

CALIFORNIA COASTAL COMMISSION

South Coast Area Office
200 Oceangate, Suite 1000
Long Beach, CA 90802-4302
(562) 590-5071



May 1, 2014

W17a

TO: COMMISSIONERS AND INTERESTED PERSONS

FROM: PETER M. DOUGLAS, Executive Director
Jack Ainsworth, Senior Deputy Director
Al J. Padilla, Ports Coordinator

SUBJECT: **Final Commission action on Board of Harbor Commissioners' adoption of Commission's certification of Port of Los Angeles Port Master Plan Amendment No. 28 (PMP-5-PLA-13-5)** [update combining the original 1980 Port Master Plan and its subsequent amendments into a comprehensive user-friendly long range master planning document that reflects recent land use and planning projects and accommodates forecasted cargo growth; change to the number of planning areas from nine to five; use changes, including consolidating commercial fishing uses into one area and changing a recreational marina to maritime support; three minor landfills (6, 16, and 18 acres); revisions to implementation guidelines and to the methodology for performing risk analyses for hazardous liquid cargo facilities.] For Commission consideration at meeting of May 14, 2014.

I. STAFF RECOMMENDATION:

The staff recommends the Commission adopt the following motion:

MOTION: *I move that the Commission accept the Port of Los Angeles' adoption of the Commission's certification of Port Master Plan Amendment No. 28.*

The staff recommends a **YES** vote on this motion. A majority vote in the affirmative will result in adoption of the following resolution:

ACCEPTANCE

The Commission hereby accepts the Board of Harbor Commissioners' adoption on April 17, 2014, of Coastal Commission certification of the Port of Los Angeles Port Master Plan Amendment No. 28.

II. **FINDINGS AND DECLARATIONS.**

The Commission finds and declares as follows:

A. Port Master Plan Amendment Certification. California Code of Regulations, Title 14, Section 13632(e) states that:

The certification of a port master plan [or amendment] shall not become effective until the port governing body takes formal action adopting such plan [amendment] as certified by the commission and the commission has received notice of such action, including the final EIR adopted for such action and the commission has accepted the formal action as consistent with its certification.

On March 12, 2014, the Commission certified the Port of Los Angeles Port Master Plan Amendment No. 28. Subsequently, on April 17, 2014, the Board of Harbor Commissioners of the Port of Los Angeles adopted the Commission's certification of plan amendment No. 28. Therefore, the Commission staff recommends that the Commission accept the Board's April 17, 2014 action.

Attachment: Port of Los Angeles Board of Harbor Commissioner's Resolution No. 14-7645 for the adoption of the Coastal Commission's certification of Port Master Plan Amendment No. 28.

RECOMMENDATION APPROVED AND
RESOLUTION 14-7645 ADOPTED
BY THE BOARD OF HARBOR COMMISSIONERS

April 17, 2014

Amr Leizer
BOARD SECRETARY



THE PORT
OF LOS ANGELES
Executive Director's
Report to the
Board of Harbor Commissioners

DATE: APRIL 2, 2014

FROM: PLANNING & ECONOMIC DEVELOPMENT

SUBJECT: RESOLUTION NO. 14-7645 – ADOPTION OF THE CALIFORNIA COASTAL COMMISSION'S CERTIFICATION OF THE PORT OF LOS ANGELES MASTER PLAN UPDATE

SUMMARY:

On March 12, 2014, the California Coastal Commission (Coastal Commission) certified, as submitted, the Port Master Plan Update. Two additional actions are necessary in order to finalize the certification process: Board of Harbor Commissioners (Board) adoption of the Coastal Commission's certification, and the Coastal Commission acceptance of the Board's action as being consistent with its certification. Staff recommends that the Board resolve to adopt the Coastal Commission's certification and authorize staff to inform the Coastal Commission of the Board's action.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners:

1. Adopt the Coastal Commission's certification of the Port Master Plan Update;
2. Authorize the City of Los Angeles Harbor Department staff to inform the Coastal Commission of the Board's action; and
3. Adopt Resolution No. 14-7645.

DISCUSSION:

Background/Context – The Port Master Plan establishes policies and procedures to direct the future development of the Port of Los Angeles (Port) and was originally approved by the Board in July 1979 and certified by the Coastal Commission in August 1980, consistent with the policies of the California Coastal Act. Coastal Commission certification of a port master plan is necessary to allow a port governing body the authority to issue coastal development permits for projects within the Port's jurisdiction.

On August 8, 2013, the Board adopted a Port Master Plan Update and authorized staff to submit the plan to the Coastal Commission for certification. An addendum to the adopted plan was approved by the Board on January 23, 2014 to incorporate late comments from Coastal Commission staff.

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SUBJECT: COASTAL COMMISSION'S CERTIFICATION OF PLAN UPDATE

On March 12, 2014, the Coastal Commission unanimously certified the Port Master Plan Update with Addendum, as submitted (Transmittal 1).

Process – For the Port Master Plan Update to become effective, Section 13632(e) of the California Administration Code requires that the Port governing body take formal action adopting the amendment as certified by the Coastal Commission, followed by Coastal Commission acceptance of the Board's action as being consistent with its certification.

ENVIRONMENTAL ASSESSMENT:

The proposed action is adoption of the California Coastal Commission's certification of the Port Masters Plan Update. The Port Master Plan was assessed in a Program Environmental Impact Report (PEIR) (ADP #110518-060/SCH #2012071081) which was certified by the Board on August 8, 2013 and a PEIR Addendum which was considered by the Board on November 7, 2013. Therefore as an activity for which the underlying project has previously been evaluated for environmental significance and processed according to the requirements of the California Environmental Quality Act (CEQA), the Director of Environmental Management has determined that the proposed action is exempt from the requirements of the requirements of CEQA in accordance with Article II Section 2 (i) of the Los Angeles City CEQA Guidelines.

ECONOMIC BENEFITS:

This Board action will have no employment impact.

FINANCIAL IMPACT:

Adoption of the Port Master Plan establishes land use uses and procedures for Coastal Development Permits. Adoption of the Coastal Commission's certification of the Port Master Plan does not require the Harbor Department to fund any improvements as approval of specific projects and any associated costs will be brought before the Board in future separate actions. Costs incurred to prepare the Port Master Plan are limited to budgeted staff costs.

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SUBJECT: COASTAL COMMISSION'S CERTIFICATION OF PLAN UPDATE

CITY ATTORNEY:

The City Attorney's Office has reviewed this Board Report and found that it raises no legal issues at this time.

TRANSMITTAL:

1. California Coastal Commission correspondence dated March 20, 2014.

FIS Approval: HP (initials)
CA Approval: me (initials)



MICHAEL KEENAN
Assistant Director of
Planning & Economic Development



DAVID L. MATHEWSON
Interim Deputy Executive Director

APPROVED:



 GARY LEE MOORE, P.E.
Interim Executive Director

Author: M.Cham