

CALIFORNIA COASTAL COMMISSION

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W9a

TO: Commissioners and
Interested Persons

DATE: February 18, 2016

FROM: Staff

SUBJECT: Request to Waive Time Limit for City of Carlsbad LCP Amendment No. LCP-6-CAR-15-0034-2 (General Plan Update/LCP Map Revisions) for the Commission Meeting of March 9-11, 2016

On December 14, 2016, the City of Carlsbad Local Coastal Program (LCP) Amendment No. LCP-6-CAR-15-0034-2 was filed in the San Diego District office. The amendment involves revisions to the City's Land Use and Zoning Maps and text changes to several zoning code sections related to residential density and allowed uses in the Office zone. The proposed amendment will affect both the land use and implementation plan components of the certified LCP.

Pursuant to Section 30512 of the Coastal Act, the Commission must act on land use plan amendments within 90 days of complete submittal or filing. Pursuant to Section 30513 of the Coastal Act, the Commission must act on implementation plan amendments within 60 days of filing. Amendments containing both land use and implementation plan components must be acted upon by the Commission within 90 days of filing. Based on the above-cited time limits, the proposed LCP amendment must be scheduled for review by the Commission at the March 9-11, 2016 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.

Commission staff is requesting the time extension due to insufficient staff time to adequately review the amendment and prepare a recommendation. At the February 2016 hearing, staff prepared and the Commission acted on a separate LCP amendment from the City of Carlsbad (LCP-6-CII-15-0027-3 (438 Tamarack Avenue Rezone)). There is currently one other pending LCP amendment item from the City of Carlsbad: the City's proposed Agua Hedionda South Shore Specific Plan is incomplete pending voter approval of the ballot measure on February 23, 2016. On February 12, Commission staff met with the City to discuss issues raised by this amendment request, including proposed changes in visitor serving, open space, and agricultural land uses and zones. Staff anticipates that this amendment request will be scheduled for the May 2016 hearing in Southern California. Nonetheless, 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 recommends the Commission extend the 90-day time limit for one year.

MOTION:

I move that the Commission extend the 90-day time limit to act on the City of Carlsbad LCP Amendment No. LCP-6-CAR-15-0034-2 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.