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CITY OF NEWPORT BEACH

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Th12b

VIA ELECTRONIC MAIL AND USPS DELIVERY

February 26, 2016

Mr. Steve Kinsey, Chair
California Coastal Commission
South Coast District Office
200 Oceangate, 10th Floor
Long Beach, CA 90802-4416

**Subject: City of Newport Beach Implementation Plan LCP-5-NPB-15-0039-1
Time Extension Request**

Dear Chair Kinsey;

The City of Newport Beach (City) supports the request by Coastal Commission staff to extend the 60-day time limit for the review of City of Newport Beach Implementation Plan LCP-5-NPB-15-0039-1, but only to May 2016. The City agrees with Coastal Commission staff that a short extension may be necessary to evaluate the City's submittal and to collaborate on suggested modifications.

The City's Implementation Plan is the product of an extensive review and collaboration effort between City and Coastal Commission staffs, which began in 2012 when key issues were identified and ideas were exchanged to address them. After the public review draft Implementation Plan was released in February 2015, a series of meetings occurred from March 2015 to September 2015. This six-month collaborative effort was intended to streamline the Coastal Commission staff's review time once the City formally submitted the Implementation Plan application. We believe this six-month collaborative period was time well spent.

We are very pleased to soon have before the Coastal Commission the City's final component in achieving a certified Local Coastal Program. We believe this is a significant achievement for both the City and the Coastal Commission.

Based upon the time spent working with Coastal Commission staff on our Implementation Plan prior to submittal, we are confident that Coastal Commission staff can complete their review in time for a public hearing in the South Coast District in May 2016. We remain committed to continuing to work with Coastal Commission staff to ensure the May 2016 date is met; however, if Coastal Commission staff desires an extension beyond May 2016 we request that said request require the mutual written consent of the City.

Thank you for your on-going service to the Coastal Commission and your support of our City achieving a certified Local Coastal Plan.

Sincerely,



Kimberly Brandt, AICP
Director

Cc: Jack Ainsworth, Senior Deputy Director
Sherilyn Sarb, Deputy Director
Karl Schwing, Coastal Program Manager
Charles Posner, Coastal Program Analyst
Liliana Roman, Coastal Program Analyst
Dave Kiff, City Manager

CALIFORNIA COASTAL COMMISSION

South Coast Area Office
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Th12b

February 24, 2016

TO: Commissioners and Interested Persons

FROM: Sherilyn Sarb, Deputy Director
Karl Schwing, Coastal Program Manager
Charles Posner, Supervisor of Planning
Liliana Roman, Coastal Program Analyst

SUBJECT: **Request to extend the 60-day time limit for action for up to one year
City of Newport Beach Implementation Plan LCP-5-NPB-15-0039-1,**
for Commission action at its March 10, 2016 hearing in Santa Monica.

On November 18, 2015, the Commission's South Coast District office in Long Beach received the Implementing Ordinances portion of the proposed Newport Beach Local Coastal Program (LCP) for Commission certification. On February 11, 2016, after receipt of additional information requested from the applicant, LCP-5-NPB-15-0039-1 (Implementation Plan) was deemed to be complete and in proper order for filing pursuant to Sections 13518-13520, Title 14 of the California Code of Regulations. The proposed IP includes the City ordinances that would implement the policies of the certified Land Use Plan.

Pursuant to Section 30513 of the Coastal Act, a Local Implementation Plan (IP), must be scheduled for a public hearing and the Commission must take action, within 60 days of receipt of a complete submittal. The 60th day for this IP is April 11, 2016. In order to be heard within this allotted time period, the IP would have had to be scheduled by this, the March 9-11, 2016 Commission meeting in Santa Monica, (the April Commission meeting is scheduled for April 13-15, a few days past the 60 day deadline) thereby only providing staff with a few weeks to analyze the complete submittal. Section 30517 of the Coastal Act and Section 13535(c), Title 14 of the California Code of Regulations allows the Commission to extend, for good cause, the 60-day time limit for up to one year. Commission staff is requesting this extension to allow additional time to evaluate the submittal and consult with the City of Newport Beach on suggested modifications. The full one-year extension is requested because extensions are only considered once and it is prudent to allow for the maximum amount of time in case of unexpected delays. Commission staff has had a good working relationship with the City on this IP submittal in pursuit a full LCP certification. Commission staff commits to scheduling this item for the May 2016 Commission meeting in Southern California. Any delay would only occur due to unforeseeable circumstances. Certification of the City's LCP is high priority for Commission staff. City staff has been notified of this time extension request and has expressed concern for any delay beyond the May hearing.

STAFF RECOMMENDATION

Staff recommends the Commission vote YES to extend the deadline for Commission action for one year.

MOTION: *"I move that the Commission extend the 60-day time limit to act on the City of Newport Beach Implementation Plan for a period of one year."*

An affirmative vote of the majority of the Commissioners present is needed to pass the motion.