

CALIFORNIA COASTAL COMMISSION

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W19a

**TO: Commissioners and
Interested Persons**

DATE: August 20, 2015

FROM: Staff

**SUBJECT: Request to Waive Time Limit for City of Oceanside LCP Amendment
No. LCP-6-OCN-15-0019-1 (Sale and Consumption of Alcohol at
Restaurants) for the Commission Meeting of September 9-11, 2015**

On July 21, 2015, the City of Oceanside Local Coastal Program (LCP) Amendment #LCP-6-OCN-15-0019-1 was filed in the San Diego District office. The amendment involves revisions to the City's certified Implementation Plan to amend multiple ordinances related to the sale and consumption of beer, wine and hard alcohol at restaurants. The proposed amendment will affect the certified LCP implementation plan only.

Pursuant to Section 30513 of the Coastal Act, the Commission must act on implementation plan amendments within 60 days of filing. Based on the above-cited time limits, the proposed LCP amendment must be scheduled for review by the Commission at the September, 2015 meeting. However, 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.

At this time, there is only one additional LCP Amendment (LCP-6-OCN-15-0005-1) pending for the City of Oceanside; it involves revisions to the City's Implementation Plan to add Article 40 to its Coastal Zoning Ordinance in order to bring the City's density bonus provisions into conformance with state housing law. In order to have adequate time to review the subject LCP amendment, staff is requesting the Commission extend the time limit for one year. Staff is anticipating this item will be heard this fall but staff recommends that the Commission extend the deadline for a full year as provided by the Coastal Act to allow for uncertainty in the review process and scheduling issues that may arise. Staff therefore recommends the Commission extend the 60-day time limit for one year.

MOTION:

I move that the Commission extend the 60-day time limit to act on the City of Oceanside LCP Amendment No. LCP-6-OCN-15-0019-1 for one year.

STAFF RECOMMENDATION:

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