are excited to have this opportunity in the Decadal Management Review to push our state's groundbreaking network of MPAs forward. An expanded, strengthened network will make our coasts more resilient in the face of climate change and give our ocean life a chance to thrive.

Thank you for this opportunity, and we look forward to working with you to continue to create a better future for California's coasts.

Sincerely,



Clara Castronovo
State Board Chair
CALPIRG Students

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November 28th, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

In solidarity with the shared responsibility for the well-being of our planet, particularly the oceans and coastlines we hold dear, we are reaching out as college students to express our firm support for the amplification and extension of California's Marine Protected Area (MPA) network. Understanding the critical importance of maintaining stable kelp ecosystems and safeguarding conserved ocean areas, we are committed to ensuring the prolonged vitality of our oceans and the myriad marine species that inhabit them.

The state of our ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade.[1] Only 50 Pacific leatherback turtles are now found foraging off California's coast, a notable decrease from the 178 Pacific leatherbacks observed from 1990 to 2003.[2] Marine heatwaves have doubled over the last 30 years, and have become more intense and longer in duration, putting stress on California's marine species and ecosystems. [3]

In the face of these mounting threats, California has a unique opportunity to take bold and effective action to conserve ocean habitats and ensure a greater abundance of life off our coast. Over two decades ago, the state passed the groundbreaking Marine Life Protection Act (MLPA), which called on the state to use one of the most powerful tools for ocean conservation: marine protected areas (MPAs).

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[1] Meredith McPherson et. al, Large-scale shift in the structure of a kelp forest ecosystem co-occurs with an epizootic and marine heatwave, Communications Biology, March 5, 2021

[2] Benson, Scott R., Karin A. Forney, Jeffrey E. Moore, Erin L. LaCasella, James T. Harvey, and James V. Carretta. "A Long-Term Decline in the Abundance of Endangered Leatherback Turtles, Dermochelys Coriacea, at a Foraging Ground in the California Current Ecosystem." *Global Ecology and Conservation* 24 (November 2020).

[3] García-Reyes, Marisol, Andrew Leising, Rebecca Asch, Steven Bograd, and Tessa M Hill. Rep. Indicators of Climate Change in California, "Coastal Ocean Temperature", *California Office of Environmental Health Hazard Assessment,* 2022.

MPAs, like state parks on land, protect unique and important ocean habitats from activities that can damage ocean life. Areas that are strongly protected have been shown to be highly effective in conserving biodiversity, enhancing ecosystem resilience, and mitigating the impacts of climate change on our oceans.[4] By providing areas that serve as buffers against climate change, fully protected MPAs adapt to changing environmental conditions because they better preserve natural interactions within ecosystems, allowing for greater resiliency.[5]

California's network of MPAs, foreseen in the MLPA, celebrated its tenth anniversary last year, and the state's Decadal Management Review (DMR) showed that MPAs effectively protect ocean habitats and increase fishery-targeted species' biomass. The DMR found that the older the MPA, the larger the increase in the biomass of fished species. Some ecological communities like kelp forests and rocky intertidal ecosystems within MPAs appeared more resilient and recovered more quickly after marine heatwaves than similar habitats outside MPAs.[6] Now, we need to build on this system and maintain California's role as a national and global leader in the fight to protect more ocean habitats.

We support the expansion of the MPA Network to include critical, resilient kelp forests along California's coastline. While these vital and iconic ecosystems have faced declines statewide in recent years, kelp forests in some areas have persisted or bounced back quickly in the face of marine heatwaves and other disturbances.[7] By expanding protections for these resilient forests under the MLPA, the state can minimize direct human impacts in these relatively healthy areas, helping to ensure their continued persistence and enhancing the effectiveness of restoration efforts for declining kelp ecosystems nearby.

It is also vital that existing California MPAs are able to achieve their stated goals of conserving biodiversity and ecosystem health. We encourage the state to consider increasing protections for MPAs that are currently only lightly or minimally protected, especially in places where weaker or more complicated regulations lead to poor compliance and enforcement. Research has shown that highly and fully protected areas, where few if any destructive or extractive activities are allowed, provide greater ecological benefits than lightly or minimally protected areas.[8]

As college students, we keenly feel the urgency to address the environmental crises, particularly along California's coast. Having grown up witnessing the impacts of climate change, it's clear

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[4] Arafeh-Dalmau et al., Integrating climate adaptation and transboundary management: Guidelines for designing climate smart marine protected areas, One Earth 6, 1–19 November 17, 2023 ª 2023 Published by Elsevier Inc.
[5] Jankowska, Emilia, et al. "Climate Benefits from Establishing Marine Protected Areas Targeted at Blue Carbon Solutions." *Proceedings of the National Academy of Sciences*, vol. 119, no. 23, 2022.
[6] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.
[7] California Department of Fish and Wildlife. (2022). California's Marine Protected Area Network Decadal Management Review.
[8] Ibid Kirsten Grorud-Colvert *et al.*, The MPA Guide: A framework to achieve global goals for the ocean. *Science* **373** ,eabf0861(2021). DOI:10.1126/science.abf0861

that action is needed to limit harm to the environment. That's why we urge the Fish and Game Commission to make significant changes in preserving and protecting our vast ocean habitats, ensuring a meaningful and lasting impact for generations to come.

Our ocean is not just a provider of fresh air, diverse wildlife, and breathtaking scenery; it's also an enigma that calls us to explore and uncover its secrets. As college students, we believe it's our duty to be at the forefront of national and global efforts, taking bold steps to safeguard the ocean. This commitment ensures its future and the welfare of communities dependent on it for survival and prosperity.

In conclusion, we strongly urge you, Fish and Game Commissioners, to champion the expansion and fortification of California's network of Marine Protected Areas, with a particular focus on safeguarding kelp forests and reinforcing the protection of existing MPAs. By doing so, you will leave a lasting legacy of environmental stewardship.

Thank you for your unwavering commitment to the welfare of our ocean and for considering this urgent matter. Together, we can ensure a healthier, more abundant future for the unique marine ecosystems that define California.

Sincerely,

Clara Castronovo
Board Chair
CALPIRG Students

Brandi Sanchez
President
Ecology Behavior and Evolution Club at UC San Diego

Brandi Sanchez
President
Pollinator Club at UC San Diego

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California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

November 30th, 2023

Re: Petition to Modify CA Marine Protected Area Network to Enhance Protections for California's Most Resilient Kelp Forests; Petition to Increase Level of Protection and Streamline Enforcement for Several California State MPAs

Dear President Sklar and Honorable Commissioners,

From the foothills of the Sierras to the seaside of the Central Coast, Californians care about our ocean and the life that calls it home. That's why we are submitting the attached 7,549 signatures in support of our petitions for rulemaking in the Decadal Management Review adaptive management process.

Each of the 7,549 people signed the following letter:

> *Dear Governor Newsom,*
>
> *California's coastline is home to stunning beaches, amazing wildlife, and is a true treasure for everyone who lives in or visits our state. That's why we've invested in protecting this ocean heritage through the creation of our state network of marine protected areas. Just like state parks on land, these areas help protect and restore ocean life.*
>
> *Now we have an opportunity to strengthen this network through the Decadal Management Review. I urge you to use this process to advance your important goal of protecting 30% of our state waters by 2030. Specifically, I urge you to expand the network to protect the state's last remaining kelp forests, critical homes to fish and sea otters, and to strengthen existing areas that don't yet provide high levels of protection for ocean life.*
>
> *With your leadership, California can expand this network of ocean parks to create a brighter future for our state's ocean life and continue to lead the country in ocean conservation.*
>
> *Sincerely,*

By expanding the state's MPA network to better protect areas of stable kelp and by strengthening protections for areas not currently achieving their conservation outcomes due to weak or confusing regulations, the state can help our coasts adapt and thrive in the face of rising temperatures and emerging threats.

With your leadership, we can create a better future for California's coastal ecosystems and the wildlife that calls them home.

Sincerely,

Laura Deehan
Director
Environment California
Environment California Research & Policy Center

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Attachment 1

California Department of Fish and Wildlife's 2023 Decadal Management Review Marine Protected Area Petition Evaluation

COMPANION DOCUMENT



CALIFORNIA DEPARTMENT OF FISH & WILDLIFE

CALIFORNIA MARINE PROTECTED AREAS

July 2026

This document is the 2023 Decadal Management Review Marine Protected Area Petition Evaluation Companion Document (Companion Document). The Companion Document and the California Department of Fish and Wildlife (CDFW) Transmittal Memo should be read in advance of the 2023 Bin 2 Petition Evaluations as it includes supplemental information and additional context for the evaluations.

The Companion Document was originally released March 20, 2026 along with CDFW's evaluations and recommendations for the ten Non-tribally-led Petitions. This July 2026 version of the Companion Document includes the following additions: a detailed timeline of the 2023 MPA Petition milestones, updates related to tribal outreach and engagement, a new section on Climate Resilience and MPAs, and additional supplemental information for Question 5 (information gaps) and Question 9 (MPA Network design and Levels of Protection (LOP)) of the evaluation.

INTRODUCTION

At its February 14-15, 2024, meeting, the California Fish and Game Commission (CFGC) referred 20 Marine Protected Area (MPA) petitions to CDFW for review, evaluation, and recommendation. These petitions were sorted into Bin 1 and Bin 2 Petitions. The Marine Resources Committee (MRC) considered CDFW's recommendations on 5 Bin 1 Petitions at the November 6-7, 2024 MRC meeting and CFGC adopted the MRC's recommendations at the December 11-12, 2024 CFGC meeting. See Table 1 for a comprehensive overview of process milestones for the 2023 MPA Petitions.

On August 14, 2025, CFGC approved an evaluation framework (Framework) for the 15 Bin 2 Petitions referred to CDFW proposing changes to the MPA Network. CDFW developed the Framework, with support from staff at CFGC and Ocean Protection Council, based on the adaptive management process outlined in chapter 4 of the 2016 Master Plan for MPAs. The 2016 Master Plan directs CDFW and CFGC to use the Marine Life Protection Act (MLPA) Goals and mandates, Master Plan objectives, and Science Advisory Team (SAT) Science Guidelines established during the MLPA Initiative planning process as the primary basis for evaluating any action taken to make changes to the MPA Network. The 2016 Master Plan adaptive management process also includes consideration of emerging issues, such as changes to the MPA Network that would enhance climate resilience and/or help mitigate climate impacts. CDFW considered climate change effects throughout the evaluation, recognizing that the effects of climate change are overarching and climate resilience is an implicit goal of adaptive management of the MPA Network as a whole. The Framework also draws from the Decadal Management Review (DMR) and Recommendations, and the MPA Regulation Change Petition Framework approved by CFGC at their August 2023 meeting, which is rooted in the DMR Recommendation cornerstones of MPA Governance, MPA Management Program Activities, and MPA Network Performance.

The Framework includes the following sections:

I. Petition Summary
II. CDFW Recommendations with Brief Justifications
III. Bin 2 Petition Grouping: Identify Tribally-led Petitions
IV. CDFW 2023 MPA Bin 2 Petition Narrative and Evaluation
V. Supplemental Analyses, Data and Information, and Citations

CDFW used the Framework to transparently evaluate petitions and develop recommendations to CFGC for the 2023 MPA Bin 2 Petitions. The evaluations were based on materials submitted in December 2023 and amendments received through March 2025. Subsequent changes, improvements, or stakeholder engagement undertaken by petitioners after March 2025 were not considered. CDFW recognizes that new information on these petitions may be available for CFGC consideration.

The Bin 2 Petitions and petition actions vary in complexity, and the Framework is designed to address this spectrum of complexity. In some cases, it was more appropriate to evaluate Bin 2 Petitions as a whole and in other cases, it was more appropriate to evaluate the individual proposed actions or grouped proposed actions that were similar within a petition. Not all evaluation components in Section IV applied to every proposed action or petition as they were not all relevant to each proposed action or petition. CDFW applied the evaluation components as appropriate, and the level of detail varied based on factors such as applicability of the question or information available. Non-regulatory requests were not evaluated through the Framework. For some petitions, CDFW recommended an alternative pathway to achieving the desired outcome of the proposed change.

The DMR indicated the MPA Network is meeting expectations and functioning effectively towards achieving the Goals of the MLPA. Therefore, significant regulatory changes to the MPA Network should meet a high threshold of demonstrated conservation value and need, as well as clear, science-supported benefit.

This evaluation is not the only process by which regulatory changes have been considered as part of the adaptive management of the MPA Network. Since implementation of California's MPA Network, targeted legislative and regulatory refinements have been identified to align MPAs with their original intent, clarify or correct provisions, or address priority management and enforcement issues. Since 2013, four legislative amendments and seven regulatory packages have been enacted to strengthen and support the adaptive management of the MPA Network and Management Program. The regulatory amendments:

- 2014 – Clarified and corrected provisions, including general provisions, definitions, take, and boundaries
- 2015 – Clarified and corrected provisions, including general provisions, definitions, take, and boundaries. This includes refining and correcting boundary coordinates for 106 MPAs
- 2016 – Added provisions for tribal take in north coast MPAs
- 2018 – Repealed a special closure due to conflict with private property
- 2018 – Added provisions for tribal take in south coast MPAs and amended boundaries to better align with historical subsistence and cultural use
- 2022 – Cleaned up State Marine Recreational Management Area language
- 2023 – Provided a mechanism for operation and maintenance of pre-existing artificial structures in MPAs

The legislative amendments include Senate Bill 96 (2013), Assembly Bill 298 (2015), Assembly Bill 2369 (2018), and Assembly Bill 63 (2021). See Appendix G of the Decadal Management Review for more information about regulatory packages and legislative amendments that apply to MPA Network management implemented since 2012. All amendments were deliberately and carefully constructed, consistent with directives in the Fish and Game Code (§§2853 and 2855), MLPA, and the Master Plan for MPAs, to preserve the integrity of the MPA Network.

CDFW remains committed to adaptive management through regulatory and non-regulatory pathways and will continue to work with tribes and partners to advance the Recommendations of the DMR through a science-based, inclusive statewide process consistent with the requirements of the MLPA and Master Plan for MPAs.

Table 1. Summary of 2023 MPA Petition Process Milestones.

Date	Milestone
Aug 2023	California Fish and Game Commission (CFGC) approves DMR adaptive management recommendation prioritization framework and supported the Marine Resources Committee preference to consider changes to the MPA Network using the existing CFGC petition process
Oct 2023	CFGC releases "Overview of Process to Consider Potential Changes to California's MPA Network"
Dec 2023	CFGC receives 20 MPA-related petitions with 80+ actions
Feb 2024	CFGC refers all 20 petitions to CDFW for evaluation
Apr 2024	CFGC adopts 3-phased approach to petition evaluation

Date	Milestone
Aug 2024	CFGC approves binning petitions, requests CDFW evaluate the five Bin 1 Petitions and develop a proposed framework to evaluate 15 Bin 2 Petitions
Nov 2024	CDFW releases recommendations for five Bin 1 Petitions
Dec 2024	CFGC makes decisions on Bin 1 Petitions and establishes March 14, 2025 deadline for amendments to Bin 2 Petitions
Mar 14, 2025	Deadline for amendments to Bin 2 Petitions
Apr 2025	CFGC refers amended Bin 2 Petitions to CDFW for evaluation
Apr-May 2025	CDFW develops Draft Bin 2 Petition Evaluation Framework with Ocean Protection Council and CFGC staff
May 2025	Update and discussion at CFGC Tribal Committee (TC) meeting on Bin 2 MPA Petitions and proposed approach for evaluations
Aug 2025	Update and discussion on 2023 MPA Petitions and Draft Evaluation Framework at CFGC TC and CFGC. Four Tribally-led petitions identified and CFGC approves framework for evaluating Bin 2 MPA Petitions
Dec 2025	Update and discussion at CFGC TC on Bin 2 MPA Petitions; identifies one more Tribally-led petition; directs CDFW to return to April 2026 CFGC TC to discuss MPA Petitions prior to releasing evaluations for the Tribally-led petitions
Mar 20, 2026	CDFW releases evaluations and recommendations for the 64 proposed actions in the ten non-Tribally-led Bin 2 MPA Petitions and the Companion Document
Apr 2026	Update and discussion at CFGC TC on five Tribally-led petitions. CFGC accepts amendments to four of the Tribally-led petitions and refers them to CDFW for evaluation
Apr-May 2026	Regional CFGC meetings discussing Bin 2 MPA Petitions • April 21, 2026 in San Mateo, Del Norte through Monterey counties petitions • May 5-6, 2026 in Goleta, alongshore San Luis Obispo through Santa Barbara counties petitions (day 1) and Northern Channel Islands (day 2) • May 19, 2026 in San Clemente, Los Angeles through San Diego counties petitions, including Santa Catalina Island
July 2026	CDFW releases evaluations and recommendations for the 9 proposed actions in the five Tribally-led Bin 2 MPA Petitions and the revised Companion Document

SUPPLEMENTAL EVALUATION INFORMATION

CDFW compiled supplemental information and additional context for the Tribally-led etitions, the topic of climate resilience and MPAs, and the responses to Evaluation Questions 1, 2a, 5, 9, 10a, and 14, and Section V. Supplemental Analyses, Data and Information, and Citations. CFGC staff conducted the analysis and prepared the responses for Questions 16 and 17 and provided additional context for their evaluations below. The information provided here was common across the evaluations and is included here to prevent having to repeat it in each evaluation.

TRIBALLY-LED PETITIONS

This Companion Document includes a summary of the process for identifying Tribally-led petitions, CDFW's outreach to all California Native American tribes throughout the petitions process, and a summary of outreach and engagement with Tribally-led petitioners (Attachment A below). As directed by CFGC, CDFW evaluated the Tribally-led petitions with the CDFW 2023 MPA Bin 2 Petition Evaluation Framework. Tribally-led petitions, per CFGC direction, were discussed at the April 14, 2026, CFGC Tribal Committee meeting. *Note: California Native American tribe is the preferred term to use per the Governor's Office of Tribal Affairs when generally mentioning tribes of California, both federally and non-federally recognized.*

The following petitions were identified by CFGC as Tribally-led petitions:

- Santa Ynez Band of Chumash Indians: Designate a New Chitqawi SMCA Near Morro Bay with a Tribal Take Exemption for Santa Ynez Band of Chumash Indians (2023-19MPA_AM1)
- Santa Ynez Band of Chumash Indians: Establish Co-Management at Point Buchon SMCA, Change the Name, and Add a Tribal Exemption for Santa Ynez Band of Chumash Indians at Point Buchon SMCA, and Change the Boundary at Point Buchon SMR (2023-20MPA_AM1)
- Tolowa Dee-ni' Nation: Remove Recreational Take of True Smelt and Change the Boundary at Pyramid Point SMCA (2023-21MPA_AM1)
- Northern Chumash Tribal Council: Designate a New SMCA Near Point Sal with an Allowance for Recreational Take of Finfish by Hook-and-Line from Shore (2023-28MPA_AM2)
- Santa Ynez Band of Chumash Indians: Designate a New SMCA Near Mishopshno/ Carpinteria with an Allowance for Recreational Take of Finfish by Hook-and-Line From Shore and a Tribal Take Exemption for Santa Ynez Band of Chumash Indians (2023-29MPA_AM2)

Summary of Tribal Outreach and Engagement with California Native American Tribes for the 2023 MPA Petitions

In late 2023, CFGC received 20 petitions from California Native American tribes (tribes) and the public requesting changes to California's MPA Network. CFGC referred the 2023 MPA Petitions to CDFW to evaluate in early 2024. This document provides a summary of tribal outreach and engagement with California Native American tribes for the 20 2023 MPA Petitions, including five Tribally-led petitions, proposing approximately 70 changes to the MPA regulations for MPAs from southern California to the Oregon border (2023 MPA Petitions).

Summary of CDFW tribal outreach for all 2023 MPA petitions

Since receiving the petitions, CDFW has provided regular updates on the status of the 2023 MPA Petitions and petition evaluation process through email communications and mailed letters to the CDFW tribal contact list. The CDFW tribal contact list includes over 400 individuals across the state who represent and/or work for a California Native American tribe. The statewide list is maintained by CDFW's Tribal Liaison and includes people on the Native American Heritage Commission (NAHC) contact list and others who have elected to receive updates from CDFW related to tribes. These updates included offers for consultation and meetings between tribes and CDFW. In October 2025, CFGC and CDFW sent letters via email and postal mail to the CDFW tribal contact list to specifically offer formal consultation or informal meetings on the 2023 MPA Petitions. CDFW also presented written and verbal updates at meetings of CFGC's Tribal Committee. These outreach efforts to tribes are summarized in Table 2.

Summary of additional outreach and engagement with tribes for Tribally-led petitions

At the August 12, 2025, CFGC's Tribal Committee meeting, the Tribal Committee identified four of the 2023 MPA Petitions as Tribally-led petitions, which are petitions that were submitted by a tribe, representative designated by a tribe, or tribal organization, or have a tribal co-sponsor. These included:

- 2023-19MPA submitted by Santa Ynez Band of Chumash Indians
- 2023-20MPA submitted by Santa Ynez Band of Chumash Indians
- 2023-21MPA submitted by Tolowa Dee-ni' Nation
- 2023-29MPA submitted by Natural Resource Defense Council (NRDC), Santa Ynez Band of Chumash Indians (SYBCI), and Environmental Defense Center

At the May 7, 2025, meeting, CFGC's Tribal Committee requested CDFW send additional offers to all tribes for consultation on the remaining 2023 MPA Petitions and to reach out to offer to meet with tribes associated with the Tribally-led petitions. On October 16,

2025, CDFW distributed to the CDFW statewide tribal contact list a letter offering joint tribal consultation with CDFW and CFGC on any 2023 MPA Petition. This letter was also included in the fall quarterly CDFW Tribal Updates email. As of July 2026, no tribes have requested consultation.

On November 24, 2025, CFGC received a letter from Northern Chumash Tribal Council and NRDC indicating that Northern Chumash Tribal Council was a formal co-sponsor for petition 2023-28MPA, and requested CFGC consider the petition a Tribally-led petition.

At the December 9, 2025, CFGC Tribal Committee meeting, the CFGC Tribal Committee reconsidered the designation of petition 2023-28MPA and recommended CFGC designate it as a Tribally-led petition in light of the November 2025 co-sponsorship from Northern Chumash Tribal Council. At the December 11, 2025, CFGC meeting, CFGC designated petition 2023-28MPA as a Tribally-led petition. CFGC's Tribal Committee requested that before releasing the Tribally-led petition evaluations, CDFW engage with the tribes leading or co-leading petitions, including to better understand the intent of the petitions, and then share an update on the engagement and any clarifications on the petitions at the April 14, 2026 CFGC Tribal Committee meeting. CFGC's Tribal Committee and CFGC reaffirmed that CDFW should use the Evaluation Framework approved by CFGC in August to evaluate the Tribally-led petitions.

At the February 11, 2026, CFGC meeting, CFGC approved the addition of an agenda item for CDFW to provide an update and to have a discussion on the Tribally-led petitions at the April 14, 2026, Tribal Committee meeting.

Between September 2025 and June 2026, CDFW participated in discussions with representatives of tribes regarding the Tribally-led petitions.

At the April 14, 2026, CFGC Tribal Committee meeting, tribal representatives provided an overview and clarifications for the five Tribally-led petitions. SYBCI proposed amendments to 2023-19MPA, 2023-20MPA, and SYBCI and NRDC proposed amendments to 2023-29MPA_AM1. Northern Chumash Tribal Council and NRDC proposed amendments to 2023-28MPA_AM1. No amendments were proposed for 2023-21MPA. CDFW presented an update on tribal outreach and engagement since December and summarized the clarifications and proposed amendments for the Tribally-led petitions. At the meeting on April 15, 2026, the CFGC Tribal Committee recommended to CFGC that CDFW evaluate the Tribally-led petitions according to the proposed amendments and clarifications discussed during the meeting. CFGC subsequently referred the amended petitions (2023-19MPA_AM1, 2023-20MPA_AM1, 2023-21MPA_AM1, 2023-29MPA_AM2, and 2023-29MPA_AM2) to CDFW for evaluation using the Evaluation Framework approved by CFGC in August 2025.

Table 2. Summary of CDFW tribal outreach and engagement to date related to the 2023 MPA Petitions and petition process, including communication method and type of content. Unless otherwise specified, all tribal outreach communications included tribes listed on the CDFW tribal contact list maintained by CDFW's Department Tribal Liaison, which includes 400 people from the NAHC Contact List and additional tribal representatives.

Date	Method	Content
5/31/2024	Email	Released Blog Post: Seeking Your Feedback to Help Manage California's Marine Protected Area Network
10/4/2024	Email	CDFW Informational MPA DMR Petition Process Update: Background, DMR petition process, next steps, upcoming meetings
10/25/2024	Email	Released Blog Post: MPA Day
11/22/2024	Email	CDFW Informational MPA DMR Petition Process Update: Background, DMR petition process, next steps, upcoming meetings
4/11/2025	Email	CDFW Tribal Liaison provided Department update email, including CDFW Informational MPA DMR Petition Process Update
5/7/2025	Tribal Committee: Meeting Materials	Written Informational Update: California's Marine Protected Area Network Decadal Management Review and Subsequent Marine Protected Area Regulation Amendment Petition Process (pg. 99 of 129) Verbal update on the 2023 MPA Petitions and draft evaluation framework by Susan Ashcraft, CFGC Marine Advisor
8/14/2025	Tribal Committee: Meeting Presentation	Presentation by Craig Shuman, CDFW Marine Region Manager, on 2023 MPA Petitions and draft evaluation framework. Tribal Committee identified four Tribally-led petitions
9/2025	Email	CDFW invitation to meet to discuss petitions sent to petitioners for the four Tribally-led petitions
10/16/2025	Mail	Invitation Letter for joint tribal consultation with CDFW and CFGC on any 2023 MPA Petition
10/17/2025	Email	CDFW Tribal Liaison - Department update email, including CDFW Informational MPA DMR Petition Process Update and Invitation Letter for Joint Tribal Consultation
10/20/2025 – 6/24/2026	Meetings	Discuss Tribally-led petitions with tribal petitioners

Date	Method	Content
12/9/2025	Tribal Committee	CDFW update on the 2023 MPA Petitions and upcoming release of CDFW petition evaluations and outlining three regional meetings to be held to discuss petitions and evaluations
4/14/2026	Tribal Committee	CDFW presentation to provide an update on tribal outreach and engagement, and summarize clarifications and proposed amendments for Tribally-led petitions
6/26/2026	Email	CDFW Tribal Liaison provided Department update email, including CDFW Informational MPA DMR Petition Process Update and upcoming meetings to discuss the 2023 MPA Petitions

CLIMATE RESILIENCE AND MPAS

Since implementation of California's MPA Network, the state's coastal ecosystems have experienced increasingly significant climate-driven changes, including marine heatwaves, ocean acidification, and shifting species distributions. Although climate change was not explicitly incorporated into the MLPA Initiative planning process, the MPA Network was designed using resilience-oriented principles. Foundational design elements such as habitat replication, larval connectivity, and varying levels of protection were incorporated conservatively to support biodiversity, ecological function, and ecosystem resilience under uncertain and changing environmental conditions, including natural disturbances, decadal oceanographic variability, and unanticipated increases in fishing pressure.

MPAs are most effective at reducing extractive pressures, and their contribution to climate resilience depends in part on whether they measurably enhance key network attributes, such as connectivity, habitat replication, and protection of climate refugia. CDFW evaluated whether proposed changes were likely to meaningfully contribute to MPA Network performance through improvements to connectivity, habitat redundancy, or related ecological functions or provide measurable ecological benefits relative to the current performance of the MPA Network. Where existing MPAs already meet the SAT Science Guidelines established during the MLPA Initiative planning process, and proposals do not provide evidence the proposed change would demonstrably improve connectivity, redundancy, or resilience under changing environmental conditions and as specifically defined in the SAT Science Guidelines, the addition or expansion of a protected area alone is insufficient to conclude that climate resilience would be enhanced. Although there is broad evidence of increasing environmental stressors, restricting fishing alone will not address their cumulative impact. The existence of multiple stressors does not justify specific boundary modifications or new MPAs in the

absence of strong evidence that the proposal would likely result in site-specific ecological benefits.

MPAs may confer some resiliency to climate change by providing a buffer from some of these stressors, especially MPAs that limit or completely exclude fishing. Management of California's fisheries is mandated by the Marine Life Management Act, which includes objectives such as ecosystem protection, sustainability, and rebuilding populations, among others (Fish & G. Code § 7050). While the primary function of MPAs in California is to protect and enhance marine habitats and populations, understanding how effective fisheries management measures interact with a functioning MPA Network to bolster resiliency to climate change in California is still a critical knowledge gap identified in the DMR to be addressed through implementation of Recommendations 26-28 that focus on influencing factors and fisheries integration.

The absence of demonstrable ecological gains is particularly relevant where proposed changes could result in substantial socioeconomic impacts to ocean users. This underscores the importance of grounding management decisions in clear, place-based specific evidence of functional ecological improvement and considering socioeconomic impacts so that anticipated conservation benefits are considered relative to potential trade-offs in those areas.

CDFW 2023 MPA BIN 2 PETITION EVALUATION

EVALUATION QUESTIONS

Question 1: Does the proposed change support the MPA Network in meeting one or more of the MLPA Goals and align with MPA Master Plan adaptive management objectives?

The MLPA Goals and Master Plan objectives are inextricably linked and act as the foundational tools that CDFW utilizes for effective adaptive management of the MPA Network. Individual MPAs in the MPA Network were not necessarily designed to address all six Goals of the MLPA but instead act as an important component of a functioning MPA Network that was designed to holistically address the MLPA Goals. As such, CDFW has evaluated the proposed actions within the broader adaptive management framework and how the proposed action may or may not align with the MLPA Goals/Master Plan objectives and advance MPA Network management.

MLPA Goals

1. Protect the natural diversity and abundance of marine life, and the structure, function and integrity of marine ecosystems.

2. Help sustain, conserve and protect marine life populations, including those of economic value, and rebuild those that are depleted.
3. Improve recreational, educational and study opportunities provided by marine ecosystems that are subject to minimal human disturbance, and to manage these uses in a manner consistent with protecting biodiversity.
4. Protect marine natural heritage, including protection of representative and unique marine life habitats in CA waters for their intrinsic values.
5. Ensure California's MPAs have clearly defined objectives, effective management measures and adequate enforcement and are based in sound science guidelines.
6. Ensure the State's MPAs are designed and managed, to the extent possible, as a network.

Master Plan Adaptive Management Objectives

- Protect the structure and function of marine ecosystems
- Improve native marine life populations, including those of economic value
- Ensure minimal disturbance while allowing for sustainable opportunities for recreation, education and research
- Ensure comprehensive representation of all key habitats, including unique habitats
- Use learning acquired through administration of the MPA Management Program to adaptively manage the objectives, management measures, enforcement efforts, and scientific guidelines to inform management decisions
- MPAs function as a cohesive statewide network

Question 2a: Does the proposed change advance adaptive management recommendations in the Decadal Management Review?

California's Marine Protected Area Network Decadal Management Review
DMR Adaptive Management Recommendations

Question 5: Are there significant information gaps that need to be filled to inform the evaluation of the proposed change?

Justice, Equity, Diversity, and Inclusion

There are information gaps related to assessing issues around equity and access for traditionally underserved or marginalized communities within the existing MPA Network, as well as the proposed changes in the Bin 2 petitions. The DMR includes recommendations to advance work in this area that the MPA Management Program intends to work on in the near future. Also, see response for Questions 14 and below.

Economic and Fiscal Impacts

The CFGC petition form, Petition to the California Fish and Game Commission for Regulation Change, requires the petitioner to complete the section, "Economic or Fiscal Impacts: Identify any known impacts of the proposed regulation change on revenues to the California Department of Fish and Wildlife, individuals, businesses, jobs, other state agencies, local agencies, schools, or housing." Responses provided in the Bin 2 Petitions often had limited data related to potential economic and fiscal impacts, particularly those related to individuals or businesses, including individuals from the sport and commercial fishing industries. This may be due to limited time provided to petitioners to prepare petitions or to the limited existence of this data. However, given the scope and timeline of this analysis, CDFW did not have the ability to provide a supplemental analysis of the economic or fiscal impacts for the 73 changes proposed across the 15 Bin 2 Petitions.

Fish and Game Code section 2853 highlights that the Marine Life Protection Program (now the MPA Management Program) must include a process for the establishment, modification, or abolishment of existing MPAs or new MPAs, that involves all interested parties, including, but not limited to, individuals from the sport and commercial fishing industries, aquaculture industries, coastal and ocean tourism and recreation industries, marine conservation organizations, local governments, marine scientists, and the public (Fish & G. Code § 7050 (b)(7)), and that facilitates the designation of MPAs consistent with the Master Plan adopted pursuant to Fish and Game Code section 2855. Fish and Game Code section 2855 states that when making decisions regarding the siting of new MPAs and major modifications of existing MPAs, CDFW shall take into account relevant information including, but not limited to, the socioeconomic and environmental impacts of various alternatives.

CDFW's Bin 2 MPA Petition evaluations include preliminary assessments of socioeconomic impacts to commercial and recreational fisheries, but these assessments are not a substitute for the relevant information required by Fish and Game Code section 2855. The evaluations do not include an assessment of any socioeconomic benefits or impacts beyond impacts to commercial and recreational fisheries. Implementation of the regulatory changes proposed in the Bin 2 MPA Petitions are anticipated to have socioeconomic impacts, some of which may be significant to individuals or businesses; and additional data and information are needed to meet the level of analyses required by Fish and Game Code section 2855.

Question 9: Does the proposed change improve individual MPA or MPA Network design so that it better aligns with or meets the MPA science guidelines?

To ensure consistency across petition evaluations, CDFW developed a decision tree to evaluate if a proposed action would improve individual MPA or MPA Network design and/or improve alignment with the SAT Science Guidelines (Figure 1). The decision tree includes considerations such as whether the proposed change has the potential to affect the MPA's size or Level of Protection (LOP) and includes a framework to respond to the question. The science-based design criteria were developed by the SAT during the MLPA Initiative planning process to provide quantitative guidance for achieving network-scale ecological objectives (e.g., North Coast Study Region guidance Executive Summary from the North Coast SAT Methods Used to Evaluate MPA Proposals). While there were slight deviations between planning regions in the amount of individual habitat types necessary to meet habitat representation and replication targets, key design elements were consistent statewide. MPAs intended to contribute to ecological goals were required to be at least 9 square miles in size and meet one of the three highest LOPs (Very High, High, or Moderate-High). Importantly, the analysis focused not only on whether proposals meet SAT Science Guidelines, but on whether they would likely provide a net ecological benefit to the MPA Network in addition to meeting SAT Science Guidelines—that is, likely to have measurable improvements beyond existing conditions.

Levels of Protection

California's SAT developed the LOP framework during the MLPA Initiative planning process. California's SAT LOP framework is specifically designed to evaluate fishing-related impacts within the state's MPAs and considers the species that may be taken, the gear used, the geographic region, and the potential direct and indirect ecological effects of those activities on species and habitats. As a result, the SAT LOP framework is the most appropriate framework to use when considering proposed changes or additions to the MPA Network as it was tailor-made for evaluating and comparing California's MPAs.

The SAT LOP framework differs substantially in scope, structure, and application from the protection categories defined in Grorud-Colvert et al.'s (2021) MPA Guide[1]. Although the MPA Guide provides a valuable global framework for making standardized comparisons of MPA outcomes worldwide, it is not an appropriate framework for evaluating California's 2023 MPA Petitions. The two frameworks were developed for different purposes, applied different criteria, and the frameworks differ in scale and structure. Given the two frameworks have different scales and approaches, protection categories

[1] Grorud-Colvert *et al.* (2021). *T*he MPA Guide: A framework to achieve global goals for the ocean. *Science* **373**, eabf0861(2021). DOI:10.1126/science.abf0861; see also https://mpa-guide.protectedplanet.net/resources

that appear similar in name may represent substantially different regulatory conditions and ecological outcomes under the two systems.

The MPA Guide was designed to compare MPAs globally as MPAs around the world vary from fully protected with strong implementation measures (such as those in California's MPA Network), to MPAs on paper only or those that allow activities such as intensive fishing and/or large impact infrastructure and aquaculture. The MPA Guide uses broad activity-based classifications that consider multiple categories of human use. Fishing is treated as one of several activity categories evaluated. Others include dredging and dumping, anchoring, infrastructure, aquaculture, non-extractive activities, and mining. The MPA Guide includes protection levels based on the number and types of activities allowed, without differentiating by species, fine-scale gear type(s), or geographic context. The MPA Guide captures the global scale of allowed activities in MPAs worldwide and categorizes these into four LOPs. The approach enables comparisons across global habitats and activities, which vary greatly. In contrast, California's SAT LOP framework has six levels of protection and is specifically tailored to the fisheries, gear types, species, and habitats in the MLPA planning regions, which enable precise assessments of potential contribution to ecological goals as well as comparisons within California's MPA Network.

In addition to being more relevant to California, the SAT LOP framework applies a more precautionary approach than the MPA Guide framework. During the MLPA Initiative planning process, the SAT evaluated allowed activities under the assumption that they could occur at maximum plausible intensity over time. This reflected the expectation that MPA access would remain open to all users and that fishing pressure could increase unpredictably in the future. For example, during the COVID-19 pandemic, California experienced an unanticipated surge in the harvest of intertidal organisms for sale and subsistence. By comparison, under the MPA Guide LOP framework, potential future increases or sudden changes in fishing intensity, such as the example described above, are not explicitly incorporated into protection level assignments. Instead, the 2021 MPA Guide evaluates activities based on their current intensity, scale, duration, frequency, and overall present-day impact. Its framework is therefore intended to categorize MPAs according to contemporary cumulative impact levels rather than to distinguish in detail among specific fishing practices or ecological interactions. Consequently, the LOPs between the two frameworks are not comparable, and the SAT LOP framework is the most appropriate framework to use for evaluating the 2023 MPA Petitions.

Please see the CDFW Science Guide to California's MPA Network for more specific information on science evaluation of MPA proposals during the MLPA Initiative planning process, including LOPs, as well as a current assessment of how the MPA Network conforms to the SAT Science Guidelines.

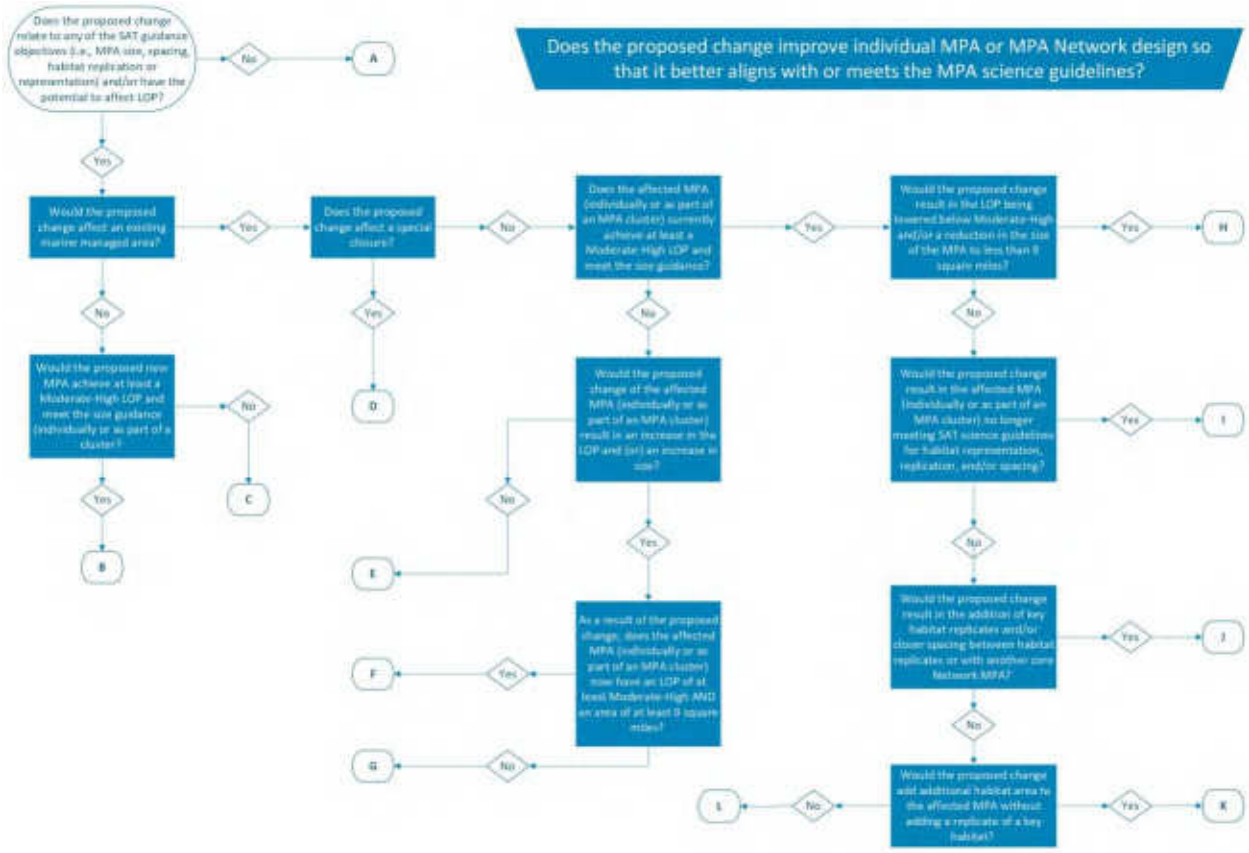


Figure 1. Decision tree framework used to formulate responses for Question 9 for each proposed action. The starting point, at the upper left corner, is based on whether the proposed change has the potential to affect the MPA's size or Level of Protection (LOP). The rest of the questions help to identify the effects such a change may have on the design of the individual MPA and the MPA Network. Based on this decision tree, the effects of a proposed action were determined to belong to one of the following groups:

A. Not applicable because the proposed action does not affect MPA size or LOP. Proposed action does not improve the design of the individual MPA or the MPA Network, nor does it enhance alignment with the SAT Science Guidelines.
B. New MPA meets minimum size and LOP requirements. Proposed action would improve MPA Network design and enhance alignment with the SAT Science Guidelines.
C. New MPA does not meet minimum size and/or LOP requirement. Proposed action does not improve MPA Network design, nor does it enhance alignment with the SAT Science Guidelines.
D. Not applicable because the SAT Science Guidelines do not apply to special closures. Proposed action does not improve MPA Network design, nor does it enhance alignment with the SAT Science Guidelines.

E. Neither existing MPA nor as proposed meets minimum size and/or LOP requirement. Proposed action does not improve the design of the individual MPA or the MPA Network, nor does it enhance alignment with the SAT Science Guidelines.
F. Existing MPA does not meet minimum size and/or LOP requirement, but would meet both as proposed. Proposed action improves the design of the individual MPA and the MPA Network, and enhances alignment with the SAT Science Guidelines.
G. Existing MPA does not meet minimum size and/or LOP requirement. Proposed change improves individual MPA design, but does not improve MPA Network design or enhance alignment with the SAT Science Guidelines.
H. Existing MPA meets minimum size and LOP requirements, but no longer would as proposed. Proposed action does not improve the design of the individual MPA or the MPA Network, nor does it enhance alignment with the SAT Science Guidelines.
I. Existing MPA meets minimum size and LOP requirements. MPA as proposed meets both criteria but no longer meets one or more SAT Science Guidelines. Proposed action does not improve the design of the individual MPA or the MPA Network, nor does it enhance alignment with the SAT Science Guidelines.
J. Existing MPA meets minimum size and LOP requirements. Proposed action results in meeting additional SAT Science Guideline(s). Proposed action improves design of individual MPA and MPA Network, and enhances alignment with the SAT Science Guidelines.
K. Existing MPA meets minimum size and LOP requirements. Proposed action increases the amount of habitat(s) protected but additional SAT Science Guidelines are not met. Proposed action improves the design of the individual MPA but not of the MPA Network, and does not enhance alignment with the SAT Science Guidelines.
L. Both existing MPA and as proposed meet minimum size and LOP requirements. Proposed action does not improve the design of the individual MPA or the MPA Network, nor does it enhance alignment with the SAT Science Guidelines.

Question 10a: Does the proposed change align with CDFW Feasibility Guidelines?

CDFW Feasibility Guidelines

Question 14: Does the proposed change provide more equitable access opportunities (e.g., fishing, educational, and/or other recreational opportunities) for traditionally underserved or marginalized communities?

CDFW is committed to improving access to marine resources in California for traditionally underserved and marginalized communities. This question was included in

the evaluation framework because of that commitment, as well as input from partners to prioritize improvement of accessibility and recommendations from the DMR to integrate justice, equity, diversity, and inclusion principles into MPA Network management. However, after exploration of the available information and methods that could be used to address this question for each proposed action, CDFW originally determined that providing the level of evaluation this question and the relevant communities deserve would not be possible within the scope and timeline of the petition evaluations. Most of the petitions did not include sufficient information to accurately assess benefits and/or impacts to historically marginalized and underserved communities. Additional details and outreach were needed by petitioners to support this portion of the analysis.

At the time, CDFW reviewed multiple information sources, and found there are many different approaches to defining and identifying "traditionally underserved or marginalized communities." CDFW reviewed the definition of disadvantaged communities (DACs) in Senate Bill 535, which is based on pollution burden and federally recognized tribal status (a map of DACs per this definition is available here, data used to determine community status is available through the CalEnviroScreen tool).

CDFW also considered the definition of DACs utilized by the California Department of Water Resources, where DACs are areas where median annual household income is 80% or less of the statewide median annual household income (a map of those communities is available here).

CDFW found the data and information in the California Governor's Office of Land Use and Climate Innovation's Vulnerable Communities Platform to be valuable in understanding access issues related to the MPA Network. The Vulnerable Communities Platform provides information on more specific and potentially applicable metrics, such as food insecurity and linguistic isolation, which could be used to better understand access issues (e.g., subsistence fishing, language access for outreach materials, individual indicators data is available here).

In the March 2026 Companion Document, CDFW's primary findings for Question 14 were that additional information and time were needed, including completion of some DMR Recommendations, to sufficiently address the question.

Following CDFW's submission of the petition evaluations, CFGC, CDFW, and Ocean Protection Council received substantive feedback identifying two areas of concern. First, the response to Question 14 was unsatisfactory and that people, including Commissioners, wanted to see additional analysis for Questions 14 and 16. Second, people identified a broader need for more robust engagement with, and meaningful

incorporation of the perspectives of, traditionally underserved and marginalized communities throughout the process.

At the Regional 2023 MPA Petitions meeting on May 19, 2026, CFGC directed CDFW to convene experts in Justice, Equity, Diversity and Inclusion within the agency and at partner agencies to provide additional analyses. CDFW's Deputy Director of Strategic Engagement, Equity, and Partnerships led this work in collaboration with California Natural Resources Agency, CFGC staff, and Ocean Protection Council and released a separate document with supplemental information for Question 14 and 16.

Question 16: Is the proposed change consistent with the CFGC Justice, Equity, Diversity and Inclusion Policy?

CFGC staff conducted this analysis and prepared the response to Question 16, which was supplemented by a July 2026 document prepared as described in the paragraph above.

Justice, Equity, Diversity and Inclusion Policy Overview

The CFGC Justice, Equity, Diversity and Inclusion Policy (JEDI Policy) reflects CFGC's deep commitment and responsibility to support safe and equitable access to California's thriving native wildlife and natural habitats, supported by inclusive decision-making that reflects the needs and values of the state's diverse communities. The policy acknowledges the significant past injustices experienced by historically marginalized and underserved communities and seeks to correct the burdens these communities have faced in accessing nature, participating in regulatory decision-making, and the privilege often associated with outdoor access. The JEDI Policy also considers and seeks to correct the disproportionate burdens on California Native American tribes and recognizes their interwoven stewardship relationships with the environment.

The JEDI Policy identifies 13 individual commitments referred to as "actions" that guide how CFGC advances its JEDI commitments. Implementation of the policy has been an ongoing priority of CFGC since its adoption in February 2022 and CFGC staff are continuing to explore meaningful ways to meet its commitments. Inclusion of the JEDI Policy in the Framework was intended to highlight this commitment.

Evaluation of MPA Petitions

Evaluating MPA petitions for their consistency with CFGC's JEDI Policy marked the first time CFGC staff attempted to systematically apply the policy's principles to inform CFGC decision-making. Through the process of evaluating MPA petitions against the JEDI Policy, CFGC staff found it was unable to make determinations about whether, or to

what extent, any specific petition advances or conflicts with the JEDI Policy. The findings are described in detail here, along with next steps to resolve these limitations moving forward.

CFGC staff reviewed the pending MPA petitions to identify conceptual intersections with JEDI principles. Of the 13 commitments in the policy, 7 are not relevant to the evaluation because they focus on internal operations, partnerships, and governance processes. The remaining six are directly applicable to the MPA petitions:

- Considering and correcting for disproportionate burdens on historically marginalized communities,
- Improving responsiveness to the needs of marginalized fish and wildlife users,
- Amplifying tribal voices and issues,
- Considering the implications of decisions on subsistence activities,
- Improving and championing safe and equitable access to abundant and healthy fish and wildlife populations, and
- Promoting cultural, community, and economic opportunities related to fish and wildlife that CFGC regulates.

In seeking to apply the six applicable commitments, staff identified several knowledge gaps that limited its ability to provide consistent or objective petition-level JEDI determinations. Ultimately, CFGC staff concluded that there is insufficient information available to meaningfully assess potential JEDI-related implications of petitions in a manner that reflects the intent of the policy.

Key concepts such as subsistence activities, equitable access to abundant fish and wildlife populations, and cultural, community and economic opportunities do not have CFGC-adopted definitions, metrics, or measurable criteria. Without clearly articulated definitions, datasets, or rubrics, petition-specific JEDI assessments would be inherently speculative. Staff have, however, gained a clearer understanding of these gaps, which will be important to address in future policy implementation.

Tribally-Led Petitions

One area that CFGC has already recognized is the distinct role of petitions that amplify tribal voices, which is reflected in how CFGC has grouped these petitions for discussion. Five petitions were submitted either by a tribe or with tribal participation as co-sponsors for petitions submitted by non-tribal proponents. CFGC has grouped these as “Tribally-led,” which includes tribally co-sponsored petitions. Some of these petitions advance tribally identified MPA names and, in some cases, include recommendations related to pursuing co-management or co-stewardship. Collectively, they reflect the

interests of federally recognized tribes as well as non-federally recognized tribal communities with enduring relationships to California's coast. Many of these proposals have the potential to foster long-term partnerships or shared leadership with California Native American tribes, which are considered marginalized and/or underserved communities, supporting the broader intent of CFGC's JEDI Policy.

Petitioner Intent

CFGC staff acknowledges that several petitions explicitly reference, within their petition rationale(s), goals related to equitable access, subsistence activities, long-term abundance of fish and wildlife, or other JEDI-related intentions. While the stated intentions are important context, the previously described evaluation limitations prevented staff from assessing the degree to which these intentions may achieve the goals. CFGC staff acknowledges that changes to harvest or non-consumptive access may relate to subsistence or equity considerations, but cannot reliably characterize the nature or extent of those relationships without risking over-generalization or speculation.

Current and Future Focus

In the absence of the tools needed for petition-level JEDI analysis, and because many JEDI commitments were intended primarily to guide CFGC processes, CFGC staff began to focus on the overall petition process, including the planning for the regional MPA petition meetings. CFGC staff efforts have included: consulting with partners to inform development of approaches to support safe and inclusive participation, selecting meeting locations near affected communities to reduce travel barriers, elevating tribal voices, increasing transparency about meeting format and expectations, and exploring additional ways to provide accessible engagement opportunities. The regional meetings an opportunity for CFGC to engage with local communities regarding MPA petitions. Proposals that reflect community knowledge, lived experience, and local needs align more closely with the inclusive decision-making envisioned by the JEDI Policy. Public comments emphasizing the level of community engagement, or lack thereof, were not considered when conducting the petition evaluations.

Evaluation of the MPA petitions has highlighted critical next steps needed to strengthen CFGC's ability to apply the JEDI Policy in future evaluations. Consistent with the intent of Recommendation 8 in CDFW's Marine Protected Area Network Decadal Management Review — a mid-term priority focused on evaluating the accessibility of MPAs to various community groups — staff recognizes that broader collaborative efforts with various partners will be needed to establish the foundational elements for integrating JEDI considerations across the MPA Network. Advancing this work will support both the

CFGC's JEDI Policy goals and more meaningful future evaluations, beyond what is possible within the limited scope of this petition process.

Links

JEDI Policy: California Fish and Game Commission Justice, Equity, Diversity, and Inclusion Policy, approved February 16, 2022

JEDI Policy Definitions: California Fish and Game Commission JEDI Definitions

Question 17: Is the proposed change consistent with the CFGC Coastal Fishing Communities Policy?

CFGC staff conducted this analysis and prepared the responses to Question 17 for the proposed actions in the evaluations. CFGC staff provided this additional context for their evaluations of Question 17.

Coastal Fishing Communities Policy Overview

The CFGC Coastal Fishing Communities (CFC) Policy guides CFGC, in partnership with CDFW, in supporting the long-term needs, social well-being, and economic health of California's coastal fishing communities while upholding the conservation and management goals central to both agencies' missions and mandates. The CFC Policy defines coastal fishing communities broadly as: (a) social, cultural, economic, and/or place-based groups whose members are dependent upon, engaged in, or benefit from local, wild-capture, commercial, recreational, or subsistence marine harvest or processing to meet the social and economic needs of the community, (b) include, but are not limited to, the businesses and organizations that depend upon or support those activities, and (c) may be a subset or member of larger or associated coastal communities. Adopted in February 2024, the CFC Policy formalizes a vision for how CFGC engages with fishing communities, incorporates their needs into decision-making, and contributes to their resilience.

Evaluation of MPA Petitions

Evaluating MPA petitions for their consistency with CFGC's CFC Policy marked the first time CFGC staff have attempted to apply the policy's principles to inform CFGC decision-making. Through the process of evaluating MPA petitions against the policy, CFGC staff found they were unable to make determinations about whether, or to what extent, any specific petition advances or conflicts with the goals of the CFC Policy. The findings are described in detail here, along with next steps to resolve these limitations moving forward.

The goal of Question 17 is to identify where petitioned actions may conceptually intersect with the CFC Policy—not to evaluate biological outcomes addressed elsewhere in the petition evaluation framework or provide a full socioeconomic analysis.

As CFGC staff applied the CFC Policy to each petition and its proposed actions, it became clear that only limited information is currently available to assess potential implications for coastal fishing communities. The policy encompasses broad aims, such as maintaining or enhancing fishing opportunities, supporting community resilience and adaptive capacity, and ensuring coastal fishing community interests are meaningfully factored into CFGC decision-making.

However, CFGC does not yet have detailed economic, demographic, or cultural data to determine how proposed regulatory changes may affect specific coastal fishing communities. Existing statewide information—primarily the Ocean Sport Fishing web application and community profiles from FishingCommunities.net, last updated in 2023 using 2021 data—provides useful general context on ports, landings, and community characteristics. CFGC staff expertise and experience also contributed to the understanding of impacts of petitioned actions on nearby coastal fishing communities. These sources of information do not provide the level of resolution necessary to draw conclusions about individual community dependence, vulnerability, or long-term resilience.

Given the limitations, CFGC staff focused the evaluation on three elements that could be consistently and objectively applied across all petitions:

- Describes the nature of the proposed regulatory change,
- Identifies whether a petition action would increase, decrease, or have no direct effect on commercial or recreational fishing opportunity within or near the affected MPA, and
- Identifies the coastal fishing communities most geographically-proximate to the affected area, by identifying the nearest ports or harbors and travel distance between them, although these do not necessarily reflect smaller coastal fishing communities that may be affected.

Some petition actions were given “not applicable” responses, reflecting that those actions are not subject to evaluation as they are either not regulatory change requests or they are proposals outside of the regulatory framework for MPA management.

Some petitions propose increasing fishing opportunities, which could conceptually support short- or long-term community resilience within the context of California’s existing fishing regulations and the broader fisheries management goals, and other petitions propose strengthening or expanding MPAs, which may confer long-term

ecological benefits that indirectly support fishing communities. However, CFGC staff cannot evaluate the proposed changes on biological, stock-related, or long-term effects relative to supporting fishing opportunities under this question.

A full understanding of potential benefits or impacts to coastal fishing communities requires meaningful input from the community members themselves—commercial, recreational, and subsistence harvesters, as well as the businesses and organizations that support local fishing economies. CFGC staff view this evaluation as an initial step based on the information currently available, and not as a comprehensive assessment of the lived experience, priorities, or needs of individual communities. Public comments that provide such feedback have not been directly considered in the evaluation. While CFGC has received a wealth of public comments to inform its understanding of the range of views thus far, CFGC's upcoming regional MPA petition review meetings will provide an important opportunity for commenters to further supplement CFGC staff's analysis with direct feedback from those most connected to the affected areas. Continued dialogue with coastal fishing communities will help strengthen the foundation for applying the CFC Policy in future decision-making and improve CFGC's ability to better understand and support the adaptive capacity and long-term resilience of California's fishing communities over time.

