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CALIFORNIA COASTAL COMMISSION

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TO: ALL COMMISSIONERS

FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR

SUBJECT: **MINUTES OF MEETING OF MAY 12-15, 1998**
Resources Agency Auditorium
Main floor,
1416 Ninth Street
Sacramento

Tuesday, May 12, 1998 pages 1 to 5

1. **CALL TO ORDER.** The meeting was called to order on Tuesday, May 12, 1998 at 10:05 a.m. by Chairman Areias.
2. **ROLL CALL.** Present: Chairman Areias, Vice Chairman Wan, Commissioners Allen, Dettloff, Flemming, Holanda, (Alternate) Johnson, (Alternate) Giacomini, (Alternate) Wright, and Tuttle. Absent: Sanders. Branham arrived at 10:10 a.m.. Denisoff also participated during the day. Brennan arrived at 10:20 a.m.. (Alternates) Miller and Rose arrived at 10:35 a.m.. Armanasco arrived at 11:10 a.m..

STATEWIDE

3. **APPROVAL OF MINUTES.** None.
4. **COMMISSIONERS' REPORTS.** Informational only.
5. **CONSERVANCY REPORT.** A written report for information only.
6. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.

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7. **DEPUTY ATTORNEY GENERAL'S REPORT.** Informational only.

9. **EXECUTIVE DIRECTOR'S REPORT.**

a. **1999 Schedule** of Meeting Dates and Locations. Trailed to later in the meeting and then **postponed**.

b. **Coastal Nonpoint Pollution Control Program.** Update report for information only.

c. Update on **Contaminated Sediment Task Force.** Informational only.

d. **Programmatic Performance Review.** Trailed to Thursday. On Thursday, staff recommended procedural steps. Allen moved to authorize staff to proceed, seconded by Dettloff, and the hand vote was 8 in favor and 0 opposed. **Approved.**

e. **Legislation.** Information only.

NORTH COAST DISTRICT

9. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Scholl reported on matters not requiring public hearings, and on comments from the public. One additional de minimis waiver was reported on Friday.

10. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved item 14a to the Calendar, and recommended approval with special condition.

Scott Noble, representing applicant, submitted a request to answer questions.

Motion & Vote: Flemming moved staff recommendation, seconded by Tuttle, and the roll call vote was 12 in favor and 0 opposed. **Passed.**

11. **LOCAL COASTAL PROGRAM (LCP).**

a. **Arcata LCP Amendment No. 2-97 (Map Update).** Staff recommended approval with suggested modifications.

There were no speakers.

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Motion & Vote on Plan as Submitted: Tuttle moved approval of Land Use Plan amendment as submitted, seconded by Flemming, and the roll call vote was 0 in favor and 11 opposed. **Failed.**

Motion & Vote on Plan with Modifications: Tuttle moved approval of Land Use Plan amendment with suggested modifications, seconded by Flemming, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

Motion & Vote to Reject Implementation as Submitted: Tuttle moved to reject implementation amendment as submitted, seconded by Flemming, and Vice Chairman Wan substituted the previous roll call vote (11-0). **Passed.**

Motion & Vote on Implementation with Modifications: Tuttle moved approval of implementation amendment with suggested modifications, seconded by Flemming, and Vice Chairman Wan substituted the previous roll call vote (11-0). **Passed.**

12. NEW APPEALS.

a. **Appeal No. A-1-98-8 (Jones, Humboldt Co.) Postponed.**

b. **Appeal No. A-1-98-17 (Perry & Smith, Mendocino Co.)** Staff recommended that the appeal raised substantial issue. There being no objection, Vice Chairman Wan ruled that the Commission **found substantial issue**, and opened the hearing on the merits of the project. Staff recommended approval with special conditions.

Donald Perry submitted a request to speak in favor of the project. Phillip Smith submitted a request to speak in favor of the project. Susie Smith submitted a request to speak in favor of the project. Richard Henderson submitted a request to speak representing applicant. Jennifer Archuleta submitted a request to speak in favor of the project. Patricia Reed submitted a request to speak in favor of the project. Alan Falleri submitted a request to speak representing the County Board of Supervisors. Gary Shannon, representing California State Parks, submitted a request to speak to answer questions. Bob Doyle submitted a request to speak in opposition to the project. Erica Fielder submitted a request to speak in opposition to the project. Mark A. Massara, representing Sierra Club Coastal Program, submitted a request to speak representing appellant. Judith Vidaver, representing Friends of the Ten Mile, submitted a request to speak in opposition to the project.

Motion: Flemming moved staff recommendation, seconded by Allen.

