

CALIFORNIA COASTAL COMMISSION

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**W20**

DATE: September 27, 2013
TO: Coastal Commissioners
FROM: Charles Lester, Executive Director
SUBJECT: **DRAFT MINUTES of MEETING of JUNE 12-14, 2013**
Long Beach City Hall
City Council Chambers
333 West Ocean Blvd.
Long Beach, CA 90802

WEDNESDAY, JUNE 12, 2013

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order by Chair Shallenberger at 8:35 a.m.
2. **ROLL CALL.** Present: Chair Shallenberger, Vice Chair Kinsey, Wickett(alternate), Bochco, Garcia, Groom, McClure, Mitchell, Sanchez, Vargas. Brennan arrived at 8:40 a.m. Non-voting: Beland, Jones. Absent: Zimmer
3. **AGENDA CHANGES**
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.

SAN DIEGO COAST DISTRICT

5. **CONSENT CALENDAR.** Staff recommended approval with conditions of the consent calendar.

Motion & vote: Kinsey moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Sanchez. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

- a. **Application No. 6-13-015 (SeaWorld San Diego, San Diego)**
- b. **Application No. 6-13-020 (San Diego Unified Port District, San Diego)**

NORTH COAST DISTRICT

6. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director Dettmer on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Shallenberger ruled that the Commission concurred.

7. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved one item [9a] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Kinsey moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Sanchez. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

8. **COASTAL PERMIT APPLICATIONS.**
 - a. **Application No. 1-12-017 (California Department of Transportation, Mendocino Co.) [POSTPONED]**
 - b. **Application No. 1-13-004 (Tony Frink Construction, Humboldt Co.) [POSTPONED]**
 - c. **Application No. 1-13-005 (Tony Frink Construction, Humboldt Co.) [POSTPONED]**
9. **PERMIT AMENDMENTS.**
 - a. **Permit No. 1-12-004-A1 (Crescent City Harbor District, Del Norte Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY

10. **ENERGY, OCEAN RESOURCES and FEDERAL CONSISTENCY.** Report by the Deputy Director Dettmer on permit waivers, emergency permits, immaterial amendments & extensions, negative determinations, matters not requiring public hearings, and status report on offshore oil & gas exploration & development. There being no objection, Chair Shallenberger ruled that the Commission concurred.
11. **CONSENT CALENDAR (removed from Regular Calendar).** None.
12. **COASTAL PERMIT APPLICATIONS.**
 - a. **Application No. E-13-003 (Southern California Edison, San Diego Co.)** Staff recommended approval with conditions.

Motion & vote: Sanchez moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Kinsey. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

13. **FEDERAL CONSISTENCY.**

- a. **CD-001-13 (US Environmental Protection Agency (EPA), Southern California) Staff** recommended that the Commission concur that the project is consistent.

Motion & vote: Kinsey moved to determine that the project is consistent and recommended a yes vote, seconded by McClure. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**

SAN DIEGO COAST DISTRICT

14. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director Sarb on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Shallenberger ruled that the Commission concurred.

- a. **City of Solana Beach Land Use Plan Certification Review.** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Shallenberger ruled that the Commission concurred.
- b. **City of San Diego LCP Amendment No. CCP-MAJ-4-11B (2006, 2007, 2010, 2011 and 2012 Centre City Amendments) Certification Review.** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Shallenberger ruled that the Commission concurred.

15. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 4 items [18b, 18c, 18d, 19a] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Sanchez moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

16. **LOCAL COASTAL PROGRAMS (LCPs)**

- a. **City of Oceanside LCP Amendment No. OCN-MAJ-1-12 (Density Bonus Provisions) Time Extension.** Staff recommended approval of the time extension.

Motion & vote: Sanchez moved to grant the time extension and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**

- b. **City of Oceanside LCP Amendment No. OCN-MAJ-2-12A (Downtown Sign Ordinance) and B (Citywide Sign Ordinance) Time Extension.** Staff recommended approval of the time extension.

Motion & vote: Sanchez moved to grant the time extension and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved**

- c. **City of Oceanside LCP Amendment No. OCN-MAJ-3-12 (Downtown Visitor-Serving Uses).** Staff recommended denial as submitted and certification with suggested modifications.