Possible next steps in policy implementation and pathways to begin filling data gaps are anticipated for discussion at a future CFGC Marine Resources Committee meeting. This discussion ideally would lead to developing options and needs to enable integrating consideration of the CFC Policy into CFGC's decision-making.

Links

CFC Policy: California Fish and Game Commission Coastal Fishing Communities Policy, adopted February 14, 2024 (also included on the following page)

Current Regulations Map: Ocean Sport Fishing Web App

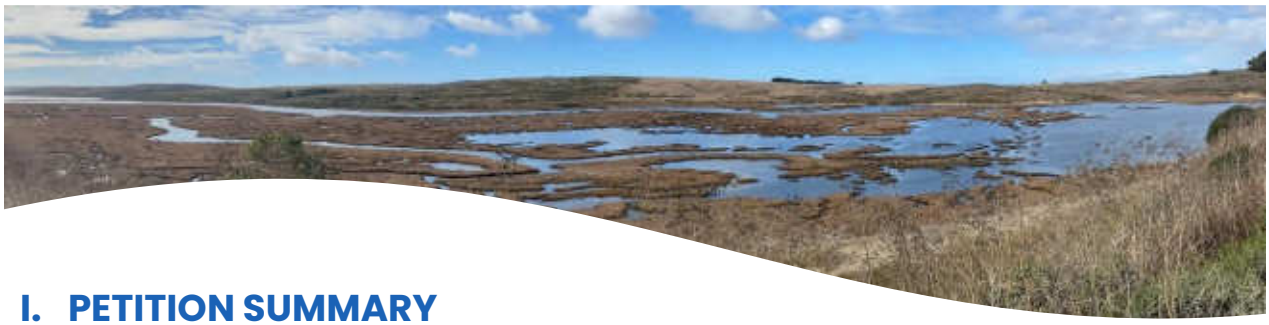
Partner website, California Fishing Communities, providing profiles of the history, economics, and culture of California's fishing communities (last updated in 2023 with 2021 data): FishingCommunities.net

SUMMARY OF OTHER CONSIDERATIONS

After completing the evaluations, none of the petition evaluations had information to include in this section beyond what was provided in the other five sections of the evaluation. Consequently, this section was removed from the evaluations.

California Department of Fish and Wildlife's Evaluation of 2023 Decadal Management Review Marine Protected Area Petition:

Expand Boundaries of Cabrillo, Natural Bridges, Point Conception, South Point, and Gull Island SMRs, Point Dume SMCA, and Add a New SMCA at Pleasure Point (2023-33MPA_AM)



I. PETITION SUMMARY

CFGC Tracking Number	2023-33MPA_AM
Petition Contact/Affiliation	Laura Deehan, Environment California Research and Policy Center and Azul
Number of Proposed Actions	7
Affected MPAs	Cabrillo State Marine Reserve (SMR), Natural Bridges SMR, Point Conception SMR, South Point SMR, Gull Island SMR, Point Dume State Marine Conservation Area (SMCA), and Pleasure Point SMCA (proposed new MPA)
Petition Summary	To protect kelp forest habitat, designate one new MPA and expand boundaries at six existing MPAs; add new take allowance at Point Dume SMCA.
Link to StoryMap page	2023-33MPA_AM

March 2026

II. CDFW RECOMMENDATIONS AND BRIEF JUSTIFICATION

Note: If a change to the marine protected area (MPA) regulations is not needed to address the proposed change, California Department of Fish and Wildlife (CDFW) did not evaluate the proposed change using the framework. However, CDFW may recommend an alternative pathway to achieving the desired outcome of the proposed change.

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
2023-33MPA_1-7 Expand six MPAs and establish a new MPA to protect kelp.	The petitioner's stated intent for the proposed change is to protect kelp beds identified by recent analyses as highly persistent, historically stable, and currently in good condition. The petitioner states, "removing, to the extent possible, direct human impacts on these resilient kelp forests that are potential climatic refuges will not only help these areas persist, but will also enhance the state's restoration efforts for other kelp forests in decline."	**Deny 2023-33MPA_1-7.** The following applies to all proposed actions in the petition. Additional considerations for individual MPAs are included below. The proposed actions are not anticipated to improve the MPA Network from either an ecological or management perspective. The proposed changes would not advance management recommendations from the Decadal Management Review (DMR) or current or emerging MPA management challenge (CDFW 2022). While kelp declines and climate change are key issues of concern, the proposed actions are not the most effective solutions. In addition, the proposed changes do not align with the original intent of the affected MPAs. The petition relies on the premise that expanding MPAs to encompass kelp patches identified as particularly persistent will meaningfully improve kelp stability, resilience, and/or recovery. However, this is not supported by site-specific

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
		mechanistic evidence. While MPAs remain a core conservation tool, they are not a standalone or flexible mechanism for supporting kelp restoration or enhancing kelp persistence, and implementation could introduce regulatory constraints that limit future restoration opportunities. Kelp restoration and management efforts should be guided by the forthcoming Kelp Restoration and Management Plan (KRMP), which will provide the framework for developing and implementing effective kelp management strategies and best practices for kelp restoration. The proposed MPA expansions and new MPA may have the potential to interact with the regulations and permitting activities of various federal and state agencies, including the State Water Resources Control Board (State Water Board) and Regional Water Quality Control Board (regional water boards; collectively, Water Boards) related to point source (e.g., wastewater treatment facilities) and non-point source discharges (e.g., stormwater runoff) into Marine Managed Areas. The DMR indicated the MPA Network as designed is meeting expectations and functioning effectively to achieve the goals of the Marine Life Protection Act (MLPA) (CDFW 2022).

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
		Therefore, significant regulatory changes to the MPA Network should meet a high threshold of demonstrated conservation value and need, as well as clear, science-supported benefit built off rigorous scientific analysis, robust tribal and stakeholder engagement, and iterative statewide collaboration to ensure the scientific integrity of the MPA Network and the mandates of the MLPA are met.
2023-33MPA_1_AM1 Expand Cabrillo State Marine Reserve (SMR) westward (to 3-mile state line) and northward (to New Hope Rock) by ~9.99 sq mi.	See stated rationale and brief justification for 2023-33MPA_1-7.	**Deny.** Expansion to the 3 nautical mile (nm) limit of state waters is not necessary to achieve the petition's stated objective of protecting kelp, which is largely confined to shallow waters less than approximately 98 feet (30 m) in depth. The proposed action also conflicts with the original intent of this MPA, which was deliberately designed to protect nearshore habitats while minimizing socioeconomic impacts, particularly to the lobster fishery. The petitioner did not provide sufficient evidence to warrant expanding Cabrillo SMR. In addition, the U.S. Navy opposes this MPA expansion due to concerns that the expansion would create operational constraints to military readiness.
2023-33MPA_2_AM1 Expand Point Dume State Marine Conservation Area	See stated rationale and brief justification for 2023-33MPA_1-7.	**Deny.** The proposed additional take allowance of recreational hook-and-line fishing from shore would conflict with the

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
(SMCA) westward by 4.6 sq mi. and add allowance for recreational take from shore by hook-and-line and by spearfishing.		intent of the MPA and compromise the designed function of the Point Dume SMCA/SMR cluster such that it would no longer serve as a backbone/replicate MPA for kelp, beach, rocky intertidal, and soft bottom habitats. This would create a substantial spacing gap between these habitats and diminish MPA Network functionality. During the MLPA Initiative planning process, this MPA cluster was intentionally designed to have a High (Point Dume SMCA) and Very High (Point Dume SMR) Level of Protection (LOP) so that it would serve as a habitat replicate and facilitate connectivity with the rest of the MPA Network. Implementing the proposed change would reduce the LOP to Moderate-low, which would compromise the design of the individual MPA as well as the MPA Network. During the MLPA Initiative planning process, all alternatives for take regulations in the SMCA were deliberately developed to allow some fishing activities while maintaining the High-LOP backbone cluster at Point Dume. None of the alternatives contemplated the inclusion of hook-and-line fishing from shore because this would result in a Moderate-Low LOP. The present proposal would not only change the intentional MPA design, but it would also change the MPA cluster design and

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
		function so that it no longer serves as a habitat replicate, weakening the MPA Network. The proposed MPA expansion would also unnecessarily limit recreational and commercial fishing in the area proposed for expansion, the socioeconomic impacts of which are unknown. The majority of the proposed MPA expansion lies within a high-value commercial fishing block. Expanded boundaries for Point Dume were considered during the MLPA Initiative planning process and deliberately not retained by the Blue Ribbon Task Force (BRTF) and California Fish and Game Commission (CFGC) because the final configuration achieved the goal of maximizing habitat replication while minimizing impacts to consumptive uses. The petitioner did not provide sufficient evidence to warrant expanding Point Dume SMCA. Additionally, the proposed change would not align with the CDFW Feasibility Guidelines because the boundaries are not described using readily determined lines of latitude and longitude, and it is unclear if the landmarks suggested by the petitioner to identify the proposed boundaries are easily recognizable for both shore- and boat-based users. This, along with the addition of a new take allowance could also create enforcement challenges.

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
2023-33MPA_3 Expand South Point SMR westward by 26.3 sq mi.	See stated rationale and brief justification for 2023-33MPA_1-7.	**Deny.** The proposed expansion would not meaningfully improve the design of South Point SMR or the MPA Network, or advance adaptive management recommendations from the DMR. During the Channel Islands MPA planning process, expanded boundaries to capture more kelp forest were considered at South Point SMR. However, as a deliberate outcome of the process, the western area towards Bee Rock/Cluster Point was not retained in the final design due to concerns that the additional area would significantly increase economic impacts to fisheries, particularly for lobster and urchin, which are concerns that remain relevant today. The petitioner did not provide sufficient evidence to warrant expanding South Point SMR.
2023-33MPA_4 Expand Gull Island SMR northward by 1.8 sq mi.	See stated rationale and brief justification for 2023-33MPA_1-7.	**Deny.** Gull Island SMR currently meets the criteria necessary to support MPA Network ecological objectives and contributes to Network-wide habitat replication of several key habitats, including kelp. The proposed expansion would not meaningfully improve the design of Gull Island SMR or the MPA Network, or advance adaptive management recommendations from the DMR.

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
		The petition proposes to expand the MPA north to include Posa Anchorage on the southwest side of Santa Cruz Island. This area was initially included in the working draft recommendation developed by CDFW and the National Oceanic and Atmospheric Administration (NOAA) during the Channel Islands MPA planning process but was later redesigned to exclude the anchorage. This decision remains relevant today. Inclusion of this area would impose unnecessary socioeconomic impacts, particularly to the squid fishery. The petitioner did not provide sufficient evidence to warrant expanding the boundary of Gull Island SMR.
2023-33MPA_5 Expand Point Conception SMR eastward by 14.6 sq mi.	See stated rationale and brief justification for 2023-33MPA_1-7.	**Deny.** Point Conception SMR currently meets the criteria necessary to support MPA Network ecological objectives and contributes to Network-wide habitat replication of several key habitats, including kelp. The proposed expansion would add incidental benefit to the MPA Network by adding an additional replicate for nearshore hard substrate but would not improve spacing between habitats to better meet Science Guidelines or advance adaptive management recommendations from the DMR. Expanded boundaries were considered during the MLPA Initiative planning process. The boundaries ultimately implemented reflect a deliberate compromise to optimize both conservation and fishing

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
		priorities. Expanding the boundaries would alter this intentional balance and introduce avoidable socioeconomic impacts, particularly to recreational fisheries and the commercial nearshore groundfish and squid fisheries. The petitioner did not provide sufficient evidence to warrant expanding the boundary of Point Conception SMR. In addition, the proposed change would compromise MPA design by changing the boundary from one that aligns with Feasibility Guidelines to one that does not, which could create unnecessary enforcement challenges.
2023-33MPA_6_AM1 Expand Natural Bridges SMR southward and eastward to the edge of Natural Bridges State Beach by ~14.5 sq mi.	See stated rationale and brief justification for 2023-33MPA_1-7.	**Deny.** Expansion of Natural Bridges SMR into deeper offshore waters is unnecessary to achieve the petitioner's stated objective of protecting kelp, which is largely confined to shallow nearshore waters (generally < 100 feet (~30 m) depth). The proposed action is also inconsistent with the original intent of this MPA, which was deliberately designed to protect intertidal and nearshore habitats while minimizing socioeconomic impacts near Santa Cruz Harbor. The petitioner did not provide sufficient evidence to warrant the expansion of Natural Bridges SMR. Lastly, the proposed change would compromise MPA design by creating a hanging corner where the offshore boundary does not fully

Petition Action ID and Proposed Action	Petitioner's Stated Rationale and Brief Justification for Proposed Actions	CDFW Recommendation and Brief Justification
		align with the 3 nm state water limit, which could introduce enforcement challenges.
2023-33MPA_7_AM1 Designate 3.2 sq mi. as a new SMCA near Pleasure Point (Santa Cruz); allow recreational take from shore by hook-and-line and spearfishing only.	See stated rationale and brief justification for 2023-33MPA_1-7.	**Deny.** Due to its small size and Moderate-low LOP, the proposed new SMCA near Pleasure Point would not contribute to Network ecological objectives, improve MPA Network design or function, or advance adaptive management recommendations from the DMR. The proposed new MPA is also not expected to fulfill the stated objective of supporting kelp resilience. A small, Low-LOP MPA at this location was previously considered during the MLPA Initiative planning process and not adopted. The petition does not provide sufficient evidence to warrant the creation of a small MPA with minimal protection at Pleasure Point. The proximity of the proposed new MPA to Santa Cruz Harbor is expected to impose substantial socioeconomic impacts. Additionally, the boundaries of the proposed MPA do not align with Feasibility Guidelines, which may create enforcement challenges.

III. BIN 2 PETITION GROUPING: IDENTIFY TRIBALLY-LED PETITIONS

The 2023 MPA Petition Companion Document (Attachment 1) includes a summary of the process for identifying Tribally-led petitions, CDFW's outreach to all California Native American tribes[1] (tribes) throughout the petitions process, and a summary of outreach and engagement with Tribally-led petitioners. Tribally-led petitions were evaluated with CDFW 2023 MPA Bin 2 Petition Evaluation Framework.

Tribal Components Questions	Answer and Explanation
Was the petition submitted by a California Native American tribe, representative designated by a tribe or tribal organization, or have a tribal co-sponsor? If yes, a. Does the proposed change explicitly aim to advance tribal co-management, subsistence harvesting, stewardship, and/or provide a tribal benefit through recognizing the cultural significance of an area? b. Is the proposed regulatory change explicitly linked to a tribe or tribes? (i.e. tribal exemption, tribal take only MPA, or new MPA for co-management).	No, the petition was not submitted by a tribe or representative designated by a tribe, nor does it have a tribal co-sponsor.

[1] California Native American tribe is the preferred term to use per the Governor's Office of Tribal Affairs when generally mentioning tribes of California, both federally and non-federally recognized.

IV. PETITION EVALUATION

EVALUATION NARRATIVE AND OVERVIEW FOR 2023-33MPA_AM

The petitioner has requested to: expand the boundaries of Cabrillo SMR, Point Dume SMCA, South Point SMR, Gull Island SMR, Point Conception SMR, and Natural Bridges SMR; establish a new 3.2 mi^2 SMCA at Pleasure Point in Santa Cruz that allows recreational take from shore by hook-and-line and spearfishing; and add a new take allowance at Point Dume SMCA (recreational take from shore by hook-and-line and spearfishing). The proposed changes are intended to enhance protections for kelp forests. The petitioner asserts that the proposed expansions and new MPA would encompass patches of kelp identified by recent analyses (Arafeh-Dalmau et al. 2021; Arafeh-Dalmau et al. 2023; Giraldo-Ospina et al. 2023) as particularly stable, resilient, and persistent, and that protection of more kelp in MPAs would "preserve what we have left, and increase our chances of restoration in the future."

While the petitioner asserts that the proposed actions align with several goals of the MLPA, CDFW's evaluation finds that the proposal:

- Is not anticipated to improve the design of the MPA Network from either an ecological or an MPA management perspective (and in some cases compromises MPA Network design),
- Does not advance adaptive management recommendations from the DMR or address a current or emerging MPA management challenge,
- Is inconsistent with the goals and original intent of the affected MPAs and the broader MPA Network,
- Should not be considered without guidance from the forthcoming KRMP,
- Is expected to introduce unnecessary costs and impacts that outweigh expected benefits, and
- Does not align with guidance outlined in the Master Plan for MPAs (CDFW 2016) for what would warrant significant changes to the MPA Network, which requires a demonstrable science-supported benefit to the MPA Network.

Kelp Management and MPAs

The petition for these regulatory changes is not anticipated to improve the MPA Network from either an ecological or a management perspective because current scientific evidence does not support the use of MPAs as a standalone targeted solution to kelp management in the absence of site-specific justification.

There are two canopy-forming kelp species in California. Giant kelp (*Macrocystis pyrifera*) is abundant south of San Francisco and bull kelp (*Nereocystis luetkeana*) is the dominant species north of Davenport, in Santa Cruz County. A number of biotic and abiotic factors influence the distribution and persistence of both species, including depth, water temperature, seascape complexity, substrate type, competition, and grazing pressure (Foster and Schiel 1985, Steneck et al. 2002, Ricart et al. 2025). The influence of anthropogenic, often climate-driven, stressors on kelp forest ecosystems has intensified in recent years, at times producing unexpected interactive effects that can restructure kelp forest ecosystems. A widely cited example is the catastrophic kelp decline along much of the coast, with particularly acute impacts to bull kelp in northern California, which has been linked to a 'perfect storm' of prolonged abnormally warm waters stemming from a marine heatwave and subsequent El Niño event in 2014-16, the effective extirpation of a key predator to disease, and the ensuing herbivore population growth that intensified grazing pressure (Harvell et al. 2019, Rogers-Bennett and Catton 2019, Eisaguirre et al. 2020). Other localized stressors, such as pollution, sedimentation, water darkening, and invasive species establishment, may also have cumulative impacts on kelp vulnerability to disturbance (Foster and Schiel 2010, Filbee-Dexter et al. 2024). These may be further mediated by the effects of historical harvest on the population dynamics and demographic structure of key kelp forest species, such as California sheephead (*Bodianus* (formerly *Semicossyphus) pulcher*) and California spiny lobster (*Panulirus interruptus*) (Lenihan et al. 2021; Ziegler et al. 2022; Kumagai et al. 2024; Ortiz-Villa et al. 2025).

These dynamics demonstrate why kelp forests are particularly challenging to study and manage. Their hysteretic nature, high spatial and temporal variability, and complex ecological structure can obscure detection of drivers and mechanisms behind large differences at various scales (Foster 1990, Hamilton et al. 2022, Ortiz-Villa et al. 2025). As a result, simply identifying patches of kelp that appear persistent does not provide evidence of the operational drivers at those sites or the management strategy most likely to be effective, and protecting more kelp is, on its own, not necessarily the most effective way to support large-scale kelp persistence or resilience.

Considering this, and in response to recent declines, a large body of research has emerged investigating the capacity of kelp forests to resist and recover from disturbance, identify the drivers connected to metrics of resilience, and explore whether MPA protection can support kelp resilience. MPAs are well documented to support higher abundance, biomass, density, diversity, and reproductive output of many organisms, including in kelp forest ecosystems (Lester et al. 2009, Hamilton et al. 2010, Edgar et al. 2014, Caselle et al. 2015, Lenihan et al. 2021, Lenihan et al. 2022). It has been theorized that these direct effects of MPA protection may translate into broader ecosystem resilience through a variety of pathways. Communities inside MPAs may be more resistant to

disturbance and better able to recover afterward due to increased functional redundancy, greater genetic and demographic diversity, improved individual condition, and enhanced community stability (Bates et al. 2019, Jacquemont et al. 2022, Eisaguirre et al. 2020, Kumagai et al. 2024, Filbee-Dexter et al. 2024, Ortiz-Villa et al. 2025). One commonly predicted mechanism is the trophic cascade, whereby recovery of predators inside MPAs suppresses herbivore populations, indirectly supporting kelp recruitment, survival, and growth (Ripple et al. 2016).

The petitioner highlights some of this research suggesting that MPAs can support kelp forest stability (Eisaguirre et al. 2020, Kawamoto and Taino 2021, House and Allen 2022, Heineke et al. 2023, Peleg et al. 2023) as justification for expanding MPAs for kelp protection. In so doing, there may be an implicit assumption that these mechanisms are broadly and reliably present across the MPA Network, and that expanding MPAs will predictably increase or maintain kelp forest stability, recovery, or persistence. However, empirical evidence for the capacity of MPAs to improve kelp resilience has been equivocal, and outcomes appear strongly dependent on species, context, and scale. Around the world, many studies demonstrate resilience benefits for kelp forest fish and invertebrate communities, as well as for kelp itself (Micheli et al. 2012, Eisaguirre et al. 2020, Peleg et al. 2023, Ziegler et al. 2023, Benedetti-Cecchi et al. 2024, Kumagai et al. 2024, Olguin-Jacobson et al. 2025, Ortiz-Villa et al. 2025). In California's MPA Network, results from the first DMR indicated that kelp canopy was more stable and resilient in MPAs, particularly in the South Coast (CDFW 2022). At the same time, other studies have found contradictory or unexpected results, including inconsistent kelp responses to protection, variable evidence for trophic cascades, examples in which MPAs did not prevent kelp forest community shifts during marine heatwaves, and evidence for other independent mechanisms or region-specific drivers of kelp resilience (Foster 1990; Lester et al. 2009; Gilby and Stevens 2014; Roberts et al. 2017; Turnbull et al. 2018; Freedman et al. 2020; Malakhoff and Miller 2021; Barrientos et al. 2022; Smith et al. 2023; Kumagai et al. 2024; Reis et al. 2024; Cavanaugh et al. 2025; Ortiz-Villa et al. 2025; Ricart et al. 2025; Shrestha et al. 2025; Thoroude et al. 2025).

Overall, MPAs do not consistently or predictably confer resilience to kelp and therefore cannot be considered a standalone kelp restoration tool without site-specific mechanistic evidence, particularly when the dominant drivers operate beyond MPA borders (Mora and Sale 2011, Gilby and Stevens 2014, Bates et al. 2019, Arkema et al. 2024, Filbee-Dexter et al. 2024, Ortiz-Villa et al. 2025). In short, the general proposition that MPAs can improve kelp is not equivalent to a site-specific prediction that MPA expansion will meaningfully improve kelp persistence or recovery. Therefore, using MPAs as a targeted site-specific management tool for protecting existing kelp canopy or regeneration potential is not currently considered an appropriate pathway.

This does not mean that MPAs lack value for kelp forests. While MPAs are not a panacea and cannot stop marine heatwaves or other large-scale effects of climate change, they remain a foundational conservation tool that can reduce local stressors, rebuild populations of key species, and support ecosystem-based management goals (Roberts et al. 2017, Lopazanski et al. 2023, Filbee-Dexter et al. 2024). They also provide a valuable platform for long-term monitoring in unmanipulated ecosystems, supporting opportunities for detecting ecosystem change, evaluating climate impacts, and distinguishing the effects of MPA protection from high natural background variability (Bates et al. 2019, Hall-Arber et al. 2021). As noted by a working group convened to support the DMR, continued comprehensive monitoring is critical to understanding the capacity of the MPA Network to resist and recover from future heatwave events (Hofmann et al. 2021). Absent direct evidence from long-term monitoring indicating that relevant mechanisms are locally present and responsive to protection, there is no scientific basis to expect that the proposed actions in this petition are the most effective tools to meaningfully improve kelp resilience or recovery.

Addressing kelp declines throughout the state is a priority. In response, CDFW, in partnership with the Ocean Protection Council, is developing a statewide, ecosystem-based, adaptive Kelp Restoration Management Plan (KRMP), which will serve as the comprehensive planning document for the sustainable management of giant and bull kelp throughout the state. The KRMP will include a cohesive kelp management strategy that consists of three core components:

1. An innovative framework for ecosystem-based management of kelp forests,
2. A harvest management framework and other Fishery Management Plan elements required by the Marine Life Management Act, and
3. A Restoration Toolkit.

The KRMP will include a robust, adaptive, climate-ready approach to managing the state's kelp forest ecosystems in the face of changing ocean conditions. The KRMP will help identify ecological priorities, site selection criteria, and management frameworks to guide future kelp management and restoration activities.

Furthermore, as resources become available, CDFW plans to develop a decision-making framework for considering restoration activities more broadly within the state's MPAs (DMR Recommendation 18), recognizing that one of the mandates of the MLPA is that MPAs act as living laboratories where research and monitoring can occur without the influence of human activities.

Ultimately, MPAs are one tool within a broader management strategy for climate adaptation and kelp recovery (Roberts et al. 2017, Jacquemont et al. 2022, Lopazanski et

al. 2023, Arkema et al. 2024, Filbee-Dexter et al. 2024). There is not sufficient evidence to support that the proposed MPA expansions would be an effective mechanism for kelp protection and restoration, particularly absent location-specific justification. In addition, expanding or designating new MPAs for kelp recovery may introduce regulatory constraints that complicate, delay, or limit restoration actions (Filbee-Dexter et al. 2024). As highlighted in DMR Recommendations 9 and 25, MPAs will continue to play a strategic role in marine conservation, but future effectiveness will likely depend on integrating climate considerations into MPA design, continuing long-term monitoring, and pairing MPAs with complementary approaches where appropriate (Hamilton et al. 2022, Arafeh-Dalmau et al. 2023, Filbee-Dexter et al. 2024, Kumagai et al. 2024). The KRMP and outcomes of DMR Recommendation 18 are needed to inform decisions about the role of MPAs in kelp restoration and management before updating the MPA regulations.

MPA-Specific Concerns

In addition to the fact that the proposed expansions and new MPA are not likely to address the petitioner's desired outcome of "protecting the natural regeneration potential of kelp forest ecosystems statewide," the following section includes additional concerns related to the specific MPAs the petition is proposing to expand or establish and the proposal to add recreational take by hook and line and spearfishing to Point Dume SMCA. Many of the proposed expansions do not improve MPA Network design and, in some cases, would conflict with and possibly undermine the original intent of the affected MPAs.

Cabrillo SMR:
The petitioner proposes expanding Cabrillo SMR to enhance kelp protection. Though not the petitioner's stated intent, the proposed expansion would enhance the design of the MPA with respect to minimum size criteria established by the Science Advisory Team (SAT) during the MLPA Initiative planning process, and, in that sense, improve MPA Network design (Table 1). However, a much larger version of Cabrillo SMR was considered during the MLPA Initiative planning process and deliberately not retained by the BRTF and CFGC. This reflects a deliberate decision to delineate Cabrillo SMR as a relatively small, nearshore MPA with a focus on protecting rocky intertidal and nearshore habitats while minimizing socioeconomic impacts (MLPA 2009a). That design continues to serve its stated ecological role of protecting species like kelp. Kelp is restricted to inhabit the shallow photic zone, as the ideal depth range for giant kelp in California is ~16-65 feet (~5-20 meters) (Foster and Schiel 1985). The petition includes a proposal to expand Cabrillo SMR into deeper waters beyond the depth that kelp can physically grow, which would not achieve the petitioner's stated conservation objective of protecting kelp. The proposed expansion would also reduce access to offshore fishing grounds, especially for the commercial lobster fleet (Fig. 1), thereby introducing unnecessary socioeconomic

impacts that were intentionally limited through the original MPA design. In addition, the U.S. Navy has expressed opposition to the Cabrillo SMR expansion since it would encroach on waters used for various military activities, another operational conflict that was considered during the MLPA Initiative planning process and avoided by the original design. The proposed change would require additional discussions with the Navy pursuant to mandates in Fish & G. Code section 2863.

Point Dume SMCA:
The petitioner proposes expanding Point Dume SMCA to enhance kelp protection and adding a take allowance for recreational shore-based hook-and-line fishing. Point Dume SMCA and neighboring Point Dume SMR act together as an MPA cluster that currently meets the criteria necessary to contribute to MPA Network ecological objectives, such as habitat replication and representation, in a key section of coastline (Table 2). Adding the proposed take allowance would lower the SMCA's LOP from High to Moderate-low. As a result, the MPA cluster at Point Dume would no longer serve its designed ecological function for habitat replication and representation in this area, thereby creating a considerable spacing gap in this stretch of coastline. This would substantially compromise the design of the MPA and weaken the MPA Network as a whole. While adding shore-based hook-and-line fishing would increase recreational access, this action would not further the petitioner's stated goal of "removing…direct human impacts." The consumptive activities currently allowed in this SMCA were deliberately chosen during the MLPA Initiative planning process to generate support from a wide range of consumptive and conservation interests while maintaining a High LOP (MLPA 2009a). The addition of a lower LOP allowance represents a significant departure from a carefully negotiated balance intentionally established by the original design.

With respect to the proposed expansion, the existing Point Dume MPA cluster already meets SAT guidelines for size, spacing, and replication of a number of key habitats. Expanding boundaries would not add any additional replicated habitats but rather compromise the design of the Point Dume MPA cluster. Extended boundaries were considered during the MLPA Initiative planning process (MLPA 2009b), and the specific configuration ultimately implemented was deliberately chosen to maximize habitat replication with minimal impacts to fisheries (MLPA 2009a). The petitioner did not provide sufficient evidence to warrant expanding or adding the take allowance to Point Dume SMCA. The proposed changes would alter an intentionally adopted design of the Point Dume MPA cluster and compromise the ecological MPA Network design and function without advancing adaptive management recommendations from the DMR.

South Point SMR:
The petitioner proposes expanding South Point SMR to enhance kelp protection. South Point SMR currently meets the criteria necessary to support MPA Network ecological

objectives and contributes to Network-wide habitat replication of several key habitats, including kelp. Habitat replication thresholds are based on protecting sufficient area to encompass 90% of the species diversity associated with a particular habitat. Because South Point SMR already meets these guidelines, the proposed expansion would not improve South Point SMR's role in the MPA Network because it would not meet any additional Network-scale design objectives beyond those already achieved. Although the proposed expansion would increase the amount of kelp protected from 3.78 to 11.96 linear miles (Table 3), the petition does not provide site-specific evidence demonstrating that protecting additional kelp area would result in measurable, biologically meaningful benefits beyond what is already provided by South Point SMR. Expansion of the western boundary, similar to the present proposed action, was explored during the Channel Islands MPA planning process and intentionally not adopted due to the excessive projected impact to multiple fisheries (CINMS 2002). The petitioner did not provide sufficient evidence to warrant expanding South Point SMR.

Furthermore, in considering and weighing decisions to amend portions of the MPA Network around the Channel Islands, it is important to note the Channel Islands MPAs were established through a joint state/federal community-based process and respective state and federal rulemaking processes with aligned MPA goals and regulations, and have been co-managed by the state, CINMS, and Channel Islands National Park. South Point SMR was expanded into federal waters by NOAA regulations cited in the Federal Register (NOAA 2007). Thus, expanding the boundaries of this MPA would result in misalignment with the boundaries in the adjoining Federal Marine Reserve. Since the implementation of this MPA, NOAA Sanctuaries has not indicated to CDFW that boundary modifications are needed to better support the goals of this MPA. Therefore, the proposed expansion of South Point SMR would alter an intentionally adopted design without improving the ecological MPA Network design or function, or advancing adaptive management recommendations from the DMR.

Gull Island SMR:
The petitioner proposes expanding Gull Island SMR to enhance kelp protection. Gull Island SMR currently meets the criteria necessary to support MPA Network ecological objectives and contributes to Network-wide habitat replication of several key habitats, including kelp. Habitat replication thresholds are based on protecting sufficient area to encompass 90% of the species diversity associated with a particular habitat. Because Gull Island SMR already meets these guidelines, the proposed expansion would not enable Gull Island SMR to meet any additional Network-scale design objectives beyond those already achieved. Although the proposed expansion of this SMR would yield an increase in the amount of kelp protected from 3.11 to 5.70 linear miles (Table 4), the petition does not provide site-specific evidence demonstrating that protecting additional kelp area would result in measurable, biologically meaningful benefits beyond

what is already provided. Expanded boundaries, as proposed here, were originally considered during the Channel Islands MPA planning process and deliberately modified to the existing shape to exclude Posa Anchorage on the northwest side of the SMR (CINMS 2002). The petitioner did not provide sufficient evidence to warrant expanding Gull Island SMR. Therefore, the proposed expansion would alter an intentionally adopted design without improving the ecological MPA Network design or function, or advancing adaptive management recommendations from the DMR.

Point Conception SMR:
The petitioner proposes expanding Point Conception SMR to enhance kelp protection. Point Conception SMR currently meets the criteria necessary to support MPA Network ecological objectives and contributes to Network-wide habitat replication of several key habitats, including kelp. Habitat replication thresholds are based on protecting sufficient area to encompass 90% of the species diversity associated with a particular habitat. Although the proposed expansion of this SMR would yield an increase in the amount of kelp protected from 2.27 to 6.47 linear miles (Table 5), the petition does not provide site-specific evidence demonstrating that protecting additional kelp area would result in measurable, biologically meaningful benefits beyond what is already provided. The expansion would enable the SMR to function as a replicate for one additional habitat (nearshore hard bottom) but would not improve the MPA Network's ability to meet spacing guidelines beyond what is currently provided. The proposed expansion would not meaningfully improve the design of Point Conception SMR or the MPA Network, or advance adaptive management recommendations from the DMR.

Throughout the three rounds of MPA array development during the MLPA Initiative planning process, a large SMR at Point Conception was consistently included in most proposals, with many proposing an eastern boundary extended beyond what was ultimately implemented (MLPA 2009b). The design of the existing shape is the result of deliberate compromise between consumptive and conservation priorities (MLPA 2009a). Therefore, the proposed expansion would alter an intentionally adopted design and likely reintroduce socioeconomic impacts that were explicitly avoided during the planning process. The proposed expansion would especially affect the commercial squid fishery (Fig. 2). The petitioner did not provide sufficient evidence to warrant expanding Point Conception SMR. Lastly, the proposed expansion would reduce alignment with Feasibility Guidelines, which could create enforcement challenges.

Natural Bridges SMR:
The petitioner proposes expanding Natural Bridges SMR to enhance kelp protection. Though not the petitioner's stated intent, the proposed expansion would enhance the design of the MPA with respect to minimum size criteria established by the SAT during the MLPA Initiative planning process, and, in that sense, strengthen MPA Network design

(Table 6). However, the expansion would be inconsistent with the original intent and objectives of the MPA. While an external group submitted a proposed array that included a much larger version of Natural Bridges SMR, this proposal was deliberately not retained by the BRTF and CFGC. This reflects a deliberate decision to delineate Natural Bridges SMR as a relatively small, nearshore MPA with a focus on protecting rocky intertidal and other nearshore habitats while minimizing impacts to consumptive activities near Santa Cruz Harbor. That design continues to serve its stated ecological role of protecting species like kelp, which is restricted to the shallow photic zone (the ideal depth range for giant kelp in California is ~16-65 feet (5-20 meters; Foster and Schiel 1985). Expansion into deeper waters beyond the depths that kelp can physically grow as proposed in the petition would not achieve the petitioner's stated conservation objective of protecting kelp. The proposed expansion would also reduce access to offshore fishing grounds, thereby reintroducing socioeconomic impacts that were intentionally limited through the original design. Lastly, the proposed expansion would reduce alignment with Feasibility Guidelines, which could create enforcement challenges. The petitioner did not provide sufficient evidence to warrant expanding Natural Bridges SMR. The proposed expansion would not meaningfully improve the design of Natural Bridges SMR or the MPA Network, or advance adaptive management recommendations from the DMR.

Establish a New MPA: Pleasure Point SMCA:
The petitioner proposes creating Pleasure Point SMCA to enhance kelp protection. The proposed new MPA would be 3.1 square miles with a Moderate-low LOP which would not meet the minimum Science Guidelines for MPA size (≥9 square miles) or LOP (Table 7). Given this, the proposed design would not be expected to offer robust localized protection and is thus unlikely to deliver the ecological benefits anticipated by the petitioner. More broadly, the design is incompatible with contributing to MPA Network-scale ecological or conservation goals. A small MPA in this location was considered during the MLPA Initiative planning process (MLPA 2006) for the purpose of protecting large surfgrass beds and associated invertebrates, but was rejected, likely due to the lack of meaningful ecological benefits offered by its proposed small size and Low LOP. The petitioner did not provide sufficient evidence to warrant the creation of a small MPA with minimal protection at Pleasure Point. Additionally, the proposed new MPA's proximity to Santa Cruz Harbor and valuable fishing areas is likely to adversely impact consumptive users without adding demonstrable value to the overall MPA Network. The proposed new MPA would not meaningfully contribute to the MPA Network or advance adaptive management recommendations from the DMR.

Other Network-wide Considerations

During the MLPA Initiative planning process, socioeconomic analyses were available to inform MPA array design proposals (i.e., static economic impact analyses based on

participatory surveys, dynamic bioeconomic modeling based on larval connectivity and associated fishery participant behavior). The petitioner asserts that short-term socioeconomic impacts to recreational and commercial fisheries would be offset by future benefits to fisheries. However, socioeconomic data were not included in the petition, and CDFW was unable to develop the location-specific socioeconomic analyses or broader statewide fishery impacts needed to substantiate the claim. CDFW does not recommend considering these significant MPA expansions or new MPAs until this critical information gap is filled.

The proposed actions would also introduce additional regulatory and implementation complexity and cost that is not commensurate with the expected benefits. For example, several MPAs overlap with federally managed areas, including National Marine Sanctuaries, which would necessitate coordination with federal partners. Additionally, in the Northern Channel Islands, state MPAs with corresponding offshore federal marine reserves, such as South Point and Gull Islands SMRs, may require a corresponding expansion in federal waters to maintain alignment. Similarly, the state's existing MPAs are State Water Quality Protection Areas (SWQPAs), designated by the State Water Board pursuant to the California Ocean Plan (State Water Board 2019). It is unclear how the Implementation Provisions for Marine Managed Areas in the California Ocean Plan would interact with the proposed MPA expansions. However, if the State Water Board identifies the expanded areas as part of the SWQPAs, the regional water boards would need to update permits associated with point source (e.g., wastewater treatment plants) and non-point source (e.g., stormwater runoff) discharges into these Marine Managed Areas. The regional water boards' workload associated with updating permits and cost of compliance associated with new permit requirements for permittees is unknown.

The DMR did not identify the need for significant structural changes to the MPA Network. Ecological responses to protection in California's marine ecosystems are expected to require long timeframes to become detectable, and the MPA Network remains relatively young (Hall-Arber et al. 2021). Data and information evaluated in the first DMR indicate that the Network as designed is meeting expectations and functioning effectively in meeting MLPA Goals (CDFW 2022). The DMR highlighted that more time, data, and information is needed to truly assess vulnerabilities in the MPA Network and that it is expected that ecosystem resilience will continue to strengthen as ecological benefits from MPA protection continue to build over time (CDFW 2022).

Without demonstrated performance flaws or science-supported needs, significant design changes are not justified. Part of MPA adaptive management includes a "learning-by-doing" approach where long-term scientific monitoring results are expertly evaluated through periodic review and regulations adjusted, if needed. Approving a proposal of this magnitude without scientific justification or demonstrable benefit sets a

precedent that risks undermining the ecological value and scientific integrity of the MPA Network and the mandates of the MLPA.

MPA Network stability also provides important benefits, and maintaining a high threshold for change is necessary to protect the integrity and effectiveness of the MPA Network. Frequent or inadequately justified changes to the MPA Network can undermine public understanding and support, complicate enforcement, disrupt long-term monitoring and research designs, and impose costs across each of the management pillars. Each change to the MPA Network, even a minor one, carries implementation costs. Based on the available information, there is no indication that expanding these six existing MPAs or establishing a new SMCA would deliver meaningful ecological or management value to the Network, and in some cases, would compromise the design and enforceability of the existing MPA Network.

CDFW is committed to proactive adaptive management of the MPA Network. However, any structural changes must be grounded in demonstrated need, sound science, and an inclusive statewide process consistent with the MLPA's mandates and intent. The proposed actions do not meet these standards. Given this, and the lack of direct evidence linking specific drivers of kelp decline or recovery to specific areas, expanding or designating new MPAs in the proposed locations to protect kelp or potential kelp habitat is not recommended at this time. A more effective and adaptive approach to protecting California's iconic kelp forests lies in advancing ecosystem-based management and restoration efforts through the forthcoming KRMP, which will provide a transparent and adaptive framework to address kelp declines directly while incorporating emerging science and balancing ecological, socioeconomic, and cultural considerations.

RECOMMENDATION FOR 2023-33MPA_AM

Given these considerations, and the information in the evaluation below, **CDFW recommends CFGC DENY the proposed actions**:

- **2023-33MPA_1_AM1,** Expand Cabrillo SMR westward and northward by ~9.99 square miles,
- **2023-33MPA_2_AM1,** Expand Point Dume SMCA westward by 4.6 square miles and add allowance for recreational take from shore by hook-and-line and by spearfishing,
- **2023-33MPA_3,** Expand South Point SMR westward by 26.3 square miles,
- **2023-33MPA_4,** Expand Gull Island SMR northward by 1.8 square miles,
- **2023-33MPA_5,** Expand Point Conception SMR eastward by 14.6 square miles,
- **2023-33MPA_6_AM1,** Expand Natural Bridges SMR southward and eastward by ~14.5 square miles, and

- **2023-33MPA_7_AM1**: Designate 3.2 square miles as a new SMCA near Pleasure Point in Santa Cruz; allow recreational take from shore by hook-and-line and by spearfishing.

EVALUATION QUESTIONS

2023-33MPA_1_AM1: Expand Cabrillo SMR westward (to 3 nm state line) and northward (to New Hope Rock) by 9.99 sq mi.

QUESTION 1: DOES THE PROPOSED CHANGE SUPPORT THE MPA NETWORK IN MEETING ONE OR MORE OF THE MLPA GOALS AND ALIGN WITH MPA MASTER PLAN ADAPTIVE MANAGEMENT OBJECTIVES?

No. The MLPA Goals and Master Plan objectives are inextricably linked and act as the foundational tools that CDFW utilizes for effective adaptive management of the MPA Network. Individual MPAs in the Network were not necessarily designed to address all six Goals of the MLPA but instead act as an important component of a functioning Network that was designed to holistically address the MLPA Goals as a whole. As such, CDFW has evaluated this action within the broader adaptive management framework and how the proposed action may or may not align with the MLPA Goals/Master Plan objectives and advance MPA Network management. See Question 1 of Attachment 1 for the MLPA Goals and Master Plan objectives.

The petitioner asserts that the proposed MPA would align with Goals 1-4, which address preserving natural diversity and marine natural heritage, protecting marine populations and habitats, improving recreational opportunities, and protecting representative habitats for their intrinsic value. However, within the broader adaptive management framework for the statewide MPA Network, it is not evident that expanding Cabrillo SMR would advance Network-level management.

During the MLPA Initiative planning process, Cabrillo SMR was deliberately designed to contribute to multiple objectives within MLPA Goals 1, 3, 4, 5, and 6. Although the proposed expansion of Cabrillo SMR may appear to enhance existing ecological protections consistent with Goals 1, 2, and 4, there is not sufficient information to support that this proposed action would align with the petitioner's stated purpose, which is to protect persistent kelp patches and enhance the state's restoration potential for other kelp forests in decline. Extending the MPA boundary offshore to the 3 nm state boundary would unnecessarily include deeper habitat beyond where kelp can grow, as kelp only grows within the shallow photic zone. Available observations from the area around Cabrillo SMR indicate kelp does not occur within the proposed offshore expansion beyond approximately the 30-m (~98.5 ft) depth contour, located less than 1.5 miles (1.3

nm) from shore. As a result, the proposed expansion is not well aligned with its stated conservation purpose (MLPA 2009a).

Furthermore, potential ecological gains must be weighed against other MLPA Goals. The MPA Network was intentionally designed to balance conservation benefits with the needs of coastal communities and diverse ocean users, including fisheries (Goal 3). During the planning process, the site-specific rationale (Goal 5) resulted in Cabrillo SMR boundaries deliberately drawn to protect rocky intertidal and nearshore habitats, including kelp forests, while minimizing impacts on productive nearby and offshore fishing grounds. Based on fishery activity around the Cabrillo SMR since implementation, those same potential impacts remain relevant today (see response to Question 15 on impacts to consumptive users). These tradeoffs were a core component of the science-based, stakeholder-driven process that established, and continues to guide, management of California's MPA Network (Goal 6). Advancing major MPA boundary changes through isolated petitions is inconsistent with that approach.

Therefore, while the petitioner asserts alignment with MLPA Goals, the proposed expansion would not clearly advance MPA management or performance objectives, and in some cases, may even undermine them.

QUESTION 2A: DOES THE PROPOSED CHANGE ADVANCE ADAPTIVE MANAGEMENT RECOMMENDATIONS IN THE DECADAL MANAGEMENT REVIEW?

No. The proposed change does not advance adaptive management recommendations from the DMR (CDFW 2022). See Question 2a of Attachment 1 for the DMR and DMR Recommendations.

QUESTION 2B: IF NOT, DOES THE PROPOSED CHANGE ADDRESS A CURRENT OR EMERGING MPA MANAGEMENT CHALLENGE?

No. The petitioner cites climate-related declines in kelp forests as justification for expanding the SMR, suggesting that increasing the amount of protected kelp habitat and removing direct human impacts would help conserve remaining kelp canopy and improve restoration potential. While kelp forests are highly valuable and their region-wide decline since 2014 is a significant management concern, it is not clear that this issue represents an MPA-specific management challenge, nor one best addressed by expanding MPA boundaries, particularly without evidence of place-based mechanisms or drivers linked to kelp persistence within the petitioner's stated MPAs or proposed new MPA.

Although climate change was not explicitly incorporated into the original MLPA Initiative planning process, the ecological principles underlying Network design, such as larval connectivity and habitat replication, support both ecological and

climate resilience. Indeed, MPAs in California have been shown to support larger, older, and more abundant marine populations that are more resilient to disturbances (CDFW 2022). Still, the extent to which these ecological benefits translate into improved resistance or adaptation to climate-driven impacts on kelp remains uncertain, and the magnitude of any such benefit is likely highly spatiotemporally variable. More research is needed to determine the factors that contribute to kelp forest resilience in the context of climate change and how best to mitigate impacts. If warming ocean temperatures are the primary driver of kelp decline in California, expanding MPA boundaries alone is unlikely to provide significant benefits.

Given these uncertainties, pursuing a substantial boundary expansion without stronger scientific basis and a coordinated management strategy would be premature. Currently, the proposed northward and westward expansion of Cabrillo SMR does not clearly address a demonstrated MPA management challenge, nor is it evident that expanding the SMR is the appropriate tool for addressing broader kelp management concerns in California. The forthcoming KRMP will provide the comprehensive strategy to guide future kelp management decisions statewide.

QUESTION 3: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING CFGC NON-MPA REGULATIONS, PERMITS, OR LEASES (E.G., KELP LEASES, AQUACULTURE LEASES, EXPERIMENTAL FISHING PERMITS)?

Yes. The proposed expansion overlaps with Administrative Kelp Bed 2 (open) and Bed 3 (leasable). Open kelp beds are available to commercial kelp harvest and leases cannot be issued. Commercial kelp can be harvested within leasable kelp beds until a lease is obtained for the bed, at which time the bed can only be harvested by the lease holder. Commercial kelp harvest was last reported in Bed 2 in 2022 and in Bed 3 in 2012.

The proposed change also has the potential to impact two existing Experimental Fishing Permits (EFPs): EFPT3-001 (swordfish/tuna) and EFPT4-001 (box crab/king crab).

QUESTION 4: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING REGULATIONS, PERMITS, LEASES, OR MANAGEMENT ACTIVITIES OF ANY OTHER AGENCY OR ENTITY?

Yes. The proposed expansion would extend into waters off Point Loma where the U.S. Navy conducts training, testing, research, and development activities for military readiness related to national defense. The Department of the Navy has previously stated their opposition to the proposed change, citing concerns that the expansion would create operational constraints to military readiness. The proposed change would require

additional discussions with the Navy pursuant to mandates in Fish & G. Code section 2863. The MPA is adjacent to the Cabrillo National Monument, which is federally administered by the National Park Service. Implementation of the proposed change would require consultation and coordination with federal authorities and may interact with their management activities.

The proposed SMR expansion has the potential to interact with the regulations and permitting activities of the Water Boards related to point source (e.g., wastewater treatment facilities) and non-point source discharges (e.g., stormwater runoff) into Marine Managed Areas. The State Water Board can designate SWQPAs to prevent the undesirable alteration of natural water quality within MPAs. The State Water Board's Water Quality Control Plan for Ocean Waters of California (California Ocean Plan) was amended in 2012 to include the process for designating SWQPAs and Implementation Provisions for Marine Managed Areas (Chapter III.E., State Water Board 2019). This was done with the intention to align these SWQPAs with the MPA Network. The provisions are implemented by the regional water boards, including through Waste Discharge requirements, National Pollutant Discharge Elimination System Permits, and municipal separate storm sewer system permits. If the State Water Board designates the expanded area as part of the existing SWQPAs, this would have implications on the Water Boards' workload and for permittees that would need to come into compliance with new permit requirements. The scope and magnitude of the Water Boards' workload and the cost of compliance for permittees is unknown.

The City of San Diego's Point Loma Wastewater Treatment Plant operates just north of Cabrillo SMR's existing northern boundary. The facility's outfall pipe extends 4.5 miles (3.9 nm) offshore from the treatment plant and the terminal point would be outside of the proposed expanded SMR. However, the proposed expansion may affect the permitting and management activities of the Water Boards.

This list may not be exhaustive. The proposed change may have the potential to affect existing regulations, permits, leases, or management activities of Tribal governments, other agencies, and entities not identified here.

QUESTION 5: ARE THERE SIGNIFICANT INFORMATION GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. When evaluating this petition, CDFW reviewed the information in the petition, as well as information including, but not limited to:

- MLPA Planning documents and related information (e.g., MLPA Goals and MPA Master Plan adaptive management objectives),
- Existing science pertaining to kelp recovery in MPAs,

- Long-term monitoring data related to kelp in MPAs,
- Satellite (1984-2023; Bell et al. 2025) and flyover (2002-06; 2008-10; 2013-16; CDFW 2024) mapping of statewide kelp canopy coverage, and
- Commercial and recreational fishing data.

CDFW has identified information gaps that limit the ability to fully evaluate the proposed change. Key information gaps include:

- Direct evidence of a place-based need linking kelp declines to specific driver(s) at this location,
- Consideration of socioeconomic and tribal interests and how these will be factored into the decision-making process with respect to kelp management at this location, and
- A statewide assessment of kelp restoration and recovery tools developed through the KRMP.

While important management concerns related to kelp recovery and restoration are raised in the petition, the petitioner did not present sufficient information to justify the proposed change as the appropriate solution.

Long-term MPA monitoring data indicate we have early, though inconsistent, evidence that MPAs may enhance resilience to climate change and other disturbances for ecosystems within their borders. Continued, consistent monitoring is necessary to determine which factors are most influential in supporting kelp recovery and resilience and how these factors vary regionally.

QUESTION 6: ARE THERE SIGNIFICANT MANAGEMENT GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. The forthcoming KRMP is the crucial management framework to have in place before considering MPA regulatory changes aimed at protecting kelp.

QUESTION 7A: WAS THE PROPOSED CHANGE CONSIDERED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes. Expanded boundaries for Cabrillo SMR were suggested by an external proposal in the first of three rounds of MPA array development during the MLPA Initiative planning process (MLPA 2009b) but not retained in subsequent rounds of proposals (MLPA 2009a).

QUESTION 7B: IS THERE NEW INFORMATION AVAILABLE, CHANGING CONDITIONS SINCE THE MLPA IMPLEMENTATION PHASE, AND/OR INFORMATION PRESENTED IN THE DMR THAT WARRANTS REEVALUATION OF THE PROPOSED CHANGE?

No. The petitioner cites new analyses identifying California kelp beds that may be more resilient to disturbance, as well as recent scientific literature investigating the effects of MPA protection on kelp forests. Additionally, several recent studies highlight enhanced kelp resilience within MPAs in the South Coast in particular. However, a broad view of the best available science does not indicate consistent or reliable benefits to kelp resulting from MPA protection. As a result, there is not sufficient evidence to support the proposed change as an effective solution. Without direct, location-specific links between drivers and kelp persistence or decline, expanding a few select MPAs for kelp recovery or to enhance resilience is unlikely to have a biologically meaningful impact on kelp and might unnecessarily restrict more effective restoration activities in the process.

Local drivers of kelp persistence and resilience need to be identified first, and management actions must be tailored to address those drivers. Therefore, pursuing this change ahead of additional long-term data collection and the KRMP, which will provide the essential management framework to guide future kelp management decisions, would be premature.

Therefore, while large-scale kelp declines and the occurrence of climate change-related disturbances do indicate changing conditions since the implementation phase, the petitioner did not provide sufficient evidence to warrant expanding Cabrillo SMR.

QUESTION 8: IF THE PROPOSED CHANGE AFFECTS AN EXISTING MPA, DOES THE PROPOSED CHANGE ALIGN WITH THE ORIGINAL INTENT OF THE MPA IDENTIFIED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes and no. The original intent of the MPA was to protect nearshore ecosystems. The MPA was intentionally not extended to the 3 nm limit of state waters to avoid negative socioeconomic impacts. Therefore, the proposed alongshore extension of this MPA is in line with the original intent, while the offshore extension is not.

QUESTION 9: DOES THE PROPOSED CHANGE IMPROVE INDIVIDUAL MPA OR MPA NETWORK DESIGN SO THAT IT BETTER ALIGNS WITH OR MEETS THE MPA SCIENCE GUIDELINES?

Yes. The MLPA requires that the design of individual MPAs and the statewide Network be based on the best readily available science and that MPAs be of adequate size, number, protection level, and location to meet MLPA Goals. The science guidelines developed by

the Science Advisory Team and outlined in the Master Plan were created specifically to provide this scientific foundation and serve as the starting point for evaluating alternative MPA proposals. Alignment with these guidelines depends on LOP, which is determined by allowed take, and spatial configuration. More specifically, these guidelines require that an MPA must be at least 9 square miles and meet one of the three highest LOPs (i.e., Very High, High, or Moderate-high) to contribute to ecological goals such as habitat replication and representation.

Cabrillo SMR is 0.39 square miles with a Very High LOP and therefore meets the LOP, but not the size guideline (Table 1). Expanding the SMR as proposed would increase its area above the size threshold, allowing it to meet both criteria. The expanded MPA would be large enough to contribute to replication and representation of kelp, beach, rocky intertidal, hard bottom (0-30 m depth zone), and soft bottom (30-100 m depth zone) habitats. While each of these habitats is already sufficiently represented in the Network, their spacing is not always optimal. Therefore, increasing the SMR's area would strengthen its contribution to foundational Network ecological goals such as habitat spacing. In this respect, implementation of the proposed change would improve the design of the individual MPA and the MPA Network and enhance alignment with Science Guidelines. See Question 9 of Attachment 1 for the MLPA Science Guidelines and additional context.

QUESTION 10A: DOES THE PROPOSED CHANGE ALIGN WITH CDFW FEASIBILITY GUIDELINES?

No. The proposed change would not align with the following Feasibility Guidelines: boundaries are not described using readily determined lines of latitude and longitude, and it is unclear if the landmarks suggested by the petitioner to identify the proposed boundaries are easily recognizable for both shore- and boat-based users. See Question 10a of Attachment 1 for CDFW Feasibility Guidelines.

> ### **QUESTION 10B:** IF NOT, IS THERE A RATIONALE FOR MOVING FORWARD WITH THE PROPOSED CHANGE OR AN ALTERNATIVE THAT COULD MEET THE INTENT BUT BETTER ALIGN WITH FEASIBILITY GUIDELINES?
>
> **No**. There is no rationale for moving forward with the proposed change or an alternative that better aligns with the Feasibility Guidelines.

QUESTION 11: DOES THE PROPOSED CHANGE MAINTAIN OR IMPROVE ENFORCEABILITY OF MPA REGULATIONS?

No. The proposed northern boundary is not aligned with readily determinable lines of latitude and longitude. Additionally, it is unclear if the petitioner's suggested landmark to

identify the proposed boundary is easily recognizable for both shore- and boat-based users. This could complicate enforcement of the MPA.

QUESTION 12: DOES THE PROPOSED CHANGE SIMPLIFY REGULATORY LANGUAGE OR ENHANCE PUBLIC UNDERSTANDING WITHOUT CHANGING THE INTENT OF THE MPA?

No. The proposed change does not simplify regulatory language.

