

**CALIFORNIA COASTAL COMMISSION**

South Coast Area Office  
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April 21, 2010

**Th 11a**

**TO:** Commissioners and Interested Persons

**FROM:** SHERILYN SARB, SOUTH COAST DEPUTY DIRECTOR  
TERESA HENRY, SOUTH COAST DISTRICT MANAGER  
KARL SCHWING, ORANGE COUNTY AREA SUPERVISOR  
MEG VAUGHN, COASTAL PROGRAM ANALYST

**SUBJECT: Request to extend the sixty-day time limit for Commission action on City of Huntington Beach LCP Amendment Request No. 2-09 (RLUIPA) (for Commission Action at the May 12-14, 2010 meeting in Santa Cruz).**

On December 23, 2009, the City of Huntington Beach submitted Local Coastal Program Amendment Request No. 2-09 to amend its certified Local Coastal Program Implementation Plan (IP). The proposed amendment would amend Chapter 211 Commercial Districts of the City's Zoning and Subdivision Ordinance (which constitutes the certified Implementation Plan) by allowing religious assembly uses within the Visitor Commercial zoning district within the City. Proposed LCP Amendment request No. 2-09 was submitted for Commission certification by City Council Resolution No. 2009-72.

Upon receipt of requested additional information on April 13, 2010, the Executive Director determined that LCP Amendment Request No. 2-09 was in proper order and legally adequate to comply with the submittal requirements of the Coastal Act and the California Code of Regulations. Therefore, LCP Amendment Request No. 2-09 is deemed complete pursuant to the requirements of Section 30510 of the Coastal Act.

Pursuant to Sections 30512, 30513 and 30514 of the Coastal Act, an LCP amendment that includes changes to the IP portion of a certified LCP must be scheduled for a public hearing and the Commission must take action within sixty days of a complete submittal; and for an LUP amendment the Commission must take action within ninety days of a complete submittal. The sixtieth day after the City's filing of the complete submittal is June 12, 2010 (i.e. the June 9-11, 2010 Commission hearing).

However, this deadline may be extended for good cause. Public Resources Code (PRC) Section 30517 allows the Commission to extend any time limitation established by Chapter 6 of Division 20 of the PRC, wherein lies Sections 30512, 30513 and 30514, for up to a year. Staff is recommending that the Commission extend the time limit for the review of the LCP amendment request. The time extension would allow for a thorough review of the City's proposed changes.

**STAFF RECOMMENDATION**

Staff recommends that the Commission extend the deadline for Commission action for one year (i.e. June 12, 2011).

**MOTION: I move that the Commission extend the time limit to act on the City of Huntington Beach Local Coastal Program Implementation Plan Amendment No. 2-09 for a period of one year.**

Staff recommends a **YES** vote. An affirmative vote of a majority of the Commissioners present is needed to pass the motion.