

CALIFORNIA COASTAL COMMISSION

SAN DIEGO COAST AREA
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Filed: April 11, 1997
 49th Day: May 30, 1997
 180th Day: October 8, 1997
 Staff: EL-SD
 Staff Report: April 23, 1997
 Hearing Date: May 13-16, 1997

STAFF REPORT: APPEAL

LOCAL GOVERNMENT: City of Coronado

DECISION: Approved with Conditions

APPEAL NO.: A-6-COR-97-44

APPLICANT: California Department of Transportation Agent: Larry Carr

PROJECT LOCATION: State Route 75, between Tulagi Road (NAB Gate 4) and the Silver Strand State Park undercrossing (3.23 miles within the median strip of the Silver Strand Highway), Coronado, San Diego County.

PROJECT DESCRIPTION: Install median barrier.

APPELLANTS: Ira Spector and the California Department of Transportation

SUBSTANTIVE FILE DOCUMENTS: Appeal applications dated April 10 and 15, 1997

SUMMARY OF STAFF RECOMMENDATION:

The staff recommends the Commission OPEN AND CONTINUE the public hearing to determine whether a substantial issue exists with respect to the grounds on which the appeal has been filed for the following reasons:

Pursuant to Section 30621 of the Coastal Act, an appeal must be heard within 49 days from the date an appeal of the locally-issued coastal development permit is received. The appeals on the above-described decision were received in the Commission office on April 11 and 16, 1997. In accordance with the California Code of Regulations, staff requested all relevant documents and materials regarding the subject permit from the City on April 17, 1997. As of the date of this writing, this information has not been received. The 49th day (May 30, 1997) from the initial filing would be shortly after the May 13-16, 1997 meeting. Pursuant to section 13112 of the California Code of Regulations, if the Commission fails to receive the documents and materials, the Commission should open and continue the substantial issue hearing at the May meeting, awaiting receipt of the local government's file. It is therefore anticipated that the subject appeal will be heard at the June 10-13, 1997 meeting in San Rafael, reviewing the matter to determine whether or not a substantial issue exists.

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