QUESTION 13: DOES THE PROPOSED CHANGE MAINTAIN OR ENHANCE PROTECTION OF MARINE RESOURCES?

Yes. The proposed change would maintain or enhance protection of marine resources by significantly increasing the area of several habitats protected within the MPA, including kelp forests, in sufficient amounts to contribute towards habitat replication. However, it is uncertain whether this would produce the kelp resiliency benefits anticipated by the petitioner. While MPAs may indirectly support kelp, they are not considered the best available management tool at this time, especially when the drivers behind the current decline are systemic rather than location specific. Considering this, insufficient evidence has been provided to justify the expansion of this MPA for the purpose of supporting kelp persistence or recovery.

QUESTION 14: DOES THE PROPOSED CHANGE PROVIDE MORE EQUITABLE ACCESS OPPORTUNITIES (E.G., FISHING, EDUCATIONAL, AND/OR OTHER RECREATIONAL OPPORTUNITIES) FOR TRADITIONALLY UNDERSERVED OR MARGINALIZED COMMUNITIES?

See Question 14 of Attachment 1.

QUESTION 15: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT CONSUMPTIVE AND/OR NON-CONSUMPTIVE ACTIVITIES? IF SO, HOW?

Yes. The proposed change has the potential to affect both consumptive and non-consumptive activities.

The proposed boundary expansion would make several coastal access points and the Mission Bay Harbor closer to the boundaries of the MPA. Users who rely on these access points for consumptive activities would be displaced, and both recreational and commercial consumptive activities would likely experience adverse impacts. Most of the proposed expansion lies within a broadly high-value commercial fishing block. Specifically, this block has the highest lobster landings by value in San Diego County (Fig. 1). Significant impacts are expected for the commercial urchin and lobster fisheries, with additional negative effects likely for commercial highly migratory species fisheries and the commercial passenger fishing vessel (CPFV) fleet operating in the area, especially

those conducting half-day trips. Extending the SMR past the rockfish conservation area 100-fathom line could also affect commercial nearshore groundfish fishing.

As stated above (see Question 7), this area was considered for inclusion in the MPA Network during the planning process but was ultimately excluded due to its high importance to commercial and recreational fisheries. Those same considerations remain relevant and indicate that the proposed change would have substantial effects on existing consumptive uses of the area.

Expanding this already well-visited MPA may have beneficial impacts on non-consumptive activities. The increased proximity to multiple access points would allow continued (and potentially more convenient) access for non-consumptive activities. Regarding research and study opportunities, there are kelp and intertidal long-term monitoring sites within the proposed expanded boundaries, which may disrupt existing experimental designs.

QUESTION 16: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC JUSTICE, EQUITY, DIVERSITY AND INCLUSION POLICY?

See Question 16 of Attachment 1.

QUESTION 17: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC COASTAL FISHING COMMUNITIES POLICY?

The following analysis was prepared by CFGC staff. See Question 17 of Attachment 1 for additional context on CFGC's response.

The proposed change would reduce access to local fishing grounds and add more regulatory burdens, particularly for small boat commercial fishery participants or CPFVs homeported in the coastal fishing community of San Diego (~6 nm away from area of proposed change).

QUESTION 18: DOES THE PROPOSED CHANGE INTERACT WITH OR HAVE THE POTENTIAL TO AFFECT PROPOSED CHANGES IN OTHER 2023 MPA PETITIONS?

No. There are no potential interactions or effects on any of the other 2023 MPA petitions.

2023-33MPA_2_AM1: Expand Point Dume SMCA westward by 4.6 sq mi and add allowance for recreational take from shore by hook-and-line and by spearfishing.

QUESTION 1: DOES THE PROPOSED CHANGE SUPPORT THE MPA NETWORK IN MEETING ONE OR MORE OF THE MLPA GOALS AND ALIGN WITH MPA MASTER PLAN ADAPTIVE MANAGEMENT OBJECTIVES?

No. The MLPA Goals and Master Plan objectives are inextricably linked and act as the foundational tools that CDFW utilizes for effective adaptive management of the MPA Network. Individual MPAs in the Network were not necessarily designed to address all six Goals of the MLPA but instead act as an important component of a functioning Network that was designed to holistically address the MLPA Goals as a whole. As such, CDFW has evaluated this action within the broader adaptive management framework and how the proposed action may or may not align with the MLPA Goals/Master Plan objectives and advance MPA Network management. See Question 1 of Attachment 1 for the MLPA Goals and Master Plan objectives.

The petitioner asserts that the proposed MPA would align with Goals 1-4, which address preserving natural diversity and marine natural heritage, protecting marine populations and habitats, improving recreational opportunities, and protecting representative habitats for their intrinsic value. However, within the broader adaptive management framework for the statewide MPA Network, it is not evident that modifying Point Dume SMCA, which was deliberately developed during the MLPA Initiative planning process to contribute to all six MLPA Goals, would advance Network-level management.

Point Dume SMCA was specifically designed to protect marine life populations and habitats (Goals 1-2). Monitoring results pooled across habitats from 2019-2020 show a significant positive MPA effect on fish biomass in the southern bioregion, indicating that MPAs are performing as hoped (Smith et al. 2025).

Point Dume SMCA also contributes to habitat replication goals developed during the planning process (Goal 4). Together with the adjacent Point Dume SMR, the SMCA protects multiple key habitats, including kelp, which is the overarching purpose of the petition. If the proposed expansion were implemented, it would not add sufficient area of any key habitats to meet additional replication goals. Furthermore, because the replication threshold is based on protecting sufficient area to encompass 90% of the species diversity associated with each habitat, it is unclear what meaningful ecological benefit would be achieved by adding marginal area beyond what already meets established guidelines, especially while reducing the LOP with the proposed take allowance.

Remarkably, Point Dume SMCA contributes to these ecological goals and simultaneously supports recreational and study opportunities (Goal 3), minimizes negative socioeconomic impacts while enhancing positive ones for all users (Goal 5), and reflects the rigorous, science-based, stakeholder-driven planning process that underpins the statewide Network (Goal 6). This deliberate balance signifies the carefully considered tradeoffs made during the MLPA Initiative planning process.

The petitioner's proposal would compromise this balance. Allowing additional take would lower the SMCA's LOP to Moderate-low, which is incompatible with achieving Goals 1 and 2. Expanding boundaries without strong scientific justification does not advance Goal 4, and introduces new conflicts with Goals 3, 5, and 6 by discounting original planning process decisions, imposing socioeconomic impacts without clear ecological benefit, and relying on inconclusive evidence that additional protected area will deliver the kelp-related benefits anticipated by the petitioner.

Therefore, while the petitioner asserts alignment with MLPA Goals, the proposed expansion and added take allowance would not clearly advance MPA management or performance objectives, and in some cases, may even undermine them.

QUESTION 2A: DOES THE PROPOSED CHANGE ADVANCE ADAPTIVE MANAGEMENT RECOMMENDATIONS IN THE DECADAL MANAGEMENT REVIEW?

No. The proposed change does not advance adaptive management recommendations from the DMR (CDFW 2022). See Question 2a of Attachment 1 for the DMR and DMR Recommendations.

QUESTION 2B: IF NOT, DOES THE PROPOSED CHANGE ADDRESS A CURRENT OR EMERGING MPA MANAGEMENT CHALLENGE?

No. The petitioner cites climate-related declines in kelp forests as justification for expanding the SMCA, suggesting that increasing the amount of protected kelp habitat and removing direct human impacts would help conserve remaining kelp canopy and improve restoration potential. While kelp forests are highly valuable and their decline since MPA implementation is a significant management concern, it is not clear that this issue represents an MPA-specific management challenge, nor one best addressed by expanding MPA boundaries, particularly without evidence of place-based mechanisms or drivers linked to kelp persistence.

Although climate change was not explicitly incorporated into the original MLPA Initiative planning process, the ecological principles underlying Network design, such as larval connectivity and habitat replication, support both ecological and climate resilience. Indeed, MPAs in California have been shown to support larger,

older, and more abundant marine populations that are more resilient to disturbances (CDFW 2022). Still, the extent to which these ecological benefits translate into improved resistance or adaptation to climate-driven impacts on kelp remains uncertain, and the magnitude of any such benefit is likely highly spatiotemporally variable. More research is needed to determine the factors that contribute to kelp forest resilience in the context of climate change and how best to mitigate impacts. If warming ocean temperatures are the primary driver of kelp decline in California, expanding MPA boundaries alone is unlikely to provide significant benefits.

Given these uncertainties, pursuing a substantial boundary expansion without stronger scientific basis and a coordinated management strategy would be premature. Currently, the proposed westward expansion and additional take allowance for Point Dume SMCA do not clearly address a demonstrated MPA management challenge, nor is it evident that expanding the SMCA is the appropriate tool for addressing broader kelp management concerns in California. The forthcoming KRMP will provide the comprehensive strategy to guide future kelp management decisions statewide.

QUESTION 3: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING CFGC NON-MPA REGULATIONS, PERMITS, OR LEASES (E.G., KELP LEASES, AQUACULTURE LEASES, EXPERIMENTAL FISHING PERMITS)?

Yes. The proposed MPA overlaps with Administrative Kelp Bed 17, which is leasable. Commercial kelp can be harvested within leasable kelp beds until a lease is obtained for the bed, at which time the bed can only be harvested by the lease holder. Commercial kelp harvest was last reported in this bed in 2015.

The proposed change also has the potential to impact two existing EFPs: EFPT3-001 (swordfish/tuna) and EFPT4-001 (box crab/king crab), particularly the former. Point Dume is listed as one of five authorized fishing areas in the EFP terms and conditions for EFPT3-001 (swordfish/tuna) and the expansion would eliminate roughly 75% of the EFP's fishable area around Point Dume.

QUESTION 4: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING REGULATIONS, PERMITS, LEASES, OR MANAGEMENT ACTIVITIES OF ANY OTHER AGENCY OR ENTITY?

Yes. The proposed change expands an existing overlap with an Area of Special Biological Significance (ASBS). It is unclear whether the proposed change would affect the management activities of the State or Regional Water Quality Control Boards

The MPA is adjacent to Robert H. Meyer State Beach. Implementation of the proposed expansion may interact with the management activities of the Department of Parks and Recreation and would require coordination on enforcement, updates to signage, and outreach efforts.

This list may not be exhaustive. The proposed change may have the potential to affect existing regulations, permits, leases, or management activities of Tribal governments, other agencies, and entities not identified here.

QUESTION 5: ARE THERE SIGNIFICANT INFORMATION GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. When evaluating this petition, CDFW reviewed the information in the petition, as well as information including, but not limited to:

- MLPA Planning documents and related information (e.g., MLPA Goals and MPA Master Plan adaptive management objectives),
- Existing science pertaining to kelp recovery in MPAs,
- Long-term monitoring data related to kelp in MPAs,
- Satellite (1984-2023; Bell et al. 2025) and flyover (2002-06; 2008-10; 2013-16; CDFW 2024) mapping of statewide kelp canopy coverage, and
- Commercial and recreational fishing data.

CDFW has identified information gaps that limit the ability to fully evaluate the proposed change. Key information gaps include:

- Direct evidence of a place-based need linking kelp declines to specific driver(s) at this location,
- Consideration of socioeconomic and tribal interests and how these will be factored into the decision-making process with respect to kelp management at this location, and
- A statewide assessment of kelp restoration and recovery tools developed through the KRMP.

While important management concerns related to kelp recovery and restoration are raised in the petition, the petitioner did not present sufficient information to justify the proposed change as the appropriate solution.

Long-term MPA monitoring data indicate we have early, though inconsistent, evidence that MPAs may enhance resilience to climate change and other disturbances for ecosystems within their borders. Continued, consistent monitoring is necessary to determine which factors are most influential in supporting kelp recovery and resilience and how these factors vary regionally.

QUESTION 6: ARE THERE SIGNIFICANT MANAGEMENT GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. The forthcoming KRMP is the crucial management framework to have in place before considering MPA regulatory changes aimed at protecting kelp.

QUESTION 7A: WAS THE PROPOSED CHANGE CONSIDERED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes. A slightly expanded western boundary (118° 53.500′ W) was considered in proposals 2 and 3 in the third and final round of MPA array development in the South Coast Planning Region (MLPA 2009b). The boundary included in Proposal 1 (118° 53.000′ W) was ultimately adopted.

Recreational shorefishing for unspecified species was not considered. All three Round 3 proposals allowed take of pelagic finfish, Pacific bonito, and white seabass by spearfishing, which was ultimately adopted in the regulations. Proposals 2 and 3 also proposed to allow take of coastal pelagic finfish and market squid by dip net, and Proposal 3 also included an allowance for the take of jumbo squid by hook-and-line (MLPA 2009b). These take regulations were deliberately developed to allow some fishing activities while maintaining the High LOP backbone cluster at Point Dume. As stated in the considerations for Proposal 1 regarding the proposed recreational and commercial take regulations, "[w]e allowed for squid and coastal pelagic species seining, spearfishing for pelagics, and harpooning for swordfish [all High LOP activities] to generate cross interest support from conservation and consumptive communities." The proposed take regulations in this petition would reduce the LOP to Moderate-low, such that the Point Dume cluster would no longer contribute to Network-scale replication and representation goals. This is not aligned with the original intent developed during the planning process.

QUESTION 7B: IS THERE NEW INFORMATION AVAILABLE, CHANGING CONDITIONS SINCE THE MLPA IMPLEMENTATION PHASE, AND/OR INFORMATION PRESENTED IN THE DMR THAT WARRANTS REEVALUATION OF THE PROPOSED CHANGE?

No. The petitioner cites new analyses identifying California kelp beds that may be more resilient to disturbance, as well as recent scientific literature investigating the effects of MPA protection on kelp forests. Additionally, several recent studies highlight enhanced kelp resilience within MPAs in the South Coast in particular. However, a broad view of the best available science does not indicate consistent or reliable benefits to kelp resulting from MPA protection. As a result, there is not sufficient evidence to support the proposed change as an effective solution. Without direct, location-specific links between drivers and kelp persistence or decline, expanding MPAs for kelp recovery is unlikely to have a biologically meaningful impact on kelp and might unnecessarily restrict more effective restoration activities in the process.

Local drivers of kelp persistence and resilience need to be identified first, and management actions must be tailored to address those drivers. Therefore, pursuing this change ahead of additional long-term data collection and the KRMP, which will provide the essential management framework to guide future kelp management decisions, would be premature.

Therefore, while large-scale kelp declines and the occurrence of climate change-related disturbances do indicate changing conditions since the implementation phase, the petitioner did not provide sufficient evidence to warrant the proposed changes.

QUESTION 8: IF THE PROPOSED CHANGE AFFECTS AN EXISTING MPA, DOES THE PROPOSED CHANGE ALIGN WITH THE ORIGINAL INTENT OF THE MPA IDENTIFIED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

No. While the proposed expansion does encompass more of the habitats that the MPA is intended to protect, it does not align with the original intent of the shape or take regulations implemented, which aimed to minimize, to the extent possible, fisheries impacts while maintaining a High LOP. Therefore, the proposed expansion conflicts with deliberate decisions made during the MLPA Initiative planning process to optimize multiple, sometimes competing, priorities.

QUESTION 9: DOES THE PROPOSED CHANGE IMPROVE INDIVIDUAL MPA OR MPA NETWORK DESIGN SO THAT IT BETTER ALIGNS WITH OR MEETS THE MPA SCIENCE GUIDELINES?

No. The MLPA requires that the design of individual MPAs and the statewide Network be based on the best readily available science and that MPAs be of adequate size, number, protection level, and location to meet MLPA Goals. The science guidelines developed by the Science Advisory Team and outlined in the Master Plan were created specifically to provide this scientific foundation and serve as the starting point for evaluating alternative MPA proposals. Alignment with these guidelines depends on LOP, which is determined by allowed take, and spatial configuration. More specifically, these guidelines require that an MPA must be at least 9 square miles and meet one of the three highest levels of protection (i.e., Very High, High, or Moderate-high) to contribute to ecological goals such as habitat replication and representation.

Point Dume SMCA, together with neighboring Point Dume SMR, currently meets both minimum criteria and thus contributes to foundational ecological Network objectives (Table 2). The proposed expansion would increase the area protected within the MPA of several already replicated key habitats, namely kelp, beach, rocky intertidal, and soft bottom (0-30, 30-100, 100-200, and >200 m depth zones) habitats, which would improve the design of this MPA. However, because the MPA already meets the size thresholds for these habitats, the extent to which this additional habitat area would provide further ecological benefit is uncertain. The expansion would also increase the area of hard bottom habitat in the 0-30 and 30-100 m depth zones, but not enough to meet the minimum thresholds required of these habitats to contribute to habitat replication or representation. Furthermore, any benefit of increased size would be negated by the proposed take allowance. The additional take allowance proposed by the petitioner would reduce the LOP of Point Dume SMCA from High to Moderate-low, meaning it would no longer contribute to Network-scale habitat goals. Since Point Dume SMR does not meet the minimum size criterion on its own, implementation of the proposed change in take regulations would remove the entire Point Dume cluster from habitat replication and representation analyses, leaving a major connectivity gap in a key stretch of the coast.

Since the increase in size would not advance additional Network-scale ecological objectives and the proposed take allowance would invalidate this MPA's contribution to such objectives by decreasing the LOP of the SMCA, implementation of the proposed change would not improve the design of the individual MPA or of the Network and would decrease alignment with Science Guidelines. See Question 9 of Attachment 1 for the MLPA Science Guidelines and additional context.

QUESTION 10A: DOES THE PROPOSED CHANGE ALIGN WITH CDFW FEASIBILITY GUIDELINES?

No. The proposed change would not align with the following Feasibility Guidelines: boundaries are not described using readily determined lines of latitude and longitude, and it is unclear if the landmarks suggested by the petitioner to identify the proposed boundaries are easily recognizable for both shore- and boat-based users. See Question 10a of Attachment 1 for CDFW Feasibility Guidelines.

QUESTION 10B: IF NOT, IS THERE A RATIONALE FOR MOVING FORWARD WITH THE PROPOSED CHANGE OR AN ALTERNATIVE THAT COULD MEET THE INTENT BUT BETTER ALIGN WITH FEASIBILITY GUIDELINES?

No. There is no rationale for moving forward with the proposed change or an alternative that better aligns with the Feasibility Guidelines.

QUESTION 11: DOES THE PROPOSED CHANGE MAINTAIN OR IMPROVE ENFORCEABILITY OF MPA REGULATIONS?

No. The western boundary is not aligned with lines of latitude and longitude or easily recognizable permanent landmarks, which could complicate enforcement. Moreover, the proposed change adds an additional take allowance which compromises enforceability by:

- Making it more difficult to discern if an activity is allowed when surveilling the MPA from afar,
- Increasing the potential for non-compliance with members of the public who observe the activity taking place in an MPA but are unfamiliar with the regulations, and
- Increasing the potential for the illegal take of other species.

QUESTION 12: DOES THE PROPOSED CHANGE SIMPLIFY REGULATORY LANGUAGE OR ENHANCE PUBLIC UNDERSTANDING WITHOUT CHANGING THE INTENT OF THE MPA?

No. The proposed change does not simplify regulatory language.

QUESTION 13: DOES THE PROPOSED CHANGE MAINTAIN OR ENHANCE PROTECTION OF MARINE RESOURCES?

No. The proposed change does not enhance protection of marine resources because it would introduce another type of take (recreational hook-and-line fishing from shore) that decreases protection for nearshore fish species that are currently protected under the existing regulations. Although implementation of the proposed change would increase the area contained within the MPA of multiple habitats, including sandy beach,

rocky intertidal, kelp forests, and soft bottom habitats (Table 2), sufficient area is already protected in the existing MPA of some of these habitats to contribute towards habitat replication. Of the remaining habitats, not enough area is added through the proposed expansion to meet the requirement to count towards replication goals. Furthermore, the Point Dume SMCA and neighboring Point Dume SMR act together as an MPA cluster which was intentionally designed to maintain some critical fisheries allowances in the area while meeting the design criteria necessary to contribute to MPA Network ecological objectives in a key section of coastline. Adding the proposed take allowance would lower the SMCA's LOP from High to Moderate-low. As a result, both the SMCA and SMR would no longer serve as a critical ecological replicate in the Network, creating a considerable connectivity gap in this stretch of coastline. This would substantially compromise the design of the MPA cluster and the Network as a whole and may alter connectivity dynamics between this area and surrounding MPAs. Lastly, although the petitioner's intent is to increase protections for kelp forest habitat within MPAs, it is uncertain whether the proposed expansion would produce the kelp resiliency benefits anticipated by the petitioner. While MPAs may indirectly support kelp, they are not considered the best available management tool at this time, especially when the drivers behind the current decline are systemic rather than location specific. Considering this, insufficient evidence has been provided to justify the expansion of this MPA for the purpose of supporting kelp persistence or recovery.

QUESTION 14: DOES THE PROPOSED CHANGE PROVIDE MORE EQUITABLE ACCESS OPPORTUNITIES (E.G., FISHING, EDUCATIONAL, AND/OR OTHER RECREATIONAL OPPORTUNITIES) FOR TRADITIONALLY UNDERSERVED OR MARGINALIZED COMMUNITIES?

See Question 14 of Attachment 1.

QUESTION 15: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT CONSUMPTIVE AND/OR NON-CONSUMPTIVE ACTIVITIES? IF SO, HOW?

Yes. The proposed change has the potential to affect both consumptive and non-consumptive activities.

Both recreational and commercial consumptive activities would likely experience adverse impacts. Although recreational take of white seabass and pelagic finfish by spearfishing is allowed, expansion of the SMCA would limit other types of fishing and could have significant impacts on local recreational fishing opportunities and private boat fishermen. Most of the proposed expansion lies within a high-value commercial fishing block (681). In particular, there is potential for negative impacts to the commercial swordfish fishery and the CPFV fleet, especially out of Channel Islands and Ventura Harbors.

As stated above (see Question 7), this area was considered for inclusion in the MPA Network during the planning process but was ultimately excluded due to its high importance to commercial and recreational fisheries. Those same considerations remain relevant and indicate that the proposed change would have substantial effects on existing consumptive uses of the area.

Expanding this MPA could benefit non-consumptive users by bringing two additional coastal access points within the boundaries of the MPA. In addition, the expansion would place the MPA adjacent to all three pocket beaches comprising Robert H. Meyer Memorial State Beach (as opposed to only one currently). Regarding research and study opportunities, there do not appear to be any long-term monitoring sites within the boundaries of the proposed expansion.

QUESTION 16: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC JUSTICE, EQUITY, DIVERSITY AND INCLUSION POLICY?

See Question 16 of Attachment 1.

QUESTION 17: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC COASTAL FISHING COMMUNITIES POLICY?

The following analysis was prepared by CFGC staff. See Question 17 of Attachment 1 for additional context on CFGC's response.

The proposed change would add a new recreational take opportunity within the existing MPA footprint. However, the expansion of the MPA would decrease take opportunities in the newly protected areas. This action is particularly relevant for the coastal fishing communities of:

- Ventura Harbor (~40 nm away from area of proposed change), and
- Channel Islands Harbor (Oxnard, ~38 nm away from area of proposed change).

QUESTION 18: DOES THE PROPOSED CHANGE INTERACT WITH OR HAVE THE POTENTIAL TO AFFECT PROPOSED CHANGES IN OTHER 2023 MPA PETITIONS?

Yes. This petition has the potential to interact with Petition 2023-14MPA, where the petitioner is proposing to allow commercial urchin take in nine MPAs, including Point Dume SMCA. These petitions may be in conflict, since the present petitioner aims to enhance ecological protections and adding an allowance for urchin take would further reduce the MPA's LOP.

2023-33MPA_3: Expand South Point SMR westward by 26.3 sq mi.

QUESTION 1: DOES THE PROPOSED CHANGE SUPPORT THE MPA NETWORK IN MEETING ONE OR MORE OF THE MLPA GOALS AND ALIGN WITH MPA MASTER PLAN ADAPTIVE MANAGEMENT OBJECTIVES?

No. The MLPA Goals and Master Plan objectives are inextricably linked and act as the foundational tools that CDFW utilizes for effective adaptive management of the MPA Network. Individual MPAs in the Network were not necessarily designed to address all six Goals of the MLPA but instead act as an important component of a functioning Network that was designed to holistically address the MLPA Goals as a whole. As such, CDFW has evaluated this action within the broader adaptive management framework and how the proposed action may or may not align with the MLPA Goals/Master Plan objectives and advance MPA Network management. See Question 1 of Attachment 1 for the MLPA Goals and Master Plan objectives.

The petitioner asserts that the proposed MPA would align with Goals 1-4, which address preserving natural diversity and marine natural heritage, protecting marine populations and habitats, improving recreational opportunities, and protecting representative habitats for their intrinsic value. However, within the broader adaptive management framework for the statewide MPA Network, it is not evident that expanding South Point SMR would advance Network-level management.

South Point SMR was established in 2003 as part of the Channel Islands MPA planning process. The Marine Reserves Working Group (MRWG) collaboratively designed a network of No-take reserves intended to conserve biodiversity, sustain fisheries, support education and research, and preserve natural and cultural heritage, while minimizing negative socioeconomic impacts (CINMS 2002). These goals, which clearly align with the six MLPA Goals/Master Plan objectives, informed the SMR's final design.

South Point SMR was specifically designed to protect marine life populations and habitats (Goals 1-2). Monitoring results from the Channel Islands show that both abundance and biomass of targeted species are greater within reserves compared to reference areas outside MPA boundaries (Caselle et al. 2015), indicating that MPAs are performing as intended towards achievement of ecological goals.

South Point SMR also contributes to habitat replication goals developed during the planning process (Goal 4). The MRWG explicitly aimed to conserve marine biodiversity and habitats in a reserve network at a minimum cost in terms of area, boundary length, and economic impacts. The SMR protects multiple key habitats, including kelp forests, which is the overarching purpose of the petition. The proposed expansion would not

enable the MPA to meet replication goals for any additional key habitats. Because replication thresholds are based on protecting sufficient area to encompass 90% of species diversity associated with a particular habitat, adding a small amount of additional area beyond what already meets established guidelines is likely to yield only nominal ecological benefit while potentially imposing disproportionate impacts on other users. Therefore, the proposed expansion introduces socioeconomic impacts without evidence of ecological benefit and undermines the tradeoffs established during the planning process.

This relates directly to Goals 3, 5, and 6. The existing South Point SMR was designed not only to meet ecological goals but also to support recreational and study opportunities (Goal 3), minimize negative socioeconomic impacts while enhancing positive ones for all users (Goal 5), and reflect the rigorous, science-based, stakeholder-driven planning process that underpins the statewide Network (Goal 6). This balance signifies the carefully considered tradeoffs made during the Channel Islands MPA planning process. At that time, there was a request to consider extending the South Point SMR west to Bee Rock, as is proposed in this petition. CDFW and NOAA jointly determined that doing so "was not possible…without greatly increasing the economic impact to lobster and urchin fisheries," and the recommendation went unheeded. The considerations informing that decision remain relevant today.

The proposed expansion would compromise the balance achieved during the planning process. Expanding boundaries without clear scientific justification does not advance Goals 1, 2, or 4, and introduces new conflicts with Goals 3, 5, and 6 by discounting prior planning decisions, imposing socioeconomic impacts, and relying on inconclusive evidence that additional protected area will deliver the kelp-related benefits anticipated by the petitioner.

Therefore, while the petitioner asserts alignment with MLPA Goals, the proposed expansion would not clearly advance MPA management or performance objectives, and in some cases, may even undermine them.

QUESTION 2A: DOES THE PROPOSED CHANGE ADVANCE ADAPTIVE MANAGEMENT RECOMMENDATIONS IN THE DECADAL MANAGEMENT REVIEW?

No. The proposed change does not advance adaptive management recommendations from the DMR (CDFW 2022). See Question 2a of Attachment 1 for the DMR and DMR Recommendations.

QUESTION 2B: IF NOT, DOES THE PROPOSED CHANGE ADDRESS A CURRENT OR EMERGING MPA MANAGEMENT CHALLENGE?

No. The petitioner cites climate-related declines in kelp forests as justification for expanding South Point SMR, suggesting that increasing the amount of protected kelp habitat and removing direct human impacts would help conserve remaining kelp canopy and improve restoration potential. While kelp forests are highly valuable and their decline since MPA implementation is a significant management concern, it is not clear that this issue represents an MPA-specific management challenge, nor one best addressed by expanding MPA boundaries, particularly without evidence of place-based mechanisms or drivers linked to kelp persistence.

Although climate change was not explicitly incorporated into the original MLPA Initiative planning process, the ecological principles underlying Network design, such as larval connectivity and habitat replication, support both ecological and climate resilience. Indeed, MPAs in California have been shown to support larger, older, and more abundant marine populations that are more resilient to disturbances (CDFW 2022). Still, the extent to which these ecological benefits translate into improved resistance or adaptation to climate-driven impacts on kelp remains uncertain, and the magnitude of any such benefit is likely highly spatiotemporally variable. More research is needed to determine the factors that contribute to kelp forest resilience in the context of climate change and how best to mitigate impacts. If warming ocean temperatures are the primary driver of kelp decline in California, expanding MPA boundaries alone is unlikely to provide significant benefits.

Given these uncertainties, pursuing a substantial boundary expansion without stronger scientific basis and a coordinated management strategy would be premature. Currently, the proposed westward expansion of South Point SMR does not clearly address a demonstrated MPA management challenge, nor is it evident that expanding the SMR is the appropriate tool for addressing broader kelp management concerns in California. The forthcoming KRMP will provide the comprehensive strategy to guide future kelp management decisions statewide.

QUESTION 3: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING CFGC NON-MPA REGULATIONS, PERMITS, OR LEASES (E.G., KELP LEASES, AQUACULTURE LEASES, EXPERIMENTAL FISHING PERMITS)?

Yes. The proposed South Point SMR expansion overlaps with Administrative Kelp Bed 114, which is open. Open kelp beds are available to commercial kelp harvest and leases cannot be issued. Commercial kelp harvest was last reported in this bed in 2005.

The proposed change also has the potential to impact two existing EFPs: EFPT3-001 (swordfish/tuna) and EFPT4-001 (box crab/king crab).

QUESTION 4: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING REGULATIONS, PERMITS, LEASES, OR MANAGEMENT ACTIVITIES OF ANY OTHER AGENCY OR ENTITY?

Yes. South Point SMR is inside the CINMS and the Channel Islands National Park, which are federally administered by NOAA and the National Park Service, respectively. Implementation of the proposed change would require consultation and coordination with federal authorities and may interact with their management activities. CDFW would need to work with NOAA on coordinated enforcement, updates to signage, and outreach efforts. Note that the expansion would modify the state SMR so it would no longer align with the South Point Federal Marine Reserve.

South Point SMR overlaps with an ASBS that circumnavigates the Northern Channel Islands, and the proposed change would further overlap with this ASBS. It is unclear whether the proposed change would affect the management activities of the State or Regional Water Quality Control Boards.

This list may not be exhaustive. The proposed change may have the potential to affect existing regulations, permits, leases, or management activities of Tribal governments, other agencies, and entities not identified here.

QUESTION 5: ARE THERE SIGNIFICANT INFORMATION GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. When evaluating this petition, CDFW reviewed the information in the petition, as well as information including, but not limited to:

- MLPA Planning documents and related information (e.g., MLPA Goals and MPA Master Plan adaptive management objectives),
- Existing science pertaining to kelp recovery in MPAs,
- Long-term monitoring data related to kelp in MPAs,
- Satellite (1984-2023; Bell et al. 2025) and flyover (2002-06; 2008-10; 2013-16; CDFW 2024) mapping of statewide kelp canopy coverage, and
- Commercial and recreational fishing data.

CDFW has identified information gaps that limit the ability to fully evaluate the proposed change. Key information gaps include:

- Direct evidence of a place-based need linking kelp declines to specific driver(s) at this location,

- Consideration of socioeconomic and tribal interests and how these will be factored into the decision-making process with respect to kelp management at this location, and
- A statewide assessment of kelp restoration and recovery tools developed through the KRMP.

While important management concerns related to kelp recovery and restoration are raised in the petition, the petitioner did not present sufficient information to justify the proposed change as the appropriate solution.

Long-term MPA monitoring data indicate we have early, though inconsistent, evidence that MPAs may enhance resilience to climate change and other disturbances for ecosystems within their borders. Continued, consistent monitoring is necessary to determine which factors are most influential in supporting kelp recovery and resilience and how these factors vary regionally.

QUESTION 6: ARE THERE SIGNIFICANT MANAGEMENT GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. The forthcoming KRMP is the crucial management framework to have in place before considering MPA regulatory changes aimed at protecting kelp.

QUESTION 7A: WAS THE PROPOSED CHANGE CONSIDERED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes. During the Channel Islands MPA planning process, stakeholder feedback on the working draft jointly developed by CDFW and NOAA following conclusion of the Channel Islands MRWG advised extending the South Point SMR to the west towards Bee Rock/Cluster Point to capture more kelp forest (CIMNS 2002). The agencies determined that it was not possible to increase the representation of kelp forests without greatly increasing the economic impact to the lobster and urchin fisheries, and the expanded boundary was not considered further.

QUESTION 7B: IS THERE NEW INFORMATION AVAILABLE, CHANGING CONDITIONS SINCE THE MLPA IMPLEMENTATION PHASE, AND/OR INFORMATION PRESENTED IN THE DMR THAT WARRANTS REEVALUATION OF THE PROPOSED CHANGE?

No. The petitioner cites new analyses identifying California kelp beds that may be more resilient to disturbance, as well as recent scientific literature investigating the effects of MPA protection on kelp forests. Additionally, several recent studies highlight enhanced kelp resilience within MPAs in the South Coast in particular. However, a broad view of the best available science does not indicate consistent

or reliable benefits to kelp resulting from MPA protection. As a result, there is not sufficient evidence to support the proposed change as an effective solution. Without direct, location-specific links between drivers and kelp persistence or decline, expanding MPAs for kelp recovery is unlikely to have a biologically meaningful impact on kelp and might unnecessarily restrict more effective restoration activities in the process.

Local drivers of kelp persistence and resilience need to be identified first, and management actions must be tailored to address those drivers. Therefore, pursuing this change ahead of additional long-term data collection and the KRMP, which will provide the essential management framework to guide future kelp management decisions, would be premature.

Therefore, while large-scale kelp declines and the occurrence of climate change-related disturbances do indicate changing conditions since the implementation phase, the petitioner did not provide sufficient evidence to the proposed expansion of South Point SMR.

QUESTION 8: IF THE PROPOSED CHANGE AFFECTS AN EXISTING MPA, DOES THE PROPOSED CHANGE ALIGN WITH THE ORIGINAL INTENT OF THE MPA IDENTIFIED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

No. While the proposed expansion of South Point SMR does encompass larger areas of the habitats that the MPA is intended to protect, it does not align with the original intent of the shape implemented, which aimed to minimize impacts to fisheries. Therefore, the expansion conflicts with deliberate decisions made during the Channel Islands MPA planning process to optimize multiple, sometimes competing, priorities. See Response to Question 7.

QUESTION 9: DOES THE PROPOSED CHANGE IMPROVE INDIVIDUAL MPA OR MPA NETWORK DESIGN SO THAT IT BETTER ALIGNS WITH OR MEETS THE MPA SCIENCE GUIDELINES?

No. The MLPA requires that the design of individual MPAs and the statewide Network be based on the best readily available science and that MPAs be of adequate size, number, protection level, and location to meet MLPA Goals. The science guidelines developed by the Science Advisory Team and outlined in the Master Plan were created specifically to provide this scientific foundation and serve as the starting point for evaluating alternative MPA proposals. Alignment with these guidelines depends on LOP, which is determined by allowed take, and spatial configuration. More specifically, these guidelines require that an MPA must be at least 9 square miles and meet one of the three highest

LOPs (i.e., Very High, High, or Moderate-high) to contribute to ecological goals such as habitat replication and representation.

South Point SMR currently meets both minimum criteria and thus contributes to foundational ecological Network objectives (Table 3). The proposed change would increase the area protected within the MPA of several already replicated key habitats, namely kelp, beach, rocky intertidal, hard bottom (0-30 and 30-100 m depth zones), and soft bottom (0-30, 30-100, 100-200, and >200 m depth zones) habitats, which would improve the design of this MPA. However, because the MPA already meets the area thresholds for these habitats, the extent to which this additional habitat area would provide further ecological benefit is uncertain.

The expansion would also increase the area of hard bottom habitat in the 100-200 m depth zone, but not enough to meet the minimum threshold required of this habitat to contribute to habitat replication or representation. Since the increase in size would not advance additional MPA Network-scale ecological objectives, implementation of the proposed expansion of South Point SMR would not improve the design of the MPA Network or enhance alignment with Science Guidelines. See Question 9 of Attachment 1 for the MLPA Science Guidelines and additional context.

QUESTION 10A: DOES THE PROPOSED CHANGE ALIGN WITH CDFW FEASIBILITY GUIDELINES?

Yes. The proposed change aligns with CDFW Feasibility Guidelines, as does the existing design. There was not sufficient information provided in the petition that outweighs the original decisions in the Channel Islands MPA or MLPA Initiative planning processes to justify moving forward with the proposed change. See Question 10a of Attachment 1 for CDFW Feasibility Guidelines.

> **QUESTION 10B:** IF NOT, IS THERE A RATIONALE FOR MOVING FORWARD WITH THE PROPOSED CHANGE OR AN ALTERNATIVE THAT COULD MEET THE INTENT BUT BETTER ALIGN WITH FEASIBILITY GUIDELINES?
>
> **Not applicable.**

QUESTION 11: DOES THE PROPOSED CHANGE MAINTAIN OR IMPROVE ENFORCEABILITY OF MPA REGULATIONS?

Yes and No. The proposed change maintains enforceability of MPA regulations by aligning the proposed western boundary with a recognizable landmark, although it does not align with a readily determinable line of latitude and longitude. While whole lines of latitude and longitude are preferred for demarcating boundaries, aligning with a recognizable landmark is still consistent with CDFW Feasibility Guidelines for MPA design.

However, the expansion would change the state South Point SMR boundary so it would no longer align with the South Point Federal Marine Reserve. Boundary misalignment could introduce a new enforcement challenge.

QUESTION 12: DOES THE PROPOSED CHANGE SIMPLIFY REGULATORY LANGUAGE OR ENHANCE PUBLIC UNDERSTANDING WITHOUT CHANGING THE INTENT OF THE MPA?

No. The proposed change does not simplify regulatory language.

QUESTION 13: DOES THE PROPOSED CHANGE MAINTAIN OR ENHANCE PROTECTION OF MARINE RESOURCES?

Yes. The proposed expansion of South Point SMR would protect an additional distance of 8.18 linear miles of kelp, 5.04 linear miles of beach, and 6.79 linear miles of rocky intertidal, as well as additional area of hard and soft bottom habitats at a range of depths (Table 3). This has the potential to provide local protection for habitats and species within the newly expanded area. However, the MPA was designed to protect sufficient area of these habitats such that the MPA already contributes towards replication for all but one of these habitats. For the remaining habitat that is not currently a replicate (hard substrate, 100-200 m depth), the proposed expansion still would not include enough area to meet the requirement to count towards replication goals.

Furthermore, although the petitioner's intent is to increase protections for kelp forest habitat within MPAs, it is uncertain whether the proposed expansion would produce the kelp resiliency benefits anticipated by the petitioner. While MPAs may indirectly support kelp, they are not considered the best available management tool at this time, especially when the drivers behind the current decline are systemic rather than location specific. Considering this, insufficient evidence has been provided to justify the expansion of South Point SMR for the purpose of supporting kelp persistence or recovery.

QUESTION 14: DOES THE PROPOSED CHANGE PROVIDE MORE EQUITABLE ACCESS OPPORTUNITIES (E.G., FISHING, EDUCATIONAL, AND/OR OTHER RECREATIONAL OPPORTUNITIES) FOR TRADITIONALLY UNDERSERVED OR MARGINALIZED COMMUNITIES?

See Question 14 of Attachment 1.

QUESTION 15: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT CONSUMPTIVE AND/OR NON-CONSUMPTIVE ACTIVITIES? IF SO, HOW?

Yes. The proposed change has the potential to affect both consumptive and non-consumptive activities.

Expanding the South Point SMR could negatively impact consumptive uses, with significant impacts expected for the commercial lobster, urchin, and nearshore

groundfish fisheries, the CPFV fleet operating out of Santa Barbara, and private boaters fishing for white seabass and halibut. During the Channel Islands MPA planning process, expanded boundaries to encompass more kelp forest within South Point SMR was noted as a priority change for the working draft. However, the area west towards Bee Rock/Cluster Point was deliberately not added due to concerns of significantly increased economic impacts to certain fisheries, which remains relevant today. The petition did not discuss economic impacts to the fisheries.

Regarding non-consumptive users, the proposed expansion has the potential to impact researchers and long-term monitoring sites for several core habitats. There are intertidal, kelp, and deep reef long-term monitoring sites that would fall within the boundaries of the proposed expansion. The proposed South Point SMR expansion would subsume current non-MPA reference sites within the SMR's No-take boundaries, impacting the experimental design for these MPA monitoring groups and their long-term studies.

QUESTION 16: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC JUSTICE, EQUITY, DIVERSITY AND INCLUSION POLICY?

See Question 16 of Attachment 1.

QUESTION 17: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC COASTAL FISHING COMMUNITIES POLICY?

The following analysis was prepared by CFGC staff. See Question 17 of Attachment 1 for additional context on CFGC's response.

The proposed change would reduce fishing access and add more regulatory burdens, particularly for fishing participants associated with the coastal fishing communities of:

- Channel Islands Harbor (Oxnard),
- Ventura, and
- Santa Barbara.

QUESTION 18: DOES THE PROPOSED CHANGE INTERACT WITH OR HAVE THE POTENTIAL TO AFFECT PROPOSED CHANGES IN OTHER 2023 MPA PETITIONS?

No. There are no potential interactions or effects on any of the other 2023 MPA petitions.

2023-33MPA_4: Expand Gull Island SMR northward by 1.8 sq mi.

QUESTION 1: DOES THE PROPOSED CHANGE SUPPORT THE MPA NETWORK IN MEETING ONE OR MORE OF THE MLPA GOALS AND ALIGN WITH MPA MASTER PLAN ADAPTIVE MANAGEMENT OBJECTIVES?

No. The MLPA Goals and Master Plan objectives are inextricably linked and act as the foundational tools that CDFW utilizes for effective adaptive management of the MPA Network. Individual MPAs in the Network were not necessarily designed to address all six Goals of the MLPA but instead act as an important component of a functioning Network that was designed to holistically address the MLPA Goals as a whole. As such, CDFW has evaluated this action within the broader adaptive management framework and how the proposed action may or may not align with the MLPA Goals/Master Plan objectives and advance MPA Network management. See Question 1 of Attachment 1 for the MLPA Goals and Master Plan objectives.

The petitioner asserts that the proposed MPA would align with Goals 1-4, which address preserving natural diversity and marine natural heritage, protecting marine populations and habitats, improving recreational opportunities, and protecting representative habitats for their intrinsic value. However, within the broader adaptive management framework for the statewide MPA Network, it is not evident that expanding Gull Island SMR would advance Network-level management.

Gull Island SMR was established in 2003 as part of the Channel Islands MPA implementation process. The MRWG collaboratively designed a network of No-take reserves intended to conserve biodiversity, sustain fisheries, support education and research, and preserve natural and cultural heritage, while minimizing negative socioeconomic impacts. These goals, which clearly align with the six MLPA Goals/Master Plan objectives, informed the SMR's final design.

Gull Island SMR was specifically designed to protect marine life populations and habitats (Goals 1-2). Monitoring results from the Channel Islands show that both abundance and biomass of targeted species are greater within reserves compared to reference areas outside MPA boundaries (Caselle et al. 2015), indicating that MPAs are performing as intended towards achievement of ecological goals.

Gull Island SMR also contributes to habitat replication goals developed during the planning process (Goal 4). The MRWG explicitly aimed to conserve marine biodiversity and habitats in a reserve network at a minimum cost in terms of area, boundary length, and economic impacts. The SMR protects multiple key habitats, including kelp, which is the overarching purpose of the petition. The proposed expansion would not enable the

MPA to meet replication goals for any additional key habitats. Because replication thresholds are based on protecting sufficient area to encompass 90% of species diversity associated with a particular habitat, adding a small amount of additional area beyond what already meets established guidelines is likely to yield only nominal ecological benefit while potentially imposing disproportionate impacts on consumptive users. Therefore, the proposed expansion introduces socioeconomic impacts without evidence of ecological benefit and undermines the balance established during the planning process.

This relates directly to Goals 3, 5, and 6. The existing Gull Island SMR was designed not only to meet ecological goals but also to support recreational and study opportunities (Goal 3), minimize negative socioeconomic impacts while enhancing positive ones for all users (Goal 5), and reflect the rigorous, science-based, stakeholder-driven planning process that underpins the statewide Network (Goal 6). This balance reflects the carefully considered tradeoffs made during the Channel Islands MPA planning process. At that time, the area this petition proposes to expand into was included in the initial working draft version of Gull Island SMR. Recreational fishing participants requested that Posa Anchorage be opened. Recognizing the significant impacts to recreational and commercial fishing of closing the anchorage, the area was removed from the working draft. The considerations informing that decision remain relevant today.

The proposed expansion of Gull Island SMR would compromise the balance achieved during the planning process. Expanding boundaries without clear scientific justification does not advance Goals 1, 2, or 4, and introduces new conflicts with Goals 3, 5, and 6 by discounting prior planning decisions, imposing socioeconomic impacts, and relying on inconclusive evidence that additional protected area will deliver the kelp-related benefits anticipated by the petitioner.

Therefore, while the petitioner asserts alignment with MLPA Goals, the proposed expansion would not clearly advance MPA management or performance objectives, and in some cases, may even undermine them.

QUESTION 2A: DOES THE PROPOSED CHANGE ADVANCE ADAPTIVE MANAGEMENT RECOMMENDATIONS IN THE DECADAL MANAGEMENT REVIEW?

No. The proposed change does not advance adaptive management recommendations from the DMR (CDFW 2022). See Question 2a of Attachment 1 for the DMR and DMR Recommendations.

QUESTION 2B: IF NOT, DOES THE PROPOSED CHANGE ADDRESS A CURRENT OR EMERGING MPA MANAGEMENT CHALLENGE?

No. The petitioner cites climate-related declines in kelp forests as justification for expanding Gull Island SMR, suggesting that increasing the amount of protected kelp habitat and removing direct human impacts would help conserve remaining kelp canopy and improve restoration potential. While kelp forests are highly valuable and their decline since MPA implementation is a significant management concern, it is not clear that this issue represents an MPA-specific management challenge, nor one best addressed by expanding this MPA's boundary, particularly without evidence of place-based mechanisms or drivers linked to kelp persistence.

Although climate change was not explicitly incorporated into the original MLPA Initiative planning process, the ecological principles underlying Network design, such as larval connectivity and habitat replication, support both ecological and climate resilience. Indeed, MPAs in California have been shown to support larger, older, and more abundant marine populations that are more resilient to disturbances (CDFW 2022). Still, the extent to which these ecological benefits translate into improved resistance or adaptation to climate-driven impacts on kelp remains uncertain, and the magnitude of any such benefit is likely highly spatiotemporally variable. More research is needed to determine the factors that contribute to kelp forest resilience in the context of climate change and how best to mitigate impacts. If warming ocean temperatures are the primary driver of kelp decline in California, expanding MPA boundaries alone is unlikely to provide significant benefits.

Given these uncertainties, pursuing a substantial boundary expansion without stronger scientific basis and a coordinated management strategy would be premature. Currently, the proposed northward expansion of Gull Island SMR does not clearly address a demonstrated MPA management challenge, nor is it evident that expanding the SMR is the appropriate tool for addressing broader kelp management concerns in California. The forthcoming KRMP will provide the comprehensive strategy to guide future kelp management decisions statewide.

QUESTION 3: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING CFGC NON-MPA REGULATIONS, PERMITS, OR LEASES (E.G., KELP LEASES, AQUACULTURE LEASES, EXPERIMENTAL FISHING PERMITS)?

Yes. The proposed Gull Island SMR expansion overlaps significantly with Administrative Kelp Bed 111, which is leasable. Commercial kelp can be harvested within leasable kelp

beds until a lease is obtained for the bed, at which time the bed can only be harvested by the lease holder.

QUESTION 4: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING REGULATIONS, PERMITS, LEASES, OR MANAGEMENT ACTIVITIES OF ANY OTHER AGENCY OR ENTITY?

Yes. Gull Island SMR is inside the CINMS and the Channel Islands National Park, which are federally administered by NOAA and the National Park Service, respectively. Implementation of the proposed change would require consultation and coordination with federal authorities and may interact with their management activities. CDFW would need to work with NOAA on coordinated enforcement, updates to signage, and outreach efforts. Note that the expansion does not affect alignment with the Gull Island Federal Marine Reserve, as the expansion extends onshore towards Santa Cruz Island, entirely in state waters.

Gull Island SMR overlaps with an ASBS that circumnavigates the Northern Channel Islands, and the proposed change would further overlap with this ASBS. It is unclear whether the proposed change would affect the management activities of the State or Regional Water Quality Control Boards.

This list may not be exhaustive. The proposed change may have the potential to affect existing regulations, permits, leases, or management activities of Tribal governments, other agencies, and entities not identified here.

QUESTION 5: ARE THERE SIGNIFICANT INFORMATION GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. When evaluating this petition, CDFW reviewed the information in the petition, as well as information including, but not limited to:

- MLPA Planning documents and related information (e.g., MLPA Goals and MPA Master Plan adaptive management objectives),
- Existing science pertaining to kelp recovery in MPAs,
- Long-term monitoring data related to kelp in MPAs,
- Satellite (1984-2023; Bell et al. 2025) and flyover (2002-06; 2008-10; 2013-16; CDFW 2024) mapping of statewide kelp canopy coverage, and
- Commercial and recreational fishing data.

CDFW has identified information gaps that limit the ability to fully evaluate the proposed change. Key information gaps include:

- Direct evidence of a place-based need linking kelp declines to specific driver(s) at this location,
- Consideration of socioeconomic and tribal interests and how these will be factored into the decision-making process with respect to kelp management at this location, and
- A statewide assessment of kelp restoration and recovery tools developed through the KRMP.

While important management concerns related to kelp recovery and restoration are raised in the petition, the petitioner did not present sufficient information to justify the proposed change as the appropriate solution.

Long-term MPA monitoring data indicate we have early, though inconsistent, evidence that MPAs may enhance resilience to climate change and other disturbances for ecosystems within their borders. Continued, consistent monitoring is necessary to determine which factors are most influential in supporting kelp recovery and resilience and how these factors vary regionally.

QUESTION 6: ARE THERE SIGNIFICANT MANAGEMENT GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. The forthcoming KRMP is the crucial management framework to have in place before considering MPA regulatory changes aimed at protecting kelp.

QUESTION 7A: WAS THE PROPOSED CHANGE CONSIDERED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes. The Channel Islands MRWG proposed two configurations of the MPA boundaries for Gull Island SMR, one of which did not include Posa Anchorage, and one that extended onshore to Santa Cruz Island and included the proposed expansion area. After the work of the MRWG concluded, the Channel Islands Sanctuary Advisory Council advised CDFW and NOAA to jointly finish the work of the MRWG and develop a recommendation to provide to the CFGC. Both options proposed by the MRWG were considered by CDFW and NOAA, and the latter was included in the working draft that was sent to the MRWG and local fishing and environmental groups for input prior to submission to CFGC. CDFW and NOAA's recommendation aimed to reflect the progress made during the MRWG process as well as state and federal legislation, regulations, and jurisdictions in place at the time (CINMS 2002). The constituencies that reviewed the recommendations provided CDFW and NOAA with a list of their top priorities to incorporate into the MPA configurations for CFGC's consideration. One of the top priority changes expressed by the recreational fishing community was exclusion of the area that included Posa Anchorage from the Gull

Island SMR. In response, Posa Anchorage was removed from the working draft to allow recreational and commercial fishing to continue (CINMS 2002).

QUESTION 7B: IS THERE NEW INFORMATION AVAILABLE, CHANGING CONDITIONS SINCE THE MLPA IMPLEMENTATION PHASE, AND/OR INFORMATION PRESENTED IN THE DMR THAT WARRANTS REEVALUATION OF THE PROPOSED CHANGE?

No. The petitioner cites new analyses identifying California kelp beds that may be more resilient to disturbance, as well as recent scientific literature investigating the effects of MPA protection on kelp forests. Additionally, several recent studies highlight enhanced kelp resilience within MPAs in the South Coast in particular. However, a broad view of the best available science does not indicate consistent or reliable benefits to kelp resulting from MPA protection. As a result, there is not sufficient evidence to support the proposed change as an effective solution. Without direct, location-specific links between drivers and kelp persistence or decline, expanding MPAs for kelp recovery is unlikely to have a biologically meaningful impact on kelp and might unnecessarily restrict more effective restoration activities in the process.

Local drivers of kelp persistence and resilience need to be identified first, and management actions must be tailored to address those drivers. Therefore, pursuing this change ahead of additional long-term data collection and the KRMP, which will provide the essential management framework to guide future kelp management decisions, would be premature.

Therefore, while large-scale kelp declines and the occurrence of climate change-related disturbances do indicate changing conditions since the implementation phase, the petitioner did not provide sufficient evidence to warrant revisiting this decision.

QUESTION 8: IF THE PROPOSED CHANGE AFFECTS AN EXISTING MPA, DOES THE PROPOSED CHANGE ALIGN WITH THE ORIGINAL INTENT OF THE MPA IDENTIFIED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

No. The proposed change does not align with the original intent of the MPA identified during the Channel Islands MPA planning process. The area within the proposed expansion was initially considered and then removed to allow recreational and commercial fishing following feedback on the working draft from consumptive users. Therefore, the expansion conflicts with deliberate decisions made during the Channel Islands MPA planning process to optimize multiple, sometimes competing, priorities.

QUESTION 9: DOES THE PROPOSED CHANGE IMPROVE INDIVIDUAL MPA OR MPA NETWORK DESIGN SO THAT IT BETTER ALIGNS WITH OR MEETS THE MPA SCIENCE GUIDELINES?

No. The MLPA requires that the design of individual MPAs and the statewide Network be based on the best readily available science and that MPAs be of adequate size, number, protection level, and location to meet MLPA Goals. The science guidelines developed by the Science Advisory Team and outlined in the Master Plan were created specifically to provide this scientific foundation and serve as the starting point for evaluating alternative MPA proposals. Alignment with these guidelines depends on LOP, which is determined by allowed take, and spatial configuration. More specifically, these guidelines require that an MPA must be at least 9 square miles and meet one of the three highest LOPs (i.e., Very High, High, or Moderate-high) to contribute to ecological goals such as habitat replication and representation.

Gull Island SMR currently meets both minimum criteria and thus contributes to foundational ecological Network objectives, including replication and representation of kelp, beach, rocky intertidal, hard bottom (0-30, 100-200, and >200 m depth zones), and soft bottom (0-30, 30-100, 100-200, and >200 m depth zones) habitats (Table 4).

Shifting the SMR boundary north would add additional area to the SMR of many of these already replicated habitats. While this may improve the design of the individual MPA, it would not advance additional Network-scale ecological objectives beyond what is currently provided. Therefore, implementation of the proposed change would not improve the design of the MPA Network or enhance alignment with Science Guidelines. See Question 9 of Attachment 1 for the MLPA Science Guidelines and additional context.

QUESTION 10A: DOES THE PROPOSED CHANGE ALIGN WITH CDFW FEASIBILITY GUIDELINES?

Yes. The proposed change may better align with CDFW Feasibility Guidelines by aligning the complete shoreward boundary of the MPA with the island's coastline. However, there was not sufficient information provided in the petition that outweighs the original decisions in the Channel Islands MPA or MLPA Initiative planning processes to justify moving forward with the proposed change. See Question 10a of Attachment 1 for CDFW Feasibility Guidelines.

> ### **QUESTION 10B:** IF NOT, IS THERE A RATIONALE FOR MOVING FORWARD WITH THE PROPOSED CHANGE OR AN ALTERNATIVE THAT COULD MEET THE INTENT BUT BETTER ALIGN WITH FEASIBILITY GUIDELINES?
>
> **Not Applicable.**

QUESTION 11: DOES THE PROPOSED CHANGE MAINTAIN OR IMPROVE ENFORCEABILITY OF MPA REGULATIONS?

Yes. The proposed change maintains (and may enhance) enforceability of MPA regulations by aligning the proposed expansion with an existing boundary line, which is consistent with CDFW Feasibility Guidelines for MPA design. Over time, following significant outreach and engagement regarding the proposed change, enforceability may even be enhanced by removing the existing hanging corner in this MPA's design. However, it is important to note that the existing boundaries comply with Feasibility Guidelines by aligning with whole minutes of latitude and longitude, and enforcement concerns have not been highlighted for this MPA.

