

CALIFORNIA COASTAL COMMISSION

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Prepared December 22, 2009 (for January 14, 2010 Hearing)

To: Coastal Commissioners and Interested Persons

From: Dan Carl, District Manager
Mike Watson, Coastal Planner

**Subject: Minor Amendment Determination for Carmel-by-the-Sea Local Coastal Program
Amendment Number 3-09 Part 2 (Circulation Element)**

Carmel-by-the-Sea's Proposed Amendment

Carmel-by-the-Sea (Carmel) is proposing to amend the certified Local Coastal Program (LCP) Land Use Plan (LUP) to provide increased clarity to the Circulation Element – the focus of which is to promote a safe environment for motorized and non-motorized transportation (i.e., bikes and pedestrians), provide efficient parking, and to encourage alternative modes of transportation improving traffic and circulation. See Exhibit A for the City Council Resolution and see Exhibit B for the cross-through and underline proposed changes. These proposed changes would apply throughout the City.

Minor LCP Amendment Determination

Pursuant to California Code of Regulations (CCR) Section 13555, the Executive Director may determine that a proposed LCP amendment is "minor". CCR Section 13554 defines minor LCP amendments. Among other things, minor LCP amendments include:

CCR Section 13554(d)(2). Correction, reorganization, revisions, or deletion of certified language which when taken together does not change the kind, location, intensity, or density of use or modify the resource protection measures for any area or property.

If the Executive Director determines that an amendment is minor, that determination must be reported to the Commission. If one-third of the appointed members of the Commission request that it be processed as a major LCP amendment, then the amendment shall be set for a future public hearing; if one-third of the appointed members of the Commission do not object to the minor LCP amendment determination, then the amendment is deemed approved, and it becomes a certified part of the LCP immediately (in this case, on January 14, 2010).

The purpose of this notice is to advise interested parties of the Executive Director's determination that the proposed LCP amendment is minor.

Only a small portion of the City's Circulation Element has been certified as part of the LCP. The proposed amendment would slightly modify a subset of these certified policies to provide additional clarity for ease of understanding and implementation, including in relation to adequate access for emergency service vehicles along Carmel's meandering and narrow residential roadways and



neighborhoods. The proposed amendment would not change the kind, location, intensity, or density of use, and it would not modify any resource protection measures of the LCP. The changes will not affect coastal resource protection, including community character protection, in Carmel.

Coastal Commission Concurrence

The Executive Director will report this minor LCP amendment determination, and any comments received on it, to the Coastal Commission at its January 14, 2010 meeting at Huntington Beach City Council Chambers, 200 Main Street in Huntington Beach. If you have any questions or need additional information regarding the proposed amendment or the method under which it is being processed, please contact Mike Watson at the Central Coast District Office in Santa Cruz. If you wish to comment on and/or object to the proposed minor LCP amendment determination, please do so by January 8, 2010.

Procedural Note - LCP Amendment Action Deadline

This proposed LCP amendment was filed as complete on November 20, 2009. It is LUP only and the 90-day action deadline is February 18, 2010. Thus, unless the Commission extends the action deadline (it may be extended by up to one year), the Commission has until February 18, 2010 to take a final action on this LCP amendment.

Exhibits:

Exhibit A: City Council's Resolution

Exhibit B: Proposed Changes to General Plan/Coastal Land Use Plan



**CITY OF CARMEL-BY-THE-SEA
CITY COUNCIL**

RESOLUTION 2009-64

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA
ADOPTING UPDATES TO THE CIRCULATION, PUBLIC FACILITIES, OPEN
SPACE/CONSERVATION, ENVIRONMENTAL SAFETY AND NOISE ELEMENTS OF
THE GENERAL PLAN AND A NEGATIVE DECLARATION**

WHEREAS, The City of Carmel-by-the-Sea is a unique oceanside community that prides itself in its community character and environmental resources; and

WHEREAS, state law requires the City to prepare and maintain a General Plan; and

WHEREAS, the General Plan guides decisions of the City Council, City staff and all Boards and Commission; and

WHEREAS, this project updates the Circulation, Public Facilities, Open Space/Conservation, Environmental Safety and Noise Elements of the General Plan; and

WHEREAS, the City received extensive public input regarding the content of this project through public workshops, a public survey, and numerous public hearings; and

WHEREAS, the Circulation Element is part of the City's Local Coastal Program and will require certification by the California Coastal Commission; and

WHEREAS, the City prepared an Initial Study/Negative Declaration for this project in accordance with the California Environmental Quality Act.

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA does hereby:

1. Adopt the attached updates to the Circulation, Public Facilities, Open Space/Conservation, Environmental Safety, and Noise Elements of the General Plan.
2. Adopt the attached Negative Declaration for the project.


PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA this 1st day of September 2009 by the following roll call vote:

AYES: COUNCIL MEMBERS: HAZDOVAC; ROSE; SHARP;
TALMAGE & McCLOUD

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ATTEST:


Heidi Burch, City Clerk

SIGNED,

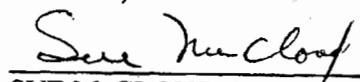

SUE McCLOUD, MAYOR

Exhibit A
City Council Resolution
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- G2-1** Provide and maintain a transportation system and facilities that ~~will~~ promotes the orderly and safe transportation of people and goods, ~~and at the same time,~~ preserve while preserving the residential character and village atmosphere of Carmel. (LUP)
- P2-1** Maintain the current street configurations. Maintain or reduce paving widths in the residential areas, in order to maintain safe speeds compatible with pedestrian circulation and preserve the residential character. Ensure that changes to street configurations do not conflict with emergency vehicle access requirements and/or the requirements of the Emergency Operations Plan. (LUP)
- O2-3** ~~Recognize that Carmel is a limited resource and limited in size, and that it is not practical to provide sufficient parking for the~~ that meets total demand at every location; ~~but that it is desirable, however, to remove parking off congested streets and to provide, where practical, alternate parking where it could be removed from public view and in a scale appropriate to Carmel.~~ (LUP)
- P2-22** Avoid overbuilding parking capacity Use by using average demand factors instead of peak demand when establishing parking requirements. ~~Recognize and recognizing~~ that street parking resources are part of the supply. ~~Avoid overbuilding parking capacity~~ (LUP)