Motion & vote: Sanchez moved to reject the Implementation Plan as submitted and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Certification denied.**

Motion & vote: Sanchez moved to certify the Implementation Plan if modified as suggested by staff and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with modifications.**

- d. **City of Carlsbad LCP Amendment No. CAR-MAJ-2-12A (Housing Element Program 2.1-Minimum Densities).** Staff recommended approval as submitted.

Motion & vote: Sanchez moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

- e. **City of Carlsbad LCP Amendment No. CAR-MAJ-2-12B (Housing Element Program 2.1-Mixed Use).** Staff recommended approval as submitted.

Motion & vote: Sanchez moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

- f. **City of Carlsbad LCP Amendment No. CAR-MAJ-2-12C (Land Use Decision Making).** Staff recommended approval as submitted.

Motion & vote: Sanchez moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Mitchell. Chair Shallenberger ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

- g. **City of Carlsbad LCP Amendment No. CAR-MAJ-3-12A, B, C, D and E (Housing Element Revisions) Time Extension.** Staff recommended approval of the time extension.

Motion & vote: Sanchez moved to grant the time extension and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**

- h. **City of San Diego LCP Amendment No. SAN-MAJ-5-11B (7th Update LDC).** Staff recommended denial as submitted and certification with suggested modifications.

Motion & vote: Sanchez moved to reject the Implementation Plan as submitted and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Certification denied.**

Motion & vote: Sanchez moved to certify the Implementation Plan if modified as suggested by staff and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with modifications.**

- i. **City of San Diego LCP Amendment No. SAN-MAJ-1-12 (Urban Agriculture).** Staff recommended approval as submitted.

Motion & vote: Sanchez moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

- j. **City of San Diego LCP Amendment No. SAN-MAJ-1-13A (Affordable Housing Parking Regulations) and B (Outdated Policy Documents) Time Extension.** Staff recommended approval of the time extension.

Motion & vote: Sanchez moved to grant the time extension and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved**

17. **NEW APPEALS.**

- a. **Appeal No. A-6-PSD-13-005 (Sunroad Enterprises, San Diego)** Staff recommended that the Commission determine that the appeal raised substantial issue on the grounds on which the appeal was filed. There being no objection, Chair Shallenberger ruled that the Commission **found substantial issue** and opened the de novo hearing on the merits of the project. Staff recommended approval with conditions.

Motion: Brennan moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco.

Amending Motion & vote: Brennan moved to delete Special Condition 13 and recommended a yes vote, seconded by Bochco. **Motion Withdrawn**

Amending motion & vote: Brennan moved that public access to the barge shall be allowed when the barge is open for business except when otherwise reserved for private events and shall include signage posted at the entry to the barge and recommended a yes vote, seconded by Wickett. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. Approved.

Vote on main motion: Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved as amended.**

- b. **Appeal No. A-6-LJS-13-0202 (Kessous & Paris, San Diego)** Staff recommended that the Commission determine that the appeal raised no substantial issue on the grounds on which the appeal was filed.

Motion & vote: Mitchell moved to determine that the appeal raised no substantial issue on the grounds on which the appeal was filed and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **No substantial issue found.**

18. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 6-12-061 (Grand & Strand, LLC, San Diego)**[**POSTPONED**]
- b. **Application No. 6-13-007 (City of Carlsbad safety railing)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
- c. **Application No. 6-13-009 (22nd District Agricultural Association, San Diego)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

- d. **Application No. 6-13-022 (Bikeway Village, LLC, Imperial Beach)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

19. **PERMIT AMENDMENTS.**

- a. **Permit No. 6-96-89-A2 (Casa de la Playa HOA, San Diego)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

20. **REVISED FINDINGS.**

- a. **Port of San Diego Port Master Plan Amendment No. 43 (Marriott Hotel).** Staff recommended that the Commission adopt the revised findings.

Motion & vote: Brennan moved to adopt the revised findings and recommended a yes vote, seconded by Mitchell. Chair Shallenberger ruled that the vote of the prevailing side was unanimous. **Approved.**

REPORT OF CLOSED SESSION.

In the matters of:

Allen v. Radosevich et al – The Commission approved a settlement agreement and gave direction.

CCC v. Allen et al. – The Commission approved a settlement agreement and gave direction.

Venice Stakeholders Assn. v. CCC – The Commission voted to vacate its previous action to deny the permit for overnight parking districts.

STATEWIDE

- 21. **APPROVAL OF MINUTES.** The minutes of March 2013 and May 2013 were approved.