QUESTION 12: DOES THE PROPOSED CHANGE SIMPLIFY REGULATORY LANGUAGE OR ENHANCE PUBLIC UNDERSTANDING WITHOUT CHANGING THE INTENT OF THE MPA?

No. The proposed change does not simplify regulatory language.

QUESTION 13: DOES THE PROPOSED CHANGE MAINTAIN OR ENHANCE PROTECTION OF MARINE RESOURCES?

Yes. The proposed expansion would protect an additional distance of 2.59 linear miles of kelp, 2.41 linear miles of beach, and 1.72 linear miles of rocky intertidal, as well as additional area of hard and soft bottom habitats at a range of depths (Table 4). This has the potential to provide local protection for habitats and species within the newly expanded area. However, the MPA was designed to protect sufficient area of these habitats such that the MPA already contributes to replication for each of these key habitats.

Furthermore, although the petitioner's intent is to increase protections for kelp forest habitat within MPAs, it is uncertain whether the proposed expansion would produce the kelp resiliency benefits anticipated by the petitioner. While MPAs may indirectly support kelp, they are not considered the best available management tool at this time, especially when the drivers behind the current decline are systemic rather than location specific. Considering this, insufficient evidence has been provided to justify the expansion of this MPA for the purpose of supporting kelp persistence or recovery.

QUESTION 14: DOES THE PROPOSED CHANGE PROVIDE MORE EQUITABLE ACCESS OPPORTUNITIES (E.G., FISHING, EDUCATIONAL, AND/OR OTHER RECREATIONAL OPPORTUNITIES) FOR TRADITIONALLY UNDERSERVED OR MARGINALIZED COMMUNITIES?

See Question 14 of Attachment 1.

QUESTION 15: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT CONSUMPTIVE AND/OR NON-CONSUMPTIVE ACTIVITIES? IF SO, HOW?

Yes. The proposed change has the potential to affect both consumptive and non-consumptive activities.

Expanding the SMR could negatively impact consumptive uses, with significant impacts expected for the commercial lobster fishery. This area is also particularly important for the commercial squid fleet (Fig. 2), CPFVs operating out of Santa Barbara, Channel Islands, and Ventura Harbors, and both recreational and commercial highly migratory species fishing. The gillnet fleet may also be adversely impacted.

As stated above (see Question 7), this area was considered for inclusion during the Channel Islands MPA planning process but was ultimately excluded due to its high value to the commercial squid fleet and the request to maintain access to Posa Anchorage.

This MPA is not easily accessible to the public, and the proposed expansion would not readily increase accessibility for non-consumptive users. Regarding research and study opportunities, there do not appear to be any long-term monitoring sites within the boundaries of the proposed expansion.

QUESTION 16: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC JUSTICE, EQUITY, DIVERSITY AND INCLUSION POLICY?

See Question 16 of Attachment 1.

QUESTION 17: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC COASTAL FISHING COMMUNITIES POLICY?

The following analysis was prepared by CFGC staff. See Question 17 of Attachment 1 for additional context on CFGC's response.

The proposed change would reduce fishing access and add more regulatory burdens, particularly for fishing participants associated with the coastal fishing community of Santa Barbara (~29 nm away from area of proposed change).

QUESTION 18: DOES THE PROPOSED CHANGE INTERACT WITH OR HAVE THE POTENTIAL TO AFFECT PROPOSED CHANGES IN OTHER 2023 MPA PETITIONS?

Yes. This petition has the potential to interact with Petition 2023-15MPA, where the petitioner is proposing to reclassify Gull Island SMR as an SMCA to modify take regulations. These petitions may be in conflict, since the present petitioner aims to enhance ecological protections and redesignation to an SMCA would reduce protection.

2023-33MPA_5: Expand Point Conception SMR eastward by 14.6 sq mi.

QUESTION 1: DOES THE PROPOSED CHANGE SUPPORT THE MPA NETWORK IN MEETING ONE OR MORE OF THE MLPA GOALS AND ALIGN WITH MPA MASTER PLAN ADAPTIVE MANAGEMENT OBJECTIVES?

No. The MLPA Goals and Master Plan objectives are inextricably linked and act as the foundational tools that CDFW utilizes for effective adaptive management of the MPA Network. Individual MPAs in the Network were not necessarily designed to address all six Goals of the MLPA but instead act as an important component of a functioning Network that was designed to holistically address the MLPA Goals as a whole. As such, CDFW has evaluated this action within the broader adaptive management framework and how the proposed action may or may not align with the MLPA Goals/Master Plan objectives and advance MPA Network management. See Question 1 of Attachment 1 for the MLPA Goals and Master Plan objectives.

The petitioner asserts that the proposed MPA would align with Goals 1-4, which address preserving natural diversity and marine natural heritage, protecting marine populations and habitats, improving recreational opportunities, and protecting representative habitats for their intrinsic value. However, within the broader adaptive management framework for the statewide MPA Network, it is not evident that expanding Point Conception SMR, which was deliberately developed during the MLPA Initiative planning process to contribute to all six MLPA Goals, would advance Network-level management.

Point Conception SMR was specifically designed to protect marine life populations and habitats (Goals 1-2). Monitoring results pooled across habitats from 2019-2020 show a significant positive MPA effect on fish biomass in the southern bioregion, indicating that MPAs are performing as expected (Smith et al. 2025).

Point Conception SMR also contributes to habitat replication goals developed during the planning process (Goal 4). The SMR protects multiple key habitats, including kelp, which is the overarching purpose of the petition. The proposed expansion would enable the MPA to meet replication goals for only one additional key habitat (hard substrate, 0-30 m depth). The MPA already protects the amount of area necessary to encompass 90% of the associated species diversity in seven other key habitats. Therefore, protecting additional hard substrate may yield only nominal ecological benefit while potentially imposing disproportionate impacts on other users. Therefore, the proposed expansion introduces socioeconomic impacts without evidence of ecological benefit and undermines the balance established during the planning process.

This relates directly to Goals 3, 5, and 6. The existing Point Conception SMR was designed not only to meet ecological goals but also to enhance cultural, recreational, and educational uses (Goal 3), minimizes negative socioeconomic impacts while optimizing positive ones for all users (Goal 5), and reflects the rigorous, science-based, stakeholder-driven planning process that underpins the statewide Network (Goal 6). This deliberate balance reflects the carefully considered tradeoffs made during the MLPA Initiative planning process.

The proposed expansion would compromise this balance. Expanding boundaries without clear scientific justification does not advance Goals 1, 2, or 4, and introduces new conflicts with Goals 3, 5, and 6 by discounting prior planning decisions, imposing socioeconomic impacts, and relying on inconclusive evidence that the additional protected area will deliver the kelp-related benefits anticipated by the petitioner.

Therefore, while the petitioner asserts alignment with MLPA Goals, the proposed expansion would not clearly advance MPA management or performance objectives, and in some cases, may even undermine them.

QUESTION 2A: DOES THE PROPOSED CHANGE ADVANCE ADAPTIVE MANAGEMENT RECOMMENDATIONS IN THE DECADAL MANAGEMENT REVIEW?

No. The proposed change does not advance adaptive management recommendations from the DMR (CDFW 2022). See Question 2a of Attachment 1 for the DMR and DMR Recommendations.

QUESTION 2B: IF NOT, DOES THE PROPOSED CHANGE ADDRESS A CURRENT OR EMERGING MPA MANAGEMENT CHALLENGE?

No. The petitioner cites climate-related declines in kelp forests as justification for expanding the SMR, suggesting that increasing the amount of protected kelp habitat and removing direct human impacts would help conserve remaining kelp canopy and improve restoration potential. While kelp forests are highly valuable and their decline since MPA implementation is a significant management concern, it is not clear that this issue represents an MPA-specific management challenge, nor one best addressed by expanding MPA boundaries, particularly without evidence of place-based mechanisms or drivers linked to kelp persistence.

Although climate change was not explicitly incorporated into the original MLPA Initiative planning process, the ecological principles underlying Network design, such as larval connectivity and habitat replication, support both ecological and climate resilience. Indeed, MPAs in California have been shown to support larger, older, and more abundant marine populations that are more resilient to

disturbances (CDFW 2022). Still, the extent to which these ecological benefits translate into improved resistance or adaptation to climate-driven impacts on kelp remains uncertain, and the magnitude of any such benefit is likely highly spatiotemporally variable. More research is needed to determine the factors that contribute to kelp forest resilience in the context of climate change and how best to mitigate impacts. If warming ocean temperatures are the primary driver of kelp decline in California, expanding MPA boundaries alone is unlikely to provide significant benefits.

Given these uncertainties, pursuing a substantial boundary expansion without stronger scientific basis and a coordinated management strategy would be premature. Currently, the proposed eastward expansion of Point Conception SMR does not clearly address a demonstrated MPA management challenge, nor is it evident that expanding the SMR is the appropriate tool for addressing broader kelp management concerns in California. The forthcoming KRMP will provide the comprehensive strategy to guide future kelp management decisions statewide.

QUESTION 3: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING CFGC NON-MPA REGULATIONS, PERMITS, OR LEASES (E.G., KELP LEASES, AQUACULTURE LEASES, EXPERIMENTAL FISHING PERMITS)?

Yes. The proposed expansion of this MPA overlaps significantly with Administrative Kelp Bed 32, which is leasable. Commercial kelp can be harvested within leasable kelp beds until a lease is obtained for the bed, at which time the bed can only be harvested by the lease holder. Commercial kelp harvest was last reported in this bed in 2019. CFGC approved a kelp harvest plan to mechanically harvest kelp in this bed, but implementation of the proposed expansion would encompass almost the entire bed, effectively rendering it no take.

The proposed change also has the potential to impact four existing EFPs: EFPT2-001 (Dungeness crab/hagfish/rock crab), EFPT2-002 Dungeness crab/rock crab (spot prawn), EFPT2-004 (Dungeness crab), EFPT4-001 (box crab/king crab).

QUESTION 4: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING REGULATIONS, PERMITS, LEASES, OR MANAGEMENT ACTIVITIES OF ANY OTHER AGENCY OR ENTITY?

Yes. The MPA is inside the Chumash Heritage National Marine Sanctuary, which is federally administered by NOAA and co-managed with tribes. Implementation of the proposed change would require consultation and coordination with federal and tribal authorities and may interact with their management activities. CDFW would need to work

with NOAA and tribes on coordinated enforcement, updates to signage, and outreach efforts.

This list may not be exhaustive. The proposed change may have the potential to affect existing regulations, permits, leases, or management activities of Tribal governments, other agencies, and entities not identified here.

QUESTION 5: ARE THERE SIGNIFICANT INFORMATION GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. When evaluating this petition, CDFW reviewed the information in the petition, as well as information including, but not limited to:

- MLPA Planning documents and related information (e.g., MLPA Goals and MPA Master Plan adaptive management objectives),
- Existing science pertaining to kelp recovery in MPAs,
- Long-term monitoring data related to kelp in MPAs,
- Satellite (1984-2023; Bell et al. 2025) and flyover (2002-06; 2008-10; 2013-16; CDFW 2024) mapping of statewide kelp canopy coverage, and
- Commercial and recreational fishing data.

CDFW has identified information gaps that limit the ability to fully evaluate the proposed change. Key information gaps include:

- Direct evidence of a place-based need linking kelp declines to specific driver(s) at this location,
- Consideration of socioeconomic and tribal interests and how these will be factored into the decision-making process with respect to kelp management at this location, and
- A statewide assessment of kelp restoration and recovery tools developed through the KRMP.

While important management concerns related to kelp recovery and restoration are raised in the petition, the petitioner did not present sufficient information to justify the proposed change as the appropriate solution.

Long-term MPA monitoring data indicate we have early, though inconsistent, evidence that MPAs may enhance resilience to climate change and other disturbances for ecosystems within their borders. Continued, consistent monitoring is necessary to determine which factors are most influential in supporting kelp recovery and resilience and how these factors vary regionally.

QUESTION 6: ARE THERE SIGNIFICANT MANAGEMENT GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. The forthcoming KRMP is the crucial management framework to have in place before considering MPA regulatory changes aimed at protecting kelp.

QUESTION 7A: WAS THE PROPOSED CHANGE CONSIDERED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes. Expanded eastward boundaries were considered during the MLPA Initiative planning process, but none included an eastern boundary extending as far east as the current proposal (MLPA 2009b), and were deliberately not retained by the BRTF and CFGC. A proposal with an eastern boundary aligned with 120 25' W, was ultimately chosen to balance conservation and consumptive priorities.

QUESTION 7B: IS THERE NEW INFORMATION AVAILABLE, CHANGING CONDITIONS SINCE THE MLPA IMPLEMENTATION PHASE, AND/OR INFORMATION PRESENTED IN THE DMR THAT WARRANTS REEVALUATION OF THE PROPOSED CHANGE?

No. The petitioner cites new analyses identifying California kelp beds that may be more resilient to disturbance, as well as recent scientific literature investigating the effects of MPA protection on kelp forests. Additionally, several recent studies highlight enhanced kelp resilience within MPAs in the South oast in particular. However, a broad view of the best available science does not indicate consistent or reliable benefits to kelp resulting from MPA protection. As a result, there is not sufficient evidence to support the proposed change as an effective solution. Without direct, location-specific links between drivers and kelp persistence or decline, expanding MPAs for kelp recovery is unlikely to have a biologically meaningful impact on kelp and might unnecessarily restrict more effective restoration activities in the process.

Local drivers of kelp persistence and resilience need to be identified first, and management actions must be tailored to address those drivers. Therefore, pursuing this change ahead of additional long-term data collection and the KRMP, which will provide the essential management framework to guide future kelp management decisions, would be premature.

Therefore, while large-scale kelp declines and the occurrence of climate change-related disturbances do indicate changing conditions since the implementation phase, the petitioner did not provide sufficient evidence to warrant revisiting this decision.

QUESTION 8: IF THE PROPOSED CHANGE AFFECTS AN EXISTING MPA, DOES THE PROPOSED CHANGE ALIGN WITH THE ORIGINAL INTENT OF THE MPA IDENTIFIED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes. The proposed change aligns with the original intent of the MPA identified during the MLPA Initiative planning process, in that it would increase the amount protected of several key habitats, such as kelp, beach, rocky intertidal, and both soft and hard bottom habitat at a range of depths (Table 5). However, the MPA was deliberately designed during the planning process to encompass sufficient area of these key habitats to meet habitat replication goals. Therefore, the proposed expansion would not advance these goals beyond what the existing design already achieves. The proposed expansion would add sufficient area of nearshore hard bottom habitat to contribute to replication of this habitat, but this is incidental to the stated objectives of the petition. Furthermore, the expansion conflicts with compromises made during the MLPA Initiative planning process to optimize multiple, sometimes competing, priorities.

QUESTION 9: DOES THE PROPOSED CHANGE IMPROVE INDIVIDUAL MPA OR MPA NETWORK DESIGN SO THAT IT BETTER ALIGNS WITH OR MEETS THE MPA SCIENCE GUIDELINES?

Yes. The MLPA requires that the design of individual MPAs and the statewide Network be based on the best readily available science and that MPAs be of adequate size, number, protection level, and location to meet MLPA Goals. The science guidelines developed by the Science Advisory Team and outlined in the Master Plan were created specifically to provide this scientific foundation and serve as the starting point for evaluating alternative MPA proposals. Alignment with these guidelines depends on LOP, which is determined by allowed take, and spatial configuration. More specifically, these guidelines require that an MPA must be at least 9 square miles and meet one of the three highest LOPs (i.e., Very High, High, or Moderate-high) to contribute to ecological goals such as habitat replication and representation.

Point Conception SMR currently meets both minimum criteria and thus contributes to foundational ecological Network objectives, including replication and representation of kelp, beach, rocky intertidal, hard bottom (30-100 m depth zone), and soft bottom (0-30, 30-100, and 100-200 m depth zones) habitats (Table 5). Shifting the SMR boundary east as proposed would increase the area of these habitats within the MPA, which would improve the design of the individual MPA. However, because the MPA already meets the area thresholds for these habitats, the extent to which this additional habitat area would provide further ecological benefit is uncertain.

The expansion would also add enough nearshore hard bottom habitat to the SMR to meet the minimum area threshold for this habitat type, thereby enabling it to contribute

to replication goals for an additional key habitat. Although current spacing (approximately 31 miles) is already within the recommended maximum distance of 62 miles, the expansion would further reduce spacing between replicates of this habitat type. In this respect, the proposed change would improve MPA Network design and enhance alignment with Science Guidelines. See Question 9 of Attachment 1 for the MLPA Science Guidelines and additional context.

QUESTION 10A: DOES THE PROPOSED CHANGE ALIGN WITH CDFW FEASIBILITY GUIDELINES?

No. The proposed change would not align with the following Feasibility Guidelines: the proposed boundary is not described using readily determined lines of latitude and longitude or easily recognizable permanent landmarks. See Question 10a of Attachment 1 for CDFW Feasibility Guidelines.

QUESTION 10B: IF NOT, IS THERE A RATIONALE FOR MOVING FORWARD WITH THE PROPOSED CHANGE OR AN ALTERNATIVE THAT COULD MEET THE INTENT BUT BETTER ALIGN WITH FEASIBILITY GUIDELINES?

No. There is no rationale for moving forward with the proposed change or an alternative that better aligns with the Feasibility Guidelines.

QUESTION 11: DOES THE PROPOSED CHANGE MAINTAIN OR IMPROVE ENFORCEABILITY OF MPA REGULATIONS?

No. The proposed eastern boundary is not aligned with readily determinable lines of latitude and longitude or easily recognizable permanent landmarks, which could complicate enforcement of this MPA.

QUESTION 12: DOES THE PROPOSED CHANGE SIMPLIFY REGULATORY LANGUAGE OR ENHANCE PUBLIC UNDERSTANDING WITHOUT CHANGING THE INTENT OF THE MPA?

No. The proposed change does not simplify regulatory language.

QUESTION 13: DOES THE PROPOSED CHANGE MAINTAIN OR ENHANCE PROTECTION OF MARINE RESOURCES?

Yes. The proposed expansion would protect an additional distance of 4.20 linear miles of kelp, 3.61 linear miles of beach, and 2.75 linear miles of rocky intertidal, as well as additional area of hard and soft bottom habitats at a range of depths (Table 5). This has the potential to provide local protection for habitats and species within the newly expanded area. However, the MPA as designed already protects sufficient area to contribute towards replication of all but one of these habitats (i.e., nearshore hard substrate).

The proposed expansion would add sufficient nearshore hard bottom habitat for the MPA to meet replication criteria for this habitat, which is important for kelp. However, this MPA already encompasses sufficient kelp to contribute to replication objectives. Furthermore, the petition does not improve MPA Network design related to nearshore bottom habitat, nor is improving replication of this habitat a stated objective of the petition. As such, the additional habitat protection would not meaningfully improve the design of the MPA or the MPA Network, or advance adaptive management recommendations from the DMR.

Furthermore, although the petitioner's intent is to increase protections for kelp forest habitat within MPAs, it is uncertain whether the proposed expansion would produce the kelp resiliency benefits anticipated by the petitioner. While MPAs may indirectly support kelp, they are not considered the best available management tool at this time, especially when the drivers behind the current decline are systemic rather than location specific. Considering this, insufficient evidence has been provided to justify the expansion of this MPA for the purpose of supporting kelp persistence or recovery.

QUESTION 14: DOES THE PROPOSED CHANGE PROVIDE MORE EQUITABLE ACCESS OPPORTUNITIES (E.G., FISHING, EDUCATIONAL, AND/OR OTHER RECREATIONAL OPPORTUNITIES) FOR TRADITIONALLY UNDERSERVED OR MARGINALIZED COMMUNITIES?

See Question 14 of Attachment 1.

QUESTION 15: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT CONSUMPTIVE AND/OR NON-CONSUMPTIVE ACTIVITIES? IF SO, HOW?

Yes. The proposed change has the potential to affect both consumptive and non-consumptive activities.

Expanding the SMR could negatively impact consumptive uses, with particularly significant impacts to the squid fleet (Fig. 2). The expansion also has the potential to adversely impact commercial fishing for nearshore groundfish.

As stated above (see Question 7), this area was considered for inclusion in the MPA Network during the planning process but was ultimately excluded due to its high importance to commercial and recreational fisheries. Those same considerations remain relevant and indicate that the proposed change would have substantial effects on existing consumptive uses of the area.

This MPA is not readily accessible to the public. The proposed expansion does not add any nearby coastal access points but does place the eastern boundary approximately four miles closer to the nearest boat launches in Gaviota State Park and Goleta Beach County Park and the nearest harbor in Santa Barbara. This could benefit non-consumptive users. Regarding research and study opportunities, there are long-term

monitoring sites within the boundaries of the proposed expansion (e.g., shallow and deep rocky reef habitats). The proposed SMR expansion would subsume current non-MPA reference sites within the SMR's No-take boundaries, impacting the experimental design for these MPA monitoring groups and their long-term studies.

QUESTION 16: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC JUSTICE, EQUITY, DIVERSITY AND INCLUSION POLICY?

See Question 16 of Attachment 1.

QUESTION 17: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC COASTAL FISHING COMMUNITIES POLICY?

The following analysis was prepared by CFGC staff. See Question 17 of Attachment 1 for additional context on CFGC's response.

The proposed change would reduce fishing access and add more regulatory burdens, particularly for fishing participants associated with the coastal fishing community of Santa Barbara (~45 nm away from area of proposed change).

QUESTION 18: DOES THE PROPOSED CHANGE INTERACT WITH OR HAVE THE POTENTIAL TO AFFECT PROPOSED CHANGES IN OTHER 2023 MPA PETITIONS?

No. There are no potential interactions or effects on any of the other 2023 MPA petitions.

2023-33MPA_6_AM1: Expand Natural Bridges SMR southward and eastward to the edge of Natural Bridges State Beach by ~14.5 sq mi.

QUESTION 1: DOES THE PROPOSED CHANGE SUPPORT THE MPA NETWORK IN MEETING ONE OR MORE OF THE MLPA GOALS AND ALIGN WITH MPA MASTER PLAN ADAPTIVE MANAGEMENT OBJECTIVES?

No. The MLPA Goals and Master Plan objectives are inextricably linked and act as the foundational tools that CDFW utilizes for effective adaptive management of the MPA Network. Individual MPAs in the Network were not necessarily designed to address all six Goals of the MLPA but instead act as an important component of a functioning Network that was designed to holistically address the MLPA Goals as a whole. As such, CDFW has evaluated this action within the broader adaptive management framework and how the proposed action may or may not align with the MLPA Goals/Master Plan objectives and advance MPA Network management. See Question 1 of Attachment 1 for the MLPA Goals and Master Plan objectives.

The petitioner asserts that the proposed MPA would align with Goals 1-4, which address preserving natural diversity and marine natural heritage, protecting marine populations and habitats, improving recreational opportunities, and protecting representative habitats for their intrinsic value. However, within the broader adaptive management framework for the statewide MPA Network, it is not evident that expanding Natural Bridges SMR would advance Network-level management.

Natural Bridges SMR was deliberately designed during the MLPA Initiative planning process to contribute to Goals 1, 2, 3, and 4. Although the proposed expansion of Natural Bridges SMR appears to enhance existing ecological protections consistent with Goals 1, 2, and 4, this proposed action is not consistent with the petitioner's stated purpose, which is to protect persistent kelp patches. Extending the MPA boundary out to the 3 nm limit is not necessary to achieve this, as kelp only grows within the shallow photic zone. Available observations from the area around Natural Bridges SMR indicate kelp does not occur within the proposed offshore addition beyond approximately 0.4 miles (0.35 nm) from shore. As a result, the proposed expansion is not well aligned with its stated conservation purpose.

Furthermore, potential ecological gains must be weighed against other MLPA Goals. The MPA Network was intentionally designed to balance conservation benefits with the needs of coastal communities and diverse ocean users, including fisheries (Goal 3). During the planning process, the site-specific rationale (Goal 5) resulted in Natural Bridges SMR boundaries deliberately drawn to protect rocky intertidal and nearshore habitats, including kelp forest, while minimizing impacts on productive nearby and offshore fishing grounds. These tradeoffs were a core component of the science-based, stakeholder-driven process that established, and continues to guide, management of California's MPA Network (Goal 6). Advancing major MPA boundary changes through isolated petitions is inconsistent with that approach.

Therefore, while the petitioner asserts alignment with MLPA Goals, the proposed expansion would not clearly advance MPA management or performance objectives, and in some cases, may even undermine them.

QUESTION 2A: DOES THE PROPOSED CHANGE ADVANCE ADAPTIVE MANAGEMENT RECOMMENDATIONS IN THE DECADAL MANAGEMENT REVIEW?

No. The proposed change does not advance adaptive management recommendations from the DMR (CDFW 2022). See Question 2a of Attachment 1 for the DMR and DMR Recommendations.

QUESTION 2B: IF NOT, DOES THE PROPOSED CHANGE ADDRESS A CURRENT OR EMERGING MPA MANAGEMENT CHALLENGE?

No. The petitioner cites climate-related declines in kelp forests as justification for expanding the SMR, suggesting that increasing the amount of protected kelp habitat and removing direct human impacts would help conserve remaining kelp canopy and improve restoration potential. While kelp forests are highly valuable and their decline since MPA implementation is a significant management concern, it is not clear that this issue represents an MPA-specific management challenge, nor one best addressed by expanding MPA boundaries, particularly without evidence of place-based mechanisms or drivers linked to kelp persistence.

Although climate change was not explicitly incorporated into the original MLPA Initiative planning process, the ecological principles underlying Network design, such as larval connectivity and habitat replication, support both ecological and climate resilience. Indeed, MPAs in California have been shown to support larger, older, and more abundant marine populations that are more resilient to disturbances (CDFW 2022). Still, the extent to which these ecological benefits translate into improved resistance or adaptation to climate-driven impacts on kelp remains uncertain, and the magnitude of any such benefit is likely highly spatiotemporally variable. More research is needed to determine the factors that contribute to kelp forest resilience in the context of climate change and how best to mitigate impacts. If warming ocean temperatures are the primary driver of kelp decline in California, expanding MPA boundaries alone is unlikely to provide significant benefits.

Given these uncertainties, pursuing a substantial boundary expansion without stronger scientific basis and a coordinated management strategy would be premature. Currently, the proposed southward and eastward expansion of Natural Bridges SMR does not clearly address a demonstrated MPA management challenge, nor is it evident that expanding the SMR is the appropriate tool for addressing broader kelp management concerns in California. The forthcoming KRMP will provide the comprehensive strategy to guide future kelp management decisions statewide.

QUESTION 3: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING CFGC NON-MPA REGULATIONS, PERMITS, OR LEASES (E.G., KELP LEASES, AQUACULTURE LEASES, EXPERIMENTAL FISHING PERMITS)?

Yes. The proposed MPA significantly overlaps with Administrative Kelp Bed 222, which is open. Open kelp beds are available to commercial kelp harvest and leases cannot be

issued. Implementation of the proposed expansion would encompass almost the entire bed, effectively rendering it no take. Commercial kelp harvest was last reported in this bed in 2019. Additional seasonal restrictions are set by Monterey Bay National Marine Sanctuary (MBNMS).

The proposed change also has the potential to impact four existing EFPs: EFPT2-001 (Dungeness crab/hagfish/rock crab), EFPT2-002 Dungeness crab/rock crab (spot prawn), EFPT2-004 (Dungeness crab), and EFPT4-001 (box crab/king crab).

QUESTION 4: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING REGULATIONS, PERMITS, LEASES, OR MANAGEMENT ACTIVITIES OF ANY OTHER AGENCY OR ENTITY?

Yes. The MPA is inside the MBNMS, which is federally administered by NOAA. Implementation of the proposed change would require consultation and coordination with federal authorities and may interact with their management activities. CDFW would need to work with NOAA on coordinated enforcement, updates to signage, and outreach efforts.

There are active leases authorized by the State Lands Commission within the proposed boundaries that may be affected by the proposed change. It is unclear whether the proposed change would have direct effects on the State Lands Commission's management activities.

The MPA is adjacent to Natural Bridges State Beach. If the proposed change was implemented, CDFW would need to work with the Department of Parks and Recreation on coordinated enforcement, updates to signage, and outreach efforts.

This list may not be exhaustive. The proposed change may have the potential to affect existing regulations, permits, leases, or management activities of Tribal governments, other agencies, and entities not identified here.

QUESTION 5: ARE THERE SIGNIFICANT INFORMATION GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. When evaluating this petition, CDFW reviewed the information in the petition, as well as information including, but not limited to:

- MLPA Planning documents and related information (e.g., MLPA Goals and MPA Master Plan adaptive management objectives),
- Existing science pertaining to kelp recovery in MPAs,
- Long-term monitoring data related to kelp in MPAs,

- Satellite (1984-2023; Bell et al. 2025) and flyover (2002-06; 2008-10; 2013-16; CDFW 2024) mapping of statewide kelp canopy coverage, and
- Commercial and recreational fishing data.

CDFW has identified information gaps that limit the ability to fully evaluate the proposed change. Key information gaps include:

- Direct evidence of a place-based need linking kelp declines to specific driver(s) at this location,
- Consideration of socioeconomic and tribal interests and how these will be factored into the decision-making process with respect to kelp management at this location, and
- A statewide assessment of kelp restoration and recovery tools developed through the KRMP.

While important management concerns related to kelp recovery and restoration are raised in the petition, the petitioner did not present sufficient information to justify the proposed change as the appropriate solution.

Long-term MPA monitoring data indicate we have early, though inconsistent, evidence that MPAs may enhance resilience to climate change and other disturbances for ecosystems within their borders. Continued, consistent monitoring is necessary to determine which factors are most influential in supporting kelp recovery and resilience and how these factors vary regionally.

QUESTION 6: ARE THERE SIGNIFICANT MANAGEMENT GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. The forthcoming KRMP is the crucial management framework to have in place before considering MPA regulatory changes aimed at protecting kelp.

QUESTION 7A: WAS THE PROPOSED CHANGE CONSIDERED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes. Other configurations for Natural Bridges SMR were initially considered in the Natural Bridges area in early phases of planning and design in the Central Coast region. Several of the proposals included an intertidal SMR similar to what was ultimately implemented. One proposal included a small nearshore SMR surrounded by a large SMCA. An additional proposal included an SMR slightly north towards Davenport that extended to the 3 nm limit of state waters. Subsequent rounds of proposals included only configurations that protected the intertidal zone (MLPA 2006). An SMR that extended to

greater depths near Santa Cruz Harbor was explicitly excluded to avoid negative socioeconomic impacts to those fishing in deeper offshore waters.

QUESTION 7B: IS THERE NEW INFORMATION AVAILABLE, CHANGING CONDITIONS SINCE THE MLPA IMPLEMENTATION PHASE, AND/OR INFORMATION PRESENTED IN THE DMR THAT WARRANTS REEVALUATION OF THE PROPOSED CHANGE?

No. The petitioner cites new analyses identifying California kelp beds that may be more resilient to disturbance, as well as recent scientific literature investigating the effects of MPA protection on kelp forests. Additionally, several recent studies highlight enhanced kelp resilience within MPAs in the South Coast in particular. However, a broad view of the best available science does not indicate consistent or reliable benefits to kelp resulting from MPA protection. As a result, there is not sufficient evidence to support the proposed change as an effective solution. Without direct, location-specific links between drivers and kelp persistence or decline, expanding MPAs for kelp recovery is unlikely to have a biologically meaningful impact on kelp and might unnecessarily restrict more effective restoration activities in the process.

Local drivers of kelp persistence and resilience need to be identified first, and management actions must be tailored to address those drivers. Therefore, pursuing this change ahead of additional long-term data collection and the KRMP, which will provide the essential management framework to guide future kelp management decisions, would be premature.

Therefore, while large-scale kelp declines and the occurrence of climate change-related disturbances do indicate changing conditions since the implementation phase, the petitioner did not provide sufficient evidence to warrant revisiting this decision.

QUESTION 8: IF THE PROPOSED CHANGE AFFECTS AN EXISTING MPA, DOES THE PROPOSED CHANGE ALIGN WITH THE ORIGINAL INTENT OF THE MPA IDENTIFIED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

No. The proposed change does not align with the original intent of the MPA identified during the MLPA Initiative planning process. The SMR was designed specifically to protect intertidal and nearshore habitat while minimizing impacts to consumptive activities near Santa Cruz harbor (MLPA 2006). The proposed boundaries extend far beyond the habitats the MPA was specifically designed to protect and would likely produce significant negative socioeconomic impacts. This conflicts with deliberate decisions

made during the MLPA Initiative planning process to optimize multiple, sometimes competing, priorities.

QUESTION 9: DOES THE PROPOSED CHANGE IMPROVE INDIVIDUAL MPA OR MPA NETWORK DESIGN SO THAT IT BETTER ALIGNS WITH OR MEETS THE MPA SCIENCE GUIDELINES?

Yes. The MLPA requires that the design of individual MPAs and the statewide Network be based on the best readily available science and that MPAs be of adequate size, number, protection level, and location to meet MLPA Goals. The science guidelines developed by the Science Advisory Team and outlined in the Master Plan were created specifically to provide this scientific foundation and serve as the starting point for evaluating alternative MPA proposals. Alignment with these guidelines depends on LOP, which is determined by allowed take, and spatial configuration. More specifically, these guidelines require that an MPA must be at least 9 square miles and meet one of the three highest LOPs (i.e., Very High, High, or Moderate-high) to contribute to ecological goals such as habitat replication and representation.

Natural Bridges SMR is 0.25 square miles with a Very High LOP and therefore meets the LOP, but not the size, guideline (Table 6). Expanding the SMR as proposed would increase its area above the size threshold, allowing it to meet both criteria. The expanded MPA would be large enough to contribute to replication and representation of kelp, beach, rocky intertidal, hard bottom (0-30 m depth zone), and soft bottom (0-30 and 30-100 m depth zone) habitats. Additionally, spacing would be reduced between replicates of each of these habitats. This is most notable for soft bottom habitats in the 30-100 m depth zone, for which the distance between the nearest existing replicates currently exceeds the recommended maximum of 62 miles. This spacing guideline would be met if the SMR were expanded. Therefore, increasing the SMR's area would strengthen its contribution to foundational Network ecological goals and enhance alignment with Science Guidelines. See Question 9 of Attachment 1 for the MLPA Science Guidelines and additional context.

QUESTION 10A: DOES THE PROPOSED CHANGE ALIGN WITH CDFW FEASIBILITY GUIDELINES?

No. The proposed change would not align with the following Feasibility Guidelines: extending the MPA to the 3 nm state water limit results in a hanging corner due to the delineation of state waters offshore Monterey Bay. See Question 10a of Attachment 1 for CDFW Feasibility Guidelines.

QUESTION 10B: IF NOT, IS THERE A RATIONALE FOR MOVING FORWARD WITH THE PROPOSED CHANGE OR AN ALTERNATIVE THAT COULD MEET THE INTENT BUT BETTER ALIGN WITH FEASIBILITY GUIDELINES?

No. There is no rationale for moving forward with the proposed change or an alternative that better aligns with the Feasibility Guidelines.

QUESTION 11: DOES THE PROPOSED CHANGE MAINTAIN OR IMPROVE ENFORCEABILITY OF MPA REGULATIONS?

No. The southward expansion offshore compromises enforceability. While offshore boundaries should extend from the shoreline to the 3 nm state water limit, as recommended by CDFW Feasibility Guidelines, doing so for this MPA creates a hanging corner that may create compliance and enforcement challenges.

QUESTION 12: DOES THE PROPOSED CHANGE SIMPLIFY REGULATORY LANGUAGE OR ENHANCE PUBLIC UNDERSTANDING WITHOUT CHANGING THE INTENT OF THE MPA?

No. The proposed change does not simplify regulatory language.

QUESTION 13: DOES THE PROPOSED CHANGE MAINTAIN OR ENHANCE PROTECTION OF MARINE RESOURCES?

Yes. The proposed change would maintain or enhance protection of marine resources by significantly increasing the area of several habitats protected within the MPA, including kelp forest, in sufficient amounts to contribute towards habitat replication. However, it is uncertain whether this would produce the kelp resiliency benefits anticipated by the petitioner. While MPAs may indirectly support kelp, they are not considered the best available management tool at this time, especially when the drivers behind the current decline are systemic rather than location specific. Considering this, insufficient evidence has been provided to justify the expansion of this MPA for the purpose of supporting kelp persistence or recovery.

QUESTION 14: DOES THE PROPOSED CHANGE PROVIDE MORE EQUITABLE ACCESS OPPORTUNITIES (E.G., FISHING, EDUCATIONAL, AND/OR OTHER RECREATIONAL OPPORTUNITIES) FOR TRADITIONALLY UNDERSERVED OR MARGINALIZED COMMUNITIES?

See Question 14 of Attachment 1.

QUESTION 15: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT CONSUMPTIVE AND/OR NON-CONSUMPTIVE ACTIVITIES? IF SO, HOW?

Yes. The proposed change has the potential to affect both consumptive and non-consumptive activities.

The MPA is easily accessible for both shore- and boat-based users through numerous coastal access points and the nearby Santa Cruz Harbor. Users who rely on these access points for consumptive activities would be displaced, and both recreational and commercial consumptive activities would likely experience adverse impacts. The proposed expansion lies within a broadly high-value commercial fishing block. Significant impacts to the commercial market squid fishery in particular, are expected. The area also contains highly valuable squid spawning grounds, and in 2021, the value from this single commercial fishing block was $1.3 million (Fig. 3). Impacts to the commercial nearshore groundfish fishery are also likely.

As stated above (see Question 7), this area was considered for inclusion in the MPA Network during the planning process but was ultimately excluded due to its high importance to commercial and recreational fisheries. Those same considerations remain relevant and indicate that the proposed change would have substantial effects on existing consumptive activities in the area.

Expanding this already well-visited MPA may have beneficial impacts on non-consumptive activities. Easy accessibility to this MPA, coupled with the expansion adjacent to Natural Bridges State Park, would allow continued access for non-consumptive uses. Regarding research and study opportunities, this area is frequently accessed by researchers due to the proximity to marine science campus at the University of California, Santa Cruz. Existing scientific collecting permits and research may be impacted by the restrictions associated with SMR designation. There are no long-term monitoring sites within the boundaries of the proposed expansion.

QUESTION 16: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC JUSTICE, EQUITY, DIVERSITY AND INCLUSION POLICY?

See Question 16 of Attachment 1.

QUESTION 17: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC COASTAL FISHING COMMUNITIES POLICY?

The following analysis was prepared by CFGC staff. See Question 17 of Attachment 1 for additional context on CFGC's response. The change would reduce fishing access and add more regulatory burdens, particularly for fishing participants associated with the coastal fishing community of Santa Cruz (~2-3 nm away from area of proposed change).

QUESTION 18: DOES THE PROPOSED CHANGE INTERACT WITH OR HAVE THE POTENTIAL TO AFFECT PROPOSED CHANGES IN OTHER 2023 MPA PETITIONS?

No. There are no potential interactions or effects on any of the other 2023 MPA petitions, though it should be noted that 2023-33MPA_7_AM1 proposes to create a new MPA less than five miles east of Natural Bridges SMR (see below).

2023-33MPA_7_AM1: Create new SMCA near Pleasure Point with allowance for recreational take from shore by hook-and-line and spearfishing.

QUESTION 1: DOES THE PROPOSED CHANGE SUPPORT THE MPA NETWORK IN MEETING ONE OR MORE OF THE MLPA GOALS AND ALIGN WITH MPA MASTER PLAN ADAPTIVE MANAGEMENT OBJECTIVES?

No. The MLPA Goals and Master Plan objectives are inextricably linked and act as the foundational tools that CDFW utilizes for effective adaptive management of the MPA Network. Individual MPAs in the Network were not necessarily designed to address all six Goals of the MLPA but instead act as an important component of a functioning Network that was designed to holistically address the MLPA Goals as a whole. As such, CDFW has evaluated this action within the broader adaptive management framework and how the proposed action may or may not align with the MLPA Goals/Master Plan objectives and advance MPA Network management. See Question 1 of Attachment 1 for the MLPA Goals and Master Plan objectives.

The petitioner asserts that the proposed MPA would align with Goals 1-4, which address preserving natural diversity and marine natural heritage, protecting marine populations and habitats, improving recreational opportunities, and protecting representative habitats for their intrinsic value. However, within the broader adaptive management framework for the statewide MPA Network, it is not evident that establishing Pleasure Point SMCA would advance Network-level management.

The stated purpose of the petition is to protect patches of kelp identified by the petitioner as being healthy and highly persistent. While this intent is theoretically aligned with MLPA Goals, the petition does not present conclusive evidence tying specific drivers of kelp resilience in this location to enhancement through MPA protection. Given the current lack of understanding about place-based drivers of kelp persistence at this location, establishing an MPA here is not scientifically justified based on protecting kelp or supporting future restoration.

Additionally, the proposed regulations allow for the take of finfish from shore, which would give the proposed MPA an LOP of Moderate-low. This conflicts with the petitioner's

stated ecological goals, such as the protection of biodiversity and ecosystem function (Goal 1) or the conservation of marine life populations (Goal 2).

The minimal LOP for the proposed MPA, coupled with the small size, precludes the achievement of Goal 4. Though the proposed MPA would indeed contain unique marine life habitats (Goal 4), such as beach and kelp forest habitats, the MPA as proposed would not meet minimum science guidelines (see response to Question 9) and therefore would not contribute to Network replication goals for these habitats.

The area near the proposed MPA includes Santa Cruz Harbor as well as several state parks and beaches and already receives high levels of visitation for a wide range of consumptive and non-consumptive recreational activities. It is unclear how establishing an MPA that, based on MPA Science Guidelines, is not expected to produce its intended ecological benefits while simultaneously removing existing recreational consumptive opportunities would meaningfully improve public enjoyment (Goal 3) at an already popular and well-used location. It is also notable that, during the planning process, Natural Bridges SMR, located less than five miles west of the proposed SMCA at Pleasure Point, was designed specifically as an intertidal SMR to avoid anticipated negative socioeconomic impacts associated with siting an SMR near Santa Cruz Harbor. Similar considerations remain relevant to this proposal, since the proposed MPA would only allow recreational fishing from shore.

The SMCA as proposed could be managed and enforced as part of the Network, but the stated objectives are not sufficient justification for the creation of a new MPA and do not appear to align with sound scientific guidelines (Goal 5).

Lastly, the MLPA Initiative planning process set a clear precedent for creating and managing California's MPAs as a cohesive Network through a long-term, robust, science-based, stakeholder-driven process (Goal 6). Establishing a new MPA through CFGC's petition process without significant scientific vetting and engagement with tribes and the public is not in line with this foundation.

QUESTION 2A: DOES THE PROPOSED CHANGE ADVANCE ADAPTIVE MANAGEMENT RECOMMENDATIONS IN THE DECADAL MANAGEMENT REVIEW?

No. The proposed change does not advance adaptive management recommendations from the DMR (CDFW 2022). See Question 2a of Attachment 1 for the DMR and DMR Recommendations.

QUESTION 2B: IF NOT, DOES THE PROPOSED CHANGE ADDRESS A CURRENT OR EMERGING MPA MANAGEMENT CHALLENGE?

No. The petitioner cites climate-related declines in kelp forests as justification for creating a new SMCA, suggesting that increasing the amount of protected kelp habitat and removing direct human impacts would help conserve remaining kelp canopy and improve restoration potential. While kelp forests are highly valuable and their decline since MPA implementation is a significant management concern, it is not clear that this issue represents an MPA-specific management challenge, nor one best addressed by expanding MPA boundaries, particularly without evidence of place-based mechanisms or drivers linked to kelp persistence.

Although climate change was not explicitly incorporated into the original MLPA Initiative planning process, the ecological principles underlying Network design, such as larval connectivity and habitat replication, support both ecological and climate resilience. Indeed, MPAs in California have been shown to support larger, older, and more abundant marine populations that are more resilient to disturbances (CDFW 2022). Still, the extent to which these ecological benefits translate into improved resistance or adaptation to climate-driven impacts on kelp remains uncertain, and the magnitude of any such benefit is likely highly spatiotemporally variable. More research is needed to determine the factors that contribute to kelp forest resilience in the context of climate change and how best to mitigate impacts. If warming ocean temperatures are the primary driver of kelp decline in California, expanding MPA boundaries alone is unlikely to provide significant benefits.

Given these uncertainties, pursuing the creation of a new MPA with the objective of protecting kelp without stronger scientific basis and a coordinated management strategy would be premature. Currently, the proposed new MPA at Pleasure Point does not clearly address a demonstrated MPA management challenge, nor is it evident that creating the MPA is the appropriate tool for addressing broader kelp management concerns in California. The forthcoming KRMP will provide a comprehensive strategy to guide future kelp management decisions statewide.

QUESTION 3: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING CFGC NON-MPA REGULATIONS, PERMITS, OR LEASES (E.G., KELP LEASES, AQUACULTURE LEASES, EXPERIMENTAL FISHING PERMITS)?

Yes. The proposed MPA overlaps with Administrative Kelp Bed 221, which is open. Open kelp beds are available to commercial kelp harvest and leases cannot be issued.

Commercial kelp harvest was last reported in this bed in 2024. Additional seasonal restrictions are set by MBNMS.

QUESTION 4: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT EXISTING REGULATIONS, PERMITS, LEASES, OR MANAGEMENT ACTIVITIES OF ANY OTHER AGENCY OR ENTITY?

Yes. The proposed MPA overlaps granted lands held by Santa Cruz County. The County was granted sovereign tidelands and submerged lands in 1935, primarily for the establishment, maintenance, and operation of coastal facilities, such as a harbor, wharves, docks, and boathouses. It is unclear whether the proposed change would affect the County's management activities.

There are active leases authorized by the State Lands Commission along the shoreward boundary of the proposed MPA that may be affected by the proposed change. It is unclear whether the proposed change would have direct effects on the State Lands Commission's management activities.

The proposed MPA is inside the MBNMS, which is federally administered by NOAA. Implementation of the proposed change would require consultation and coordination with federal authorities and may interact with their management activities. CDFW would need to work with NOAA on coordinated enforcement, updates to signage, and outreach efforts.

This list may not be exhaustive. The proposed change may have the potential to affect existing regulations, permits, leases, or management activities of Tribal governments, other agencies, and entities not identified here.

QUESTION 5: ARE THERE SIGNIFICANT INFORMATION GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. When evaluating this petition, CDFW reviewed the information in the petition, as well as information including, but not limited to:

- MLPA Planning documents and related information (e.g., MLPA Goals and MPA Master Plan adaptive management objectives),
- Existing science pertaining to kelp recovery in MPAs,
- Long-term monitoring data related to kelp in MPAs,
- Satellite (1984-2023; Bell et al. 2025) and flyover (2002-06; 2008-10; 2013-16; CDFW 2024) mapping of statewide kelp canopy coverage, and
- Commercial and recreational fishing data.

CDFW has identified information gaps that limit the ability to fully evaluate the proposed change. Key information gaps include:

- Direct evidence of a place-based need linking kelp declines to specific driver(s) at this location,
- Consideration of socioeconomic and tribal interests and how these will be factored into the decision-making process with respect to kelp management at this location, and
- A statewide assessment of kelp restoration and recovery tools developed through the KRMP.

While important management concerns related to kelp recovery and restoration are raised in the petition, the petitioner did not present sufficient information to justify the proposed change as the appropriate solution.

Long-term MPA monitoring data indicate we have early, though inconsistent, evidence that MPAs may enhance resilience to climate change and other disturbances for ecosystems within their borders. Continued, consistent monitoring is necessary to determine which factors are most influential in supporting kelp recovery and resilience and how these factors vary regionally.

QUESTION 6: ARE THERE SIGNIFICANT MANAGEMENT GAPS THAT NEED TO BE FILLED TO INFORM THE EVALUATION OF THE PROPOSED CHANGE?

Yes. The forthcoming KRMP is the crucial management framework to have in place before considering MPA regulatory changes aimed at protecting kelp.

QUESTION 7A: WAS THE PROPOSED CHANGE CONSIDERED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Yes. During the MLPA Initiative planning process for the Central Coast Planning Region, a small intertidal MPA with a similar alongshore span and an allowance for finfish take from shore was included in Package 3R, one of three packages advanced by the Blue Ribbon Task Force (MLPA 2006). This MPA was not incorporated into the preferred alternative or rulemaking package.

QUESTION 7B: IS THERE NEW INFORMATION AVAILABLE, CHANGING CONDITIONS SINCE THE MLPA IMPLEMENTATION PHASE, AND/OR INFORMATION PRESENTED IN THE DMR THAT WARRANTS REEVALUATION OF THE PROPOSED CHANGE?

No. The petitioner cites new analyses identifying California kelp beds that may be more resilient to disturbance, as well as recent scientific literature investigating

the effects of MPA protection on kelp forests. Additionally, several recent studies highlight enhanced kelp resilience within MPAs in the South Coast in particular. However, a broad view of the best available science does not indicate consistent or reliable benefits to kelp resulting from MPA protection. As a result, there is not sufficient evidence to support the proposed change as an effective solution. Without direct, location-specific links between drivers and kelp persistence or decline, expanding MPAs for kelp recovery is unlikely to have a biologically meaningful impact on kelp and might unnecessarily restrict more effective restoration activities in the process.

Local drivers of kelp persistence and resilience need to be identified first, and management actions must be tailored to address those drivers. Therefore, pursuing this change ahead of additional long-term data collection and the KRMP, which will provide the essential management framework to guide future kelp management decisions, would be premature.

Therefore, while large-scale kelp declines and the occurrence of climate change-related disturbances do indicate changing conditions since the implementation phase, the petitioner did not provide sufficient evidence to warrant revisiting this decision.

QUESTION 8: IF THE PROPOSED CHANGE AFFECTS AN EXISTING MPA, DOES THE PROPOSED CHANGE ALIGN WITH THE ORIGINAL INTENT OF THE MPA IDENTIFIED DURING THE MLPA INITIATIVE PLANNING PROCESS OR THE IMPLEMENTATION PROCESS OF MPAS AROUND THE NORTHERN CHANNEL ISLANDS?

Not Applicable. The proposed change does not affect an existing MPA.

QUESTION 9: DOES THE PROPOSED CHANGE IMPROVE INDIVIDUAL MPA OR MPA NETWORK DESIGN SO THAT IT BETTER ALIGNS WITH OR MEETS THE MPA SCIENCE GUIDELINES?

No. The MLPA requires that the design of individual MPAs and the statewide Network be based on the best readily available science and that MPAs be of adequate size, number, protection level, and location to meet MLPA Goals. The science guidelines developed by the Science Advisory Team and outlined in the Master Plan were created specifically to provide this scientific foundation and serve as the starting point for evaluating alternative MPA proposals. Alignment with these guidelines depends on LOP, which is determined by allowed take, and spatial configuration. More specifically, these guidelines require that an MPA must be at least 9 square miles and meet one of the three highest LOPs (i.e., Very High, High, or Moderate-high) to contribute to ecological goals such as habitat replication and representation.

The proposed new MPA would be 3.1 square miles with a Moderate-low LOP, based on proposed take regulations (Table 7). Because it does not meet either minimum critera, implementation of the proposed change would not improve the design of the MPA Network or enhance alignment with the MLPA Science Guidelines. See Question 9 of Attachment 1 for the MLPA Science Guidelines and additional context.

QUESTION 10A: DOES THE PROPOSED CHANGE ALIGN WITH CDFW FEASIBILITY GUIDELINES?

No. The proposed change would not align with the following Feasibility Guidelines: boundaries are not described using readily determined lines of latitude and longitude, and it is unclear if the landmarks suggested by the petitioner to identify the proposed boundaries are easily recognizable for both shore- and boat-based users. Additionally, the offshore boundary does not extend to the 3 nm state water boundary. See Question 10a of Attachment 1 for CDFW Feasibility Guidelines.

> ### **QUESTION 10B:** IF NOT, IS THERE A RATIONALE FOR MOVING FORWARD WITH THE PROPOSED CHANGE OR AN ALTERNATIVE THAT COULD MEET THE INTENT BUT BETTER ALIGN WITH FEASIBILITY GUIDELINES?
>
> **No**. There is no rationale for moving forward with the proposed change or an alternative that better aligns with the Feasibility Guidelines.

QUESTION 11: DOES THE PROPOSED CHANGE MAINTAIN OR IMPROVE ENFORCEABILITY OF MPA REGULATIONS?

No. In general, partial take MPAs are more difficult to enforce than No-take MPAs because partial take MPAs may lead to increased instances of unintentional non-compliance with MPA regulations.

The proposed new MPA would result in enforcement challenges associated with the boundaries because they do not align with the Feasibility Guidelines. The boundaries are not aligned with readily determinable lines of latitude and longitude or easily recognizable permanent landmarks, and the offshore boundary does not extend to the 3 nm state water boundary, all of which compromises enforceability.

Additionally, because this is a proposed new MPA, there is an anticipated period of non-compliance following regulatory changes, particularly when additional restrictions are implemented. This would require additional resource investments in outreach, education, and enforcement to support enforcement and compliance.

QUESTION 12: DOES THE PROPOSED CHANGE SIMPLIFY REGULATORY LANGUAGE OR ENHANCE PUBLIC UNDERSTANDING WITHOUT CHANGING THE INTENT OF THE MPA?

No. It would not simplify any existing regulatory language. The proposed change would require the addition of new regulatory language, which is somewhat complex for a partial-take SMCA.

QUESTION 13: DOES THE PROPOSED CHANGE MAINTAIN OR ENHANCE PROTECTION OF MARINE RESOURCES?

Yes. The proposed change could maintain or enhance local protection of marine resources by adding MPA protection, thus prohibiting many extractive activities. However, some consumptive uses would still be permitted and the MPA as proposed would have a Moderate-low LOP, which could compromise any benefits gained. Furthermore, the proposed MPA is not large enough to contribute towards replication goals for key habitats, such as kelp forests. Since the petitioner's primary intent is to increase protections for kelp forest habitat within MPAs, it is uncertain whether the proposed expansion would produce the kelp resiliency benefits anticipated by the petitioner. While MPAs may indirectly support kelp, they are not considered the best available management tool at this time, especially when the drivers behind the current decline are systemic rather than location specific. Considering this, insufficient evidence has been provided to justify the creation of this MPA for the purpose of supporting kelp persistence or recovery.

QUESTION 14: DOES THE PROPOSED CHANGE PROVIDE MORE EQUITABLE ACCESS OPPORTUNITIES (E.G., FISHING, EDUCATIONAL, AND/OR OTHER RECREATIONAL OPPORTUNITIES) FOR TRADITIONALLY UNDERSERVED OR MARGINALIZED COMMUNITIES?

See Question 14 of Attachment 1.

QUESTION 15: DOES THE PROPOSED CHANGE HAVE THE POTENTIAL TO AFFECT CONSUMPTIVE AND/OR NON-CONSUMPTIVE ACTIVITIES? IF SO, HOW?

Yes. The proposed change has the potential to affect both consumptive and non-consumptive activities.

The proposed MPA would be easily accessible for both shore- and boat-based users through numerous coastal access points, with the boat launch at Capitola Wharf approximately 0.2 miles away, and the Santa Cruz Harbor approximately 1.1 miles away. This high accessibility would allow continued use of both consumptive recreational and non-consumptive activities.

Though the area is easily accessible, the proposed regulations would restrict all recreational fishing activities except shore-based take by hook-and-line and spearfishing. This is a popular area for boat-based fishing for nearshore groundfish, salmon, and halibut. Limiting access could therefore have significant impacts on local recreational fishing opportunities.

Commercial consumptive uses would also be adversely impacted, with negative impacts to the commercial salmon, nearshore groundfish, and highly migratory species fisheries expected. The proposed MPA is within a high-value commercial fishing block.

Regarding research and study opportunities, there do not appear to be any long-term monitoring sites within the boundaries of the proposed expansion.

QUESTION 16: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC JUSTICE, EQUITY, DIVERSITY AND INCLUSION POLICY?

See Question 16 of Attachment 1.

QUESTION 17: IS THE PROPOSED CHANGE CONSISTENT WITH CFGC COASTAL FISHING COMMUNITIES POLICY?

The following analysis was prepared by CFGC staff. See Question 17 of Attachment 1 for additional context on CFGC's response. The proposed change would reduce fishing access and add more regulatory burdens, particularly for fishing participants associated with the coastal fishing community of Santa Cruz (~2-3 nm away from area of proposed change).

QUESTION 18: DOES THE PROPOSED CHANGE INTERACT WITH OR HAVE THE POTENTIAL TO AFFECT PROPOSED CHANGES IN OTHER 2023 MPA PETITIONS?

No. There are no potential interactions or effects on any of the other 2023 MPA petitions, though it should be noted that 2023-33MPA_6_AM1 proposes to expand Natural Bridges SMR, which is less than five miles west of the proposed Pleasure Point SMCA (see above).

