

CALIFORNIA COASTAL COMMISSION

SAN DIEGO AREA
7575 METROPOLITAN DRIVE, SUITE 103
SAN DIEGO, CA 92108-4421
(619) 767-2370

W16b

TO: Commissioners and
Interested Persons

DATE: April 18, 2013

FROM: Staff

SUBJECT: Request to Waive Time Limit for City of San Diego Local Coastal Program Amendment No. CCP-MAJ-4-11B (2006, 2007, 2010, 2011 and 2012 Centre City Amendments) Adoption of Suggested Modifications for the Commission Meeting of May 8-9, 2013

On November 15, 2012, the Commission reviewed and approved the City of San Diego's Local Coastal Program Amendment No. CCP-MAJ-4-11B with suggested modifications. Once any LCP amendment is approved subject to suggested modifications by the Commission, the Executive Director of the Commission transmits copies of the suggested modifications and findings to the local government. In order for the local government to pursue final certification, the local government, by action of its governing body, must acknowledge receipt of the Commission's resolution of certification, including any terms or modifications, and accept and agree to any such terms and modifications and then take whatever formal action is required to satisfy those terms and modifications (e.g. adoption of plan changes).

Pursuant to Section 13537(b) of the Commission's regulations, the Commission's certification with suggested modifications expire six months from the date of Commission action which was November 15, 2012 in this case. Subsequent to the Commission's action, the City has experienced delays in bringing the item forward for consideration by the City Council primarily due to the loss of staff and unanticipated delays related to the preparation of the revised graphics for the re-printing of the Downtown Community Plan. The City has requested in the attached letter, dated April 3, 2013, that the Commission grant a one-year time extension for the City to act on the suggested modifications.

Section 30517 of the Coastal Act and Section 13535(c) of the California Code of Regulations state that the Commission may extend for good cause any applicable time limits for a period not to exceed one year. Based on the City's request, Commission staff is requesting the time extension. Given the City's need for additional time and scheduling issues that may arise, staff recommends the Commission extend the six month time limit for one year.

MOTION:

I move that the Commission extend the six month time limit for one year in order for the City of San Diego to consider acceptance of the suggested modifications to the Local Coastal Program Amendment No. CCP-MAJ-4-11B adopted by the Commission on November 15, 2012.

STAFF RECOMMENDATION:

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

Civic San Diego

April 3, 2013

Ms. Deborah Lee
California Coastal Commission
San Diego District Office
7575 Metropolitan Drive, Suite 103
San Diego, CA 92108-4402

SUBJECT: Certification of City of San Diego Local Coastal Program Amendment No. CCP-MAJ-4-11-B (2006, 2007, 2010, 2011 and 2012 Centre City Amendments) - Extension of Time Request

Dear Ms. Lee:

On November 15, 2012, the California Coastal Commission ("Commission") approved the above referenced amendment to the City of San Diego LCP with suggested modifications.

Pursuant to the California Coastal Act ("Coastal Act") in order for the amendments to become effective the City of San Diego City Council ("City Council") must adopt the Commissions suggested modifications within six months of the Commission's action, which is May 15, 2013.

We have experienced delays in bringing the item forward for consideration by the Council primarily due to the loss of staff and unanticipated delays related to the preparation of the graphics associated with the 2006 Downtown Community Plan. However, the LCP amendments referenced above have now been scheduled for consideration by the City Council on April 30, 2013. Unfortunately, pursuant to the San Diego Municipal Code, the Council's action would not become effective until 30 days after they have taken action thereby exceeding the six month timeline allowed under the Coastal Act. Therefore, in order to continue processing the certification of the LCP amendment, we respectfully request a six month extension of time to complete the process. If granted, this extension will allow the City Council to take formal action and in turn provide the Executive Director with the appropriate documentation required for the final determination on the LCP amendments.

Thank you for your consideration on this issue. If you have any questions or require further information please feel free to contact me at 619-533-7132 or contreras@civicsd.com.

Sincerely,



Lucy Contreras
Senior Planner
Civic San Diego