Motion & vote: Sanchez moved to approve the minutes as written and recommended a yes vote, seconded by Kinsey. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**

- 22. **COMMISSIONERS' REPORTS.** Information only.

- 23. **CONSERVANCY REPORT.** Information only.

- 24. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** Information only.

- 25. **SANTA MONICA BAY RESTORATION REPORT.** Information only.

- 26. **DEPUTY ATTORNEY GENERAL'S REPORT.** Information only.

27. **EXECUTIVE DIRECTOR'S REPORT** including reports and possible Commission action on legislation and water quality.

a. **2014 Schedule of Meeting Dates and Locations.** No action taken.

b. **Interagency Agreement.** Interagency Agreement between the California Coastal Commission and San Francisco State University (SFSU).

Motion & vote: Kinsey moved to authorize the Interagency Agreement and recommended a yes vote, seconded by Groom. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**

c. **Filing Fees Increase.** Schedule of filing fees will be adjusted for inflation effective July 1, 2013. **Information only. No action taken.**

d. **Legislation.** Legislative report and possible Commission action. **Information only. No action taken.**

The Commission recessed for the day at 2:30 p.m. and took a boat tour of the Ports of Long Beach and Los Angeles.

THURSDAY, JUNE 13, 2013

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 8:30 a.m. by Chair Shallenberger.
2. **ROLL CALL.** Present: Chair Shallenberger, Vice Chair Kinsey, Wickett(alternate), Bochco, Brennan, Garcia, McClure, Mitchell, Sanchez, Vargas, Bowman(alternate). Non-voting: Beland, Jones. Absent: none.
3. **AGENDA CHANGES.**
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.

SOUTH COAST DISTRICT (ORANGE COUNTY)

5. **ADMINISTRATIVE CALENDAR.** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Shallenberger ruled that the Commission concurred.
 - a. **Application No. 5-12-306 (Corkett, Newport Beach)**
 - b. **Application No. 5-12-335 (Jones, Newport Beach)**
 - c. **Application No. 5-13-058 (119 Boca LTD, San Clemente)**
6. **CONSENT CALENDAR.** Staff recommended that the Commission approve the consent calendar with conditions.
 - a. **Application No. 5-13-093 (Day, Laguna Beach)**
 - b. **Application No. 5-12-315 (Rogers, Newport Beach)**

Motion & vote: Kinsey moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

SOUTH COAST DISTRICT (LOS ANGELES COUNTY)

7. **CONSENT CALENDAR.** Staff recommended that the Commission approve the consent calendar with conditions.
 - a. **Application No. 5-13-024 (City of Long Beach & Long Beach Transit, Long Beach)**

Motion & vote: Brennan moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Kinsey. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

SOUTH COAST DISTRICT (LOS ANGELES COUNTY)

8. **DEPUTY DIRECTOR'S REPORT FOR LOS ANGELES COUNTY.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Shallenberger ruled that the Commission concurred.
9. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved one item [10b] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Brennan moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Kinsey. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

10. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-08-313/A-5-VEN-08-343 (City of Los Angeles Department of Transportation Overnight Parking District)** Staff recommended approval with conditions.

Motion & vote: Sanchez moved to approve pursuant to the staff recommendation and recommended a no vote, seconded by Bochco. The roll call vote was unanimous in opposition to the motion. **Denied.**

- b. **Application No. 5-13-030 (City of Santa Monica Parking Message Boards)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

LUNCH RECESS. The Commission recessed for lunch at 12:30 p.m. and returned at 1:30 p.m.

REPORT OF CLOSED SESSION.

Catanzarite v. City of Newport Beach- The Commission received litigation information and advice.

*Frank v. CCC—*The Commission receive litigation information, advice and gave direction.

Arnold Land Co., LLC v. CCC— The Commission receive litigation information, advice and gave direction.

Baltimore Land Co., LLC v. CCC — The Commission receive litigation information, advice and gave direction.

*Lynch et al v. CCC—*The Commission received litigation information.

*Security National Guaranty, Inc. v. State of California—*The Commission received litigation information.

Venice Stakeholders Assn. v. CCC – The Commission received litigation information and advice.

- c. **Application No. 5-12-320 (City of Long Beach Pedestrian Path)** Staff recommended approval with conditions.

Motion: Garcia moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Kinsey.

Amending motion & vote: Garcia moved to amend Special Condition #1 to reduce separation between the two paths to as close as feasible and move any new path construction to the land side of where the path is currently located, seconded by Brennan.