V. SUPPLEMENTAL ANALYSES, DATA AND INFORMATION, AND CITATIONS

TABLES AND FIGURES

Table 1. 2023-33MPA_1_AM1 (proposed expansion Cabrillo SMR) MPA attributes (area, LOP, depth range, and habitat extent) of the existing and proposed Cabrillo SMR, including the percent change associated with the proposed action(s) in petition 2023-MPA33_AM. Percent change is calculated by dividing the difference between proposed and existing values by the existing value and multiplying by 100. Percent change is

reported as N/A when the calculation is not possible, such as when the existing MPA does not contain the habitat type or when existing and proposed values are reported in different units. A dash (—) indicates that the MPA does not contain the habitat type. Habitat extent may be reported in linear miles or square miles, depending on data availability and Science Advisory Team guidance.

Values shown in **bold** indicate that the MPA attribute meets the relevant science guideline established by the SAT during the MLPA Initiative planning process. An MPA contributes to habitat replication only if it first meets the minimum size (>9 sq mi) and LOP (Very High, High, or Moderate-high) criteria (i.e., first two rows must be bold).

	Existing	Proposed	Change (%)
MPA Area (sq mi)	0.39	**10.43**	2,574
Level of Protection	**Very High**	**Very High**	—
Min Depth (m)	0	0	—
Max Depth (m)	13.0	82.3	—
Eelgrass (sq mi)	9e-4	9e-4	0
Kelp (mi)	0.49[a]	**3.00**	512
Beach (mi)	0.90	**1.73**	92
Rocky Intertidal (mi)	**0.97**	**3.27**	237
Estuaries (sq mi)	—	—	—
Hard Substrate			
0-30 m (mi)	0.23[b]	**2.56**	N/A
30-100 m (sq mi)	—	0.11	N/A
100-200 m (sq mi)	—	0.04	N/A
>200 m (sq mi)	—	—	—
Soft Substrate			
0-30 m (mi)	0.15[b]	0.48	N/A
30-100 m (sq mi)	—	**6.31**	N/A
100-200 m (sq mi)	—	0.18	N/A
>200 m (sq mi)	—	—	—

[a] Measured by hand since MPA polygon does not overlap the linear kelp dataset

[b] Measured in square miles rather than linear miles because the MPA polygon does not overlap the linear substrate dataset

Table 2. 2023-33MPA_2_AM1 (proposed expansion Point Dume SMCA and addition of recreational take from shore by hook and line and spearfishing)

MPA attributes (area, LOP, depth range, and habitat extent) of the existing and proposed Point Dume SMCA, including the percent change associated with the proposed action(s) in petition 2023-MPA33_AM. Percent change is calculated by dividing the difference between proposed and existing values by the existing value and multiplying by 100. Percent change is reported as N/A when the calculation is not possible, such as when the existing MPA does not contain the habitat type or when existing and proposed values are reported in different units. A dash (—) indicates that the MPA does not contain the habitat type. Habitat extent may be reported in linear miles or square miles, depending on data availability and Science Advisory Team guidance.

Values shown in **bold** indicate that the MPA attribute meets the relevant science guideline established by the SAT during the MLPA Initiative planning process. An MPA contributes to habitat replication only if it first meets the minimum size (>9 sq mi) and LOP (Very High, High, or Moderate-high) criteria (i.e., first two rows must be bold). Point Dume SMCA meets those requirements when clustered with Point Dume SMR. If the take allowance proposed by the petition were granted, the cluster would no longer meet these criteria.

	SMR Existing	SMCA Existing	Cluster Existing	SMCA Proposed	Cluster Proposed	SMCA change (%)
MPA Area (sq mi)	7.53	15.92	**23.45**	20.69	**28.22**	30
Level of Protection	Very High	High	**High**	Mod-Low	Mod-Low	—
Min Depth (m)	0	0	0	0	0	—
Max Depth (m)	649.4	683.4	683.4	683.4	683.4	—
Eelgrass (sq mi)	—	—	—	—	—	—
Kelp (mi)	1.29	1.60	**2.89**	2.95	**4.24**	84
Beach (mi)	2.56	4.03	**6.59**	5.30	**7.86**	32
Rocky Intertidal (mi)	1.34	0.46	**1.80**	0.56	**1.90**	22
Estuaries (sq mi)	—	3e-5	3e-5	3e-5	3e-5	0
Hard Substrate						
0-30 m (mi)	0.02	0.08	0.10	0.32	0.34	300
30-100 m (sq mi)	4e-3	2e-3	6e-3	0.09	0.09	4400
100-200 m (sq mi)	4e-3	1e-3	5e-3	1e-3	5e-3	0
>200 m (sq mi)	—	—	—	—	—	—
Soft Substrate						
0-30 m (mi)	2.23	4.12	**6.35**	5.21	**7.44**	26
30-100 m (sq mi)	1.04	5.69	**6.73**	7.67	**8.71**	35
100-200 m (sq mi)	0.72	1.57	**2.29**	2.42	**3.14**	54
>200 m (sq mi)	4.42	5.66	**10.08**	6.39	**10.81**	13

Table 3. 2023-33MPA_3 (proposed expansion South Point SMR)

MPA attributes (area, LOP, depth range, and habitat extent) of the existing and proposed South Point SMR, including the percent change associated with the proposed action(s) in petition 2023-MPA33_AM. Percent change is calculated by dividing the difference between proposed and existing values by the existing value and multiplying by 100. Percent change is reported as N/A when the calculation is not possible, such as when the existing MPA does not contain the habitat type or when existing and proposed values are reported in different units. A dash (—) indicates that the MPA does not contain the habitat type. Habitat extent may be reported in linear miles or square miles, depending on data availability and Science Advisory Team guidance.

Values shown in **bold** indicate that the MPA attribute meets the relevant science guideline established by the SAT during the MLPA Initiative planning process. An MPA contributes to habitat replication only if it first meets the minimum size (>9 sq mi) and LOP (Very High, High, or Moderate-high) criteria (i.e., first two rows must be bold).

	Existing	Proposed	Change (%)
MPA Area (sq mi)	**13.08**	**40.96**	213
Level of Protection	**Very High**	**Very High**	—
Min Depth (m)	0	0	—
Max Depth (m)	392.9	395.7	—
Eelgrass (sq mi)	—	—	—
Kelp (mi)	**3.78**	**11.96**	216
Beach (mi)	**1.45**	**6.49**	348
Rocky Intertidal (mi)	**3.47**	**10.26**	196
Estuaries (sq mi)	—	—	—
Hard Substrate			
0-30 m (mi)	**1.29**	**3.15**	144
30-100 m (sq mi)	**0.26**	**0.99**	281
100-200 m (sq mi)	4e-3	5e-3	25
>200 m (sq mi)	—	—	—
Soft Substrate			
0-30 m (mi)	**2.49**	**8.39**	237
30-100 m (sq mi)	**3.57**	**11.83**	231
100-200 m (sq mi)	**5.70**	**8.23**	44
>200 m (sq mi)	**1.63**	**4.22**	159

Table 4. 2023-33MPA_4 (proposed expansion Gull Island SMR)

MPA attributes (area, LOP, depth range, and habitat extent) of the existing and proposed Gull Island SMR, including the percent change associated with the proposed action(s) in petition 2023-MPA33_AM. Percent change is calculated by dividing the difference between proposed and existing values by the existing value and multiplying by 100. Percent change is reported as N/A when the calculation is not possible, such as when the existing MPA does not contain the habitat type or when existing and proposed values are reported in different units. A dash (—) indicates that the MPA does not contain the habitat type. Habitat extent may be reported in linear miles or square miles, depending on data availability and Science Advisory Team guidance.

Values shown in **bold** indicate that the MPA attribute meets the relevant science guideline established by the SAT during the MLPA Initiative planning process. An MPA contributes to habitat replication only if it first meets the minimum size (>9 sq mi) and LOP (Very High, High, or Moderate-high) criteria (i.e., first two rows must be bold).

	Existing	Proposed	Change (%)
MPA Area (sq mi)	**19.93**	**21.67**	9
Level of Protection	**Very High**	**Very High**	—
Min Depth (m)	0	0	—
Max Depth (m)	698.1	698.1	—
Eelgrass (sq mi)	—	—	—
Kelp (mi)	**3.11**	**5.70**	83
Beach (mi)	**2.29**	**4.70**	105
Rocky Intertidal (mi)	**1.89**	**3.61**	91
Estuaries (sq mi)	—	—	—
Hard Substrate			
0-30 m (mi)	**2.18**	**2.31**	6
30-100 m (sq mi)	0.14	0.14	0
100-200 m (sq mi)	**0.17**	**0.17**	0
>200 m (sq mi)	**2.09**	**2.09**	0
Soft Substrate			
0-30 m (mi)	**2.79**	**4.83**	73
30-100 m (sq mi)	**3.89**	**4.61**	19
100-200 m (sq mi)	**3.36**	**3.36**	0
>200 m (sq mi)	**7.40**	**7.40**	0

Table 5. 2023-33MPA_5 (proposed expansion Point Conception SMR)

MPA attributes (area, LOP, depth range, and habitat extent) of the existing and proposed Point Conception SMR, including the percent change associated with the proposed action(s) in petition 2023-MPA33_AM. Percent change is calculated by dividing the difference between proposed and existing values by the existing value and multiplying by 100. Percent change is reported as N/A when the calculation is not possible, such as when the existing MPA does not contain the habitat type or when existing and proposed values are reported in different units. A dash (—) indicates that the MPA does not contain the habitat type. Habitat extent may be reported in linear miles or square miles, depending on data availability and Science Advisory Team guidance.

Values shown in **bold** indicate that the MPA attribute meets the relevant science guideline established by the SAT during the MLPA Initiative planning process. An MPA contributes to habitat replication only if it first meets the minimum size (>9 sq mi) and LOP (Very High, High, or Moderate-high) criteria (i.e., first two rows must be bold).

	Existing	Proposed	Change (%)
MPA Area (sq mi)	**22.52**	**37.18**	65
Level of Protection	**Very High**	**Very High**	—
Min Depth (m)	0	0	—
Max Depth (m)	153.5	153.5	—
Eelgrass (sq mi)	—	—	—
Kelp (mi)	**2.27**	**6.47**	185
Beach (mi)	**1.98**	**5.59**	182
Rocky Intertidal (mi)	**3.43**	**6.18**	80
Estuaries (sq mi)	—	—	—
Hard Substrate			
0-30 m (mi)	0.15	**1.96**	1207
30-100 m (sq mi)	**0.57**	**0.81**	42
100-200 m (sq mi)	9e-4	9e-4	0
>200 m (sq mi)	—	—	—
Soft Substrate			
0-30 m (mi)	**3.67**	**6.05**	65
30-100 m (sq mi)	**15.34**	**23.54**	53
100-200 m (sq mi)	**3.60**	**3.60**	0
>200 m (sq mi)	—	—	—

Table 6. 2023-33MPA_6_AM1 (proposed expansion Natural Bridges SMR)

MPA attributes (area, LOP, depth range, and habitat extent) of the existing and proposed Natural Bridges SMR, including the percent change associated with the proposed action(s) in petition 2023-MPA33_AM. Percent change is calculated by dividing the difference between proposed and existing values by the existing value and multiplying by 100. Percent change is reported as N/A when the calculation is not possible, such as when the existing MPA does not contain the habitat type or when existing and proposed values are reported in different units. A dash (—) indicates that the MPA does not contain the habitat type. Habitat extent may be reported in linear miles or square miles, depending on data availability and Science Advisory Team guidance.

Values shown in **bold** indicate that the MPA attribute meets the relevant science guideline established by the SAT during the MLPA Initiative planning process. An MPA contributes to habitat replication only if it first meets the minimum size (>9 sq mi) and LOP (Very High, High, or Moderate-high) criteria (i.e., first two rows must be bold).

	Existing	Proposed	Change (%)
MPA Area (sq mi)	0.25	**14.67**	5768
Level of Protection	**Very High**	**Very High**	—
Min Depth (m)	0	0	—
Max Depth (m)	3.2	72.9	—
Eelgrass (sq mi)	—	—	—
Kelp (mi)	0.17[a]	4.16	2347
Beach (mi)	**3.10**	**3.28**	6
Rocky Intertidal (mi)	**3.79**	**3.87**	2
Estuaries (sq mi)	2e-3	2e-3	0
Hard Substrate			
0-30 m (mi)	0.16[b]	**1.42**	N/A
30-100 m (sq mi)	—	0.14	N/A
100-200 m (sq mi)	—	—	—
>200 m (sq mi)	—	—	—
Soft Substrate			
0-30 m (mi)	0.05[b]	**2.76**	N/A
30-100 m (sq mi)	—	**10.68**	N/A
100-200 m (sq mi)	—	—	—
>200 m (sq mi)	—	—	—

[a] Measured by hand since MPA polygon does not overlap the linear kelp dataset

[b] Measured in square miles rather than linear miles because the MPA polygon does not overlap the linear substrate dataset

Table 7. 2023-33MPA_7_AM1 (proposed new Pleasure Point SMCA)

MPA attributes (area, LOP, depth range, and habitat extent) of Pleasure Point SMCA as proposed in petition 2023-MPA33_AM. A dash (—) indicates that the proposed MPA does not contain the habitat type. Habitat extent may be reported in linear miles or square miles, depending on data availability and Science Advisory Team guidance.

Values shown in **bold** indicate that the MPA attribute meets the relevant science guideline established by the SAT during the MLPA Initiative planning process. An MPA contributes to habitat replication only if it first meets the minimum size (>9 sq mi) and LOP (Very High, High, or Moderate-high) criteria (i.e., first two rows must be bold).

	Proposed
MPA Area (sq mi)	3.13
Level of Protection	Mod-Low
Min Depth (m)	0
Max Depth (m)	28.8
Eelgrass (sq mi)	—
Kelp (mi)	**1.33**
Beach (mi)	**1.37**
Rocky Intertidal (mi)	0.55
Estuaries (sq mi)	—
Hard Substrate	
0-30 m (mi)	0.01
30-100 m (sq mi)	—
100-200 m (sq mi)	—
>200 m (sq mi)	—
Soft Substrate	
0-30 m (mi)	**1.16**
30-100 m (sq mi)	—
100-200 m (sq mi)	—
>200 m (sq mi)	—

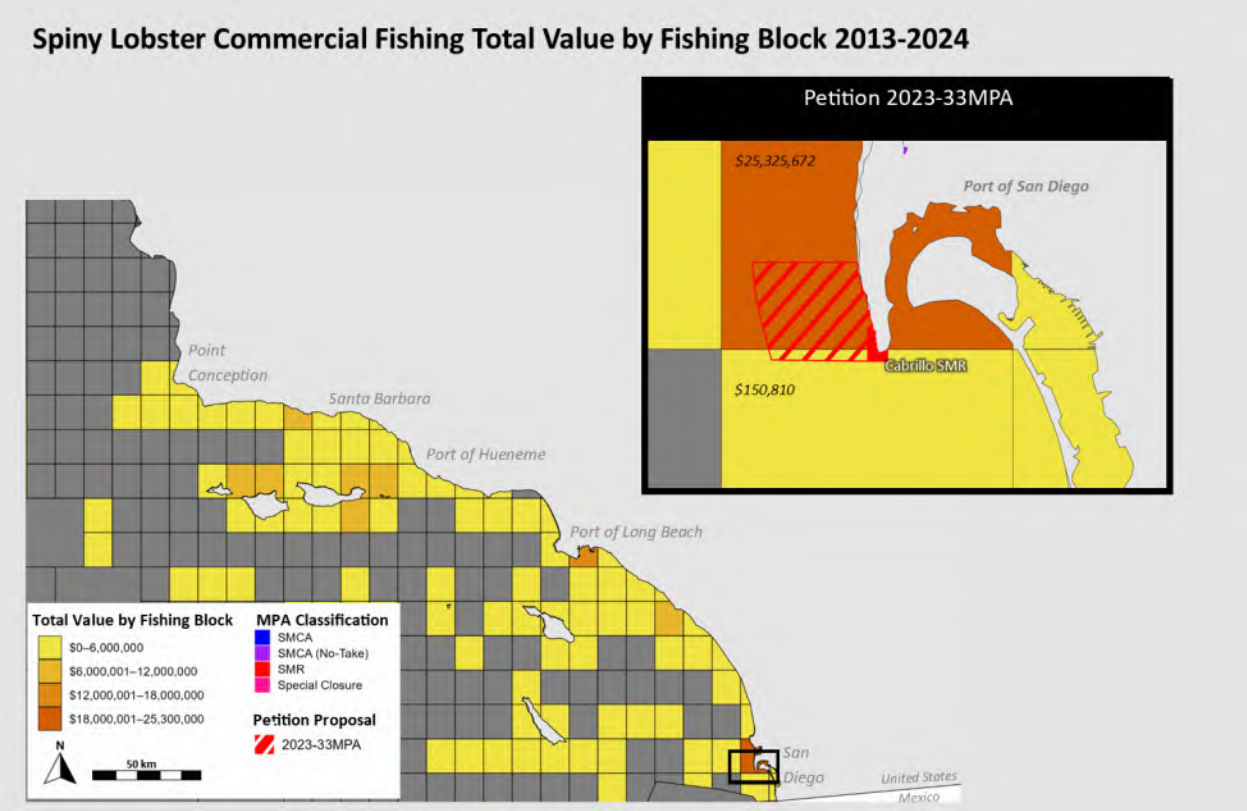


Figure 1. Total value (in millions $US) of commercially caught spiny lobster (*P. interruptus*) from 2013 to 2024 by CDFW fishing block for the South Coast Bioregion with reference to Petition 2023-33MPA_AM.

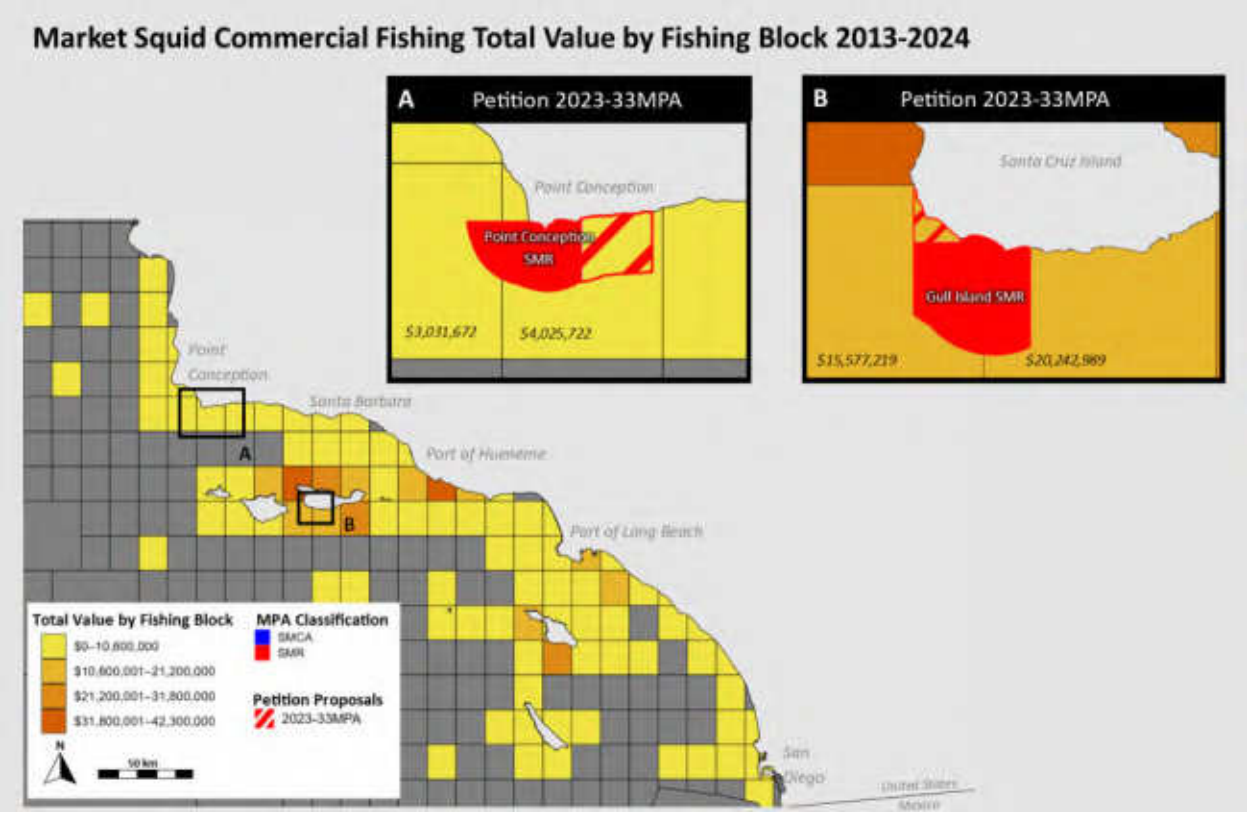


Figure 2. Total value (in millions $US) of commercially caught California market squid (*Doryteuthis opalescens*) from 2013 to 2024 by CDFW fishing block for the South Coast Bioregion with reference to petition 2023-33MPA_AM. Actual value provided within fishing blocks that overlap with the proposed boundary expansion of (A) Point Conception SMR and (B) Gull Island SMR.

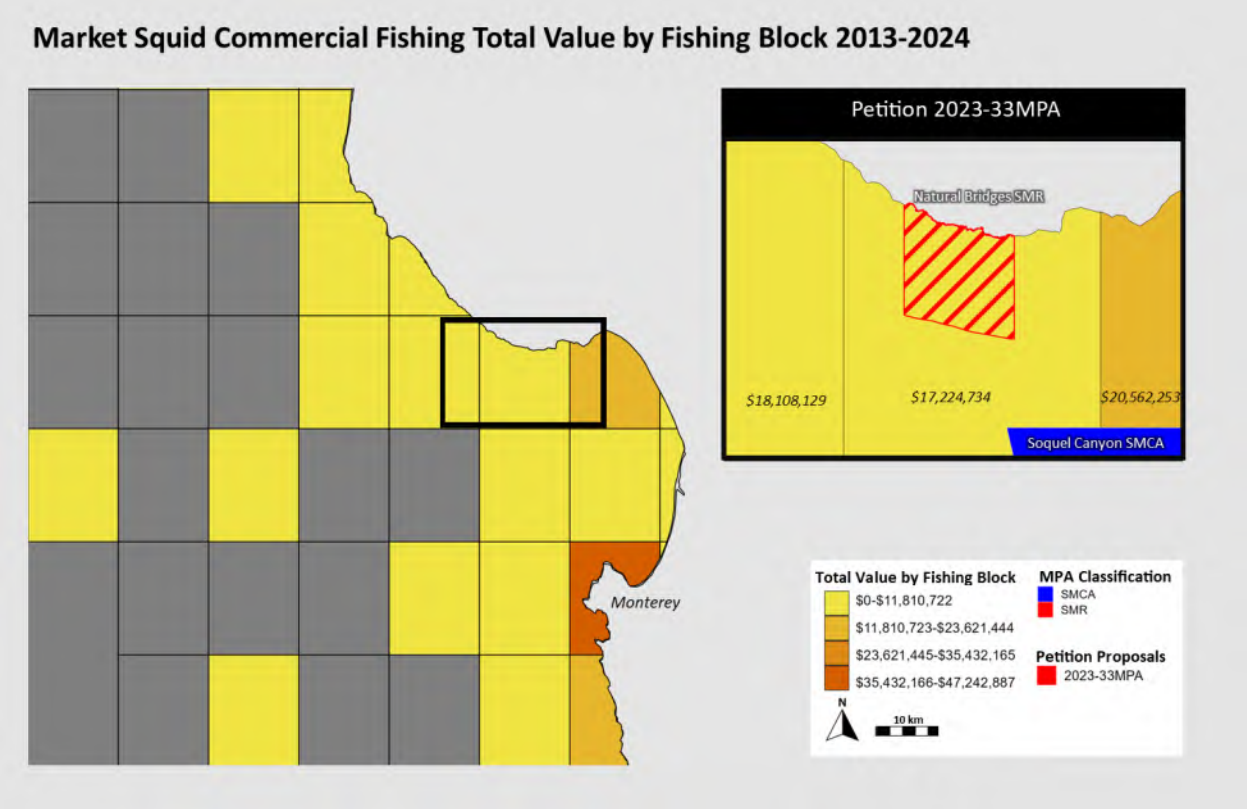


Figure 3. Total value (in millions $US) of commercially caught California market squid (*Doryteuthis opalescens*) from 2013 to 2024 by CDFW fishing block for the Central Coast with reference to petition 2023-33MPA_AM. Actual value provided within fishing blocks that overlap/are adjacent with the proposed boundary expansion of Natural Bridges SMR.

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CALIFORNIA
OCEAN
PROTECTION
COUNCIL

July 31, 2026

California Fish and Game Commission
715 P Street, 16th Floor
Sacramento, CA 95814
Transmitted via email: fgc@fgc.ca.gov

Re: OPC Staff Recommendations - Petitions to Adaptively Manage California's Marine Protected Area Network

Dear President Sklar, Vice President Anderson, and Members of the California Fish and Game Commission,

Thank you for your leadership in managing California's Marine Protected Area (MPA) Network – the global gold standard for marine conservation. Building on our public letter transmitted to the California Fish and Game Commission (CFGC) on March 20[1], which outlined the role of the California Ocean Protection Council (OPC) in MPA management and highlighted major OPC policy priorities for MPAs, we are pleased to provide specific input and OPC staff's recommendations on submitted petitions for changes to the MPA Network currently under consideration by CFGC. As noted in our March 20 letter, this input is intended to complement the comprehensive evaluations of MPA petitions conducted by the California Department of Fish and Wildlife (CDFW) under a separate set of questions and criteria established by CFGC.

The first-ever Decadal Management Review of the MPA Network, released in 2023, clearly demonstrated that MPAs are working to improve California's ocean health. However, the Decadal Management Review did not specifically explore opportunities to strengthen the existing MPA Network. As noted in our March 20 letter, OPC believes that evaluating MPA petitions with this question in mind is essential for ensuring the continued success of California's MPAs, especially as a changing climate increasingly threatens coastal and marine

1 https://opc.ca.gov/wp-content/uploads/2026/03/OPC-letter-on-MPA-petitions_3.20.26-508.pdf

ecosystems and ecosystem services. Therefore, this input provided by OPC staff is explicitly focused on whether proposed actions hold promise to strengthen the performance and durability of the MPA Network. This is consistent with OPC's Strategic Plan[2] and key recommendations from the Decadal Management Review[3].

Overall, **OPC's petition recommendations are rooted in a precautionary approach.** The 2026 California Coast and Ocean Report[4], released earlier this year, indicates that climate change is increasingly threatening coastal and marine ecosystems, as well as benefits provided by those ecosystems to coastal communities and California Native American tribes. In the face of warming oceans, sea level rise, the devastation of our state's kelp forests, severe shocks to fishing communities, and other climate-driven impacts, California's MPA Network is one of our most effective conservation tools for safeguarding biodiversity, building climate resilience, and ensuring the continued delivery of important ecosystem services that drive our state's multi-billion dollar ocean economy.

It is through this lens that we assessed petitions. Specifically, we looked for opportunities to bolster the types of MPA benefits anticipated to serve as an "insurance policy" against changing ocean conditions, such as increased population sizes, higher genetic diversity, strengthened ecological connectivity, and intact food webs. In doing so, we acknowledge that the effects of climate change are uncertain and that MPAs are not a panacea for the threats facing our ocean. We strongly support continued research and monitoring to assess the impacts of climate change on coastal and marine ecosystems and how MPAs may mitigate these impacts. In particular, California's robust MPA monitoring program, which is actively tracking the effects of MPAs across key ecosystems and coastal communities statewide, will continue to be a crucial tool in evaluating the overall success of the Network and any adaptive management changes made through the petition process. OPC is committed to continuing our support for the development and application of best available science to adaptively manage the Network into the future.

Given this precautionary approach, **we do not recommend that CFGC approve any petition that would weaken the existing MPA Network** (Petitions 2023-14MPA, 2023-15MPA_AM, 2023-

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2 OPC 2026-2030 Strategic Plan Objective 3.1: Strengthen the performance and durability of California's Marine Protected Area Network.

3 Decadal Management Review recommendations #4 (Apply what is learned from the first Decadal Management Review to support proposed changes to the MPA Network and Management Program); #23 (Expand and target monitoring and research efforts to examine the design attributes of the MPA Network more effectively); #28 (Further integrate influencing factors into ecological and human study designs and interpretations of MPA performance).

4 https://opc.ca.gov/wp-content/uploads/2026/03/California-Coast-and-Ocean-Report-2026.pdf

16MPA, 2023-18MPA[5], and 2023-23MPA_AM[6]**.** These petitions include several proposed actions that would open no-take State Marine Reserves or limited-take State Marine Conservation Areas to certain new types of fishing. OPC appreciates the thoughtfulness of petitioners in developing these proposals; however, we find that any actions that would roll back existing protections pose an unacceptable risk to the integrity of the existing Network. Such actions, while well-intentioned, have the potential to compromise existing conservation benefits and degrade the ability of the Network to meet the goals of the Marine Life Protection Act.

As a first step in assessing petitions with potential to strengthen the MPA Network (i.e. proposals for new MPAs, expanded MPAs, or stricter regulations), OPC staff first considered **whether petitions would improve MPA Network design**. Importantly, neither the Decadal Management Review nor CDFW's recently released Science Guide to California's MPA Network[7] identify significant design deficiencies in the MPA Network. Indeed, the Network is largely compliant with science guidance from the MPA planning process, with most MPAs meeting minimum size guidelines and all MPAs meeting minimum spacing guidelines. However, from a precautionary standpoint, some petitions have clear potential to improve MPA Network design, for example by reducing large distances between MPAs or increasing the representation of vulnerable habitats within the Network. OPC finds clear Network design benefits for three petitions: Petition 2023-29MPA_AM2, Petition 2023-32MPA, and two actions within Petition 2023-33MPA_AM1.

As a next step, OPC considered **whether petitions would result in meaningful additional biodiversity protection beyond what the current MPA Network already provides**. This could include actions such as: bolstering protections for important geological or biological features; protecting additional sensitive habitat, such as eelgrass, kelp forests, or rocky shores; protecting ecosystems that are important larval sources, sinks, or retention zones; strengthening ecological

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5 Petition 2023-18MPA includes an action that would open Vandenberg State Marine Reserve to certain types of shore fishing. A petition submitted in 2022 by the City of Lompoc (Petition 2022-04) proposes a similar action and will be considered by CFGC alongside the other petitions discussed here. While we recognize that Petition 2022-04 is intended to improve equitable coastal access for local residents, it would weaken protections provided by Vandenberg State Marine Reserve, which serves as a critical backbone MPA in the region. We recommend that CFGC deny Petition 2022-04.

6 One action in 2023-23MPA_AM (Action 20) has potential to strengthen the MPA Network: designation of a new MPA at Tanker's Reef. However, as proposed, this new MPA falls far below the minimum area required to function as a replicate in the MPA Network and is unlikely to provide meaningful additional conservation benefits beyond those already achieved by the existing Network, especially in the highly protected Monterey Bay region.

7 https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=246940&inline

connectivity; reducing fishing pressure on populations in decline; promoting improved ecosystem structure and function; or enhancing the resilience of the MPA Network to current or predicted climate impacts. Importantly, in exploring this consideration, OPC gave equal weight to petitions that would address current specific threats to biodiversity, such as the impacts of fishing gear on sensitive habitats, and petitions that would improve the Network's ability to withstand larger-scale and more diffuse impacts, such as marine heat waves. OPC finds compelling biodiversity benefits for several petitions: Petition 2023-21MPA_AM1, Petition 2023-27MPA_AM1, Petition 2023-28MPA_AM1, Petition 2023-29MPA_AM2, Petition 2023-32MPA, and two actions within Petition 2023-33MPA_AM1.

Finally, OPC considered **whether petitions would help support and revitalize tribally-led stewardship**. OPC is highly supportive of MPA adaptive management actions that advance co-governance, co-management, and collaborative stewardship with tribes. Such actions, which include protecting places with high biocultural significance, are essential not only for righting historical wrongs, but also for reconnecting tribes to traditional stewardship practices that can directly benefit biodiversity. Increased support for tribal stewardship is a top priority in both OPC's 2026-2030 Strategic Plan[8] and the California Natural Resources Agency's recently released Tribal Stewardship Policy[9], which aims to expand tribal stewardship of at least 7.5 million acres of California's lands and coastal waters. OPC finds that the following petitions have strong potential to advance tribally-led stewardship: Petition 2023-20MPA_AM1, Petition 2023-21MPA_AM1, Petition 2023-28MPA_AM2, and Petition 2023-29MPA_AM2.

Based on these considerations, OPC recommends approval of the following petitions, with some modifications. In developing these recommendations, OPC staff evaluated the most recent versions of petitions, including any amendments or clarifications received from petitioners after CFGC's March 2025 deadline for petition amendments.

8 OPC 2026-2030 Strategic Plan Objective 2.1: Strengthen partnerships with California Native American tribes.

9 https://resources.ca.gov/Initiatives/Tribalaffairs/TribalStewardshipPolicyAndToolkit

Table 1. OPC's recommended petitions.

Petition Number	MPA(s) Affected	Petitioner	Proposed Action	OPC Recommendation
2023-20MPA_AM 1 (as amended at the April 14, 2026 CFGC Tribal Committee meeting)	Point Buchon SMCA and Point Buchon SMR (existing)	Santa Ynez Band of Chumash Indians	Add a tribal take exemption at Point Buchon SMCA, rename Point Buchon SMCA, and adjust northern boundary of Point Buchon SMR	Approve tribal take exemption and renaming; deny proposed boundary change
2023-21MPA_AM1 (as amended at the April 14, 2026 CFGC Tribal Committee meeting)	Pyramid Point SMCA (existing)	Tolowa Dee-ni' Nation	Remove recreational take of true smelt in Pyramid Point SMCA and adjust northern boundary of Pyramid Point SMCA	Approve proposed removal of recreational take of true smelt; deny proposed boundary change
2023-27MPA_AM1 (as clarified at the May 6, 2026 CFGC regional meeting)	Anacapa Island SMCA (existing)	Environmental Defense Center	Modify regulations at Anacapa Island SMCA to protect sensitive eelgrass habitats (with several options proposed)	Modify SMCA regulations to prohibit the deployment of lobster traps shallower than 50 feet
2023-28MPA_AM2 (as amended at the April 14, 2026 CFGC Tribal Committee meeting)	Point Sal SMCA (new)	Northern Chumash Tribal Council and Natural Resources Defense Council	Add a new MPA near Point Sal	Approve the proposed new Point Sal SMCA

Petition Number	MPA(s) Affected	Petitioner	Proposed Action	OPC Recommendation
2023-29MPA_AM2 (as amended at the April 14, 2026 CFGC Tribal Committee meeting)	Mishopshno SMCA (new)	Santa Ynez Band of Chumash Indians and Natural Resources Defense Council	Add a new MPA near Carpinteria	Approve the proposed new Mishopshno SMCA
2023-32MPA (as clarified at the April 21, 2026 CFGC regional meeting)	Duxbury Reef SMCA (existing)	Environmental Action Committee of West Marin	Expand Duxbury Reef SMCA and modify regulations to strengthen protections for intertidal species	Designate two new SMCAs to protect the northern and southern portions of Duxbury Reef, each with take regulations that protect intertidal seaweed and invertebrates while allowing for continuation of other existing shore- and boat-based fishing
2023-33MPA_AM1	Various existing MPAs and one proposed new MPA	Environment California and Azul	Expand six existing MPAs statewide and add a new MPA in Santa Cruz	Approve proposed expansion of Point Dume SMCA, but deny proposed additional take allowance in Point Dume SMCA. Approve a smaller expansion of Point Conception SMR. Deny proposed expansion of Natural Bridges SMR, Cabrillo SMR, South Point SMR, or Gull Island SMR. Deny proposed designation of a new SMCA at Pleasure Point.

Detailed narratives providing justification for these recommendations are provided in the "Recommendation Narratives" section below, starting on page 10.

We recognize that our recommendations do not include three petitions intended to strengthen the MPA Network: Petition 2023-19MPA, Petition 2023-24MPA and Petition 2023-34MPA.

- Petition 2023-19MPA, submitted by the Santa Ynez Band of Chumash Indians, would designate a new SMCA, to be named Chitqawi in honor of a nearby Chumash coastal

village, offshore and to the north of Morro Bay in San Luis Obispo County. The proposed Chitqawi SMCA would protect waters adjacent to Morro Rock. However, the proposed SMCA would be located immediately adjacent to Morro Bay Harbor, a critical regional port, potentially presenting significant challenges. OPC also recognizes that many California Native American tribes, including non-federally recognized tribes, have significant cultural ties to Morro Rock. Given that the original petition focused on co-management of the area as its main goal, OPC recommends that CFGC work with the Santa Ynez Band of Chumash Indians to identify alternative pathways for strengthening protection of Morro Rock and establishing meaningful co-management agreements here and in the broader region. The petition process may have been an irregular fit for the Tribe's goals with this petition and OPC is committed to working with the Tribe going forward to protect this area through meaningful co-management.

- Petition 2023-24MPA, submitted by the Laguna Bluebelt Coalition, would extend the southern boundary of the Laguna Beach No-Take SMCA into the northern portion of Dana Point SMCA, expanding the No-Take SMCA and aligning its southern boundary with the southern border of the City of Laguna Beach. While this would increase overall protection in the area and potentially benefit fished species (e.g. finfish, lobster, and urchin) within the Dana Point SMCA, OPC notes that the existing boundary of the Laguna Beach No-Take SMCA currently aligns with both a clear latitude line as well as prominent rocky outcroppings, which serve as a helpful landmark for both boat-based and shore-based anglers. Changing this well-established and clear boundary has the potential to result in increased confusion and potential enforcement challenges.

- Petition 2023-34MPA, submitted by Environment California and Azul, would reclassify Point Buchon SMCA to an SMR and strengthen protections in Farnsworth Onshore and Offshore SMCAs by removing all take except for recreational spearfishing. Petitioners argue that these changes are necessary to address issues regarding compliance with MPA regulations; however, neither Point Buchon SMCA nor Farnsworth Onshore or Offshore SMCAs appear to have an unusually high number of MPA-related citations and, in fact, citation data demonstrate an overall trend of improved compliance with MPA regulations at Point Buchon SMCA.

For reference, our recommendations on each of the fifteen MPA petitions currently under consideration by CFGC are summarized in the "Recommendations At-a-Glance" table below, starting on page 28.

In closing, OPC appreciates the robust conversation around MPA petitions to date and recognizes that the many Californians who have engaged in this process hold a diversity of

perspectives, interests, and viewpoints related to these petitions. OPC staff attended all three in-person regional meetings of CFGC held earlier this year, which were intended to provide a venue for public feedback on petitions. At those meetings, we heard tribal members, conservation advocates, and students voice strong and passionate support for a strengthened MPA Network that can help protect our vulnerable coast and ocean in a time of rapid environmental change. However, we were also compelled by the serious concerns of many members of local communities, including commercial and recreational fishermen, whose lives and livelihoods have the potential to be significantly impacted by new or expanded MPAs. We deeply value California's commercial and recreational fishing communities and recognize their critical role in supporting a thriving blue economy. To that end, where possible, we have endeavored to provide creative recommendations on petitions that add conservation value to the existing MPA Network while limiting impacts to commercial and recreational fishing. More broadly, as highlighted in Goal 4 of our 2026-2023 Strategic Plan, OPC is committed to advancing a sustainable blue economy by investing in healthy marine ecosystems and resilient coastal communities that can continue to support fishing livelihoods for generations to come.

Additionally, the regional meetings made it abundantly clear that many communities, especially communities entitled to environmental justice, can face significant systemic barriers to accessing the coast and ocean and to participating in MPA management and decision-making processes. Millions of Californians visit the coast each year to access the ocean in different ways, including to engage in both consumptive and non-consumptive uses. Because of this, assessing benefits related to equitable access for individual petitions is a complex undertaking. Impacts of individual petitions on equitable access[10] and on advancing CFGC's Justice, Equity, Diversity, and Inclusion Policy[11] have been initially assessed via a joint effort between OPC and CDFW [12]; OPC is committed to expanding equitable access to the coast and ocean and supporting improved inclusion in coastal and ocean management, consistent with the goal of OPC's 2026-2030 Strategic Plan to maximize community benefits and stewardship, as well as OPC's Equity Plan[13].

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10 Specifically Question 14 in CDFW's Evaluation Framework: Does the proposed change provide more equitable access opportunities (e.g., fishing, educational, and/or other recreational opportunities) for traditionally underserved or marginalized communities?

11 Specifically Question 16 in CDFW's Evaluation Framework: Is the proposed change consistent with the CFGC Justice, Equity, Diversity and Inclusion Policy (https://fgc.ca.gov/About/JEDI)?

12 Available here: https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=246997&inline

13 https://www.opc.ca.gov/webmaster/_media_library/2022/11/OPC-Equity-Plan-508.pdf

Thank you for considering our recommendations. We look forward to the work ahead and to continued meaningful engagement with California's diverse coastal communities as the petition process unfolds.

Sincerely,



Jenn Eckerle
Deputy Secretary for Oceans and Coastal Policy, California Natural Resources Agency
Executive Director, Ocean Protection Council

Recommendation Narratives

Petition 2023-20MPA_AM1: Add a tribal take exemption at Point Buchon SMCA, rename Point Buchon SMCA, and change northern boundary of Point Buchon SMR

The Santa Ynez Band of Chumash Indians (SYBCI) has proposed several changes to Point Buchon SMCA[14] and Point Buchon SMR[15]. As amended by the tribe at the April 14, 2026 meeting of CFGC's Tribal Committee[16], these proposed changes are: add a tribal take exemption at Point Buchon SMCA for the Santa Ynez Band of Chumash Indians, rename Point Buchon SMCA, and change the northern boundary of Point Buchon SMR. Located approximately eight miles south of Morro Bay in San Luis Obispo County, Point Buchon SMCA and Point Buchon SMR together protect nearly 19 square miles of rocky reefs, sandy seafloor, beaches, kelp forests, rocky intertidal habitat, offshore pinnacles, and some of the shallowest cold-water corals in California (SeaSketch California 2026). Point Buchon SMR spans approximately 2.5 miles of coastline between Coon Creek and Diablo Canyon and protects 6.7 square miles of coastal waters between shore and approximately 200 feet deep (SeaSketch California 2026). Point Buchon SMCA protects more than 12 square miles of coastal waters offshore of the SMR, ranging from approximately 200 to 400 feet deep (SeaSketch California 2026).

Adding a tribal take exemption to Point Buchon SMCA and renaming Point Buchon SMCA to better reflect Chumash cultural heritage both represent significant opportunities to advance tribal sovereignty, collaborative governance, and tribal stewardship within the Central Coast[17] bioregion of the MPA Network. Similar to other tribal take exemptions currently granted to SYBCI for MPAs in the South Coast bioregion of the MPA Network, such as Kashtayit SMCA, the proposed tribal take exemption for Point Buchon SMCA would exempt SYBCI members from MPA-specific take restrictions and thus allow SYBCI members to harvest living marine resources

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14 SMCA = State Marine Conservation Area. In this type of MPA, certain recreational or commercial fishing activities may be allowed, while other types of take are prohibited. https://wildlife.ca.gov/Conservation/Marine/MPAs/Definitions#mpa

15 SMR = State Marine Reserve. In this type of MPA, all take is prohibited. https://wildlife.ca.gov/Conservation/Marine/MPAs/Definitions#mpa

16 https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=245526&inline

17 As defined in the 2018 MPA Monitoring Action Plan (https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=161748&inline), the bioregions of the MPA Network are: North Coast (California/Oregon border to San Francisco Bay, including the Farallon Islands), Central Coast (San Francisco Bay to Point Conception), and South Coast (Point Conception to U.S./Mexico border, including the Channel Islands).

for cultural, subsistence, and stewardship purposes. Regulations in the adjacent Point Buchon SMR would remain unchanged.

Point Buchon is also culturally significant. The petition identifies Buchon as a historical Chumash village site and describes the area as having special spiritual significance to Chumash maritime peoples. Establishing a tribal take exemption at Point Buchon SMCA and renaming the SMCA would recognize this significance and advance progress toward tribal co-management of this MPA, which the tribe has requested to pursue through a non-regulatory pathway. **OPC recommends that CFGC approve the proposed tribal take exemption and name change for Point Buchon SMCA.**

Petitioners have also requested to adjust Point Buchon SMR's northern boundary further to the north, arguing that doing so would better capture the full marine area offshore of Point Buchon. However, OPC notes that the existing northern boundary aligns with a readily determinable line of latitude (35° 15.250' N) and prominent onshore landmarks; changing the boundary could cause confusion and enforcement challenges and would also result in a misalignment of the northern boundaries of Point Buchon SMR and SMCA. **OPC recommends that CFGC deny the requested boundary adjustment for Point Buchon SMR.**

Petition 2023-21MPA_AM1: Remove recreational take of true smelt in Pyramid Point SMCA and adjust northern boundary of Pyramid Point SMCA

The Tolowa Dee-ni' Nation has proposed two changes to Pyramid Point SMCA, located at Pyramid Point in Del Norte County near the California-Oregon border: removal of the current recreational take allowance for true smelt, and adjustment of the SMCA's northern boundary. Pyramid Point SMCA is the northernmost MPA in California's MPA Network and covers approximately 14 square miles of sandy beaches, offshore rocks, and soft seafloor; currently the only type of take allowed in this MPA is recreational take of surf smelt (*Hypomesus pretiosus*, known as *lhvmsr* in the Tolowa language)[18] by dip net or Hawaiian-type throw net, as well as tribal take of all species, consistent with applicable state fishing regulations, by the Tolowa Dee-ni' Nation through a tribal take exemption. The proposal is intended to protect a culturally and ecologically important forage fish species while maintaining tribal take of that species,

18 Technically, Pyramid Point SMCA allows take of a three-species "true smelt" group: surf smelt, night smelt, and whitebait smelt. To achieve the requested removal of the recreational take allowance for surf smelt, it is necessary to remove the recreational take allowance for the species group. At the April 14, 2026 meeting of CFGC's Tribal Committee, the Tolowa Dee-ni' Nation amended this petition to change its request from removal of the take allowance for surf smelt to removal of the take allowance for true smelt.
https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=245526&inline

particularly take associated with traditional Tolowa Dee-ni' Nation "fish camps" – annual events where members of the Nation travel to the coast to fish, camp, and traditionally process surf smelt during its spawning months from July to October.

Petitioners argue that removal of the existing recreational take allowance is needed because, according to the Tolowa Dee-ni' Nation's Traditional Knowledges – particularly the observations of traditional surf smelt fishermen – surf smelt populations have declined substantially since the late 1990s. OPC respects and affirms the importance of tribal science and Traditional Knowledges and also notes that this trend has been documented through non-indigenous science. Though no formal stock assessments have been completed for surf smelt, CDFW's 2020 Enhanced Status Report for the species shows that commercial landings statewide (95% of which occur in Humboldt and Del Norte County ports) regularly exceeded 500,000 pounds per year in the mid-1990s but dropped precipitously in 1998-1999 and have not exceeded 250,000 pounds per year in the last twenty years (CDFW 2020). Commercial surf smelt landings declined to record lows of approximately 700-1,000 pounds annually between 2017 and 2019 before showing a modest rebound beginning in 2020, although catches remained well below historical levels (CDFW 2025). California Recreational Fisheries Surveys (CRFS) data summarized in CDFW's Enhanced Status Report that recreational surf smelt landings were negligible from 2005 through 2017, apart from an anomalous spike to approximately 110,000 pounds in 2011; the CRFS program that produced these estimates was discontinued in 2018 (CDFW 2020, CDFW 2025).

The decline of surf smelt populations concerns OPC for several reasons. First, forage fishes such as surf smelt play critical roles in nearshore food webs because they transfer energy from plankton-rich coastal waters to higher trophic levels, supporting fish, seabird, and marine mammal populations (Pikitch et al. 2014, Essington et al. 2015). Surf smelt in particular play a foundational role in Northern California coastal ecosystems by serving as prey for species such as salmon, seabirds, marine mammals, and other predators. As an important forage fish, their abundance can reflect broader ecosystem condition and food web dynamics (Santora et al. 2021, NOAA Fisheries 2022). Second, Native American tribes on California's North Coast have relied on surf smelt since time immemorial for subsistence and cultural heritage. As described in the petition, Tolowa families return to the coast each year for "fish camps" that involve the harvest of surf smelt using traditional A-frame nets, with associated prayers, protocols, and ceremonies. Maintaining access to a healthy surf smelt population is essential to the continuation of tribes' cultural practice, food sovereignty, spiritual relationships, and community well-being (Turner et al. 2008, Charles & Wilson 2009).

Surf smelt are a sensitive species and their population trends can be heavily influenced by a number of factors. This includes not only fishing pressure – heavy fishing can cause surf smelt populations to decline quickly given their short life cycles and the fact that most fishing occurs

during spawning – but also environmental stressors, including warming waters, pollution, and physical impacts to beaches where they spawn (Russell et al. 2022, Tomlin et al. 2021). OPC recognizes that MPAs have limited ability to mitigate these larger-scale threats. However, given the population declines noted above and the ecological and cultural importance of surf smelt, OPC supports stricter MPA regulations to strengthen protections for this vulnerable species. OPC notes that approval of this petition would allow continued tribal harvest of surf smelt, but this traditional take is unlikely to have population-level impacts.

To support the recovery of surf smelt, the integrity of nearshore food webs, and the continuation of tribal stewardship and cultural use of this species into the future, **OPC recommends that CFGC approve removal of the allowance for recreational take of true smelt in Pyramid Point SMCA**. The Tolowa Dee-ni' Nation would retain its existing tribal take exemption for this SMCA.

Petitioners have also requested a boundary adjustment to align the northern boundary of Pyramid Point SMCA with the terrestrial California-Oregon border. California's terrestrial northern boundary was intended to run along the 42° N latitude line, but initial surveys with primitive equipment in 1868 resulted in a zigzag border that deviates up to a half mile north or south of that latitude line. In contrast, the offshore northern boundary is an arc that projects seaward from the 42° N latitude line and connects the outermost headlands of the mainland coast to offshore rocks. For this reason, California's offshore and terrestrial borders are slightly misaligned; the offshore boundary is consistent with California's legally recognized northern border at 42° N latitude and is used in all ocean-based regulations. Changing the northern boundary of Pyramid Point SMCA so that it no longer aligns with this recognized offshore boundary would likely result in regulatory confusion and enforcement challenges. **OPC recommends that CFGC deny the request to modify Pyramid Point SMCA's northern boundary.**

Petition 2023-27MPA_AM1: Modify regulations at Anacapa Island SMCA to protect sensitive eelgrass habitats

Environmental Defense Center has submitted a petition with three options intended to better protect sensitive eelgrass meadows inside the Anacapa Island SMCA from the impacts of lobster traps and other hard-bottomed fishing gear. As clarified by the petitioner at the May 6, 2026 CFGC regional meeting[19], the proposed options are 1) Change regulations to disallow commercial lobster fishing year-round within the Anacapa Island SMCA; 2) Change regulations

19 Video available at https://cal-span.org/meeting/cfg_20260506/. Discussion of Petition 2023-27MPA_AM1 begins at 01:05:13.

to disallow hard bottomed fishing gear (including anchoring if applicable) near eelgrass meadows within the Anacapa Island SMCA, or 3) Change the border of the Anacapa Island Special Closure to prohibit the deployment of lobster traps from 0-50 feet deep, instead of the existing 0-20 feet deep.

Pacific eelgrass (*Zostera pacifica*) is a foundational species that is found along California's open coast and provides vital habitat, food, and shelter for a variety of marine fishes and invertebrates. Eelgrass also supports sediment stabilization and erosion protection, plays an important role in nutrient cycling, and helps mitigate climate change by sequestering carbon (Waycott et al. 2009, Fourqurean et al. 2012, Duarte et al. 2013). Eelgrass beds are inherently dynamic and naturally fluctuate from year to year; eelgrass persistence is influenced by a variety of environmental factors including temperature, currents, sediment dynamics, water quality, and availability of suitable substrate (Grech et al. 2012, Rock & Daru 2021, Zabarte-Maeztu et al. 2021, Herrera et al. 2022). At the same time, numerous studies have demonstrated that hard-bottomed fishing gear, including traps and pots, can negatively impact eelgrass (Stevens 2021, Rees et al. 2021). Traps can crush eelgrass shoots and rhizomes upon impact, and they may smother eelgrass if left in place. The setting and retrieval of traps, dragging of trap lines, and movement of traps while in the water often leaves bare scouring marks or "haloes" of damage in eelgrass meadows (Abadie et al. 2016, Stevens 2021, Rees et al. 2021).

Eelgrass meadows were once abundant along the north sides of all three islets that make up Anacapa Island, generally found from approximately 0-20 feet deep but sometimes extending to 45 feet deep (Altstatt 2021). Although eelgrass virtually disappeared around Anacapa Island during the late 1980s following the 1982-1983 El Niño and subsequent overgrazing by white sea urchins, it has recovered in many places thanks in part to a successful eelgrass restoration effort initiated in 2002 at Frenchy's Cove on the north side of West Anacapa Island (Altstatt et al. 2014).

Frenchy's Cove is situated within both the island-wide nearshore Anacapa Island Special Closure, which prohibits the use of nets and traps from 0-20 feet deep, as well as the much larger Anacapa Island SMCA, which extends to the three nautical mile state water boundary and prohibits most forms of take except for recreational take of lobster and pelagic finfish, as well as commercial take of lobster. Offshore of Frenchy's Cove, a Brown Pelican Fledgling Area – an extension of the Special Closure across approximately 4,000 feet of coastline – prohibits all boating activity and access from 0-120 feet deep from January 1 - October 31. Together, these regulations protect eelgrass meadows located in 0-20 feet of depth year-round, and meadows located deeper than 20 feet for 10 months out of the year.

These existing regulations already provide eelgrass meadows at Frenchy's Cove with substantial protection from fishing gear impacts. However, eelgrass meadows deeper than 20 feet at Frenchy's Cove are still vulnerable to fishing gear impacts for two months out of the year. Subtidal surveys conducted by the Channel Islands monitoring program show that these deeper meadows represent a substantial proportion of the eelgrass inside the Anacapa Island SMCA (SeaSketch California 2026) and, because eelgrass is a delicate ecosystem that can take years to recover from fragmentation or scarring (Altstatt et al., 2014; Reed & Hovel, 2006), damage accrued during the two months that the Brown Pelican Fledgling Area is open is likely to have lasting and outsized impacts on the integrity and function of these eelgrass meadows.

OPC recognizes that some data gaps exist regarding the distribution of eelgrass at Frenchy's Cove and Anacapa Island more broadly, as well as the drivers contributing to its persistence and loss. However, in the context of substantial declines of eelgrass statewide since the 1950s (Waycott et al. 2009, Harris et al. 2026), and the critical importance of eelgrass meadows for marine biodiversity (Kindeberg et al. 2022), OPC finds that regulatory action to protect the full extent of eelgrass meadows inside Anacapa Island SMCA, i.e. providing new protections for meadows that occur from 20-45 feet, is warranted. In assessing the petitioner's proposed options, OPC finds that Option 1 (prohibiting lobster fishing within the entire Anacapa Island SMCA, which extends three nautical miles offshore to a depth of nearly 500 feet) is unnecessary to protect eelgrass meadows, which are a nearshore ecosystem. Further, OPC notes that Option 2 (prohibiting lobster fishing "near eelgrass meadows") would be difficult to enforce given the inherently dynamic nature of these ecosystems. Finally, OPC is concerned that Option 3 (extending the boundary of the Anacapa Island Special Closure from 20 feet deep to 50 feet deep) could be problematic for multiple reasons: first, the specific intent of the Special Closure is to decrease entanglement risk for birds feeding near roosting grounds on the island; second, changing the boundary could add to existing significant regulatory confusion between the Anacapa Island SMCA, SMR, and Special Closure/Brown Pelican Fledgling Area; and third, this option would unnecessarily restrict lobster fishing opportunities outside of the Anacapa Island SMCA. Therefore, **OPC recommends that CFGC modify the regulations at Anacapa Island SMCA to prohibit the deployment of lobster traps shallower than 50 feet**. This simplified alternative pathway would strengthen protections for eelgrass meadows within their full depth range inside the SMCA, while maintaining lobster fishing opportunities outside the SMCA.

OPC also recognizes that non-consumptive activities, such as anchoring, may have similar impacts on eelgrass meadows as lobster trapping. OPC recommends exploration of non-regulatory management solutions, potentially including installation of moorings within the SMCA, to mitigate other activities that can damage the seafloor.

Petition 2023-28MPA_AM2: Add a new MPA near Point Sal (Point Sal SMCA)

The Northern Chumash Tribal Council and the Natural Resources Defense Council have proposed the designation of a new State Marine Conservation Area at Point Sal, California, situated at the northern end of Vandenberg Space Force Base near the City of Guadalupe in northern Santa Barbara County. As amended by petitioners at the April 14, 2026 meeting of CFGC's Tribal Committee[20], the proposed new Point Sal SMCA, which would eventually be given a name in a Chumash language to honor the importance of the area to local Chumash peoples, would span close to 7 miles of coastline and encompass nearly 15 square miles, from shore to a maximum depth of 187 feet (SeaSketch California 2026). It would prohibit all forms of take except for recreational take of finfish from shore using hook and line.

The proposed new Point Sal SMCA is located roughly 50 miles to the north of Point Conception, at the northern end of a major biogeographic transition zone within the California Current Large Marine Ecosystem, where warmer waters from the south meet colder, nutrient-rich waters from the north, supporting exceptionally high biodiversity (Hamilton et al. 2010, Blanchette et al. 2008, Arafeh-Dalmau et al. 2023). The waters offshore of Point Sal in particular are highly productive and nutrient-rich due to seasonal coastal upwelling in the area. This area supports abundant fish and invertebrate populations and serve as critical foraging grounds for seabirds and marine mammals – including multiple iconic California species such as brown pelicans, southern sea otters, and humpback whales (Checkley & Barth 2009).

The proposed new SMCA would protect a large portion of Point Sal's coastline and offshore waters, including sandy beach, rocky shoreline, shallow hard bottom, shallow soft bottom, and deep soft bottom habitats (SeaSketch California 2026). The new SMCA would also include a known krill hotspot that supports feeding blue whales from late spring to early fall (Santora et al. 2011, Savoca et al. 2021). Importantly, as noted by the petitioner, the area inside the proposed SMCA leeward of Point Sal may also function as a larval retention zone. Headlands and coastal promontories like Point Sal can slow or recirculate ocean currents, allowing fish and invertebrate larvae to remain near suitable settlement habitats rather than being transported offshore during upwelling events (Mace & Morgan 2006, Morgan et al. 2011, Harvey et al. 2021, Robinette et al. 2019). Robinette et al. (2019) found that seabird foraging rates, which can be used as an indicator of juvenile fish abundance, are generally higher in the lee of headlands and along south-facing coasts such as Point Sal. This suggests that the proposed new MPA has the

20 https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=245526&inline

potential to protect an area of high juvenile fish recruitment, which could potentially add a rich new larval source "node" to the MPA Network.

The proposed Point Sal SMCA would also protect an area of substantial cultural importance to the Chumash people. There are long-standing Chumash connections to Point Sal, including archaeological evidence of occupation near the area dating back nearly 5,000 years. The Northern Chumash Tribal Council has stated that Point Sal is an especially sacred area within the broader Chumash Heritage National Marine Sanctuary, and designation of the proposed new Point Sal SMCA represents a unique opportunity to strengthen biodiversity protections within the Sanctuary.

Importantly, Point Sal is extremely remote. The public access road to Point Sal State Beach was washed out during severe storms during the 1998 El Niño event and was never repaired. Currently, access to Point Sal State Beach requires a round-trip hike of approximately 10 miles. Therefore, although the petitioners' proposed take allowance for hook-and-line fishing from shore would technically result in a moderate-low level of protection for Point Sal based on the science guidelines from the MPA planning process, OPC finds that the proposed new SMCA would likely still provide meaningful and significant biodiversity benefit given the difficulty associated with accessing Point Sal State Beach for shore-based fishing. Should existing conditions change in the future, we would support revisiting the take allowance for shore-based fishing.

Overall, OPC finds that the proposed new Point Sal SMCA represents an important opportunity to protect a pristine and relatively undisturbed biodiversity hotspot, while recognizing the biocultural significance of the area to local Chumash tribes. **OPC recommends that CFGC approve the proposed new Point Sal SMCA.**

Petition 2023-29MPA_AM2: Add a new MPA near Carpinteria (Mishopshno SMCA)

The Santa Ynez Band of Chumash Indians, Natural Resources Defense Council, and Environmental Defense Center have proposed the designation of a new SMCA near Carpinteria, California, located approximately twelve miles southeast of Santa Barbara. The proposed new MPA, to be named Mishopshno in honor of a nearby Chumash coastal village, would protect key nearshore ecosystems in the Santa Barbara Channel, including a large portion of Carpinteria Reef. As amended by petitioners at the April 14, 2026 meeting of CFGC's Tribal Committee[21], the proposed new Mishopshno SMCA would span nearly 4 miles of shoreline and encompass

21 https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=245526&inline

approximately 9 square miles, from shore to a maximum depth of 141 feet (SeaSketch California 2026). It would prohibit all forms of take except for recreational take of finfish from shore using hook and line, with a tribal take exemption for the Santa Ynez Band of Chumash Indians.

The Santa Barbara Channel is part of a major biogeographic transition zone near Point Conception, separating cold waters to the north of Point Conception from warmer waters to the south (Dever et al. 2004, Johnson & Hartwell 2018). The proposed new Mishopshno SMCA would protect a number of important coastal and marine habitats within the Santa Barbara Channel, including sandy beach, coastal marsh, estuary, and kelp forest habitats (SeaSketch California 2026). Importantly, a new Mishopshno SMCA would provide new protection for Carpinteria Reef, a shallow kelp forest and rocky reef ecosystem that is home to a diversity of marine fishes and invertebrates such as Lingcod, California Sheephead, Kelp Bass, and both red and purple sea urchins (Levenbach 2008, Carr et al. 2017). This reef supports a large kelp patch that, according to Landsat data from 1984-2023 (Bell et al. 2024), has continued to persist despite the recent 2014-2016 marine heat wave and overall declines in the region, making it one of the most stable kelp forests in the Santa Barbara Channel (Fig. 2). The petitioners also note that Carpinteria Reef may serve as an aggregation site for juvenile Great White Sharks, though such aggregations are often highly dynamic and may shift locations from year to year.

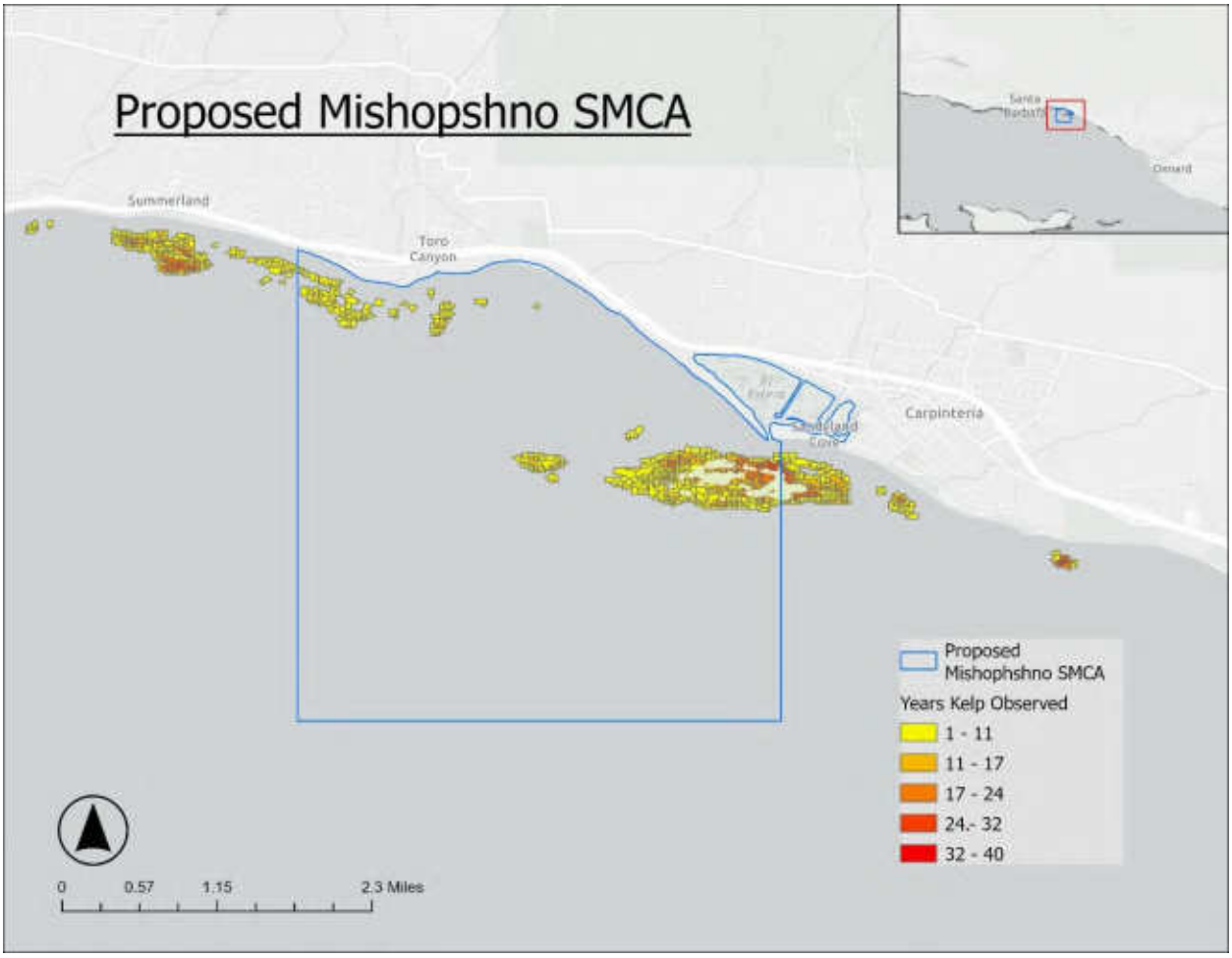


Figure 1. The proposed new Mishopshno SMCA. Satellite monitoring of kelp canopy cover via Landsat from 1984-2023 shows a persistent kelp forest at Carpinteria Reef near the proposed eastern boundary of the SMCA.

In addition to protecting an area of high biodiversity in an ecologically important region of the state, the most significant way in which the proposed Mishopshno SMCA could improve the ecological performance of California's MPA Network is by strengthening connectivity between Campus Point No-Take SMCA to the west and Point Dume SMCA to the southeast. Ensuring that larvae, eggs, spores, or juveniles of marine species are able to move into, out of, or between MPAs is fundamental to the success of California's MPAs as an ecologically connected network. For this reason, science guidance from the MPA planning process included explicit spacing guidelines for MPAs. According to this guidance, in order for MPAs to be within dispersal range for most ecologically and economically important groundfish and invertebrate species, they should be spaced 31-62 miles apart. Currently, the distance between the eastern boundary of Campus Point SMCA and the western boundary of Point Dume SMCA is approximately 60 miles (SeaSketch California 2026). This is very near the upper limit of the spacing guidelines and the largest distance between MPAs in the entire Network.

This distance concerns OPC for multiple reasons. First, while there are several MPAs nearby at the Northern Channel Islands, recent studies suggest the islands may not be as reliably or consistently ecologically connected to the mainland as previously thought due to the presence of small-scale eddies and coastal currents that can impact cross-channel exchange during some oceanographic conditions, while enhancing local retention and alongshore connectivity under others (Dauhajre et al. 2019, Robinette et al. 2012, Harvey et al. 2021). Second, both Campus Point No-Take SMCA and Point Dume SMCA contain kelp forests. Potentially weak connectivity between these habitats could pose risks to kelp resilience in the broader region. Finally, ecological connectivity has the potential to be highly disrupted by the impacts of climate change, which have already been well documented in the Southern California Bight (Magris et al. 2014, Schiff et al. 2019, Wilson et al. 2020, Kekuewa et al. 2022, Frieder et al. 2024). Climate-driven changes in temperature, ocean circulation, and upwelling can dramatically affect larval development, settlement, and survival, with important implications for connectivity (O'Connor et al. 2007, Kendall et al. 2016, Pecl et al. 2017, Pinsky et al. 2019, Wilson et al. 2020). Additionally, in some cases, climate impacts can eliminate important larval source populations entirely, such as when kelp forests are converted to urchin barrens (Rogers-Bennett & Catton 2019, Starko et al. 2024) – potentially making the effective ecological distance between intact protected habitats much greater than the geographic distance between MPA boundaries (Wilson et al. 2020).

The proposed Mishopshno SMCA, which would be located 14.6 miles from Campus Point No-Take SMCA and 44.1 miles from the Point Dume SMR/SMCA cluster (SeaSketch California 2026), would fill the existing large distance between these two MPAs and potentially act as a key "stepping stone" in the Santa Barbara Channel. This has the potential to improve ecological connectivity between Campus Point No-Take SMCA and Point Dume SMCA, especially between the kelp habitats protected by these MPAs, buffer against future climate impacts on connectivity, and strengthen overall resilience in the Santa Barbara Channel. OPC recognizes that the petitioners' proposed allowance for hook-and-line fishing from shore would result in a moderate-low level of protection per science guidance from the MPA planning process, with potential impacts on connectivity; however, continued shore-based fishing access to this area has significant potential to benefit local communities and non-federally recognized tribes.

OPC also recognizes the cultural significance of this area to local Chumash peoples. Members of the Santa Ynez Band of Chumash Indians have described ecosystems within the proposed Mishopshno SMCA as "living homelands and cultural landscapes" where gathering, teaching, ceremony, and other cultural practices have occurred for millennia. The area is also central to Chumash peoples' creation stories and canoe-building traditions. Designation of the proposed Mishopshno SMCA would represent a significant opportunity to protect the biocultural significance of the area and advance co-management with the Santa Ynez Band of Chumash

Indians, supporting the continued stewardship and care of this area's unique coastal and marine biodiversity by its original guardians.

Overall, OPC finds that the proposed new Mishopshno SMCA represents an important opportunity to improve MPA Network design, strengthen ecological connectivity, and recognize the biocultural significance of the area to local Chumash tribes. **OPC recommends that CFGC approve the proposed new Mishopshno SMCA.**

Petition 2023-32MPA: Expand Duxbury Reef SMCA and modify regulations to strengthen protections for intertidal species

The Environmental Action Committee of West Marin has proposed several actions intended to strengthen protections at Duxbury Reef SMCA. As clarified by the petitioner at the April 21, 2026 CFGC regional meeting[22], those actions are: expand the northern and southern boundaries of Duxbury Reef SMCA to protect the majority of Duxbury Reef's contiguous rocky intertidal habitat and modify regulations in Duxbury Reef SMCA to remove the current allowance for shore-based take of finfish by methods other than hook-and-line.

Duxbury Reef SMCA, located at the southern tip of the Point Reyes Peninsula in Marin County approximately one mile west of Bolinas, was designed specifically to protect Duxbury Reef, one of the largest shale reefs in North America and a unique geological feature found nowhere else in California (U.S. Geological Survey 2005). Duxbury Reef is very large and shallow; its broad, low-relief, gently sloping shale platform hosts an extensive network of cracks and crevices that are exposed at low tide and support exceptionally high biodiversity, including iconic intertidal species such as anemones, sea stars, and nudibranchs. It is one of the most accessible and frequently visited coastal sites in the region for tidepooling, and the reef serves as one of California's premier locations for environmental education and tidepool interpretation. Duxbury Reef SMCA was intentionally designed as a narrow, nearshore MPA that extends from the mean high tide line out to 1,000 feet seaward of mean lower low water, protecting intertidal habitat while allowing for commercial and recreational fishing further offshore, as well as recreational take of abalone (when allowed) and finfish from shore.

Currently, Duxbury Reef SMCA does not encompass the full extent of the reef's rocky intertidal habitat. This means that the northernmost and southernmost portions of Duxbury Reef currently receive no MPA protection, despite functioning as part of the same unique and biodiverse ecosystem as the portion of the reef within the existing SMCA. Expanding protections

22 Video available at https://cal-span.org/meeting/cfg_20260421/. Discussion of Petition 2023-32MPA begins at 03:11:24.

northward to Double Point/Stormy Stack Rock Special Closure and southward to the southernmost fringe of the reef, as proposed by petitioners, would capture the vast majority of Duxbury Reef, nearly doubling the amount of rocky shoreline protected by this MPA from 3.26 linear miles to 6.83 linear miles (SeaSketch California 2026) and improving representation of intertidal habitats, one of the rarest and most vulnerable coastal habitats in California, in the North Coast bioregion of the MPA Network (U.S. Geological Survey 2005).

OPC finds that these additional protections have the potential to increase biomass of currently harvested intertidal species, such as seaweed and shellfish, in the expansion areas, bolster overall species richness and diversity at Duxbury Reef, and improve ecological connectivity across the full reef ecosystem. Additional protection could also strengthen the reef's resilience to future climate change impacts, as protected rocky intertidal ecosystems have been found to exhibit greater resistance to, and recovery from, climate-driven disturbances such as marine heat waves compared to unprotected areas, helping to maintain community structure and ecological function during periods of extreme heating (CDFW 2023, Smith et al. 2023). However, OPC also notes that simply expanding the northern and southern boundaries of the existing SMCA could unnecessarily restrict existing boat-based commercial and recreational fishing activities in the proposed expansion areas, such as an important local commercial hook-and-line halibut fishery, that are not currently impacting intertidal biodiversity.

OPC recommends adding new protections for the intertidal in a way that does not change the existing Duxbury Reef SMCA and does not restrict existing commercial or recreational take, beyond new protections for intertidal seaweed and invertebrates, in the expansion areas. To accomplish this, **OPC recommends that CFGC designate two new SMCAs to protect the northern and southern portions of the contiguous rocky intertidal habitat of Duxbury Reef, with take regulations that protect intertidal seaweed and invertebrates (except abalone when allowed) while allowing for existing shore- and boat-based fishing**. We defer to CDFW to recommend final boundaries for these two new SMCAs based on feasibility and enforceability.

Petition 2023-33MPA_AM1: Expand six MPAs statewide and add a new MPA in Santa Cruz

Environment California and Azul have proposed a suite of actions – six proposed MPA expansions and one proposed new MPA – aimed at strengthening protections for kelp forest habitats across the state. Specifically, this petition proposes to expand Cabrillo SMR (southern San Diego), South Point and Gull Island SMRs (Northern Channel Islands), Point Dume SMCA (north of Los Angeles near the Los Angeles County/Ventura County border), Point Conception SMR (north of Santa Barbara), and Natural Bridges SMR (Santa Cruz). It also proposes the designation of a new SMCA at Pleasure Point (Santa Cruz). The proposed expansions and new MPA are aimed at protecting persistent, healthy kelp patches currently unprotected by the MPA

Network. Petitioners argue that protecting these new locations will help improve the resilience of kelp forest ecosystems across the state in the face of anticipated future marine heat waves and other climate stressors.

Kelp forests in California provide a variety of critical ecological functions and ecosystem services. Kelp serves as habitat and an important food source for a rich diversity of invertebrates, fishes, marine mammals, and birds, including ecologically and economically important species such as abalone, rockfishes, and sea otters (Hamilton et al. 2022, Bell et al. 2020). Kelp forests are critical to the well-being of California's coastal residents and the state's multi-billion-dollar ocean economy, providing valuable recreational opportunities such as scuba diving and wildlife viewing (Schiel & Foster 2015, NOAA Office of National Marine Sanctuaries 2025, Monterey Bay National Marine Sanctuary 2025), and kelp forest ecosystems also hold tremendous cultural significance for California Native American tribes. Unfortunately, recent climate-driven changes have resulted in severe and concerning kelp loss in California. A prolonged marine heat wave beginning in 2014 triggered unprecedented declines in California's kelp forests (Rogers-Bennett & Catton 2019, McPherson et al. 2021). Along the North Coast, more than 95% of bull kelp canopy was lost from 2014-2019 and has shown little recovery since then (McPherson et al. 2021), while statewide more than 75% of kelp forests remain below their long-term average in 2024 (Harris et al. 2026). As marine heat waves are expected to become more frequent and more severe as climate change accelerates, supporting the protection and restoration of these vulnerable ecosystems is a top priority for OPC.

Though MPAs cannot directly mitigate climate stressors such as warming ocean waters, petitioners argue that MPAs can support kelp resilience by promoting intact food webs. Specifically, petitioners note that healthy, abundant populations of predatory organisms, such as California Sheephead and California spiny lobster, can keep populations of kelp grazers like sea urchins in check, preventing urchins from overgrazing kelp (Hamilton et al. 2010, Caselle et al., 2015). While this is an active area of research and scientific evidence for the kelp resilience benefits of MPAs is mixed (Cavanaugh et al. 2019), several recent studies in California have demonstrated support for this "trophic cascade" hypothesis.

Eisaguirre et al. (2020) analyzed decades of subtidal monitoring data from the Northern Channel Islands and found that giant kelp density was significantly higher, and purple sea urchin density significantly lower, inside MPAs compared to adjacent fished areas. Kumagai et al. (2024) combined subtidal monitoring data with remotely sensed kelp canopy data to evaluate the statewide response of kelp forests to the 2014-2016 heat wave and found that fully protected MPAs appeared to enhance kelp forests' resistance to, and recovery from, marine heat waves in Southern California. Ortiz-Villa et al. (2025) used four decades of remote sensing data to examine the effects of 54 MPAs on kelp canopy coverage statewide and found that

implementation of MPAs resulted in an 8.5% increase in kelp canopy coverage compared to unprotected areas, with kelp forests in MPAs showing faster and more significant recovery following the 2014-2015 marine heat wave. Finally, results from the first Decadal Management Review of California's MPA Network showed that kelp canopy was more stable and resilient in MPAs, particularly in the South Coast (CDFW 2023).

Importantly, these documented benefits have largely been limited to Southern California, where lobster and Sheephead are abundant. In central California, where these predators are absent or uncommon and the main predator of sea urchins is the southern sea otter, most studies here have found little to no significant differences in urchin or kelp densities between MPAs and unprotected areas (Hamilton et al. 2010, Eisaguirre et al. 2020).

To identify specific areas to target for additional MPA protection, petitioners focused on areas of overlap between highly persistent kelp patches, as identified by Arafeh-Dalmau et al. (2021) using satellite data, and "medium-priority kelp restoration sites" as identified by Giraldo-Ospina et al. (2025) – defined as historically stable kelp beds that resisted the effects of the 2014-2015 marine heat wave and currently have a high proportion of kelp compared to their historical mean. This classification was intended by the authors of this study for use in a kelp restoration context; however, satellite imagery of kelp forest canopy, specifically Landsat data from 1984-2023 (Bell et al. 2024), does show that the areas identified by petitioners appear to be largely persistent over time (Fig. 2, Fig. 3). Given the anticipated impacts of climate change on kelp statewide, especially in the context of a historic new marine heat wave currently forming along the California coast and a predicted "Super El Niño" this year, OPC finds that, from a precautionary standpoint, protecting additional persistent kelp within the MPA Network is worth exploring at a limited scale.

Of the actions proposed in the petition, OPC recommends that CFGC deny the proposed expansion of Natural Bridges SMR and deny the proposed designation of a new SMCA at Pleasure Point. Both of these areas are located in Santa Cruz, at the northern end of the Monterey Bay. As described above, empirical support for the hypothesized "trophic cascade" benefits of MPAs for kelp has not been found in central California. Additionally, the proposed new MPA at Pleasure Point would not meet minimum guidelines for MPA size or level of protection, making it unlikely to accomplish biodiversity conservation objectives.

The remaining proposed actions are all focused on Southern California, where MPAs may promote improved kelp resilience by promoting trophic cascades. Of these actions, **OPC recommends that CFGC deny the proposed expansion of Cabrillo SMR.** Per the U.S. Navy, this proposed expansion has the potential to impact military readiness in the area. **OPC recommends that CFGC deny the proposed expansions of South Point SMR and Gull Island**

SMR; these proposed expansions would compromise the decades-long, deeply institutionalized state-federal partnership to co-manage the existing Channel Islands MPAs, which currently protect 20% of state waters around the Northern Channel Islands in no-take marine reserves. The proposed expansion of South Point SMR in particular would result in a misalignment with the boundaries of the neighboring Federal Marine Reserve.

OPC recommends approval, with modifications, of the remaining two proposed actions in Southern California (expansion of Point Dume SMCA and Point Conception SMR).

Point Dume SMCA. Located just offshore of Malibu in Los Angeles County, the existing Point Dume SMCA currently protects nearly 16 square miles of sandy beach, rocky shoreline, and kelp forest, as well as portions of a submarine canyon extending more than 2,000 feet deep. Petitioners propose expanding the existing Point Dume SMCA to the west by 4.6 square miles, approximately a 29% expansion, to protect a portion of a large, persistent kelp bed immediately adjacent to the SMCA. This expansion would increase the amount of kelp protected by the SMCA from 1.2 linear miles to 2.9 linear miles (SeaSketch California 2026, Fig. 3). **OPC recommends that CFGC approve the proposed expansion of Point Dume SMCA**. Petitioners have also proposed an adjustment to the take allowance at Point Dume SMCA to allow additional recreational take, including a new take allowance for recreational shore-based hook-and-line fishing. **OPC recommends that CFGC deny the proposed additional take allowance at Point Dume SMCA**, as this would drop the SMCA's Level of Protection from high to moderate-low such that it would no longer serve as a replicate MPA for kelp, beach, rocky intertidal, and soft bottom habitats.

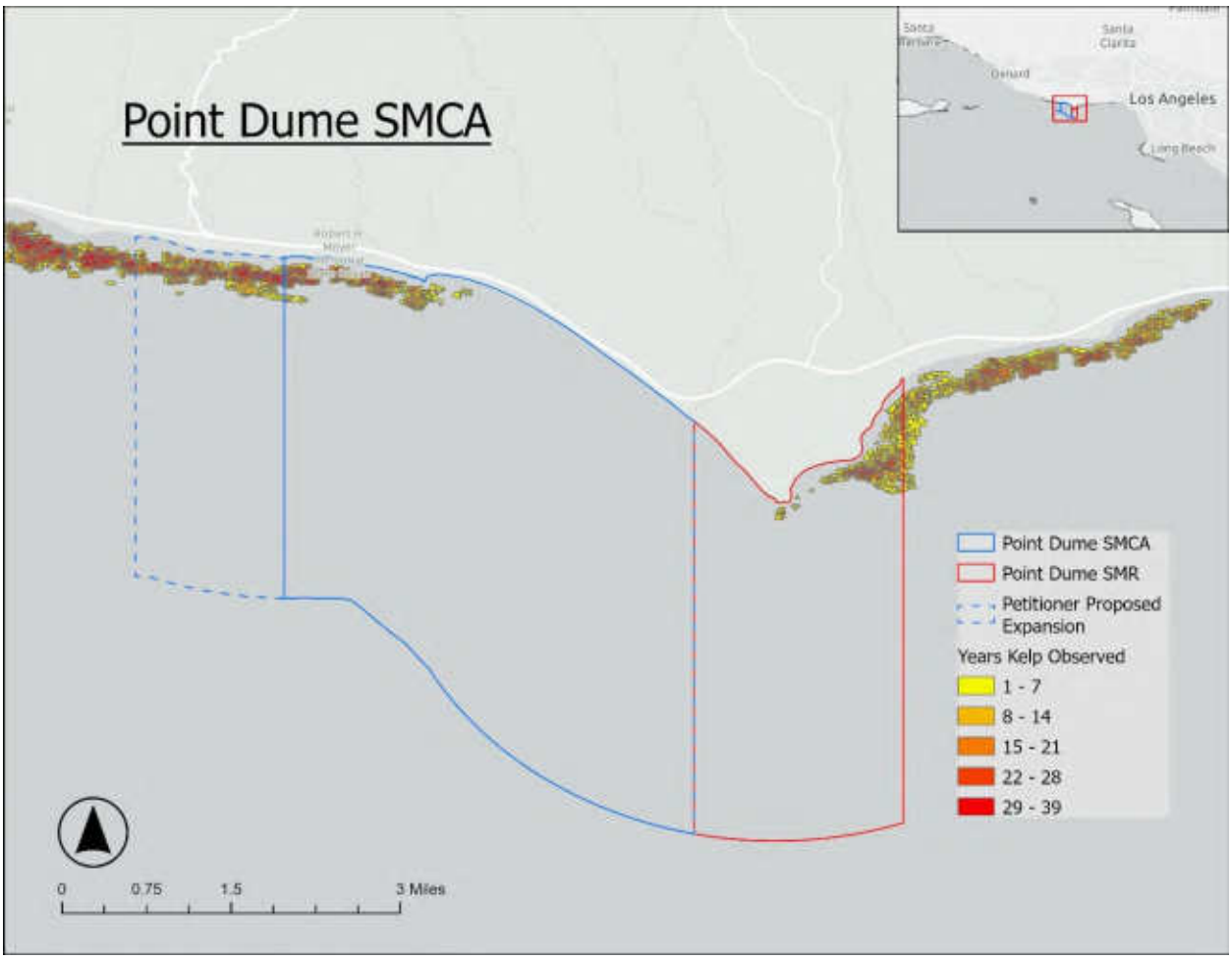


Figure 2. Point Dume SMCA and SMR, with petitioners' proposed expansion of Point Dume SMCA shown.

Point Conception SMR. Located at a major biogeographic transition zone, Point Conception SMR currently protects more than 22 square miles of rocky reefs, surfgrass beds, and kelp forests. Petitioners propose expanding the existing Point Conception SMR to the east by 14.6 square miles, which would include a very large patch of persistent kelp (Fig. 3). However, given the existing large size of this MPA, OPC finds that a smaller expansion, similar to the scale of expansion proposed for Point Dume SMCA, is more appropriate and would capture a significant portion of persistent kelp while maintaining some continued fishing access in this area. **OPC recommends that CFGC expand Point Conception SMR by shifting the eastern boundary of the SMR from the current 120° 25.000' W longitude line eastward to the 120° 23.000' W longitude line** (Fig. 3). This would expand the SMR by 7.65 square miles, approximately a 35% expansion, and increase the amount of kelp protected by the SMR from 2.27 linear miles to 4.44 linear miles (SeaSketch California 2026).

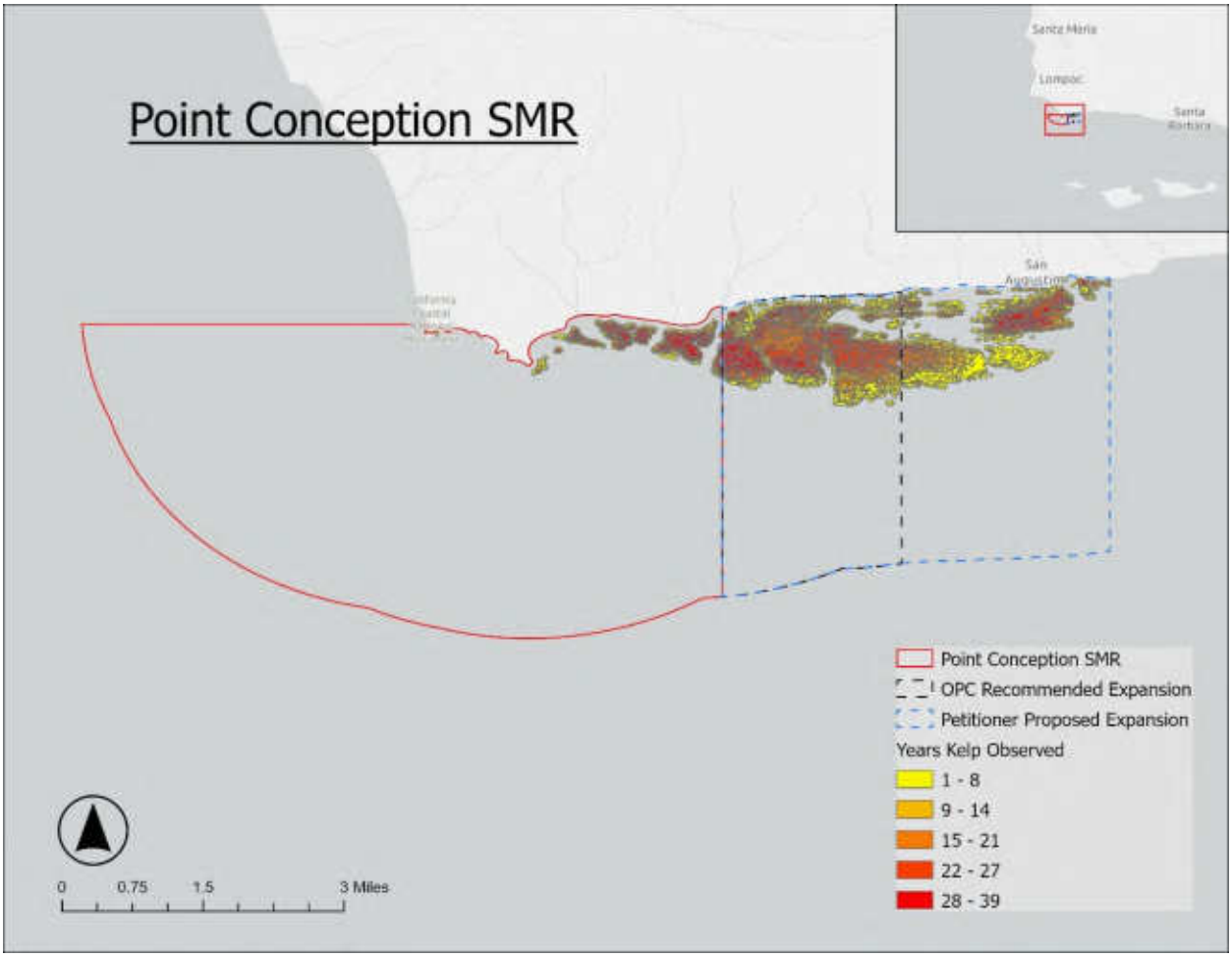


Figure 3. Point Conception SMR with petitioners' proposed expansion (blue dotted line) and OPC's recommended expansion (black dotted line) shown. OPC's recommended expansion encompasses much of the persistent kelp immediately adjacent to Point Conception SMR.

Recommendations At-a-Glance

Table 2. OPC's recommendations on all MPA petitions currently under consideration by CFGC.

Petition Number	MPA(s) Affected	Petitioner	Proposed Action	OPC Recommendation
2023-14MPA	Nine SMCAs statewide (existing)	California Sea Urchin Commission	Allow commercial take of sea urchin in various MPAs	Deny
2023-15MPA_AM	Footprint SMR, Gull Island SMR, and Santa Barbara Island SMR (existing)	Blake Hermann	Reclassify SMRs to SMCAs to allow limited take of highly migratory species and possession of coastal pelagic species, or the take of pelagic finfish	Deny
2023-16MPA	Stewarts Point SMR and Bodega Head SMR (existing)	Bodega Bay Fisherman's Marketing Association	Reclassify SMRs to SMCAs to allow commercial take of salmon by trolling	Deny
2023-18MPA	Vandenberg SMR, Kashtayit SMCA, and San Miguel and Anacapa Island Special Closures (existing)	Ocean Conservancy	Multiple actions to modify allowed uses at several Santa Barbara Channel MPAs	Deny

Petition Number	MPA(s) Affected	Petitioner	Proposed Action	OPC Recommendation
2023-19MPA	Chitqawi SMCA (new)	Santa Ynez Band of Chumash Indians	Add a new MPA near Morro Bay	Deny
2023-20MPA_AM1 (as amended at the April 14, 2026 CFGC Tribal Committee meeting)	Point Buchon SMCA and Point Buchon SMR (existing)	Santa Ynez Band of Chumash Indians	Add a tribal take exemption at Point Buchon SMCA, rename Point Buchon SMCA, and adjust northern boundary of Point Buchon SMR	Approve tribal take exemption and renaming; deny proposed boundary change
2023-21MPA_AM1 (as amended at the April 14, 2026 CFGC Tribal Committee meeting)	Pyramid Point SMCA (existing)	Tolowa Dee-ni' Nation	Remove recreational take of true smelt in Pyramid Point SMCA and adjust northern boundary of Pyramid Point SMCA	Approve proposed removal of recreational take of true smelt; deny proposed boundary change
2023-23MPA_AM1	Various MPAs in Monterey County (existing)	Giant Giant Kelp Restoration Project	Modify several regulations related to kelp restoration, including allowing urchin culling in Monterey MPAs; establish a new SMR at Tankers' Reef	Deny

Petition Number	MPA(s) Affected	Petitioner	Proposed Action	OPC Recommendation
2023-24MPA_AM1	Laguna Beach No-Take SMCA and Dana Point SMCA (existing)	Laguna Bluebelt Coalition	Extend the southern boundary of the Laguna Beach No-Take SMCA to the southern border of Laguna Beach	Deny
2023-27MPA_AM1 (as clarified at the May 6, 2026 CFGC regional meeting)	Anacapa Island SMCA (existing)	Environmental Defense Center	Modify regulations at Anacapa Island SMCA to protect sensitive eelgrass habitats (with several options proposed)	Modify SMCA regulations to prohibit the deployment of lobster traps shallower than 50 feet
2023-28MPA_AM2 (as amended at the April 14, 2026 CFGC Tribal Committee meeting)	Point Sal SMCA (new)	Northern Chumash Tribal Council and Natural Resources Defense Council	Add a new MPA near Point Sal	Approve the proposed new Point Sal SMCA
2023-29MPA_AM2 (as amended at the April 14, 2026 CFGC Tribal Committee meeting)	Mishopshno SMCA (new)	Santa Ynez Band of Chumash Indians and Natural Resources Defense Council	Add a new MPA near Carpinteria	Approve the proposed new Mishopshno SMCA

Petition Number	MPA(s) Affected	Petitioner	Proposed Action	OPC Recommendation
2023-32MPA (as clarified at the April 21, 2026 CFGC regional meeting)	Duxbury Reef SMCA (existing)	Environmental Action Committee of West Marin	Expand Duxbury Reef SMCA and modify regulations to strengthen protections for intertidal species	Designate two new SMCAs to protect the northern and southern portions of Duxbury Reef, each with take regulations that protect intertidal seaweed and invertebrates while allowing for continuation of other existing shore- and boat-based fishing
2023-33MPA_AM1	Various existing MPAs and one proposed new MPA	Environment California and Azul	Expand six existing MPAs statewide and add a new MPA in Santa Cruz	Approve proposed expansion of Point Dume SMCA, but deny proposed additional take allowance in Point Dume SMCA. Approve a smaller expansion of Point Conception SMR. Deny proposed expansion of Natural Bridges SMR, Cabrillo SMR, South Point SMR, or Gull Island SMR. Deny proposed designation of a new SMCA at Pleasure Point.
2023-34MPA	Point Buchon SMCA, Farnsworth Onshore and Offshore SMCAs (existing)	Environment California and Azul	Reclassify Point Buchon SMCA to an SMR to prohibit take; Remove all take except for recreational spearfishing in Farnsworth Onshore and Offshore SMCAs	Deny

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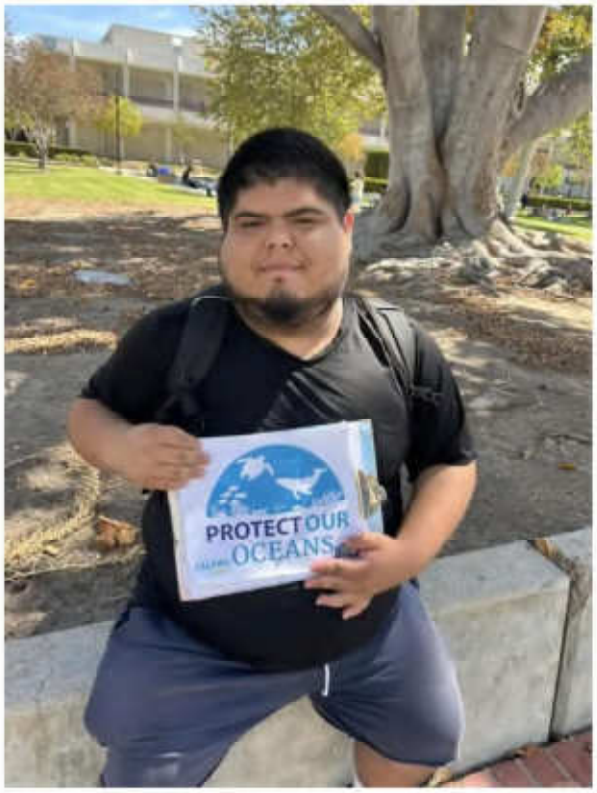
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Outlook

Petition 2023-33MPA_AW1

From Ryan Braget [redacted]
Date Wed 09/30/2026 02:30 PM
To FGC <FGC@fgc.ca.gov>

Please find attached a letter below opposing petition 2023-33MPA_AW1

Respectfully,
Ryan Braget [redacted]

September 30, 2026

RE: Opposition to Petition 2023-33MPA_AM1 – South Point and Gull Island MPA Expansions

Dear California Department of Fish and Wildlife and Fish and Game Commission:

I am writing to oppose the proposed expansion of the South Point State Marine Reserve at Santa Rosa Island and Gull Island State Marine Reserve under Petition 2023-33MPA_AM1.

I am a California commercial sea urchin and sea cucumber diver with 27 years of diving experience and more than 20 years operating research vessels for NOAA, USGS, universities throughout the United States, and private scientific firms collecting data for scientific purposes. I support conservation when it is based on sound, site-specific science.

I also want to provide a firsthand example of what commercial fishermen contribute while working these waters. In January 2026, another commercial fisherman and I encountered a juvenile male orca entangled in rope and debris in the proposed Santa Rosa Island closure area. We personally cut the entanglement away and freed the animal before it drowned. The orca then swam away and rejoined its pod. I have video evidence documenting the incident.

We were there that day harvesting lively, healthy sea urchins from a beautiful kelp forest teeming with marine life. Had commercial fishermen like us already been excluded from those waters, we would not have been there, and that juvenile orca may not have survived. This experience also raises an important question: where is the site-specific evidence demonstrating that responsible commercial harvest in this area is harming the ecosystem we are being asked to leave?

In my view, the evidence presented does not adequately demonstrate that closing these additional fishing grounds is necessary or that commercial fishing is causing the ecological problem these closures are intended to address.

Before removing productive fishing grounds, CDFW and the Commission should clearly establish what measurable ecological damage commercial fishing is causing in these specific areas, what additional benefit these closures will provide, how much fishing effort will be displaced, where that effort will go, and what the economic and safety impacts will be.

Closing fishing grounds can redistribute fishing effort into the remaining open areas. For divers, productive grounds cannot simply be replaced. Our fisheries depend on habitat, depth, currents, weather and safe diving conditions.

The presence of resilient kelp forest is not, by itself, evidence that commercial fishing threatens that habitat or that excluding fishing will improve it. Before expanding existing protections, the State should demonstrate with transparent, site-specific data that those protections are inadequate and that these additional closures will produce measurable ecological benefits.

I respectfully request that Petition 2023-33MPA_AM1 not be approved unless and until these questions are answered with sound scientific data and the consequences of displaced fishing effort are fully evaluated.

Good fisheries management should be based on measurable problems, reliable data and demonstrated outcomes—not the assumption that additional closure automatically means additional conservation.

Thank you for considering my comments and including them in the administrative record.

Respectfully,

Ryan Braget

Sea Urchin & Sea Cucumber Diver [redacted]

USCG 200 Ton Master

Outlook

Comments for October 2026 Commission Meeting

From lisa[redacted]
Date Wed 09/30/2026 01:40 PM
To FGC <FGC@fgc.ca.gov>

Dear CA Fish and Game Commission,

Please find our letter attached to be considered as public comments for the October 2026 Commission Meeting regarding MPA Petitions.
Please feel free to reach out to me if you have any questions.

Thank you,

Lisa Bridge
Everingham Bros. Bait Co.
Office: (619) 477-2248
[redacted]



9/30/2026

To: California Fish and Game Commission

Everingham Bros. Bait Co. is a commercial fishing business in operation for the last 75 years catching and selling live bait. We have bait barges located in San Diego Bay, Mission Bay, and Dana Point Harbor where we sell the live bait to our customers. Our customers include private boaters and sportboats (commercial passenger fishing vessels or CPFVs) across the entire Southern California coast.

Everingham Bros. Bait Co. strongly supports following the recommendations of your science advisors (CDFW) and denying all of the Petitions. We are particularly concerned about Petition 2023-33MPA and Petition 2023-24MPA. These MPA fishing restrictions would have a major impact on our business and associated industries including but not limited to:

- Proposed MPAs eliminate our ability to access historically important bait fishing grounds.
- Proposed MPAs directly impact our customers by restricting them from fishing in areas where they are currently active, reducing their business, causing financial and operational hardships, and limiting public access to fishing to feed themselves and their families.
- Proposed MPAs will affect the sales and income of our business, which in turn will affect the livelihood of our 49+ employees and the many businesses that we work with to maintain our fleet of vessels and bait barge receivers.
- Proposed MPAs will negatively impact tourism, local seafood industry, and marine industries, and the significant number of small businesses in those industries.
- Proposed MPAs set a precedence for a process that increases fishing restrictions without support of scientific evidence or consideration of negative impacts.

Our company is also a member of the San Diego Fishermen's Working Group (SDFWG) and the Sportfishing Association of California (SAC). We concur with the written statements those associations have submitted on our behalf regarding these petitions and other petitions not specifically mentioned above.

Respectfully,

Roy Everingham, Jr.
President

Jason Dunn
General Manager

Office: (619) 477-2248
Fax: (619) 477-2240

Everingham Bros. Bait Co.
PO Box 2449, La Mesa, CA 91943

Email: baitbarge@aol.com
Website: www.baitbarge.com

Outlook

FGC October Agenda Items 28, 29, 33

From Jaime Diamond [redacted]
Date Wed 09/30/2026 04:44 PM
To FGC <FGC@fgc.ca.gov>

Good evening, please accept my written comments. There is a cover letter, a letter specific to Agenda Item 33 (petition 2023-29MPA), and one specific to 28 & 29 (petition 2023-33MPA)

--
Best Regards,

Jaime Diamond

September 30, 2026

To: California Fish and Game Commission
Attn: Executive Director Melissa Miller-Henson & Commissioners
Submitted electronically to FGC@FGC.CA.GOV

Dear Chair Sklar and Commissioners,

I am submitting a new statement for petition 2023-29MPA and also including our statement from May in reference to other petitions, as those comments still hold.

Respectfully,

Jaime Diamond

Jaime Diamond

September 30, 2026

To: California Fish and Game Commission
Attn: Executive Director Melissa Miller-Henson & Commissioners
Submitted electronically to FGC@FGC.CA.GOV

Re: MPA Petition 2023-29MPA_AM2 (Mishopshno / Carpinteria Reef Area) Support for CDFW Recommendation for Non-Regulatory Alternative Pathway (SMCPA)

Dear President Sklar and Members of the California Fish and Game Commission,

On behalf of Stardust Sportfishing, Santa Barbara Landing, and the diverse community of recreational anglers, kayakers, charter vessel passengers, working families, and local business owners who rely on access to our nearshore waters, we submit this updated testimony regarding MPA Petition 2023-29MPA_AM2 (proposed Mishopshno SMCA at Carpinteria Reef Area[1]). When we initially wrote to the Commission earlier this year, the California Department of Fish and Wildlife (CDFW) had not yet completed its scientific evaluation of the tribally led and co-led MPA petitions. Now that CDFW has released its completed evaluation and formal recommendation, we strongly urge the Commission to follow CDFW's recommendation: deny the regulatory request to create a new State Marine Conservation Area (SMCA) and instead support an Alternative Pathway to explore designating a State Marine Cultural Preservation Area (SMCPA) in partnership with California State Parks, the Santa Ynez Band of Chumash Indians (SYBCI), and other interested tribes and community stakeholders.

Stardust Sportfishing and Santa Barbara Landing offers sportfishing trips, whale watching, guided Channel Islands kayaking and SCUBA adventures, SCUBA instruction, kayak & jet ski rentals, fishing clinics, and a bait and tackle store located in the Santa Barbara Harbor. We are the main provider of ocean access (both consumptive and non-consumptive) to the public from Santa Barbara. Stardust Sportfishing is owned by husband and wife team Captain Jason and Jaime Diamond. We are board members of The Sportfishing Association of California, and Jaime serves as Regional Vice President of SAC.

The MPA network was developed after an extensive and traumatic process, Captain Jason was part of the regional stakeholder group for the Santa Barbara area. Recreational anglers and charter operators had to adapt to the loss of access to approximately fifty percent of our traditional fishing areas. Unfortunately, some were not able to and went out of business.

[1] Carpinteria Reef Area (CRA) includes Horseshoe Reef and Horseshoe Kelp which are the areas our boats most value and fish. Carpinteria Reef is too shallow for our boats to fish directly on. Any reference to the CRA is speaking of the whole area including these two important reefs.

Today, we have adapted to the framework, trust has been built as recreational anglers and vessels from the CPFV sector including our vessels Stardust & Coral Sea, have been involved in the study of the MPA network. We believed what we were told, it would never happen again, that was it. Unfortunately, now, we find ourselves far down the path of MPA 2.0, despite a list of 27 adaptive management recommendations from the MPA Decadal Management Review, which would or could have offered meaningful change to improve and strengthen the network vs blanket expansions. The sportfishing industry did not submit petitions to remove any MPA's, because we respect the work that has been done, and the protections as they are.

We applaud the CDFW analyses of all the bin 2 2023 MPA petitions submitted in response to the Decadal Management Review recognizing the adaptive management component of the Marine Life Protection Act.

In 2023 the "draft evaluation framework (Draft Framework) was developed for the 15 Bin 2 Petitions that propose changes to the Marine Protected Area (MPA) Network that were received by the California Fish and Game Commission (CFGC) and referred to the California Department of Fish and Wildlife (CDFW) in 2023. CDFW developed the Draft Framework, with support from staff at the CFGC and Ocean Protection Council (OPC), based on the adaptive management process outlined in chapter 4 of the 2016 Master Plan for MPAs. The 2016 Master Plan directs CDFW and CFGC to use the Marine Life Protection Act (MLPA) goals and mandates, MPA objectives, and design considerations as the primary basis for any action taken to make changes to the MPA Network. The Draft Framework also draws from the Decadal Management Review (DMR) and recommendations, and the MPA Regulation Change Petition Framework approved by CFGC at their August 2023 meeting, which is rooted in the DMR recommendation cornerstones of MPA Governance, MPA Management Program Activities, and MPA Network Performance." (Evaluation Framework for 2023 Marine Protected Area Bin 2 Petitions at https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=232901&inline).

We support the Department's work product and recommendations and believe the Department has exhaustively researched and cited the components of the MLPAI process which illuminate the choices and considerations to guide their analyses and recommendations.

We want to convey to the Commission this petition would have a detrimental impact on our own business and the broader sportfishing community. We review the implications of the proposed actions with the greatest potential impact on our ability to provide public access to the state's rich and sustainably managed marine resources, our continued economic vitality, and the overall continued sustainable management of our fisheries.

I. CDFW's Scientific Evaluation Confirms a Regulatory Closure Is Biologically Unnecessary

CDFW's comprehensive evaluation demonstrates that establishing a new regulatory SMCA at Carpinteria Reef Area would generate substantial, unnecessary socioeconomic harm without providing measurable ecological benefits to California's Marine Protected Area (MPA) Network:

- Moderate-Low Level of Protection (LOP): Because Petition 2023-29MPA_AM2 proposes an allowance for recreational hook-and-line fishing from shore, CDFW assigned the proposed MPA a Moderate-low LOP under Science Advisory Team (SAT) guidelines. Consequently, it fails to qualify as a 'backbone MPA' and cannot be credited with enhancing network-wide ecological connectivity or biodiversity protection.
- Habitat Replication and Spacing Are Already Fully Satisfied: The South Coast planning region already contains 11 sandy beach replicates, 13 kelp forest replicates, and 13 shallow soft-bottom replicates across the network—**far exceeding the SAT guidance of 3 to 5 replicates per bioregion.** Furthermore, the

spacing between existing backbone MPAs (14.6 miles to Campus Point No-take SMCA and 44.1 miles to the Point Dume cluster) falls comfortably within the SAT recommended spacing guideline of 31 to 62 miles.

- Carpinteria Reef Area Is Thriving Under Existing Management: Decades of continuous monitoring by the Santa Barbara Coastal Long-Term Ecological Research (SBC LTER) program confirm that Carpinteria Reef Area supports one of the most stable, persistent kelp forest canopies in the Santa Barbara Channel. It has sustained itself through severe marine heatwaves alongside active, responsible recreational use, proving that additional regulatory closures are unnecessary.
- Existing Protections for White Sharks: Juvenile white sharks are dynamic species ranging throughout the Southern California Bight and are already strictly protected under existing state (Cal. Code Regs. Tit. 14, § 28.06) and federal statutes. Static spatial closures do not provide localized benefits for highly mobile pelagic species, as the Commission previously recognized when denying similar proposals in 2020.

II. Public Access Is an Equity Issue: Protecting Working Families and Local Anglers

The discussion surrounding marine conservation must account for the everyday Californians who rely on accessible nearshore waters. Recreational ocean access is not a privilege reserved for affluent boat owners; it is an essential resource for working families, local youth, skiff operators, kayak anglers, spearfishermen, and charter guests who save for an occasional day on the water. This is grocery shopping, not trophy hunting.

Our coastline is not interchangeable. While well-resourced vessel owners can travel long distances or cross the channel when nearshore grounds are closed, average working Californians face insurmountable barriers in fuel costs, travel time, and equipment. Carpinteria Reef[2] Area is one of the few safe, accessible, nearshore reef structures remaining near Santa Barbara Harbor. It is where charter boats introduce first-time anglers, special needs children, and wounded veterans to the ocean, and where local families supplement their food security with fresh, responsibly harvested seafood.

The petition's shore-fishing allowance does not replace these existing opportunities. A kayak angler or charter passenger cannot simply replicate their experience or access offshore reef habitat from the beach. Imposing another permanent fishing restriction disproportionately harms those with the fewest resources to go elsewhere, undermining coastal equity.

ALL CPFV's must maintain a passenger manifest for each trip including address and zip code. We took the time to go through three months of passenger manifests from every trip on one of our charter boats and logged the zip code of each passenger. We then cross referenced this with the CalEnviroscreen 4.0 Disadvantaged Communities Top 25%. **The result is 49.8% of our customers reside in zip codes with DAC's, 49.8% of our customers from June-August this year alone live in - or adjacent to a top 25% DAC.** Approving this petition or any petition in our area will explicitly reduce access to people from California's disadvantaged communities, as we have said all along, the Charter Fishing Fleet is how people have access to these places and spaces. Removing us, removes them.

III. Tribal Cultural Recognition and Public Access Can Coexist Through an SMCPA

Opposing a regulatory MPA closure is not an opposition to Chumash cultural heritage or Tribal stewardship. Mishopshno was an important Chumash coastal village associated with tomol building and maritime tradition, and its history deserves profound respect, formal recognition, and active public education.

However, as CDFW's evaluation highlights, creating a regulatory SMCA with an exclusive tribal take exemption for a single federally recognized tribe (SYBCI) creates differential access among Tribal communities. It excludes non-federally recognized Chumash bands and descendants who share ancestral ties to these waters, preventing them from continuing traditional shore- and boat-based gathering.

CDFW's recommended Alternative Pathway—exploring a State Marine Cultural Preservation Area (SMCPA) in partnership with California State Parks—solves this problem. An SMCPA:

- Protects cultural and archaeological artifacts from damage, take, or possession under State Parks jurisdiction;
- Establishes non-regulatory Tribal co-stewardship and educational partnerships without requiring lengthy regulatory rulemaking;
- Maintains equitable cultural and fishing access for all Indigenous people regardless of federal recognition status; and
- Preserves responsible public recreational fishing access, uniting the community around stewardship rather than creating permanent lines of conflict in the ocean.
- Carpinteria already holds a deep respect for the Chumash people who were here before us. This designation would be supported by the community and our schools.

IV. Honoring MLPAI Stakeholder Negotiations

During the original Marine Life Protection Act Initiative (MLPAI) planning process, siting an MPA at Carpinteria Reef Area was extensively debated. Proponents considered an SMCA at Mishopshno but intentionally excluded Carpinteria Reef Area from the final MPA Network to avoid disproportionate economic devastation to local commercial and recreational fisheries. CDFW explicitly noted in its evaluation that these socioeconomic considerations remain fully relevant today. Overriding those negotiated stakeholder agreements without new scientific necessity would undermine public trust in the state's adaptive management process.