Motion & vote: Wickett moved to continue and recommended a yes vote, seconded by Sanchez. The roll call vote was 8 in opposition (Bochco, Brennan, Garcia, Groom, Kinsey, McClure, Mitchell, Vargas) and 4 in favor (Wickett, Sanchez, Bowman, Shallenberger).

Motion failed.

Vote on amending motion: Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**

Vote on main motion: Chair Shallenberger ruled that the vote was unanimous in favor of the motion as amended. **Approved with conditions.**

11. **PERMIT AMENDMENTS.**

- a. **Permit No. 5-03-030-A2 City of Long Beach Dog Beach)** Staff recommended approval with conditions.

Motion & vote: Garcia moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

SOUTH COAST DISTRICT (ORANGE COUNTY)

12. **DEPUTY DIRECTOR'S REPORT FOR ORANGE COUNTY.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Shallenberger ruled that the Commission concurred.
13. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 3 items [15a, 15b, 15c] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Kinsey moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Groom. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditons.**

14. **LOCAL COASTAL PROGRAMS (LCPs)**

- a. **City of Laguna Beach LCP Amendment No. LGB-MAJ 1-13A (Flood Ordinance).** Staff recommended approval of the Implementation Plan as submitted.

Motion & vote: Kinsey moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Brennan. Chair Shallenberger ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

- c. **City of Laguna Beach LCP Amendment No. LGB-MAJ 1-13B (Maximum Height Limit).** Staff recommended approval of the Implementation Plan as submitted.

Motion & vote: Kinsey moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Groom. Chair Shallenberger ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

15. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-12-198 (Blue Lagoon Community Association, Laguna Beach)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
- b. **Application No. 5-12-311 (Higby, Newport Beach)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
- c. **Application No. 5-12-313 (Prend, Newport Beach)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

16. **REVISED FINDINGS.**

- a. **Application No. 5-11-302 City of Newport Beach Public Park (Sunset Ridge Park)** Staff recommended adoption of the revised findings.

Motion & vote: Brennan moved to adopt the revised findings and recommended a yes vote, seconded by McClure. The vote of the prevailing side was 4 in favor (Bochco, Brennan, McClure, Mitchell) and none opposed. **Approved.**

The Commission recessed for the day at 7:00 p.m.

FRIDAY, JUNE 14, 2013

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 8:30 a.m. by Chair Shallenberger.
2. **ROLL CALL.** Present: Chair Shallenberger, Vice Chair Kinsey, Wickett(alternate), Bochco, Groom, McClure, Vargas. Non-voting: Beland, Jones. Sanchez arrived at 8:35 a.m. Garcia arrived at 8:45 a.m. Brennan arrived at 8:50 a.m. Mitchell arrived at 9:10 a.m. Absent: Zimmer
3. **AGENDA CHANGES**
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.

ENFORCEMENT

5. **ENFORCEMENT REPORT.** None.
- 5.1. **Consent Cease and Desist Order No. CCC-13-CD-06 (Parker, Big Sur, Monterey Co.)** Staff recommended that the Commission issue the Consent Cease and Desist Order.

Motion & vote: Wickett moved to issue the consent cease and desist order pursuant to the staff recommendation and recommended a yes vote, seconded by Vargas. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**
- 5.3. **Consent Restoration Order No. CCC-13-RO-06 (Parker, Big Sur, Monterey Co.)** Staff recommended that the Commission issue the Consent Restoration Order.

Motion & vote: Wickett moved to issue the consent restoration order and recommended a yes vote, seconded by Vargas. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**
- 5.5. **Consent Cease and Desist Order No. CCC-13-CD-07 (WTCC Ventana Investors V, LLC, Big Sur, Monterey Co.)** Staff recommended that the Commission issue the Consent Cease and Desist Order.

Motion & vote: Wickett moved to issue the consent cease and desist order pursuant to the staff recommendation and recommended a yes vote, seconded by Vargas. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**

- 5.7. **Consent Restoration Order No. CCC-13-RO-07 (WTCC Ventana Investors V, LLC, Big Sur, Monterey Co.)** Staff recommended that the Commission issue the Consent Restoration Order.