V. Comparison of Pathways for Carpinteria Reef Area/ Mishopshno

The table below synthesizes CDFW's evaluation findings comparing the proposed regulatory SMCA against CDFW's recommended SMCPA Alternative Pathway:

Evaluation Criteria	Proposed Regulatory SMCA (2023-29MPA_AM2)	CDFW Recommended SMCPA Alternative Pathway
MPA Network Benefit	None (Moderate-low LOP; fails backbone & SAT size/spacing guidelines)	Maintains network design while adding cultural preservation
Kelp & Habitat Protection	Redundant (Carpinteria Reef Area kelp is already stable & thriving)	Protects cultural resources without unnecessary fishing bans

Socioeconomic Impact	Substantial harm to local Carpinteria Community, charter boats, private recreational anglers, kayak anglers, lobster hunters, spearfishermen, skiffs, and local businesses	Zero negative socioeconomic impact on local fishing families, businesses and community.
Tribal Access & Equity	Creates differential access; excludes all non-federally recognized Chumash	Inclusive access for all Chumash people, all Indigenous people & general public
Implementation Pathway	Complex, slow regulatory rulemaking process	Faster non-regulatory State Parks co-stewardship agreement, support from local community

VI. Respectful Requests to the Commission

For the reasons outlined above, we respectfully ask the California Fish and Game Commission to:

1. Deny the regulatory portion of MPA Petition 2023-29MPA_AM2 in accordance with CDFW's scientific findings;
2. Adopt CDFW's recommendation for an Alternative Pathway to explore designating a State Marine Cultural Preservation Area (SMCPA) at Mishopshno in partnership with California State Parks;
3. Advance non-regulatory Tribal co-stewardship and cultural heritage education that respects all Chumash descendants; and
4. Preserve equitable public recreational fishing access to Carpinteria Reef Area for ALL users and future generations.

Cultural heritage protection, Tribal stewardship, science-based conservation, and meaningful public access do not have to be competing goals. By following CDFW's expert recommendation, California can choose an approach that brings people together around stewardship rather than placing another regulatory boundary in the ocean.

Respectfully submitted,

Jaime Diamond Jason Diamond

Jaime Diamond & Captain Jason Diamond
Stardust Sportfishing & Santa Barbara Landing
Santa Barbara, California

March 28, 2026

To: California Fish and Game Commission

From: Stardust Sportfishing and Santa Barbara Landing

Subject: Bin 2 Petition Analysis

Dear Chair Sklar and Commissioners,

Stardust Sportfishing and Santa Barbara Landing offers sportfishing trips, whale watching, guided Channel Islands kayaking and SCUBA adventures, SCUBA instruction, kayak & jet ski rentals, fishing clinics, and a bait and tackle store located in the Santa Barbara Harbor. We are the main provider of ocean access (both consumptive and non-consumptive) to the public from Santa Barbara. Stardust Sportfishing is owned by husband and wife team Captain Jason and Jaime Diamond. We are board members of The Sportfishing Association of California, and Jaime serves as Regional Vice President of SAC.

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Today, we have adapted to the framework, trust has been built as recreational anglers and vessels from the CPFV sector including our vessels Stardust & Coral Sea, have been involved in the study of the MPA network. We believed what we were told, it would never happen again, that was it. Unfortunately, now, we find ourselves far down the path of MPA 2.0, despite a list of 27 adaptive management recommendations from the MPA Decadal Management Review, which would or could have offered meaningful change to improve and strengthen the network vs blanket expansions. The sportfishing industry did not submit petitions to remove any MPA's, because we respect the work that has been done, and the protections as they are.

We applaud the CDFW analyses of the non-tribal bin 2 2023 MPA petitions submitted in response to the Decadal Management Review recognizing the adaptive management component of the Marine Life Protection Act.

In 2023 the "draft evaluation framework (Draft Framework) was developed for the 15 Bin 2 Petitions that propose changes to the Marine Protected Area (MPA) Network that were received by the California Fish and Game Commission (CFGC) and referred to the California Department of Fish and Wildlife (CDFW) in 2023. CDFW developed the Draft Framework, with support from staff at the CFGC and Ocean Protection Council (OPC), based on the adaptive management process outlined in chapter 4 of the 2016 Master Plan for MPAs. The 2016 Master Plan directs CDFW and CFGC to use the Marine Life Protection Act (MLPA) goals and mandates, MPA objectives, and design considerations as the primary basis for any action taken to make

changes to the MPA Network. The Draft Framework also draws from the Decadal Management Review (DMR) and recommendations, and the MPA Regulation Change Petition Framework approved by CFGC at their August 2023 meeting, which is rooted in the DMR recommendation cornerstones of MPA Governance, MPA Management Program Activities, and MPA Network Performance." (Evaluation Framework for 2023 Marine Protected Area Bin 2 Petitions at https://nrm.dfg.ca.gov/FileHandler.ashx?DocumentID=232901&inline).

We support the Department's work product and recommendations and believe the Department has exhaustively researched and cited the components of the MLPAI process which illuminate the choices and considerations to guide their analyses and recommendations.

We offer our recommendations to the Commission for1 tribal petition and 5 non-tribal petitions that would have a detrimental impact on our own business and the broader sportfishing community a. We review the implications of the proposed actions with the greatest potential impact on our ability to provide public access to the state's rich and sustainably managed marine resources, our continued economic vitality, and the overall continued sustainable management of our fisheries.

Petition 2023-29MPA, and absent CDFW recommendations,

DENY based on the following:

Petitioners propose the establishment of a new State Marine Conservation Area off the coast of Carpinteria. This proposal is redundant, scientifically unsupported, reduces public access to all but the documented members of the Federally recognized Santa Ynez Band of Chumash. It creates an undue burden on a region already heavily impacted MPA fisheries closures.

Tribal Stewardship and Co-Management

We continue to support California's commitment to tribal sovereignty and co-management of native resources. However, we emphasize that tribal stewardship does not require the creation of new MPAs.

Tribal stewardship is currently a component of the MPA framework under the MLPA Master Plan. There are four MPA's allowing the Santa Ynez Band of Chumash exclusive fishing access at Anacapa SMCA, Naples Reef SMCA, Point Dume SMCA, and Kashtayit SMCA. Tribal exemptions allow traditional and ceremonial take. These examples demonstrate that the state can honor its commitment to tribal sovereignty and Traditional Ecological Knowledge (TEK) by modifying current regulations without closing additional area to public access for fishing. This was most recently done at the August 22, 2018, FGC meeting.

The Santa Ynez Band of Chumash previously submitted a petition for Tribal Take within several existing MPA's. In 2018, after a full analysis, the FGC approved their petition. (FGC Decision Document 08-22-2018) The new petition 2023-29MPA is exclusionary in nature. The area they propose is currently open and accessible to the public and all tribal members regardless of federal recognition. If implemented this new closure would exclude access for all others, including descendants of local Chumash who also have ancestral ties to these waters but are not registered members of the Santa Ynez Band. True collaborative co-management should be explored across California's entire MPA network to ensure equitable access for all tribal

members. We encourage you to prioritize collaborative management at these existing sites. Additional closures which eliminate access for non-federally recognized tribes and the public are not needed, nor appropriate.

Scientific Rationale for Denial

The scientific justifications provided in the petition are fundamentally flawed:
Connectivity: The petition argues for a new MPA to fill a gap in the network. However, official measurements show the spacing between existing MPAs at Campus Point and Point Dume is 60.60 miles, which falls within the state's recommended 31–62 mile spacing guideline, making a new designation unnecessary.

Species-Specific Protection: The petition focuses heavily on protecting juvenile white shark nurseries. The Fish and Game Commission established clear precedent in 2020 when it denied a nearly identical petition for this exact location, stating that MPAs are intended to protect entire ecosystems, not individual highly mobile species like sharks.

The petitioner proposes allowing shore-based finfish take, and potentially other methods of take, which reduces the area's Level of Protection to moderate-low. Under the MLPAI SAT guidance this LOP would not support MPA connectivity goal.

Disproportionate Regional Impact

The Santa Barbara Channel is already one of the most protected regions in California with 19 MPA's. Currently, 21% of Channel Islands National Marine Sanctuary waters in this area are protected, significantly exceeding the state average of 16%. Furthermore, 96.41% of the Channel Islands MPA network is designated as no-take, compared to a 60% average for the rest of the state. Closing Carpinteria would further marginalize local recreational fishermen who have already seen their traditional grounds significantly reduced.

Carpinteria Reef, the reef that would be almost entirely inside the proposed MPA, is one of relatively few reef areas close to harbor for fishing. Approving this petition will be the end of local fishing access to coastal reefs. It will totally exclude opportunity for those who cannot afford or safely travel across to the Channel Islands such as skiffs, kayak fishermen and freedivers. The reefs in the waters of the proposed MPA are where charter boats take first timers, trips with special needs children, and our wounded warriors due to close proximity to the harbor, generally protected area from weather, and the variety of fish habitat in this zone. There is also an overwhelming amount of public outcry on this petition due to a lack of meaningful local outreach. The Carpinteria reef area is vital to the local community, economy, local charter businesses, and tourism. Closing this area to fishing would ignore carefully negotiated outcome for this region during the MLPAI process, and greatly reduce access for all non-Santa Ynez Band Chumash tribal people. We respectfully urge you to deny Petition 2023-29MPA---

I live in this impacted community of Carpinteria. We are a rural agricultural town, with rich and deep ties to harvesting from the land and from the sea. Generations of Carpinterians have sustainably fished and harvested from the proposed MPA area which eliminates multiple fishing spots, almost all the fishable area accessible to/from our community. Children and adults alike fish from kayaks, paddle boards, skiffs, charter boats, and freedive from shore, to take rockfish, calico bass, barred sand bass, white seabass, California halibut, California spiny lobster, perch,

and more. The pride you see on the faces of teens and tweens who caught their own halibut and lobster to bring home for the weekend family/friends bbq. Our elementary schools are Title 1 schools, with more than 70% of our students and their families identified as disadvantaged.

Petition2023-27MPA-AM1 – new restrictions on anchoring within the existing Anacapa Island SMR/SMCA complex.

Deny (in concurrence with the CDFW recommendation and rationale)

There is little evidence that the current allowance of anchoring in these waters is having an enduring negative impact on seagrass beds in this area. Seagrass in the area is predominantly Zostera Marina, a resilient flowering plant that propagates predominantly through sub-benthic rhizomes lying buried beneath the seafloor in soft bottom substrates.

Its appearance and density above the bottom vary seasonally and season to season. Primary influences on its abundance are lighting (water clarity and depth), appropriate substrate, surge and current strength. The impact of anchoring, should it happen to be within an area colonized by Zostera, is minimal and temporary. Current levels of anchoring in the area are relatively low and sea grass beds disturbed quickly recover.

Members or our fleet do fish within this SMCA and appreciate the access to coastal pelagic species there. Anchoring is part of that activity, and this proposal leaves open the potential for an anchoring prohibition that would adversely impact that fishing opportunity for the public.

Petition 2023-33MPA –

This petition proposes the following MPA expansions and new MPAs

i. Cabrillo SMR - expand westward and northward by 15.2 sq mi ~9.9 sq mi

ii. Point Dume SMCA - expand westward by 4.6 sq mi

iii. South Point SMR - expand westward by 26.3 sq mi

iv. Gull Island SMR - expand northward by 1.8 sq mi

v. Point Conception SMR - expand eastward by 14.6 sq mi

vi. Natural Bridges SMR - expand southward by 13.7 sq mi, eastward to the edge of Natural Bridges State Beach by ~14.5 sq mi

vii. Pleasure Point, Santa Cruz - designate 3.2 sq mi as a new State Marine Reserve Conservation Area

Deny (in concurrence with the CDFW recommendation and rationale)

This petition is a bold “land grab” which proposes to turn vast areas of prime, valued rocky reef habitat, especially in waters of less than 100 meters, into marine parks that ban fishing. This habitat type is already over-represented within our MPA network as compared to its natural occurrence in state waters. These proposed actions are completely out of line with the guidance

provided for adaptive management measures to be considered by the Commission, which offered that this would not be MLPA-2.

To date our award winning MPA network has shown that a larger biomass-per-area of the species that fisheries target has developed within our MPAs. This state-wide result is driven by differences observed in the southern regions.

What has not been observed within the scientific monitoring effort was a difference in fish diversity, or ecosystem resistance to change (due to the recent marine heat wave). While these kinds of benefits have been observed globally that they were not here indicate two things.

The first is if there are differences in ecosystem resilience or species diversity between waters inside and outside of MPAs in California, the scale of the difference is likely to be small.

The second is quite revealing and illuminates that the existing robust fisheries management and environmental protections are already protecting biodiversity and ecosystem resilience at a very high level statewide. What's missing is only robust protection from future industrialization. However, this is something that is provided for within the National Marine Sanctuary waters.

The petitioners proposed actions would exclude fishing from vast areas of rocky bottom habitat in waters less than 100 meters. It is precisely this habitat type that our captains most depend on to provide successful fishing for our customers.

While the proposed actions are state-wide in nature, they disproportionately cost public access from Santa Barbara and Santa Cruz harbors. In areas closed to fishing the lost fishing access has so far not been compensated for by additional public participation based on an area being closed to fishing. Fishing participation transcends physical ability, socioeconomic strata, educational levels, cultural backgrounds, creeds and colors in ways SCUBA diving and underwater photography participation commonly does not.

Petition 2023-23MPA

This petition proposes to reclassify Duxbury Reef SMCA to an SMR and Expand the Southern and Northern Boundaries

Deny all proposed new restrictions to take and seaward boundary expansions in concurrence with the CDFW recommendations

The CDFW notes the following: "The petitioner asserts that current regulations cause confusion and that there has been an increase in non-compliance relative to other Marin County MPAs. These claims are unsubstantiated by CDFW enforcement data. The proposed change would not result in additional regulatory protection for the rocky intertidal habitat that the current MPA was designed to protect, and it would unnecessarily eliminate established uses previously vetted during the Marine Life Protection Act (MLPA) Initiative planning process."

Member vessel owners and operators with the Golden Gate Fisherman's Association (GGFA a SAC affiliate member) note "Our member vessels provide access to California's public fisheries for thousands of residents and visitors each year, many of whom would otherwise have no opportunity to fish due to economic, physical, or geographic limitations. Any expansion of the Duxbury Reef MPA would further restrict access to these public trust resources and disproportionately impact underprivileged and local community members who rely on affordable and equitable access to the ocean...Further closures in areas like Duxbury Reef remove

historically important fishing grounds without sufficient consideration of social, economic, and access-related impacts."

GGFA members provided this broader comment on proposals that expand the area that the public is excluded from fishing. "We are concerned that continued MPA expansion without demonstrable conservation necessity shifts the burden of protection onto working families, small businesses, and underserved communities, while failing to acknowledge the conservation success already achieved through existing regulations. Limiting access does not equate to equity, nor does it automatically result in improved resource outcomes."

The SAC as a whole concurs with these SAC members' perspective.

The GGFA respects the CDFW's support for extending the intertidal invertebrate protections within this proposal "Grant in concept." This would allow the public's continued access to fish from shore. Most of our clients participate in surf fishing as well. Many if not most were first introduced to the rewards and the personal gratification that comes from harvesting one's own foods from the wild by it.

Petition 2023-24 proposal to expand the spatial extent of the prohibition of public access for fishing off the City of Laguna Beach.

Deny (in concurrence with the CDFW recommendation and rationale)

The Department found that the proposal does not "address a current or emerging MPA management challenge or align with the original intent of these MPAs as established during the MLPA Initiative planning process." They found that the proposed action would not further the proposer's stated objectives within their petition – ease of enforcement, kelp protection, whale entanglement risk.

We concur. We also note that the proposer's purpose appeared contrary to providing equitable access to a public trust resource for underserved communities (fishing within the state's submerged lands).

Rather, the intent appears to be an effort to further the relative exclusion of the public from the shorelines and coastal waters offshore of the economically exclusive community of Laguna Beach.

Our fleet out of Dana Point Harbor regularly takes the public to fish in the waters proposed for closure, a 1.3-mile stretch of some of the most scenic coastline in the state. The loss of access to fish these waters would halve the beautiful near-coastal fishing area north of Dana Point Harbor, where rocky headlands and deep secluded coves predominate.

A roughly 2.5-mile stretch immediately up-coast of the Dana Point Harbor, it is precisely these coves and headlands where the charter fleet out of Dana Wharf Sportfishing and Whale Watching takes organized groups of underserved youth, disabled veterans and others that are on limited time schedules or mobility challenged to experience recreational fishing in beautiful and inspiring surroundings.

Petition 2023-34MPA

Reclassify Point Buchon SMCA to an SMR and Limit Allowable Uses at Farnsworth Onshore and Offshore SMCAs to Recreational Spearfishing

Deny (in concurrence with the CDFW recommendation and rationale)

Within their analysis the Department notes the extensive deliberations by the various stakeholders during the 2-year Southern Region MLPAI Regional Stakeholder Group process. The take allowances at the Farnsworth MPA cluster were carefully considered and vetted, resulting in the current configuration and take allowances.

These take allowances provide important public access to mobile species which largely do not benefit from spatially based protections. At the same time the cluster provides spatially based protections for demersal, sessile and resident species including Stylaster hydrocoral, at scale.

The Farnsworth Bank is very important to our Santa Monica Bay, Los Angeles, Long Beach, Newport Bay and Dana Point Harbor based party boats' access to target squid, bonito, yellowtail, white sea bass and other species. The regionally famous "Farnsworth mossback yellows" are fish of legend – difficult to land once hooked but a true prize and badge of honor if successful.

The Department's analysis of these proposed actions (2023-34MPA_2 & 2023-34_3) provide "...further reductions to the fishing grounds and restricting take to spearfishing only would impose socioeconomic costs without clear ecological benefit. From an MPA Network design perspective, the Farnsworth SMCAs fulfill their intended role as partial-take MPAs with a High LOP..."

The Farnsworth is a site where avid anglers desire to fish big-game -- where the challenge is elevated but so is the potential reward.

In conclusion, we applaud the efforts of the scientists, regulators and staff from CDFW and the CFGC for their extraordinary effort to review and communicate with the community on this important topic. We strongly feel working together we can continue to strengthen the network through research, monitoring and targeting water quality issues.

Sincerely,

Jaime Diamond

Jaime Diamond

Stardust Sportfishing, Owner

Santa Barbara Landing, CEO/GM

Jason Diamond

Captain Jason Diamond

Stardust Sportfishing, Owner/Operator

Santa Barbara Landing, Partner

Outlook

October Public Comment Petition 2023-29MPA, 2023-33MPA

From Jaime Diamond [redacted]
Date Wed 09/30/2026 04:49 PM
To FGC <FGC@fgc.ca.gov>

Please accept my letter to the commission.

--
Jaime Diamond

To: California Fish and Game Commission
Attn: Executive Director Melissa Miller-Henson & Honorable Commissioners
Submitted electronically to FGC@FGC.CA.GOV

Re: Personal Public Comment on MPA Petition 2023-29MPA_AM2 (Mishopshno / Carpinteria Reef) Support for CDFW Scientific Evaluation Recommendation for Non-Regulatory SMCPA Alternative Pathway

Re: **A Personal Plea from a Carpinteria Resident: Protect Our Ocean Access, Honor Chumash Heritage, and Follow CDFW's Science-Based SMCPA Recommendation**

Dear President Sklar, Executive Director Miller-Henson, and Members of the Commission,

I am writing to you today as a local resident living and raising my family in Carpinteria. Our town is a tight-knit, rural agricultural community with deep, historic ties to harvesting from both the land and the sea. For generations of Carpinterians, the nearshore waters off our coast—and specifically Carpinteria Reef—have represented our direct connection to the ocean.

Carpinteria Reef is where local parents teach their children how to swim, snorkel, and free dive. It is where teenagers and tweens experience the pride of catching their first legal California halibut or spiny lobster to bring home for a weekend family barbecue. It is where working families, kayak anglers, paddleboarders, skiff fishermen and local charter guests go to responsibly harvest food and experience nature firsthand. Our local elementary schools are Title 1 schools, where over 70% of students and their families are identified as socioeconomically disadvantaged. For many in our town, fishing at Carpinteria Reef is not a luxury or a pastime of privilege—it is an affordable, healthy source of fresh seafood that directly supports family food security and connects local youth to marine stewardship rather than screen time.

If MPA Petition 2023-29MPA_AM2 were approved as a regulatory State Marine Conservation Area (SMCA), it would eliminate almost all fishable reef habitat accessible to our community. Supporters of the petition point to the proposed shore-fishing allowance and suggest that public access is preserved. But as anyone who actually fishes these waters knows, a shore-fishing allowance is not a substitute for ocean access. You cannot target reef-dwelling species like rockfish, California sheephead, kelp bass, or spiny lobster by casting a line from Santa Claus Beach. Asking a kayak angler or small-skiff family to 'just fish from the shore' completely ignores the biological reality of marine habitats.

Coastlines are not interchangeable. Folks with large offshore vessels, twin engines, and flexible schedules might be able to relocate when an area is closed. But for an ordinary working family or kids in Carpinteria with a kayak, a small boat, or a limited budget for an occasional charter seat out of Santa Barbara Harbor, distance is an absolute barrier. Fuel costs, charter fees, equipment costs, and travel time are real socioeconomic hurdles. Closing Carpinteria Reef does not shift our fishing elsewhere—it simply wipes out our access to the ocean entirely.

When our community testified earlier this year, the California Department of Fish and Wildlife (CDFW) had not yet completed its scientific review. Now that CDFW has released its completed 2026 evaluation, the science clearly validates what local residents have said all along: a regulatory closure at Carpinteria Reef provides no ecological benefit to the statewide MPA Network while imposing severe socioeconomic harm.

Level of Protection (LOP)	Because the petition allows shore-based finfish take, CDFW classified it as a Moderate-low LOP. Under Science Advisory Team (SAT) guidelines, it fails to qualify as a 'backbone MPA' and cannot enhance network-wide ecological connectivity or biodiversity protection.
Habitat Replication & Spacing	South Coast MPAs already contain 11 sandy beach, 13 kelp forest, and 13 shallow soft-bottom replicates—far exceeding the SAT guidance of 3 to 5. Spacing between existing backbone MPAs (14.6 miles to Campus Point No-take SMCA and 44.1 miles to Point Dume) already falls squarely within the recommended 31–62 mile spacing guideline.
Kelp Forest Resilience	Long-term monitoring by the Santa Barbara Coastal Long-Term Ecological Research (SBC LTER) program demonstrates that Carpinteria Reef supports one of the most stable, persistent giant kelp canopies in the Santa Barbara Channel. It has thrived alongside active, responsible recreational fishing for decades.
Existing White Shark Protections	Juvenile white sharks range throughout the Southern California Bight and are already fully protected under existing state (14 CCR § 28.06) and federal laws. CDFW confirmed that static closures provide no localized benefit for mobile pelagic sharks, echoing the Commission's 2020 denial of a similar proposal.

Opposing a regulatory MPA closure does not mean ignoring or disrespecting Chumash cultural heritage. As Carpinteria residents, we deeply respect the ancient village of Mishopshno and its significance as a historic tomol boatbuilding site. Chumash history is integral to the story of our coastline, and it deserves to be honored, preserved, and taught. In fact, it is taught in our schools every year. It is on display at the Tomol interpretive playground with wonderful signage explaining Chumash villages and the connection to the sea. It is taught on Bluffs Day where our elementary students learn about the Chumash villages, creation story, and how they lived on the bluffs and surrounding area.

However, establishing a regulatory SMCA with an exclusive exemption for a single federally recognized tribe creates unfair division. As CDFW pointed out in its evaluation, it excludes non-federally recognized Chumash descendants and local bands who share ancestral ties to these waters, along with the rest of the local community. CDFW's recommended Alternative Pathway—exploring a State Marine Cultural Preservation Area (SMCPA) in partnership with California State Parks—is the perfect solution:

- **Cultural Asset Protection:** An SMCPA formally protects submerged archaeological resources, artifacts, and historical sites under State Parks jurisdiction.
- **Inclusive Tribal Stewardship:** It establishes non-regulatory Tribal co-stewardship and educational programs without creating regulatory barriers that exclude non-federally recognized Chumash people.

- **Community Unity:** It welcomes recreational fishermen into the educational experience, turning anglers into active stewardship partners rather than creating conflict in the ocean.

Cultural heritage recognition, Tribal co-stewardship, marine conservation, and equitable public fishing access do not have to be competing goals. By following CDFW's scientific evaluation, the Commission can protect what matters without locking out the working families of Carpinteria.

I respectfully ask the Fish and Game Commission to:

1. Deny the regulatory portion of MPA Petition 2023-29MPA_AM2 based on CDFW's scientific finding that a regulatory SMCA provides no network benefit and causes unnecessary socioeconomic harm;

2. Adopt CDFW's recommendation for an Alternative Pathway to explore designating a State Marine Cultural Preservation Area (SMCPA) at Mishopshno in partnership with California State Parks;

3. Support non-regulatory Tribal co-stewardship and cultural education that respects and includes all Chumash descendants; and

4. Preserve equitable, responsible public recreational fishing access to Carpinteria Reef for working families, local youth, and future generations.

Thank you for your time, your service to California, and your consideration of the local residents who rely on these precious waters.

Respectfully submitted,

Jaime Diamond
Resident & Local Angler, Carpinteria, California
Community Member & Advocate for Open Public Access

Outlook

October meeting Petition 2023-29MPA and 2023-33MPA

From Jaime Diamond [redacted]
Date Wed 09/30/2026 04:46 PM
To FGC <FGC@fgc.ca.gov>

Please accept the letter on behalf of Matthew Diamond

--
Jaime Diamond

September 30, 2026

To: California Fish and Game Commission
Attn: Executive Director Melissa Miller-Henson & Commissioners
Submitted electronically to FGC@FGC.CA.GOV

Re: Petition 2023-29MPA, 2023-33MPA

Dear Chair Sklar and Commissioners,

I am Matthew Diamond. I was born and raised in Carpinteria, I grew up fishing off of Carpinteria with my friends. After School we would go hunting for bugs, spear a halibut or catch some fish on rod & reel. I also grew up fishing on my family's Charter boat, eventually becoming a deckhand and now Captain. Taking a boat load of people fishing off Carpinteria is the highlight, these folks are usually first timers, families with little kids, seniors with mobility issues, folks unsure if this is something they even like to do. The looks on their faces bringing their first fish over the rail is why we do this! I was Captain on the Stardust just a month ago for the Fish for Life trip. You will have to take the Director's word for just how outstanding the fishing was! Many of the kids caught their first fish, parents too. We must fish off of Carpinteria because of its proximity to the harbor, the protection from weather, and high success rate fishing there. There is no where else close to harbor to take these kids, many with mobility issues, wheelchairs and medical conditions. Same for our Wounded Warrior trips.

I am also a Commercial Lobster Fisherman. Losing access to Carpinteria, Point Conception, and out at the Channel Islands would have a big impact on my ability to catch lobster. There are only so many places to set our traps, the more you take away, the more the fleet will get concentrated into smaller and smaller areas. That's not management, that's negligence. It will create a higher likelihood of traps getting tangles, as well as a race for space and potential for increased conflict on the water.

I am asking you to support the CDFW recommendations to deny these petitions based on their scientific evaluation. Especially in light of no socioeconomic analysis of the impact these closures would have on recreational and commercial fishermen and their communities.

Respectfully,

Matthew Diamond

Matthew Diamond

Recreational Angler, CPFV Captain, Commercial Lobster Fisherman

Outlook

Written Comments for October 13-16, 2026 FGC Meeting (CALPIRG Students)

From Kathryn Gonzalez-Valle <kgonzalezvalle@calpirgstudents.org>
Date Wed 09/30/2026 05:00 PM
To FGC <FGC@fgc.ca.gov>
Cc Veronika Michels <vmichels@calpirgstudents.org>; Aborgas [redacted]

Dear President Sklar and Commission,

Please find attached support for Petition 33- to expand Point Dume Marine Conservation Area to encompass kelp forest habitat from small businesses and community members from the towns surrounding Point Dume including Calabasas, Topanga, Agoura Hills, Malibu, Westlake Village, Westminster, Camariilo, Moorpark, Simi Valley, Oak Park and Thousand Oaks. Also includes support from students at Moorpark College.
They also request you reject Petition 14 that could weaken the MPA network.

Signers include, 46 local business owners
707 petition signatures from members of the public
50 photo petitions from members of the public and business owners.

--
Kathryn Gonzalez-Valle
CALPIRG Students Assistant Organizing Director
(310) 480-4353
calpirgstudents.org

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Sept 30th, 2026
Dear President Sklar and Commission,

Please find attached support for Petition 33- to expand Point Dume Marine Conservation Area to encompass kelp forest habitat from small businesses and community members from the towns surrounding Point Dume including Calabasas, Topanga, Agoura Hills, Malibu, Westlake Village, Westminster, Camariilo, Moorpark, Simi Valley, Oak Park and Thousand Oaks. Also includes support from students at Moorpark College.
They also request you reject Petition 14 that could weaken the MPA network.

Signers include, 46 local business owners
707 petition signatures from members of the public
50 photo petitions from members of the public and business owners.

Dear President Sklar and Commission,

The state of our ocean is at a critical juncture, with escalating global temperatures, declining biodiversity, and a growing number of endangered marine species. Northern California has lost more than 95% of its kelp forests since 2014, and kelp forests statewide have experienced declines over the past decade. Pollution, overfishing, offshore drilling and other human activities are threatening ocean habitat and marine species, while the changing climate increases the risk of extreme weather events and puts even greater stress on ocean ecosystems.

California's network of MPAs, foreseen in the MLPA, celebrated its tenth-anniversary last year, and the state's decadal management review showed that marine life in existing reserves better withstood recent marine heatwaves, and reserves across the state had higher biomass of commercially caught fish than areas lacking protection.

Now, we need to build on this system and maintain California's role as a leader, both nationally and globally, in the fight to protect more ocean habitats.

That's why we urge you to expand our state's network of MPAs within the adaptive management process of the Decadal Management Review. In particular, we are writing in support of the expansion of the Point Dume State Marine Conservation Area off the coast of our community.

We, as Californians, have a deep love for our ocean and feel a profound responsibility to participate in decisions that impact our state's coastal waters. Our ocean is not just a source of clean air, wildlife, and natural beauty but also a mystery that beckons exploration and discovery. It is our moral imperative to lead the nation and the world in taking bold actions to preserve the sea in our own backyard, ensuring its future and the well-being of the communities that rely on it for their survival and prosperity.

In conclusion, we strongly urge you, Honorable Commissioners, to expand California's MPA network to encompass areas of persistent kelp, with a particular focus on safeguarding the expansion of Point Dume SMCA. By doing so, you will leave a lasting legacy of environmental stewardship.

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Therefore, we are hereby stating our support for the following petition to be approved:

- Agenda item 29: Petition # 2023-33

We are hereby recommending denying the following petition:

- Agenda item 26: Petition # 2023-14

46 Small Business Signers:

Full Name	Position	Business Name	Quote
Megan Warfield	Owner	Academy of Dance Westlake Village	Protecting the planet should be a priority for everyone!
John Watson	Owner	Finjak	Please protect our oceans! We get one chance to preserve what we have.
Maya Didriksen	Manager	Waterlily Cafe	My kids need clean water to swim in
Ken Khzam	Owner	Aquatic Zoo	
Jane Hoover	Owner	Topanga Homegrown	All nature should be protected
Tejas Akula	Manager	My Gym Thousand Oaks	Its vastness is amazing. Love sea animals. It's crazy 80% ofit hasn't been explored.
Halle Russell	General Manager	Henry Beguelin Archive	It's theirs, let them live free. Went there my whole life, born and raised in the "818"
Peter Tshing		L&T Cantina	Love the breeze
Jose Alcantar	Manager	Alcantar Farms	growing up in Carpinteria, California i always was around the water, and would hate to see it harmed
Roxanne Jenseon	Owner	Blue Malibu	its important to have the ocean for the health of the world
Adriana Saquic	Owner	Latino's Barber	
Ladal Bond	Owner	Our Sweet Lives	Im a Citizen of Planet Earth and there is no Plan B
Jonathan Enke	Owner	Tan LA	
Sonja Boyce	Owner	Sol Babe Foods	
Jefferson Wagner	Owner	Zuma	For the Future
Dara Aminim	Owner/Gm	Bui Sushi	Save the Fish
Ehis Kennedy		Mr. Stew	The world would collapse without the

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Full Name	Position	Business Name	Quote
			ocean
Jesse Rakcsin		Awoken Space Foundation	
Lizzy	Manager	Toy Crazy, Malibu	
Mike Moaykel	Owner	Musts CAlifornia Poultry	
Robin Ghermezi	Owner	LSG Honey	
Julia Owen	Owner	Salon Rouge	
Luc Rehne	Project Manager		Everyone at the company surfs and loves the environment we grew up in, too much to see it destroyed
Gidget Zapata	Owner	Flower Power	This is not a dress Reharsal
Dony Dunlay	Manager	Seven Generations	
Mark Royal	Manager	Louis Deli	
W. Tucker	Owner	Laya	Ocean is like life and at Laya we want it protected
Donnal	Owner	Salon Suites	
Lina Dian-Inglis	Owner	Joy Lab Ceramics	Our families favorite thing to on weekend is going to the beach
Ryan Teegarolen	CEO	Reveal AI	I surf and Like to Fish
Deepti C. Gupta	Owner	Siblings bakery	Ocean is a necessity, Pcean is serenity
Danial	Owner	Danny Design House	
Jessica McCormick	Sales Manager	Abierta	Born and raised by the sea and it's my peace, love, and safe place
Annabel V		Ventas Yoga	
Oscar Ochoa	Owner	Badass Tacos	
Caroline Johnson	Manager	99 High Tide	There is nothing as healing as the ocean!
Alexia Kevonian	Owner	Salt and Flour Bakery	Because it contains millions of species that we are responsible to support and maintain.
Terek Baron	Owner	OG Rine Foods	It's life!
Mina Mallari	Owner	Colony Cleaners	
Diana Day	Owner	Encore	We can't live without fresh water.

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Full Name	Position	Business Name	Quote
Manuel Preciado	Owner	Rhineland Deli	
Katlyn Strange	Manager	Royal Egg Cafe	The ocean is our home, we only have one so it must be protected and cherished
Oliver Tharalson	Manager	Cafe Habana	Because it is the ocean, without its health we all die
Carmen Zuniga	Manager	La Nena	
Rea Tiama	Store Manager	Door to Door Clothes	
Silvano Perez	Operation Manager	Howdy's	

Individual Community Signers:

Kathy Delaney	Agoura Hills	Anna Reeves	Camarillo	Keisha Marshall	Simi Valley
Carl Neighbors	Agoura Hills	Crystal Olson	Camarillo	Charles Uribe	Simi Valley
Chris Varsha	Agoura Hills	Briony Al Awwad	Camarillo	Tahnee Orellana	Simi Valley
Brian Kearns	Agoura Hills	Edmund Heath	Camarillo	Dan Carnahan	Simi Valley
David Dumas	Agoura Hills	Andrew Hanna	Camarillo	Francisco Deguzman	Simi Valley
Dennis Daniel	Agoura Hills	Sarah Hansen	Camarillo	Princess Rodriguez	Simi Valley
Annette Buttress	Agoura Hills	Dalton Pilkington	Camarillo	Mauricio Lazo	Simi Valley
Kosovare Rhianna	Agoura Hills	Laurel Coppage	Camarillo	Jess Spar	Simi Valley
Fredric Levine	Agoura Hills	Matthew Rodesky	Camarillo	Fernando Rueda	Simi Valley
Negin Gorgi	Agoura Hills	Perryn Ivery	Camarillo	Kim Spence	Simi Valley
Faye Zebberman	Agoura Hills	Cathelyn Suarez	Camarillo	Louis Wallace	Simi Valley



Niamh Schweinsteiger	Calabasas	Michael Resko	Camarillo	Ciara Zuyus	Simi Valley
Katerin Stojkovic	Calabasas	Tamera Harmon	Camarillo	Sheryl FitzPatrick	Simi Valley
Randolph Koroman	Calabasas	Mize Levi	Camarillo	Alanna Mosier	Simi Valley
Amie Ramirez Castillo	Calabasas	Karen Bonelli	Camarillo	An Nguyen	Simi Valley
Norman Davison	Calabasas	Connie Lopez	Camarillo	Michael Moore	Simi Valley
Robert Allen	Calabasas	Carly Gregory	Camarillo	Mary Rose	Simi Valley
Casper Farrow	Calabasas	Diana Rodriguez	Camarillo	Nicole Raposas	Simi Valley
Marc Moore	Calabasas	Kelly Whittaker	Camarillo	Wlliam Wambold	Simi Valley
Cathy Blumel	Calabasas	Mike Stearns	Camarillo	Eloyda Loblaw	Simi Valley
Karen Webb	Calabasas	Fernandez Davis	Camarillo	Richard Bastean	Simi Valley
Carolyn Becker	Calabasas	Welcker Vardy	Camarillo	Brett Guyle	Simi Valley
Arlene Batchley	Calabasas	Jenise Santos	Camarillo	Ruthanne Bright	Simi Valley
Dietrich Courte	Calabasas	Doris Mactague	Camarillo	Cher Lira	Simi Valley
Amara Collier	Calabasas	Frank Fitzpatrick	Camarillo	Viviane Hahn	Simi Valley
Edna Baldado	Calabasas	Diane Weber	Camarillo	Tony Avarista	Simi Valley
Sherwin Tucker	Calabasas	Daniel Lopez	Camarillo	Kimberly Sweeney	Simi Valley
Richards Petillo	Calabasas	Rakesh Prajapati	Camarillo	Derek Wessel	Simi Valley

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Supersonic Music	Malibu	Shani Levi	Camarillo	Thuy Doan	Simi Valley
Carrie Dencer	Malibu	Thomas Lien	Moorpark	Agus Ibrahim	Simi Valley
Jordy Maugeri	Malibu	Sunu Thomas	Moorpark	Suzanne Dunn	Simi Valley
Marco Leong	Malibu	Scheuermann Trinee	Moorpark	Dustin Breiter	Simi Valley
Conner Vandeer	Malibu	Kennedy Lilianna	Moorpark	Viet Tran	Simi Valley
Angelique Sims	Malibu	Helge Panzarella	Moorpark	Janet Cardilino	Simi Valley
Jodi Mays	Malibu	Waldmann Erika	Moorpark	Mate Shreenivas	Simi Valley
Abigayle Lang	Malibu	Helen Fredericks	Moorpark	Kenneth Lamberson	Simi Valley
Scott Munzel	Topanga	Jose Espinoza	Moorpark	Julia Rose	Simi Valley
Roy Macejkovic	Topanga	Emilio Solis Jr	Moorpark	Trace Koelpin	Simi Valley
Kurrat Karl	Topanga	Blanca Murillo	Moorpark	Larell Dean	Simi Valley
Kingston Marcano	Topanga	Shahri Brown	Moorpark	Ellen Baeth	Simi Valley
Heathheath Hinzehinze	Topanga	Ciera Bautista	Moorpark	Tianna Rufus	Simi Valley
Nicole Walrath	Westlake Village	Caroline Davis	Moorpark	Russell Gothrick	Simi Valley
Simone Ettedgui	Westlake Village	Fatima Ceja	Moorpark	Robert Rodekuhr	Simi Valley
Soojung Chang	Westlake Village	Ferruccio Guzman	Moorpark	Terry Gourley	Simi Valley

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Fabrice Paccoret	Westlake Village	Richard Homenick	Moorpark	Janet Garcia	Simi Valley
Nicole Alessandrino	Westlake Village	Jennifer Solorzano	Moorpark	Matthew Randleman	Thousand Oaks
Theodosius Vepgenus	Westlake Village	Melissamelissa Rainvillerainville	Moorpark	Lena Murrieta	Thousand Oaks
Chris Shane	Westlake Village	Bonnie Jones	Moorpark	Nataliya Metelskaya	Thousand Oaks
Chloe Nadav	Westlake Village	Andrew Chavez	Moorpark	Wayne Lalley	Thousand Oaks
Kasia Duvernay	Westlake Village	Kyle Brahney	Moorpark	Pamela Bowser	Thousand Oaks
Kevinc Ronk	Westlake Village	Janice Ashland	Moorpark	Drake Schaneberg	Thousand Oaks
Dennis Lieberthal	Westlake Village	Jesus Martinez	Moorpark	Roderick Williams	Thousand Oaks
Harvey F	Westlake Village	Gretchen Olson	Moorpark	Michael Kusaba	Thousand Oaks
Johnathan Stewart	Westlake Village	Simeon Mathews	Moorpark	Stephanie Wennes	Thousand Oaks
Malik Mavrias	Westlake Village	Jonathan Guevara	Moorpark	Bethani Katz	Thousand Oaks
Cory Berens	Westlake Village	Sonia Calvin	Oak Park	Carole Scott	Thousand Oaks
Michele Wies	Westlake Village	Genna Opalacz	Oak Park	Shawn Sweeten	Thousand Oaks

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Bernauer Engelbert	Westlake Village	Holland Barone	Oak Park	Barbara Ramirez	Thousand Oaks
Ajuma Granqvist	Westlake Village	Giuseppe Roux	Oak Park	Glenn Wermers	Thousand Oaks
Rick Grimes	Westlake Village	Paul Smith	Oak Park	Cathy Chien	Thousand Oaks
Maxwell Gaia	Westlake Village	Robert Birkbeck	Simi Valley	Zoltan Tomaro	Thousand Oaks
Skip Vose	Westlake Village	Brandy Whisler	Simi Valley	Mark Bacerra	Thousand Oaks
Lloyd Harris	Westlake Village	Cynthia Renee Maciel Carr	Simi Valley	Marilou Mae Roderos	Thousand Oaks
Phoebe Pacetti	Westlake Village	Christine Selley	Simi Valley	Gail Bush	Thousand Oaks
Newman Savoca	Westlake Village	Peter Kutzbach	Simi Valley	Deanna Limon	Thousand Oaks
Gianuario Leonel	Westlake Village	Dennis Ilyaich	Simi Valley	Yasmin Lakin	Thousand Oaks
James Shatz	Westlake Village	Frances Kovach	Simi Valley	Pamela Smith	Thousand Oaks
Raul Vasquez	Westminster	Manuel Elwell	Simi Valley	Brandi Fucci	Thousand Oaks
Michael Jordan	Westminster	Artmeanuha-Alyce Pettis	Simi Valley	Simpson Zona	Thousand Oaks
Trent Fly	Camarillo	Michele Dowthwaite	Simi Valley	Patricia Henley	Thousand Oaks

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Paula Morton	Camarillo	Crystale Jones	Simi Valley	Benny Sommerfeld	Thousand Oaks
Aisha Skinner	Camarillo	Bram Mathew	Simi Valley	Ugolina Lorenz	Thousand Oaks
Richard Lopez	Camarillo	Brietta Crouthers	Simi Valley	Benita Boatright	Thousand Oaks
Susan Mitchell	Camarillo	Stevesteve Krupnikkrupnik	Simi Valley	Adam Poole	Thousand Oaks
Nicole Mc Gugan	Camarillo	Thomas Martinez	Simi Valley	Mike Flores	Thousand Oaks
Zachary Brower	Camarillo	Margie Moscato	Simi Valley	Scott Kelly	Thousand Oaks
Jeffrey Amy	Camarillo	Shirley Kitamura	Simi Valley	Aries Aranas	Thousand Oaks
Drpat Gehr	Camarillo	Reynaldo Herrera	Simi Valley	Pericle Hanita	Thousand Oaks
Jane Gin	Camarillo	James Magnum	Simi Valley	Michael Cunningham	Thousand Oaks
Deborah Stevens	Camarillo	Jason Wilkinson	Simi Valley	Mary Stephens	Thousand Oaks
James Billie	Camarillo	Yessica Acosta	Simi Valley	Kelechi Whitfield	Thousand Oaks
Lorena Molina	Camarillo	Jannice Savage	Simi Valley	Teressa Wynne Rose	Thousand Oaks
Joelle Rodriguez	Camarillo	Nannette Paschal	Simi Valley	Shannon Walters	Thousand Oaks
Marinus Beumkes	Camarillo	Angela Emord	Simi Valley	Annalise Cazalla	Thousand Oaks
Stiliyan Podolski	Camarillo	Kenneth Johnson	Simi Valley	Wayne Smith	Thousand Oaks
Esmeralda Ocamponunez	Camarillo	Jennifer Ober	Simi Valley	Sonjamt Oner	Thousand Oaks
Robert Kay	Camarillo	Kenneth Harris	Simi Valley	Jeff Vidrinskas	Thousand Oaks

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Brandon Henderson	Camarillo	Jacob Reed	Simi Valley	Jaime Goodman	Thousand Oaks
Steven Torrez	Camarillo	Barbara Mackenzie	Simi Valley	Cesar Merino	Thousand Oaks
Izy Nava	Camarillo	Clinton Tomlinson	Simi Valley	Victor Strachan	Thousand Oaks
Mary CatherineBarakat	Camarillo	Natalie Hammond	Simi Valley	Kimberly Comstock	Thousand Oaks
Sugasawa Segers	Camarillo	Cynthia Santos	Simi Valley	Manny Abril	Thousand Oaks
Gilert Rodriguez	Camarillo	Cassandra Laughrey	Simi Valley	Paul Rangere	Thousand Oaks
Darrell Clendenen	Camarillo	Phil King	Simi Valley	Delaney Millar	Thousand Oaks
Mark Hernandez	Camarillo	Vidya Pavan	Simi Valley	Diana Hudson	Thousand Oaks
Boyd Brielle	Camarillo	Arlene Starkey	Simi Valley	John Gardner	Thousand Oaks
Ravi Chopra	Camarillo	Lela Kackley	Simi Valley	Kaur Adhya	Thousand Oaks
Carmen Ortiz	Camarillo	Bill Felder	Simi Valley	Paula Block	Thousand Oaks
Steven Herman	Camarillo	Randal Mcdougald	Simi Valley	Eden Stein	Thousand Oaks
Andrea Stevens	Camarillo	Stevesteve Torrestorres	Simi Valley	Sebastian Goff	Thousand Oaks
Stacy Gomez	Camarillo	John Gorecki	Simi Valley	Trycia Parisian	Thousand Oaks
Rachel Curtis	Camarillo	Torrian Crawford	Simi Valley	Clyde Germain	Thousand Oaks
David Bowman	Camarillo	Rayan Mcintyre	Simi Valley	Bari Handelman	Thousand Oaks

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Susie Brown	Camarillo	Christopher White	Simi Valley	Stephanie Cain	Thousand Oaks
Paige Grinker	Camarillo	Jovana Nunez	Simi Valley	Grace Tudor	Thousand Oaks
Amanda Penagos	Camarillo			Tiana Fishoff	Thousand Oaks
William Reed	Camarillo			Lori Anderson	Thousand Oaks

Caroline Hawks		Jazmin White	Grosse Pointe, MI	Nancy Perez	Oxnard
Hayleigh Smith	Santa Monic	Hannah Armstrong	Los Angeles	Joel Pellissery	Simi Valley
Carmen Keys	Somis	Alaina	Tustin, CA	Hailey Rass	Westlake Village
Max Abudezel	Los Angeles	Drake	Topanga	Kaylah Villa	Simi Valley
Sophia Barnes	Malibu, CA	Ruben	Lancaster	Daniela Naro	Oxnard
Jonah Klein	Calabases, CA	Jordan Bune	Eureka	Genesis Duran	Simi Valley
Nico Pinzham	Canga Park	Jordan	New York	Raelyn Suarez	Simi Valley
Rory Christiansen	Los Angeles, CA	Max Bogreen	New York	Trystin G	Oak Park
Nadia Veaa	Los Angeles, CA	Maya Jack	Beverly Hills	Caiden Y	Woodland Hills
Antaine Jatui	Malibu	Nelson O.R.	Winnetka	Bob Robles	Los Angeles
Jonah Frances	Calabasas	Roberts	Los Angeles	Chris Conway	
Jude Murray	Topanga	Haislil	Sunnyvale	Rebecca Landgen	Agora Hills

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Jenssen Sobree	Kansas City	Brianina Vega	Los Angeles	Pablo Jaramel	
Jackson Sobree	Kansas City	Oliver Ball	United Kingsom	Paniz Motaredi	Calabasas
Leah Ebanks	Australia	Jaylin Alrayoro	Moreno Valley	Mona Faizian	Simi Valley
Keelia Ebanks	Australia	Chari Mahboubian	Butler, PA	Alexandra F Joud	Moorpark
Jessica C	Los Angeles	Tamas	Hungary	Sky Leung	
John Lucek	Santa Monica	Trever	Los Angeles	Sparrow Vargas	
Max L	Agoura Hills	Hailey Stewart	Austin, TX	Yaruli Lopez	
Cassandra White	Brentwood	Austin Stewart	Los Angeles	Gisela	
Joshua Sacayen	Los Angeles	Lehea McGuiuse	West Covina	Sim Dhalival	
Mckenna Thompson	Topanga	Bianca	West Covina	Majeda Ishaqzai	
Amanda Ralphs		Simon Sohrgon	Santa Monica	Jeff Alvarez	Thousand Oaks
Brad Bronson		Olivia Deleon	Canada	Jocelyn Soriano	Thousand Oaks
Kayleigh Bronson		Rebecca Grant	Denver, CO	Skar Sicyh	Moorpark
Emma Curtis		Jane Jang	Rolling Hills Estates	Miguel Vico	Oxnard
Zazah Smith		Milena Abilova	Los Angeles	Paul Kamboj	Thousand Oaks
Miranda Streaks		Noel Driensky		Dylan Foster	

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Mindy Taylor	Tempe			Rio	Newbury Park
Graceylnne Mika	Los Angeles	Aspen Ruchlen		Anu	Simi Valley
Jim Stride		Zephyr Hicks	Simi Valley	Daniela Godinez	Moorpark
Sheldon Catten	Agoura Hills	Nathan Bartlett	Simi Valley	Jon	Thousand Oaks
Brady Foster	Plano, TX	Liana Begley	Sherman Oaks	Neh	
Michelle Fallon	Plano, TX	Atovalli Cetzpalin	Pacoima	Aaron	Thousand Oaks
Mike Fallon	Plano, TX	Kevin K	Thousand Oaks	Brandon	Northridge
Gardette Thib	France	Alisia	Oxnard	Marely Cruz	Simi Valley
Synclair Ramy		Sailor	Oxnard	Tommaso Podestei	Northridge
Karla Torrade		Bilona Lipschitz		Helen Zumiya	Simi Valley
James Define	Los Angeles	Beatriz Ortiz	Newbury Park	Dylan Bell	Simi Valley
Iris Miller	Marietta	Sam Kelly	Thousand Oaks	Michael Martinez	Winetka
Annabel Lane		Trevor Liam	Thousand Oaks	Javier Gomerz	Northridge
Brynn Lee	Agoura Hills	Lucas Jensen	Moorpark	Sonia Enriquez	North Hills
Cassie Walters	Malibu	Cozette Burrell		Erick Calderan	Camarillo
Jaymeson Unite	Santa Clarita	Connor Lamos	Simi Valley	JJ Johnson	

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Grace Walsh	Oxnard	Jacob Diaz	Thousand Oaks	Chloe schraeder	Agoura Hills
Spike Milgram		Kevin Hackie	Calabasas	maria vila	Los Angeles
Eric Johnson	Los Angeles	Taylor Griggs	Thousand Oaks	jovan brosds	Los Angeles
Cali Girl	Malibu	Victor Bravo	Fillmore	e. jeff lipschitz	Palm Springs
Douglas Mollard		Jouse Veronica	Simi Valley	Livia herman	Santa Monica
Theresa S.	San Diego	Daniel Paul	Newbury Park	andrea harrow	Los Angeles
S. Clevland	Maui	Pedro Guzman	Simi Valley	robert sluka	Topanga
JJ. Danes	Beverly Hills	Ameryos Murguia	Moorpark	Avery Gorna	Thousand Oaks
Charles Head	New York City	Jayden Smith	Moorpark	matthew sluka	Topanga
Rorry Dovies	Montecito	Mackenzie Rich	Camarillo	Jojo Bongiovi	Oak Park
Ingrid Davies	White Plains, NY	Cruz Tlolt	Simi Valley	Amanda Morales	Newbury Park
Elen		Cynthia	Simi Valley	Itandawi Murillo	Newbury Park
Rebecca		Emily		Grace Relyea	
Dianna		Caitlin	Northridge	Madelaine Gonzales	Thousand Oaks
Eve Malek	Pacific Palisades	Dylan Hofer	Camarillo	Carlos Contreras	Simi Valley
Samara Ierra	Topanga	Arjun		Felix Galavis	Newbuy Park

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Elle Pfeffermeck	Thousand Oaks	Ana Ramdan	Thousand Oaks	David	Santa Clarita
Bianca Toberoff	Malibu	Anahis Sanchez	Simi Valley	Anna Jennings	
Sidni Watson	Los Angeles	Estrella Mercado	Simi Valley	Kalf Amata	
Ryan Toups	Victorville	Atefa Ghubadi	Porter Ranch	Jozia Churchill	
Denny Aabery	Carpinteria	Michelle Flores	Chatsworth	Caroline Hawks	El Segundo
Jonathan Green	Los Angeles	Kristel Castarele	Simi Valley	Hayleigh Smith	Los Angeles
Branen Garcia	Pala, CA			Frances Ellis	Simi Valley
David Gonzalez	Studio City	Julean Mendoza	Moor Park	Lilith Ferrera	Thousand Oaks
Lionel Renard	Los Angeles	Beto Ovalle	Chatsworth	Sanath Saraff	Northridge
Anna Alfred		Ren Shundo	Rossmoor	Sandam Atif	Northridge
Austin Andrews	San Diego	Macayla Goodman	Ventura	Mackenna Manning	Simi Valley
Kortni Muset	Porter Ranch	Adam Nekmard	Simi Valley	Angelina Kim	Simi Valley
Heather Martinez	Porter Ranch	jeremiah bocasan	Simi Valley	Michelle Pinedo	Fillmore
Yvonne Lagunas	Ventura	Grant Mileman	Moorpark	Jordan Mag	Los Angeles
Valeria Dan	Long Beach	Troy Uchimiya	Thousand Oaks	Melbin Alaron	Thousand Oaks
Carlos Morn	Long Beach	Benja Minghigohol	Malibu	Crystal Rubaleava	Sylmar
E. Jeff Lipschuntz	Palm Springs	Alex Snyder	Porter Ranch	Sahel Singh	Westlake Village

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Livia Herman	Santa Monica	Anthony Barrio	Santa Paula	Gabriel Bernardino	Thousand Oaks
Andre Tarrow	Los Angeles	Poli flores	Oxnard	Keila Marquez	
Robert Sivea	Topanga	Serenity Miyou	Oxnard	Enrique Carbival	Santa Paula
Matthew Sivea	Topanga	Shenika Malone	West Hills	Ella Page	Simi Valley
Alice Grossman	Van Nuys	Hannah Covert	Agoura	Alli	Thousand Oaks
Brennan Burke	Van Nuys	Zoe Numa	West Hills	Ellie	Simi Valley
Chloe Schraeder	Agoura Hills	Hesam Faryadn	Thousand Oaks	Isabella	Simi Valley
Skye Stevens	Kailua. HI	Ozzy Valentino	Los Angeles	Emma	Simi Valley
Maria Vila	Los Angeles	Mila-nai Colon You	Thousand Oaks	Deanna	Newbury Park
Jovan Brosas	Los Angeles	Primrose Namara	Simi Valley	Miyue	Simi Valley
Kimberly Williams	Malibu	Sophie Anglin	Newbury Park	Damian	Camarillo
Raja Gulrajani	North Hills	Sasha Newell	Camarillo	Allie	Simi Valley
Sophia Grimaldi	Rosada	Roy Edy		Erike	Los Angeles
William Otero	Panorama City	Izabell Taylor	Lake Balboa	Bianca Lenantes	Simi Valley
Brianna Jimenez	Winnetka	Masha Boyer	Simi Valley	Arthur Grigorian	Simi Valley
Marisela Leon	Rosada	Michael Milosh	Topanga	Allison Pearson	Thousand Oaks

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Carlos Youete	Rosada	David Block	Topanga	Ethan Centeno	Agoura Hills
Lucio Pena	Rosada	Jessica York	Playa Del Rey	John Dalea	Thousand Oaks
David Ogomon	Reseda	Jan Devia	Topanga	Caellum Robertson	Thousand Oaks
Diana Ruiz	Thousand Oaks	Kyle Ames	Woodland Hills	Sophia Watson	Ventura
Dal Aguila Herber	Calabasas	Mia Husteg	Topanga	Tien Vu	Camarillo
Elizabeth		Andrew Torres	Encino	Gabriel Chung	Los Angeles
Nia		Ernesto Perez	Simi Valley	Luke Rosenthal	Thousand Oaks
Alule		Lynne Vargesen	Simi Valley	Miciah Waldron	Simi Valley
Kaiui		Emma Jan	Northridge	Dosiah Waldron	Simi Valley
Joe Branch		Richard Bo	Thousand Oaks	Matt Harreo	Simi Valley
Chisbel Simashi	Potomac, MD	Aidan Puerto	Simi Valley	Emelyn Mendez	Los Angeles
Gardette	France	Nicolas Tapia	Simi Valley	Elizabeth Anguiana	Camarillo
Lorra McDawall		Michelle Almanza	Simi Valley	Brenden Benks-Speed	
Megan Bouren	Detroit, MI	Hannah Feduska	Simi Valley	jude murray	Topanga
Zach Perrine	Ventura	Invri Ramiraz	Moorpark	evan maler	Pacific Palisades
Erick Perez	Los Angeles	Juan Martinez	Fortuna	Samara Terra	Topanga
Wesley Lam	Simi Valley	Elliot Hardy	Thousad	Elle Pfefferman	Westlake Village

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			Oaks		
Stephanie Turner	Camarillo	Trent Jicks	Oxnard	Bianca Toberoff	Malibu
Braeden Krause	Thousand Oaks	Lillian Calena	Simi Valley	Anna Alfred	
Aiden Peron		Paul Hinochochez		Austin Andrews	San Diego
Addilyn Fox	Moorpark	Devin Howard	Tarzana	Kortni Muser	Northridge
Cameron Evans	Thousand Oaks	Andrew Ramirez	Granada Hills	Heather Martin	Northridge
Lucas Cox	Thousand Oaks	Anthony Lopez	Winnetka	Yvonne Lagunas	Ventura
Marharyta	Westlake	Laura Lopez	Woodland Hills	Valerie Dan	Long Beach
Sophia Madelage		Keelan Nygren	Thousand Oaks	Carlos Mora	Long Beach
Gerardo Torres	Panorma City	Dakatah Charles	Chatsworth		
Jenna Visco	Santa Rosa Valley	Cefawne Milk	Chatsworth		
Megan Flilton	Simi Valley	Soleil Hidelgo	Thousand Oaks	Scartett Dates	Simi Valley
alice grossman	Van Nuys	Praulio Ordaz	Simi Valley	Kenzie Nguy	Thousand Oaks
brenman brooke	Van Nuys	ashley Gania	Oxnard	Edgar Juarez	Oxnard
carmen keys	Somis	Bailey Veelac	Thousand Oaks	Elizabeth Bond	Thousand Oaks

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max abarbanel	Los Angeles	Reagan Beaudine	Thousand Oaks	Gwendola Zellingr	Thousand Oaks
sophia barnes	Malibu	Ryan Toups	Victorville	Aufan Meeran Asif	Thousand Oaks
jonah klein	Calabasas	Denny Aaberg		Luis Fernade Zuniga Zavala	Compton
Nico Pinzho	Canoga Park	Jonathan Green	Los Angeles	Somak Meraz	Newbury Park
rory christiansen	Los Angeles	Brunei Garcia		Denise Alvarz	Simi Valley
Simon Johnson		David Gonzalez	Studio City	Alexander Valdez	Thousand Oaks
nadia vega	Los Angeles	Lionel Renard	Los Angeles		

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SAC SPORTFISHING ASSOCIATION OF CALIFORNIA

5060 N. Harbor Drive, Suite 165
San Diego, CA 92106
(619) 760-4031

President Sklar, Commissioners and Staff. The Sportfishing Association of California offers the following public comment

Petition 2023-33MPA –

This petition proposes the following MPA expansions and new MPAs

i. Cabrillo SMR - expand westward and northward by 15.2 sq mi ~9.9 sq mi.

This area is the primary area the ½-day boats fishing out of San Diego Bay fish.

ii. Point Dume SMCA - expand westward by 4.6 sq mi.

The ¾-day boats out of Channel Islands Harbor depend on mid-depth rocky reefs in this area.

iii. South Point SMR - expand westward by 26.3 sq mi.

Overnight boats out of Channel Islands and Ventura Harbors depend on access here. Charter trips from Santa Barbara Harbor occasionally fish here.

iv. Gull Island SMR - expand northward by 1.8 sq mi.

Overnight and full-day boats out of Santa Barbara, Ventura and Channel Islands harbors depend on access to this area.

v. Point Conception SMR - expand eastward by 14.6 sq mi.

This eastward expansion would close public access for fishing at the wreck of the SM-1. It is one of the 8 primary inshore reefs along the Santa Barbara County south coast which were important to the commercial passenger fishing vessels, 3 of which are already closed to fishing. Loosing access to the SM-I would leave just 4 of these 8 historically important coastal inshore fishing spots open to fishing by the public. Two of the 4 are proposed for closure within Petition **2023-29MPA-AM2** . It's important to note that only 6 of these 8 are natural reefs and only 4 of those historically had an associated kelp canopy. Of the 4 with kelp, 3 are currently closed to fishing and the forth of these is within the area proposed for closure within petition 29.

vi. Natural Bridges SMR - expand southward by 13.7 sq mi, eastward to the edge of Natural Bridges State Beach by ~14.5 sq mi

vii. Pleasure Point, Santa Cruz - designate 3.2 sq mi as a new State Marine Reserve Conservation Area

Deny (in concurrence with the CDFW recommendation and rationale)

This petition is a bold "land grab" which proposes to turn vast areas of prime, valued rocky reef habitat, especially in waters of less than 100 meters, into marine parks that ban fishing. This habitat type is already over-represented within our MPA network as compared to its natural occurrence in state waters. These proposed actions are completely out of line with the

guidance provided for adaptive management measures to be considered by the Commission, which offered that this would not be MLPA-2.

To date our award winning MPA network has shown that a larger biomass-per-area of the species that fisheries target has developed within our MPAs. This state-wide result is driven by differences observed in the southern regions.

What has not been observed within the scientific monitoring effort was a difference in fish diversity, or ecosystem resistance to change (due to the recent marine heat wave). While these kinds of benefits have been observed globally, that they were not here indicates two things.

The first is if there are differences in ecosystem resilience or species diversity between waters inside and outside of MPAs in California, the scale of the difference is likely to be small.

The second is quite revealing and illuminates that the existing robust fisheries management and environmental protections are already protecting biodiversity and ecosystem resilience at a very high level state wide. What's missing is only robust protections from future industrialization. However, this is something that is provided for within the National Marine Sanctuary waters.

The petitioners proposed actions would exclude fishing from vast areas of rocky bottom habitat in waters less than 100 meters. It is precisely this habitat type that our captains most depend on to provide successful fishing for our customers.

While the proposed actions are state-wide in nature, they disproportionately cost public access from Santa Barbara and Santa Cruz harbors. In areas closed to fishing the lost fishing access has so far not been compensated for by additional public participation on the basis of an area being closed to fishing. Fishing participation transcends physical ability, socioeconomic strata, educational levels, cultural backgrounds, creeds and colors in ways SCUBA diving and underwater photography participation commonly does not.

Thank You for your thoughtful consideration of our SAC members and their clients submitted public comments under this agenda item, their concerns and recommendations.

Outlook

pleasure point no take

From kevin butler
Date Tue 09/29/2026 02:42 PM
To FGC <FGC@fgc.ca.gov>

As a 40 year resident of pleasure point and fisher/surfer this doesn't make any sense. Our kelp beds are the healthiest in the state. Not allowing people to catch their dinner is morally wrong also is not yours it's ours. I wonder how the enforcement will happen. Surfers and beach combers kill more wildlife with low tide walking and sun and skin care products than any amount of fishing. Our kids grow up to understand and respect the reef and kelp beds so they can have fun and bring mom a fish home every now and then. This issue came from an out of state GMO. Nobody wants it and if it isn't broke don't fix it. There are places that were hit hard with the warm water bloom and those places are returning to normal. So what's the point. Oh its because the NGO needs funding and show there donators they are doing the world good. Money in the pocket for people that don't live in the areas that they feel the right to conrtol.

Kevin Butler

Outlook

2023-33MPA_1 (Pleasure Point) & 2023-33MPA_6 (Natural Bridges).

From Matt Spencer-Cooke
Date Tue 09/29/2026 06:31 PM
To FGC <FGC@fgc.ca.gov>

Dear California Fish and Game Commission,

I am writing in support of the staff recommendation to deny petitions 2023-33MPA_1 (Pleasure Point) and 2023-33MPA_6 (Natural Bridges).

As a member of the Santa Cruz community who values both the health of our marine environment and responsible public access to our coastline, I believe decisions to establish additional Marine Protected Areas should be supported by a clear scientific need and careful consideration of their effects on existing recreational uses.

Our local kelp forests and nearshore ecosystems are tremendously important, and I support effective, science-based management to protect them. At the same time, recreational fishing is a longstanding use of the Santa Cruz coastline and provides residents with an important connection to the ocean. Restrictions on that access should be imposed only when the available evidence demonstrates that additional protections are necessary and appropriately targeted.

For these reasons, I support the staff recommendation and respectfully ask the Commission to deny petitions 2023-33MPA_1 and 2023-33MPA_6.

Thank you for considering my comments.

Sincerely,

Matt Cooke
Santa Cruz County, California

Outlook

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no on mpa in Santa Cruz

From Todd Fraser - Bayside Marine [redacted]
Date Tue 09/29/2026 10:19 AM
To FGC <FGC@fgc.ca.gov>

My name is Todd Fraser Owner of Bayside Marine in Santa Cruz CA. I have owned this establishment for over 26 years hope the community fish and enjoy the ocean and it's bounty . I extremely oppose the new Mpas that are being proposed due to the fact that there is no true science to represent it . If these were to go into effect it will have a drastic effect on my business and my livelihood here in Santa Cruz . I vote no to any new MPA in Santa Cruz. Thank You Todd Fraser owner of Bayside Marine Santa Cruz's last fishing tackle store!

Outlook

Opposition to Proposed Expansion of Marine Protected Areas in Santa Cruz County

From Zack Fusari [redacted]
Date Wed 09/30/2026 09:53 AM
To FGC <FGC@fgc.ca.gov>

Dear Members of the California Fish and Game Commission,

I am writing as a Santa Cruz County resident and recreational fisherman to strongly oppose the proposed expansion of Marine Protected Areas and fishing closures along the Santa Cruz coast, including the proposals affecting Pleasure Point and Natural Bridges.

Santa Cruz County is fortunate to have some of the healthiest and most resilient kelp forests in California. The existing marine protections and sustainable fishing regulations should not be expanded into broad fishing closures without clear, site-specific scientific evidence demonstrating that recreational fishing is responsible for the condition of our local kelp forests.

I also believe that active, targeted kelp restoration should be prioritized over blanket closures. Local restoration efforts have demonstrated that removing purple urchins can be directly associated with kelp recovery, while simply prohibiting fishing does not necessarily address the underlying causes of kelp decline.

Fishing is an important part of Santa Cruz's coastal culture and provides families with an opportunity to connect with and appreciate our marine environment. I strongly support protecting our kelp forests, but those protections should be based on sound science, local conditions, and meaningful input from the people who live, fish, surf, and work along this coast.

I respectfully ask the Commission to reject the proposed fishing closures and instead pursue science-based, targeted measures that protect and restore kelp while preserving responsible recreational fishing access.

Thank you for considering my comments.

Sincerely,

Zack Fusari
Santa Cruz, California

Outlook

Proposed New Marine Protected Areas (MPAs) in Santa Cruz County

From Maria Gitin [redacted]
Date Tue 09/29/2026 02:47 PM
To FGC <FGC@fgc.ca.gov>

As a resident and consumer of fresh local fish, I am writing in opposition to new and/or expanded MPA's in Santa Cruz County. As studies have shown, our kelp beds have rebounded to a healthful level. Excess kelp is harmful to many species of sea life and fishing is essential to our economy and for our health. Thank you for considering science and not creating new or expanding any existing no-take areas in Santa Cruz County.

Maria Gitin Torres
[redacted]
[redacted]

This Bright Light of Ours: Stories from the Voting Rights Fight

https://www.thisbrightlightofours.com

Outlook

No on extending MPAs in Santa Cruz County

From Dennis Hagen
Date Tue 09/29/2026 09:54 AM
To FGC <FGC@fgc.ca.gov>

To whom it may concern:
The two proposals to extend two MPAs in Santa Cruz County, one at Natural Bridges and one at Pleasure Point, are a misguided attempt to protect our kelp forests. I am a volunteer docent at UCSC's Seymour Marine Discovery Center. Extending the MPAs and prohibiting recreational fishing in these areas will not improve the kelp forests and prohibit harmless recreational fishing with hook and line.
Please follow the science on this and either rewrite the proposals and stop them from going into effect.
Thank you,
Dennis Hagen
Santa Cruz CA

Outlook

Proposed regulations

From DENNIS HANSON [redacted]
Date Mon 09/28/2026 05:57 PM
To FGC <FGC@fgc.ca.gov>

My family grew up here, we fished and clammed and spent many hours doing these things with our extended family as well. Our Son and Grandchildren all grew up doing the same....kelp is over running our area, we need good clean activities for kids and families please don't take these wholesome activities away from the next generations of people to come.

Thank you

Ida Hanson
Lifelong Resident of Santa Cruz
Sent from my iPad

Outlook

Oct 14, 2026 MPA Petition Evaluation - 2023-33MPA-6_AM1 & 7_AM1 - Reject Staff Recommendation Denying MPA Protection

From Brendy O'hara
Date Mon 09/28/2026 05:10 PM
To FGC <FGC@fgc.ca.gov>

October 14, 2026 Meeting – MPA Petition Evaluations, Item 28 &
Petitions 2023-33MPA_AM1 (Pleasure Point) and 2023-33MPA-7_AM1 (Natural Bridges)

Please reject staff recommendation to deny MPA protection in these environmentally sensitive-habitat. There are ongoing reports of sea lions, pelicans, sea otters and other marine life that are sick or dying due to manmade climate change and fishing. Staff has identified Natural Bridges as a "Santa Cruz Harbor" area. In fact, the harbor sits miles away from Natural Bridges. Moreover, sea lions are seen sleeping on harbor docks before they are harassed off these areas - they are seen entering the harbor because it is their habitat. Santa Cruz areas need MPA. The ecological damage caused by the loss of sea and marine life is imperative. Many large mammals, including whales and orcas are dependent for the protection of its habitat - the kelp areas.

Staff argues that it (a) "may create enforcement challenges", well as civil servants their job is to enforce protection of marine life over recreational activities; (b) that these areas do not deserve protection based on today's "scientific evidence" – well, to counter-argue this, nobody knew about greenhouse effects nor mammal migration until kelp beds were dying; and (c) petroleum pollutants, toxic chemicals, and plastic debris poison wildlife and smother habitats and infiltrate the food chain.

El Nino storms will seriously impact these areas - protecting and designating these areas as part of MPA is important for future generations and marine life.

Please enforce the laws and reject staff's recommendation to deny protection of the above petitions. The degradation of these important habitats and marine biodiversity cannot be lost due to poor science.

Thank you.

Outlook

Opposition to 2023-33MPA_1 and 2023-33MPA_6

From Shane Pavonetti
Date Tue 09/29/2026 11:49 AM
To FGC <FGC@fgc.ca.gov>

Hello,
My name is Shane Pavonetti and I am a Santa Cruz based architect, Planning Commisioner and fisherman. I am writing to express my opposition to the proposed and expanded MPAs in the Santa Cruz area. The science is clear - these restrictions will not help the kelp. Please keep our small fishing community intact and vote to deny these proposals.

Thanks,
Shane

PAVONETTI Architecture
512.657.7020
pavonettiarchitecture.com

Outlook

Please deny pleasure point and natural bridges petitions

From sanjay [redacted]
Date Wed 09/30/2026 03:19 PM
To FGC <FGC@fgc.ca.gov>

Hello-

I am writing to ask the commission to support the staff recommendation to deny petitions 2023-33MPA_1 (Pleasure Point) and 2023-33MPA_6 (Natural Bridges) at the Oct. 14 meeting of the Fish and Game Commission.

Thanks,
sanjay
Santa Cruz County resident

Outlook

Public Comment Opposing Santa Cruz Fishing Restrictions — Petition 2023-33MPA-AM1

From Simon Silver
Date Wed 09/30/2026 09:42 AM
To FGC <FGC@fgc.ca.gov>

Dear Commissioners,

My name is Simon Silver, and I am a local recreational fisherman in the Santa Cruz area. I am writing to oppose the proposed expansion of the Natural Bridges State Marine Reserve and the creation of a new marine protected area at Pleasure Point under Petition 2023-33MPA-AM1.

I care deeply about the health of our ocean and kelp forests. The kelp beds I observe locally appear healthy and productive. Although personal observations cannot replace scientific monitoring, their persistence makes it reasonable to ask what specific problem additional fishing restrictions would solve here.

Before restricting access, please require clear, site-specific evidence showing how current recreational fishing affects these kelp forests, what measurable benefit the proposed restrictions would provide, and why existing fisheries regulations or more targeted measures would be insufficient. Healthy kelp alone does not settle this question, but neither should additional closures be assumed necessary without demonstrating their benefit.

These waters are important to local shore anglers, kayak fishermen, and small-boat fishermen. Losing nearby fishing grounds could push people farther from accessible launch points and sheltered waters, creating additional cost and safety concerns. Please evaluate those effects alongside the conservation claims.

I recognize that the amended Pleasure Point proposal includes exceptions for shore-based hook-and-line fishing and spearfishing. However, those exceptions do not adequately preserve access for people fishing from kayaks and small boats.

I support enforcing existing fishing rules, monitoring kelp and fish populations, and addressing documented threats through targeted conservation and restoration. I ask

the Commission to reject these proposed Santa Cruz closures and expansions unless their necessity and expected benefits are clearly demonstrated.

Please preserve lawful recreational fishing access in the currently open waters around Pleasure Point and Natural Bridges, while maintaining the protections already in place within the existing reserve.

Please include this email in the public-comment record for Petition 2023-33MPA-AM1.

Thank you for considering the people who use, value, and care for these waters.

Sincerely,
Simon Silver
Santa Cruz County, California

-Simon

Outlook

Petition 2023-33MPA

From Tony Vultaggio
Date Tue 09/29/2026 12:27 PM
To FGC <FGC@fgc.ca.gov>

Hello,

My name is Tony Vultaggio and I am the owner of an operator of
Santa Barbara Sportfishing Charters.
I would like to propose the Point Conception and Gull Island closures.
These areas provide a vast array of opportunity for local Fishing businesses. Not only do we appreciate our rights to fish these areas, but we also heavily rely on safe Anchorages. These areas provide both. It will also condense and consolidate Fisherman even more, we are all finding ourselves fishing closer and closer together in areas. If these MPA's were spread out or rotated, we would not be fishing so aggressively in areas that are still open. Please consider your decision and take it to an account these petitions that a fellow Fisherman are submitting.
I would like to propose both of these petitions.

Sincerely,
Captain Tony Vultaggio
Sent from my iPhone

Outlook

Proposal to Expand Cabrillo State Marine Reserve (2023-33MPA_1_AM1)

From Frank Appling
Date Thu 09/24/2026 09:31 PM
To FGC <FGC@fgc.ca.gov>

Dear Fish and Game Commissioners,

I am writing to urge you to deny the proposed expansion of the Cabrillo State Marine Reserve (2023-33MPA_1_AM1). The primary motivation for the proposed expansion is the assertion that expansion will protect kelp bed health. The authors of the proposal state that the kelp beds that stand to be affected by the expansion have been identified as being particularly resilient and stable and cite these attributes as a need for increased protection.

While the importance of kelp bed health to the California marine ecosystem cannot be overstated, current scientific data regarding the interplay between marine protected areas and kelp health do not suggest that expansion of Cabrillo State Marine Reserve will impact kelp bed health. Further, the proposed expansion extends into relatively deep water that does not support kelp growth and therefore a large area of the expanded marine reserve would contain no kelp. More generally, classification of a given aspect of an ecosystem as stable does not necessarily justify an adjustment to management strategy.

The California Department of Fish and Wildlife has echoed these sentiments in their recommendation to deny expansion of Cabrillo State Marine Reserve. As a California taxpayer that has helped fund California Department of Fish and Wildlife research and as a career scientist, I am deeply committed to following the science as it pertains to management of the amazing natural resources that surround us. The scientific basis for expansion of Cabrillo State Marine Reserve is lacking.

I sincerely appreciate your service as commissioners and the time you have taken to read my comments. I hope you will take these thoughts into consideration when deciding on the proposed expansion of the Cabrillo State Marine Reserve (2023-33MPA_1_AM1).

Best regards,
-Francis D. Appling

Outlook

Cabrillo MPA public comment & signatures

From David Clutts [redacted]
Date Tue 09/29/2026 02:11 PM
To FGC <FGC@fgc.ca.gov>

Dear Commissioners and Commission Staff,

Please accept the attached letter and signatures as public comment opposing the proposed expansion of the Cabrillo State Marine Reserve under Petition 2023-33MPA-AM1.

We respectfully request that this letter be included in the official record and distributed to the commissioners before their October deliberations.

Thank you for your consideration.

David Clutts
San Diego Freedivers

DAVID CLUTTS
Broker Associate
Team Clutts Real Estate
707.315.0950 (Solano County)
858-899-0088 (San Diego)
DRE# 01290583
www.TeamClutts.com

SAN DIEGO FREEDIVERS

Responsible access. Local knowledge. Science-based marine conservation.

September 19, 2026

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

RE: Opposition to Expansion of Cabrillo State Marine Reserve (Point Loma) - Petition 2023-33MPA-AM1

Dear Commissioners:

San Diego Freedivers opposes the proposed expansion of the Cabrillo State Marine Reserve at Point Loma. We support effective marine conservation, but any expansion that closes public waters should be based on credible, site-specific science demonstrating a defined problem, a clear conservation benefit, and the need for additional closure. The present record has not established that this expansion is necessary or that it would measurably improve Point Loma's kelp forest.

The state's own expert agencies reached the same conclusion. In March 2026, the California Department of Fish and Wildlife recommended denying the Cabrillo expansion, finding that expansion was unnecessary to protect kelp and that the petitioner had not provided sufficient evidence to warrant it. In July 2026, the California Ocean Protection Council also recommended denying the Cabrillo expansion. The Commission should give substantial weight to these independent state-agency recommendations and keep the waters outside the existing reserve open to responsible fishing and diving.

Local fishermen and freedivers depend on healthy kelp forests and have a direct, long-term interest in their protection. Their firsthand observations and generations of local knowledge deserve meaningful consideration. Point Loma also supports longstanding recreational and commercial fisheries, including lobster and sea urchin. Commercial urchin harvest can reduce grazing pressure where urchin densities become excessive, helping protect kelp habitat and preserving an important management tool.

Expanding this no-take reserve would displace substantial fishing effort from Point Loma into the limited open waters near La Jolla, already bounded by other protected areas. Concentrating activity in a smaller area could increase local pressure rather than distribute it responsibly. The Commission should fully evaluate displaced effort, effects on access, the local lobster and urchin fisheries, and the economic and cultural importance of fishing before considering any boundary change.

We respectfully request that the Commission reject the proposed Cabrillo SMR expansion unless and until a transparent, peer-reviewed, site-specific analysis demonstrates its necessity, establishes measurable objectives, considers less-restrictive alternatives, and addresses the consequences for surrounding fishing areas and local ocean users. Conservation policy is strongest when it combines sound science with the experience of those who regularly use and steward these waters.

Respectfully submitted,

San Diego Freedivers
Board and undersigned members

Official public comment concerning the Cabrillo SMR component of MPA Petition 2023-33MPA-AM1. Agency sources: CDFW evaluation (March 2026) and OPC recommendations (July 31, 2026).

SAN DIEGO FREEDIVERS

Responsible access. Local knowledge. Science-based marine conservation.

SAN DIEGO FREEDIVERS MEMBER SIGNATURES

We, the undersigned members of San Diego Freedivers, support the club's opposition to the proposed expansion of the Cabrillo State Marine Reserve at Point Loma described in MPA Petition 2023-33MPA-AM1.

Printed Name	Signature	City / ZIP Code	Date
Richard Kang		92120	9/28/26
Dane Mackintosh		28SEP2026 ← 92127	
Don Mackintosh		92104	9-28-26
Hassan Noseddine		92120	9/28/26
Joshua Gustafson		92109	9/28/26
Joseph Metz		91977	9/28/26
Patrick Artemius		92109	9/28/26
Travis Webster		92107	9/28/26
Allen Hansen		92118	9/28/26
Janet Hansen		92118	9/28/26
Katie Hansen		92118	9/28/26
Lizzie Hansen		92118	9/28/26
ANDREW H SMITH		SAN DIEGO 92124	9/28/26
ANNE CRANE SMITH			
JOEL SMITH		SAN DIEGO 92117	9/28/26
BILL BENDER		San Diego 92110	9/28/26
Michelle Bender		San Diego 92110	9/28/26
DAUD CLUTS		SAN Diego 92110	9/28/26

Signature sheet 1 of 3 - Please keep this page attached to the San Diego Freedivers letter

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Printed Name	Signature	City / ZIP Code	Date
Robin Canfield		92108	9.20.26
Volker Hochne		92009	9-20-26
Patrick Antonius		92109	9-20-26
Alexander Pfleger		92117	9/20/26
Travis Webster		92107	9/20/26
Colin Brammer		92124	9/20/26
Graham Ross		92037	9/20/26
Joshua Smith		92109	9/20/26
Alena Sucki		92037	9/20/26
Konstantin Guadj		92107	9/20/26
Nathan Brown		92117	9/20/26
Brian Zhang		92129	9/20/26
Malcolm Parkes		92122	9/20/26
Tom Keogh		92109	9/29/26
Rocco Cappalla		92101	9/20/26

Signature sheet 1 of 3. Please keep this page attached to the San Diego Freedivers letter.

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Printed Name	Signature	City / ZIP Code	Date
ANDREW FERRIS		92105	9-28-26
Thomas Mcconnell		92064	9-28-26
Bodrdean		92122	9-2826
Jesse Vermits		92118	9/28/26
Stephen Scavuzzi		91977	09/28/26
Rachael Kosmicki	Rachel Kosmicki	91977	09/28/26
JACOB CHAPMAN		42420	09/28/26
Maxx Reeder		97037	9/28/26
Shehnaz Sekhon	Shehnaz Sekhon	92105	9/28/26
Nicole Dickson		92105	9/28-26
Daniel Willan	Dwillan	92117	9-28-2026
Allan Fenton		92109	9-28-2026
Steven Barnachia		91913	09/28/2026
Jeanna Steiner	Jeanna Steiner	91915	9/28/2026
Alex Dannh		92108	9/28/2026

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Printed Name	Signature	City / ZIP Code	Date
Daniel Tees	D	92109	9/28/26

Signature sheet 1 of 3 - Please keep this page attached to the San Diego Freedivers letter

Outlook

Comment Letter for October Meeting

From Mitchell Conniff [redacted]
Date Wed 09/30/2026 11:53 AM
To FGC <FGC@fgc.ca.gov>

Greetings,
Please find attached a letter for public comment on Petition 2023-33
Thank you,
Mitchell Conniff
PLCFA

September 30, 2026

Marine Resources Committee

Natural Resources Headquarters Building

Second Floor

715 P Street

Sacramento, CA 95814

Greetings:

I am writing this letter to the council regarding petition (2023-33MPA) submitted by Environment California and Azul in November of 2023. Our organization has grave concerns regarding this petition and many of the assertions contained therein, specifically in regard to the proposed expansion of the Cabrillo MPA.

First, allow me to introduce our organization. The PLCFA is an organization of Commercial Fishers and Commercial Fish Businesses based in Point Loma. We were established to address issues that impact on our businesses including state and federal regulations, land-use issues and environmental/marine resource management. Our members are primarily made up of trap and hook & line fishers and they

primarily fish the near shore waters around Point Loma, adjacent to the current Cabrillo MPA. As a group we take our environmental and marine stewardship responsibilities seriously and our members engage in zero bycatch fisheries, utilize carbon reducing CARB Tier 2 engines in their vessels as well as engage in various community based environmental events.

Because our group is Point Loma/ San Diego based, our members are specifically concerned with the impact of the proposed expansion of the Cabrillo MPA on their livelihoods. The proposed expansion would add an additional 15+ Square miles of zero-take MPA and represent a 500% increase of the existing MPA. This expansion would eliminate virtually all marine resource take for the historic fishing community of Point Loma and reduce near-shore fisheries available within the city of San Diego by roughly half. When combined with the existing restrictions in La Jolla it eliminates the viability of commercial fishing accessible from San Diego Bay and would eliminate the livelihoods of dozens of families. The petition blithely infers that these fishers could pursue their livelihoods elsewhere, but that opportunity simply does not exist. This expansion of the current MPA would result in what amounts to a massive closure, impacting a large swath of historic commercial fishing grounds and the evidence used to justify such a drastic move is inadequate at best.

The Petition Is Not Aligned with the Vision for MPA Expansion as Detailed in the 2016 Master Plan

The 2016 MLPA Master Plan laid out a vision for new MPA's and expansions. That process had specific standards that included the following:

- Scientific analysis that looked at all aspects of successful MPA's with "results driven management" for proposed expansion.
- "robust" stakeholder outreach including "advice, assistance and involvement of the participants in the various fisheries"
- "Preserve the diversity of recreational, educational, commercial and cultural uses"
- Include diverse types of reserve (no-take, restricted take and unrestricted take in compliance with current fishery management) to evaluate the effectiveness of different protection levels
- Contain an analysis of socio-economic impacts resulting from the proposed MPA

Petition 2023-33MPA fails to meet those standards in many specific ways.

The petition lists seven MPA's spread over hundreds of miles, yet virtually every study mentioned deals exclusively with a small number of areas in the Santa Barbara channel and Monterey Bay. To apply limited studies of a relatively small area, hundreds of miles away, broadly to a variety of marine environments with a unique set of issues is irresponsible and flies in the face of the Master Plan's promise to apply a science driven approach to MPA management and new petitions. The Cabrillo MPA, for example, faces a broad and unique set of possible challenges that could be relevant to kelp die off. Explanations and possible causation that deserve investigation are Tijuana River runoff, San Diego River runoff, possible contamination from the three adjacent Naval bases, Naval activities on the water adjacent to the proposed expansion, pesticide use in the creation of the Sunset Cliffs Natural Park, extreme marine wave events that occurred in recent years and corresponded with the kelp forest disappearance, a sewage treatment plant in the proposed MPA and storm runoff that is prevalent in the area. Each one of those factors deserve consideration for their impact on the health of the kelp forest, yet the petitioners completely ignore them. The biggest consideration the petitioners fail to investigate is the health of the kelp forest inside the existing MPA compared with kelp forest health adjacent to the

MPA. Anecdotal observation would suggest that the kelp forest disappearance is in fact the same within the MPA and outside the MPA and at minimum a study should be completed to determine whether or not that is the case. All seven of these MPA expansions should be considered on a case-by-case basis, considering the unique factors each one faces and relying on data and analysis pertinent to each one.

The petition mentions several times that “overfishing” is contributing to kelp forest disappearance (despite conceding multiple times that the most generally accepted factor contributing to kelp forest die off is climate change and associated acidification). The petition does nothing to analyze the overall health of the various fisheries and fails to show any evidence that the areas in question are in fact “overfished”. There is no analysis of what a healthy baseline stock for the various fisheries is, what the stock looks like currently and what it would look like if it were “overfished”. The commercial fishing activity within the proposed Cabrillo MPA expansion are highly regulated, limited entry, zero by-catch fisheries. To imply that these fisheries are “overfished” is to imply that the current analyses of the state and federal government, PSMFC and all the scientists involved are wrong and their management practices, up to and including the present, have been inaccurate and detrimental to the marine ecosystem.

The one factor that virtually every scientist and stakeholder agrees is the driving force behind the declining health of our kelp forests are marine heatwave events, climate change and ocean acidification. Despite that shared belief the petitioners fail to address that in any meaningful way and their petition could in fact contribute to those areas. Any responsible, science-based petition would investigate the most likely cause and prescribe solutions that would primarily deal with that cause. The only solution this petition realistically prescribes is no take of marine resources and absolutely no prescribed action to deal with the most likely culprit. Further, the petition does no analysis of the likely side-effects of their proposed solution. Closures of this magnitude will undoubtedly result in increased Vehicle Miles Travelled and Vessel Hours Travelled (VMT/VHT) as fishers are forced to travel beyond the closures in order to make a living. Considering the Cabrillo MPA, the only areas left for those fishers would be La Jolla or travelling offshore to San Clemente Island and the offshore banks. Best case scenario is that this expansion would result in a doubling of VHT as fishers travelled north to La Jolla and likely would send a significant number of fishers offshore increasing VHT tenfold. Additionally, the petition does nothing to address the likelihood that this closure would lead to a decrease in locally available seafood products forcing the market to rely on products from further away, increasing VMT to bring products to market. The expansions and resulting closures would undoubtedly lead to an increase in imported resources as well, leading to greater VMT/VHT and an outsourcing of the environmental impacts to places with poorer fisheries management practices than California. Any responsible petition would include an analysis of likely side effects, including a VMT/VHT analysis, and how those factor into the goals of the prescribed solution.

The socio-economic impact portion of their petition (which is required for the petition to be accepted) amounts to one small paragraph that includes no real scientific analysis. The petition includes seven expansions from San Diego hundreds of miles north to Santa Cruz yet sums up the economic impact as “minimal” and ridiculously suggests that the economic interests will somehow be enhanced. There are no economic figures included in the proposition, there is no analysis of the cultural, historical or social impacts, no mention of possible impacts on native communities and what little science that is included is irrelevant and misconstrued.

<u>The proposal would have a devastating socio-economic impact on the Point Loma Community</u>

We have attached an Economic Impact Report that analyzes how this expansion would impact the livelihoods of Trap Fishers and the associated land-based businesses in Point Loma. The report indicates that the Trap Fishery contributes 51 jobs and $4.3 million to the local economy. This analysis does not include the tens of millions of dollars contributed from the sport fishing industry, the recreational spear-fishing industry, the tourism industry and many more. This data can be extrapolated out 6 more

times for each expansion and economic impact quickly reaches into the hundreds of millions of dollars and hundreds (possibly thousands) of jobs. The petitioners appear to rely on the notion that all of these stakeholders can simply move a little bit and then enjoy the fruits of the expanded MPA's. The reality is that there is nowhere to move any longer and these businesses will be left with no choice but to go out of business. The Cabrillo MPA expansion in particular would remove the last available reef structure in southern San Diego County. The only other possible option would be to move north to La Jolla and that is not a realistic option as La Jolla is already impacted by the South La Jolla MPA and the remaining fishable area is too impacted at present; it certainly could not support the addition of the entire Point Loma Fishery. The Cabrillo expansion amounts to a closure of the last fishable area and would result in the loss of income to the members of the fishery. Additionally, it would wipe out the capital investment that each one of these businesses has made in licenses and vessels. It would result in the annual economic loss to the community of $4.3 million. All of these businesses are family operated, and many are multi-generational. These businesses are the last vestiges of a once thriving commercial day boat fishery and are integral to the character of the community.

San Diego County and the City of San Diego would suffer an outsized impact from this petition

The San Diego County coastline is long and varied and home to millions of people. Already we are home to multiple MPA's, SCMA's and de-facto closures from military bases (Camp Pendleton and the Coronado Navy bases). The amount of coastline shut off to the take of marine resources far exceeds the 30% goal and the proposed expansion of the Cabrillo MPA would take away a significant piece of what is left. Furthermore, virtually all of the marine ecosystem deemed no-take under the MLPA is reef structure. If the Cabrillo expansion occurred a significant portion of the remaining reef structure would be removed and what is left is difficult to access due to the relative distance from available marinas, not to mention the increased impact on those areas due to greater use. If this expansion were approved the citizen and economic impact on access to marine resources in San Diego County would be outsized and place an undue burden on the citizenry.

The petitioner's dismissal of the required socio-economic impact analysis, and their disregard for the various commercial and economic interests should preclude this petition from further consideration.

Stakeholder outreach plainly and simply was not even attempted by the writers of this petition.

The MLPA Master Plan envisions a process for petitions in which the petitioners engage in robust stakeholder outreach and a collaborative effort in which the economic and cultural interests of various parties were considered. These petitioners have attempted nothing remotely close to that. Each one of the seven MPA expansions has a unique group of stakeholders with a variety of perspectives on what management of these ecosystems would look like. The MLPA Master Plan takes these varying perspectives into account and prescribes a process in which petitions would be written in collaboration with those varying interests and outreach would be made to address the concerns. The petitioners did none of that.

There are any number of stakeholders, notably commercial fishing interests. Most of these groups, like ours, maintain websites and social media accounts. Many of us are in regular contact with fisheries scientists and staff at institutions like Scripps and Cal Sea Grant and maintain contact with CDFW wardens and staff on a regular basis. We operate businesses and hold public events on a regular basis. In essence, we are easy to find, yet no effort was made to find us in the process of crafting this petition. Before the petition was submitted there was no effort to reach out for feedback. After the petition was submitted, there was no outreach to get feedback on the submission. No effort was made whatsoever at collaboration or outside feedback.

It is quite evident that this petition was written and submitted without any intention of engaging with stakeholders, addressing the varied economic and social interests and working collaboratively. The meager attempts that have been made were all after the fact and concerns have not been meaningfully addressed.

In closing, it is the opinion of the Point Loma Commercial Fishing Alliance that petition 2023-33MPA should be exempt from any further consideration. We have come to this conclusion considering the following:

- The petition fails to meet the criteria outlined in the MLPA master plan.
- The science used to justify the petition is overly broad, misapplied and incomplete
- The required socio-economic impact analysis was ignored
- The process by which the petition was submitted in the first place violates the principles outlined in the MLPA and the MLPA Master Plan

Combining the procedural errors and incomplete or erroneous analysis included in the petition, we feel that the CDFG and MRC have no choice but to exclude the petition from any further consideration.

Respectfully,

Mitchell Conniff

Administrative Director, PLCFA

4904 N. Harbor Drive, Suite 102

San Diego, CA 92106

PLCFA Cabrillo MPA Expansion Annual Economic Impact Analysis

The purpose of this document is to illustrate the economic impact of the proposed Cabrillo MPA Expansion and the resultant closure of the commercial trap fishery. The analysis looks at economic impact specific to the Point Loma based commercial fishery, the land based commercial fish businesses and associated economic activity from secondary sources (restaurants, fish markets, etc.) for the period from 7/1/2023 to 6/30/2024. The analysis only includes activity from commercial trap fisheries (Spiny Lobster, Crab, Sheephead) and does not consider the other socio-economic impacts this expansion would have on the area (recreational fishing, tourism, other forms of commercial fishing which) which numbers into the tens of millions. The methodology used to determine these figures was gathered through census (direct communication and gathering of economic data from stakeholders), direct analysis of reporting to CDFW and PSMFC and business record analysis for land-based businesses.

The table below illustrates the direct dollar value impact of commercial trap fishery activity:

	Dollar Value
Direct sales from Commercial Trap Fishers*	
Lobster	$3,861,323.00
Crab	$101,563.00
Sheephead	$40,130.00
Commercial Fish Business Sales**	
Lob	$186,579.00
Crab	$6,512.00
Sheephead	$7,693.00

Secondary Sales***	$140,884.00
Total	$4,344,684.00

**Sales made directly from fishers to wholesale buyers*

***Sales made by land-based commercial fish businesses to end users (retail sales and wholesale)*

The table below illustrates jobs directly derived for the fishery:

	Job Value
Jobs Supported by the Point Loma Commercial Trap Fishery	
Fishers	22
Deck hands	26
Land Based Jobs*	3
Total	51

**Jobs in businesses that are supported by the commercial trap fishery (restaurant employees, fish market employees, etc.) This figure was derived from analyzing the amount of sales these businesses did of the fishery products and applying industry standard hours of employment required for those sales. The resulting figure is the number of employees required.*

Other economic impacts:

- Each fisher builds traps specific to the fishery they are involved in. The number of traps depends on the fishery, but spiny lobster for example, utilizes 300 traps per fisher. These traps are built utilizing local labor and products from local purveyors. While it is difficult to pinpoint the exact annual impact of this activity it conservatively reaches above 100K annually.

- Commercial trap fishing is a limited entry fishery with set numbers of permits for each species. The permits are sold on the secondary market, fetching well in excess of 100K per permit. Additionally, each fisher uses a highly specialized vessel equipped specifically for trap fishing. There is a wide variation in the value of these vessels. Conservatively, each fisher has 150K invested in permits and vessel and many in excess of 500K. This expansion (particularly when coupled with the Santa Barbara region expansions) would render many of these permits and vessels value-less. There is no reasonable expectation that these businesses could simply fish elsewhere and the loss in value of these investments would be catastrophic to most.

- There is a broader socio-economic impact associated with this MPA expansion. This expansion would effectively end consumptive take of marine resources for the Point Loma geographical area. This area has been the sight of consumptive, commercial and recreational take for centuries, beginning with reliance of first people's on the area for sustenance, immigration to the area for the sole purpose of commercial fish activities and modern day activities that include tourism and recreation industries that rely on the ability to utilize marine resources.



www.ptlomacfa.org

September 30, 2026

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Second Floor
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Administrative Director, PLCFA
4904 N. Harbor Drive, Suite 102
San Diego, CA 92106

PLCFA Cabrillo MPA Expansion Annual Economic Impact Analysis

The purpose of this document is to illustrate the economic impact of the proposed Cabrillo MPA Expansion and the resultant closure of the commercial trap fishery. The analysis looks at economic impact specific to the Point Loma based commercial fishery, the land based commercial fish businesses and associated economic activity from secondary sources (restaurants, fish markets, etc.) for the period from 7/1/2023 to 6/30/2024. The analysis only includes activity from commercial trap fisheries (Spiny Lobster, Crab, Sheephead) and does not consider the other socio-economic impacts this expansion would have on the area (recreational fishing, tourism, other forms of commercial fishing which) which numbers into the tens of millions. The methodology used to determine these figures was gathered through census (direct communication and gathering of economic data from stakeholders), direct analysis of reporting to CDFW and PSMFC and business record analysis for land-based businesses.

The table below illustrates the direct dollar value impact of commercial trap fishery activity:

	Dollar Value
Direct sales from Commercial Trap Fishers*	
Lobster	$3,861,323.00
Crab	$101,563.00
Sheephead	$40,130.00
Commercial Fish Business Sales**	
Lob	$186,579.00
Crab	$6,512.00
Sheephead	$7,693.00
Secondary Sales***	$140,884.00
Total	$4,344,684.00

**Sales made directly from fishers to wholesale buyers*
***Sales made by land-based commercial fish businesses to end users (retail sales and wholesale)*

The table below illustrates jobs directly derived for the fishery:

	Job Value
Jobs Supported by the Point Loma Commercial Trap Fishery	
Fishers	22
Deck hands	26
Land Based Jobs*	3
Total	51

**Jobs in businesses that are supported by the commercial trap fishery (restaurant employees, fish market employees, etc.) This figure was derived from analyzing the amount of sales these businesses did of the fishery products and applying industry standard hours of employment required for those sales. The resulting figure is the number of employees required.*

Other economic impacts:

- Each fisher builds traps specific to the fishery they are involved in. The number of traps depends on the fishery, but spiny lobster for example, utilizes 300 traps per fisher. These traps are built utilizing local labor and products from local purveyors. While it is difficult to pinpoint the exact annual impact of this activity it conservatively reaches above 100K annually.
- Commercial trap fishing is a limited entry fishery with set numbers of permits for each species. The permits are sold on the secondary market, fetching well in excess of 100K per permit. Additionally, each fisher uses a highly specialized vessel equipped specifically for trap fishing. There is a wide variation in the value of these vessels. Conservatively, each fisher has 150K invested in permits and vessel and many in excess of 500K. This expansion (particularly when coupled with the Santa Barbara region expansions) would render many of these permits and vessels value-less. There is no reasonable expectation that these businesses could simply fish elsewhere and the loss in value of these investments would be catastrophic to most.
- There is a broader socio-economic impact associated with this MPA expansion. This expansion would effectively end consumptive take of marine resources for the Point Loma geographical area. This area has been the sight of consumptive, commercial and recreational take for centuries, beginning with reliance of first people's on the area for sustenance, immigration to the area for the sole purpose of commercial fish activities and modern day activities that include tourism and recreation industries that rely on the ability to utilize marine resources.

Outlook

Letter for meeting

From reelanglers [redacted]
Date Tue 09/29/2026 05:46 PM
To FGC <FGC@fgc.ca.gov>

Here is a letter for the meeting, opposing closures. Thank you

Anything is possible

Kevin Brannon

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2741 Victoria Ave, Suite D, Oxnard, CA 93035

September 29, 2026

California Fish and Game Commission
715 P Street, 16th Floor
Sacramento, CA 95814

RE: Opposition to 2023-29MPA (Carpinteria), 2023-33MPA (Point Conception & Channel Islands) Petitions Proposing New Closures and Expansions

Dear President Sklar and Honorable Commissioners,

I, Kevin Brannon, am writing to you today as a private recreational angler and as the leader of an organization dedicated to providing marine education and fishing opportunities to youth from underserved and disadvantaged communities, Reel Guppy Outdoors Oceans of Opportunities. Our mission is to provide equitable access to California's marine resources for those who face economic, physical, or geographic barriers to the ocean. We strongly oppose any petitions that seek to create new Marine Protected Area (MPA) closures or expand existing ones, as these actions would have a profound negative impact on the communities and young people we serve. I ask you to respect and support your own CDFW staff and their recommendations for Petition 2023-29MPA Carpinteria and 2023-33MPA Point Conception and Channel Islands.

The Santa Barbara Coast and Channel Islands region is already the most impacted single area on the coast, with 19 existing MPAs. Currently, 21% of the waters in the Channel Islands National Marine Sanctuary are protected—significantly higher than the state average of 16%—and a staggering 96.41% of that network is designated as "no-take", adding more closures to this already heavily restricted region is unnecessary and detrimental to public access. Specifically, we oppose the following petitions targeting the Northern Channel Islands and the adjacent coast:

- Petition 2023-29MPA (Mishopshno SMCA): The proposed new closure off Carpinteria is redundant and scientifically unsupported. CDFW evaluation recommends to DENY the regulatory action. Carpinteria Reef is one of the few reef areas close to the harbor where we can safely take first-time anglers, special needs children, and those with limited mobility due to its protected conditions. Closing this area would totally exclude those who cannot afford or safely travel across to the Channel Islands, such as those using small skiffs or kayaks, and free divers.
- Petition 2023-33MPA (Expansions): This proposal seeks to turn vast areas of prime rocky reef habitat into no-fishing zones. This includes an expansion of the South Point SMR, an expansion of the Gull Island SMR and an expansion of the Point Conception SMR. These expansions target the exact shallow-water habitats our captains and youth programs depend on to provide successful fishing experiences.

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Limiting access does not equate to equity. Continued MPA expansion without a demonstrable conservation necessity shifts the burden of protection onto working families and underserved communities. Recreational fishing is a unique activity that transcends socioeconomic strata, cultural backgrounds, and educational levels. For many of the youth we serve, these trips are their primary introduction to the personal gratification of harvesting their own food from the wild.

We ask that you respect the balance achieved during the original Marine Life Protection Act (MLPA) process and deny these petitions to ensure the ocean remains accessible to the next generation of anglers, regardless of their background or economic status.

Thank you for your attention to this matter.

With kind regards,



Kevin Brannon
Founder & Executive Director

Outlook

RE item number 29 Petition 2023-33MPA_AM1

From VENTURA COUNTY COMMERCIAL FISHERMEN'S ASSOCIATION [redacted]
Date Wed 09/30/2026 09:05 AM
To FGC <FGC@fgc.ca.gov>

RE item number 29 Petition 2023-33MPA_AM1 (Point Dume SMCA, Gull Island SMR, South Point SMR, and Cabrillo SMR) Request to expand the boundaries and change the take allowances to allow recreational take from shore by hook and line and spearfishing at Point Dume SMCA; and to expand the boundaries of Gull Island SMR, South Point SMR, and Cabrillo SMR.

This is a letter VCCFA would like submitted to the record and evaluated prior to the meeting.

Thank you

Dave Colker

--
Dave Colker,
Executive Director
Ventura County Commercial Fishermen's Association
[redacted]

Ventura County Commercial Fishermen's Association
1237 S. Victoria Ave #284
Oxnard, CA 93035
(805) 663-2152
venturacountyfishermen@gmail.com

September 30, 2026

California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

RE: Opposition to Petition 2023-33MPA_AM1 – Proposed MPA Expansions and New MPA

Dear President Sklar and Commissioners:

The Ventura County Commercial Fishermen's Association (VCCFA) previously submitted written opposition to Petition 2023-33MPA, including specific comments concerning the proposed expansion of Marine Protected Areas around the Northern Channel Islands and the potential consequences for commercial fisheries operating from Ventura and Santa Barbara Counties.

Following review of the amended petition and the California Department of Fish and Wildlife's subsequent technical evaluation, VCCFA continues to oppose Petition 2023-33MPA_AM1.

Of particular concern to VCCFA are the proposed expansions of South Point State Marine Reserve (SMR) and Gull Island SMR. These proposals would remove additional productive fishing grounds around the Northern Channel Islands from access and directly affect fisheries and fishermen operating from the Santa Barbara Channel region.

CDFW's technical evaluation strongly reinforces VCCFA's concerns.

CDFW recommends denial of the proposed 26.3-square-mile westward expansion of South Point SMR. CDFW determined that the existing SMR already meets relevant MPA Network ecological objectives and that the proposed expansion would not meaningfully improve the design or function of the MPA Network. CDFW further found that the proposed expansion could have significant impacts upon commercial lobster, sea urchin, and nearshore groundfish fisheries, as well as the commercial passenger fishing vessel fleet operating from Santa Barbara.

Importantly, CDFW also found that essentially the same westward expansion was considered during the original Channel Islands MPA planning process and was deliberately not adopted because of concerns regarding substantially increased economic impacts to lobster and sea urchin fisheries.

CDFW similarly recommends denial of the proposed expansion of Gull Island SMR. CDFW determined that Gull Island SMR already meets relevant ecological Network objectives and that the proposed expansion would not meaningfully improve MPA Network design or function. CDFW identified significant potential impacts upon commercial lobster and market squid fisheries, commercial passenger fishing vessels operating from Santa Barbara, Channel Islands, and

Ventura Harbors, highly migratory species fisheries, and potentially the gillnet fleet.

CDFW further explains that the area proposed for inclusion at Gull Island was considered during the original Channel Islands MPA planning process but was removed because of the importance of maintaining fishing access and access to Posa Anchorage.

These findings raise precisely the concern VCCFA has repeatedly presented throughout this process:

Where does the displaced fishing effort go?

If productive fishing grounds around Santa Rosa Island are removed from commercial access, the fishermen presently operating there do not simply disappear, nor does the fishing activity necessarily cease. Some portion of that effort will reasonably be expected to relocate into the remaining accessible fishing grounds.

For fishermen operating from Santa Barbara County and the Northern Channel Islands, those receiving grounds may include other portions of the Northern Channel Islands, the Santa Barbara Channel, mainland coastal waters, and fishing grounds utilized by vessels operating from Ventura County ports.

That creates an important second question:

What happens to those remaining open fishing grounds when displaced fishing effort arrives?

VCCFA believes this is one of the most significant unresolved questions presented by Petition 2023-33MPA_AM1.

The analysis should not stop after identifying the fishermen, fisheries, landings, or economic activity occurring within South Point and Gull Island. It should examine how much fishing effort is reasonably expected to be displaced, where that effort is likely to relocate, how much commercial and recreational fishing activity already occurs within those receiving areas, and what additional ecological, economic, operational, and fisheries-management consequences may result from concentrating additional effort there.

This is particularly important to Ventura County.

Fishing grounds utilized by Ventura County fishermen do not operate independently from fishing grounds utilized by Santa Barbara County fishermen. The Santa Barbara Channel and Northern Channel Islands comprise an interconnected fishing region. Regulatory displacement occurring around Santa Rosa Island can therefore create consequences extending into grounds utilized by fishermen operating from Channel Islands Harbor, Ventura Harbor, and other Southern California ports.

VCCFA is particularly concerned about the cumulative consequences of compressing lobster, sea urchin, squid, groundfish, and other fishing activity into a progressively smaller amount of accessible and productive fishing territory.

CDFW's evaluation identifies an important information gap in this regard. CDFW states that socioeconomic data were not included in the petition and that it was unable to develop the location-specific socioeconomic analyses or broader fishery-impact analyses necessary to substantiate the petitioners' assertions regarding socioeconomic effects. CDFW recommends

against considering these significant MPA expansions or new MPAs until this critical information gap is filled.

VCCFA agrees.

The absence of a complete displacement analysis should not be interpreted as evidence that displacement consequences will be insignificant. **Rather, it means an important consequence of the proposed regulatory action remains insufficiently evaluated.**

The proposed South Point and Gull Island expansions make that deficiency particularly consequential because CDFW has already identified significant impacts to commercial fisheries and because the original Channel Islands MPA planning process deliberately considered fishing access and socioeconomic impacts when establishing the existing boundaries.

VCCFA therefore respectfully asks the Commission not only to consider what would occur inside the proposed expanded reserves, but also what would occur outside them as fishing effort is redistributed.

Before removing these additional fishing grounds from access, the record should provide meaningful answers to the following questions:

How much fishing effort would be displaced from the proposed South Point and Gull Island expansions? Where is that effort reasonably expected to go? How much fishing activity already occurs within those receiving grounds? How much additional pressure can those areas reasonably absorb? And what are the ecological, economic, operational, and fisheries-management consequences of that redistribution?

Those questions are particularly important where receiving grounds may include areas relied upon by Ventura County fishermen.

VCCFA also recognizes that Petition 2023-33MPA_AM1 contains proposed actions outside the Northern Channel Islands, including proposed changes involving Point Conception, Natural Bridges, Pleasure Point, Cabrillo, and Point Dume. CDFW's evaluation recommends denial of the petition's proposed MPA expansions and new MPA and identifies substantial concerns regarding scientific justification, socioeconomic impacts, existing MPA design, and whether the proposed changes would meaningfully advance MPA Network objectives.

For VCCFA, however, the proposed South Point and Gull Island expansions present an especially direct example of why meaningful spatial-displacement analysis must occur before additional fishing access is removed.

For these reasons, VCCFA respectfully requests that the Commission deny the proposed expansions of South Point SMR and Gull Island SMR and deny the additional MPA expansions and new MPA proposed through Petition 2023-33MPA_AM1 where the record does not adequately demonstrate their necessity or evaluate their reasonably foreseeable socioeconomic and spatial-displacement consequences.

VCCFA incorporates and attaches its September 30, 2026 General Written Comment Regarding 2023 Marine Protected Area Petitions. That comment further explains VCCFA's concerns regarding socioeconomic analysis, spatial displacement of fishing effort, impacts upon remaining open fishing grounds, cumulative spatial pressures, working-waterfront economic consequences,

and the need for a sufficiently complete record before additional fishing access is removed.

Respectfully submitted,



Dave Colker
Executive Director
Ventura County Commercial Fishermen's Association (VCCFA)

Outlook

Public Comment – Oct 14–15 Meeting, Items 29 (Petition 2023-33MPA_AM1, Gull Island SMR) and 33 (Petition 2023-29MPA_AM2, Mishopshno SMCA)

From Michael Hudson
Date Sat 09/26/2026 12:13 PM
To FGC <FGC@fgc.ca.gov>

Dear President Sklar and Commissioners,

My name is Michael Hudson. I am a Santa Barbara native, business owner, longtime recreational spearfisher and freediver, and a member of the SB Freedivers Club. I dive the Northern Channel Islands most weeks of the season. I am writing to ask the Commission to deny two petitions.

1. Agenda Item 29, Petition 2023-33MPA_AM1: oppose expansion of Gull Island SMR

The Channel Islands reserve network was built through years of structured negotiation. From 1999 to 2001 the Marine Reserves Working Group brought together fishermen, divers, conservation groups, scientists and agencies. The Commission then adopted a network in 2002, and NOAA extended it into federal waters in 2007. The Gull Island boundaries are the product of that process. Every party gave something up to reach them.

Reopening those lines now, without new evidence that the existing reserve is failing, tells every stakeholder that a compromise is only a starting point for the next ask. That erodes the trust that good-faith negotiation depends on. It will make future collaborative processes, on MPAs and on everything else this Commission manages, harder and more adversarial. The recreational community honored the deal. We ask the Commission to honor it too. Please deny the proposed Gull Island expansion.

2. Agenda Item 33, Petition 2023-29MPA_AM2: oppose the Mishopshno SMCA near Carpinteria

I support meaningful progress on tribal equity and on the Commission's JEDI commitments. That goal matters. However, this petition does not show how closing roughly nine square miles of the Carpinteria coast advances the socioeconomic wellbeing of Chumash communities. It offers no economic, access or stewardship mechanism that would deliver concrete benefits, and a symbolic closure is not a substitute for real equity.

The petition would also shut out the recreational community, specifically spearfishers. Spearfishing is the most selective form of harvest there is. Each fish is identified by species and size before the shot. There is no bycatch, no discarded catch and no lost gear. Excluding the lowest-impact user group while allowing shore hook-and-line take is not supported by the conservation rationale.

If the Commission wishes to advance tribal partnership in this area, I urge it to pursue co-management or stewardship agreements that deliver tangible benefits to tribal communities, without closing the area to low-impact recreational harvest. Please deny the petition as proposed.

Thank you for your service and for considering these comments.

Respectfully,
Michael Hudson
CEO, Hudson Institute of Coaching
Santa Barbara, CA
[redacted]