Motion & vote: Wickett moved to issue the consent restoration order and recommended a yes vote, seconded by Vargas. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved.**

NORTH CENTRAL COAST DISTRICT

6. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Shallenberger ruled that the Commission concurred.
7. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 2 items [9a, 9b] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Groom moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Kinsey. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

8. **NEW APPEALS.**
- a. **Appeal No. A-2-MAR-13-0204 (Rumsey, Marin Co.)** Staff recommended that the Commission determine that the appeal **raised substantial issue** on the grounds on which the appeal was filed. There being no objection, Chair Shallenberger ruled that the Commission found substantial issue and continued the matter to a future hearing. **Substantial Issue Found.**
9. **COASTAL PERMIT APPLICATIONS.**
- a. **Application No. 2-11-038 (Caltrans, Pacifica)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
- b. **Application No. 2-12-012 (San Mateo County Harbor District, San Mateo Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

CENTRAL COAST DISTRICT

10. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Shallenberger ruled that the Commission concurred.

- a. **City of Grover Beach LCP Amendment No. 1-12 Part 1 (Grover Beach Lodge). Certification Review.** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Shallenberger ruled concurrence.
 - b. **City of Grover Beach LCP Amendment No. 1-12 Part 2 (Public Works Update). Certification Review.** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Shallenberger ruled concurrence
11. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 2 items [12a, 12b] to the expanded consent calendar and recommended approval with conditions.
- Motion & vote:** Brennan moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded Kinsey. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**
12. **COASTAL PERMIT APPLICATIONS.**
- a. **Application No. 3-12-018 (Gravelle's Boat Yard, Moss Landing)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
 - b. **Application No. 3-12-030 (Pebble Beach Company, Pebble Beach)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

SOUTH CENTRAL COAST DISTRICT

13. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Shallenberger ruled that the Commission concurred.
14. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 2 items [16a, 16b] to the expanded consent calendar and recommended approval with conditions.
- Motion & vote:** Kinsey moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Sanchez. Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**
15. **LOCAL COASTAL PROGRAMS (LCPs)**
- a. **County of Santa Barbara LCP Amendment No. MAJ-3-11-A (General Package Amendment).** [POSTPONED]

16. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 4-12-009 (Beiso, Los Angeles Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
- b. **Application No. 4-12-026 (Goldin, Los Angeles Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

SOUTH COAST DISTRICT (ORANGE COUNTY)

[Vargas departed during the hearing of Item 17a-c]

17. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-13-349 (California Department of Parks and Recreation, Crystal Cove State Park, Orange Co.)** Staff recommended approval with conditions.

Motion: Kinsey moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Mitchell.

Amending motion & vote: McClure moved to change the term of the monitoring program from 3 years to 5 years and recommended a yes vote, seconded by Brennan. The roll call vote was 7 in favor (Bochco, Brennan, Garcia, Groom, Kinsey, McClure, Mitchell) and 3 opposed (Wickett, Sanchez, Shallenberger). **Approved.**

Vote on main motion: Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved as amended.**

- b. **Application No. 5-13-350 (California Department of Parks and Recreation, Doheny State Beach, Orange Co.)** Staff recommended approval with conditions.

Motion: Kinsey moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Mitchell.

Amending motion & vote: McClure moved to change the term of the monitoring program from 3 years to 5 years and recommended a yes vote, seconded by Brennan. The roll call vote was 7 in favor (Bochco, Brennan, Garcia, Groom, Kinsey, McClure, Mitchell) and 3 opposed (Wickett, Sanchez, Shallenberger). **Approved.**

Vote on main motion: Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved as amended.**

- c. **Application No. 5-13-351 (California Department of Parks and Recreation, San Clemente State Beach, Orange Co.)** Staff recommended approval with conditions.

Motion: Kinsey moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Mitchell.

Amending motion & vote: McClure moved to change the term of the monitoring program from 3 years to 5 years and recommended a yes vote, seconded by Brennan. The roll call vote was 7 in favor (Bochco, Brennan, Garcia, Groom, Kinsey, McClure, Mitchell) and 3 opposed (Wickett, Sanchez, Shallenberger). **Approved.**

Vote on main motion: Chair Shallenberger ruled that the vote was unanimous in favor of the motion. **Approved as amended.**

[Bochco departed]

STATEWIDE [*TRAILED FROM WEDNESDAY'S AGENDA*]

22. **COMMISSIONERS' REPORTS.** Information only.

There being no old or new business the meeting of the California Coastal Commission adjourned at 12:40 p.m.

Respectfully submitted,

Charles Lester
Executive Director