Amending Motion & Vote: Flemming moved to delete condition #1 (height), seconded by Allen, and the roll call vote was 8 in favor (Allen, Armanasco, Flemming, Johnson, Miller, Giacomini, Wright & Areias) and 4 opposed (Dettloff, Rose, Tuttle & Wan). **Passed.**

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Amending Motion & Vote: Giacomini moved to record a restriction on the remainder of the parcel to agricultural uses as described orally, seconded by Tuttle, and the roll call vote was 12 in favor and 0 opposed. **Passed.**

Vote on Main Motion: The roll call vote on the main motion, as amended above, was 11 in favor and 1 opposed (Wan). **Passed.**

13. COASTAL PERMIT APPLICATION.

a. **Application No. 1-97-31 (Harmon, Humboldt Co.)** Staff recommended approval with special conditions as modified orally.

Motion & Vote: Tuttle moved staff recommendation, seconded by Flemming, and the roll call vote was 12 in favor and 0 opposed. **Passed.**

14. PERMIT AMENDMENT.

a. **Permit No. 1-97-58-A (Seadrift Beach & Tennis Club, et al., Marin Co.)** Moved to expanded Consent Calendar. **Approved.**

14.5 FINDINGS.

a. **Appeal No. A-1-97-13 (Luchini, Half Moon Bay)** Staff recommended approval of findings.

Motion & Vote: Allen moved staff recommendation, seconded by Tuttle, and the hand vote was 7 in favor and 0 opposed. **Passed.**

STATEWIDE

15. **FEDERAL CONSISTENCY REPORT.** Federal Consistency Supervisor Delaplaine reported on Negative Determinations issued by the federal consistency staff and status of major non-energy federal consistency matters.

16. FEDERAL CONSISTENCY.

a. **CC-42-98 (Port of Los Angeles, offshore Orange Co.)** **Postponed.**

b. **CD-48-98 (Corps of Engineers, Santa Barbara)** Staff recommended approval.

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Motion & Vote: Wright moved staff recommendation, seconded by Giacomini, and the roll call vote was 12 in favor and 0 opposed. **Passed.**

Miller left during the following item.

c. **CD-49-98 (Air Force, Santa Barbara Co.)** Staff recommended approval.

Jim Johnston, VAFB, spoke. Lt. Col. James M. Knauf, representing U.S. Air Force EELV Program Office, submitted a request to answer questions.

Motion & Vote: Giacomini moved staff recommendation, seconded by Johnson, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

d. **CD-50-98 (Nat'l Marine Fisheries Service, Santa Cruz)** Staff recommended approval.

Dr Mickey Eldridge, Director of Nat'l Marine Fisheries Service, submitted a request to speak in favor of the staff recommendation. David Petre, representing NOAA, submitted a request to speak in favor of the staff recommendation. John R. Bakalian, representing Santa Cruz Coastal Marine Research Center, submitted a request to speak in favor of the staff recommendation. Helen Y. Goode, representing The Younger Ranch, submitted a request to speak in opposition to the staff recommendation. Robert V. Goode, representing The Younger Ranch, submitted a request to speak in opposition to the staff recommendation.

Motion & Vote: Wan moved staff recommendation, seconded by Wright, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

PUBLIC STATEMENT. Selby J. Fermer, representing Concerned Citizens of McKinleyville, spoke about scheduling the Sand Pointe project located in Humboldt County.

REPORT of CLOSED SESSION. In closed session the Commission discussed one case for information only.

RECESS. The Commission recessed for the day at 3:20 p.m..

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Wednesday, May 13, 1998 pages 6 to8

1. **CALL To ORDER.** The meeting was called to order on Wednesday, May 13, 1998 at 9:15 a.m. by Chairman Areias.
2. **ROLL CALL.** Present: Chairman Areias, Vice Chairman Wan, Commissioners Allen, Armanasco, Dettloff, Flemming, Kehoe, Nava, Potter, Reilly, Staffel and Tuttle. Absent: Branham, Brennan, Holanda & Sanders.

MITIGATION BANKING WORKSHOP. Information only.

ENERGY and OCEAN RESOURCES

3. **ENERGY & OCEAN RESOURCES REPORT.** Deputy Director Hansch reported on matters not requiring public hearings and status of offshore oil & gas exploration & development.

- a. **Avila Beach and Guadalupe Oil Field Remediation Status Reports.** Information only.

CENTRAL COAST DISTRICT

4. **CONSENT CALENDAR.**

- a. **Application No. 3-98-35 (Santa Cruz Broadway Br. retrofit)** Staff recommended approval with special conditions.

Motion & Vote: Potter moved staff recommendation, seconded by Armanasco, and the roll call vote was 12 in favor and 0 opposed. **Passed.**

- b. **Application No. 3-98-36 (Santa Cruz W. Cliff seawalls)** Postponed.

5. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Grove reported on matters not requiring public hearings, and on comments from the public.

a. **Watsonville LCP Amendment No. 1-98 Certification Review.** Staff recommended concurrence with the Executive Director's determination. There being no objection, Chairman Areias ruled that the Commission concurred with the Executive Director. **Approved.**

6. **CONSENT CALENDAR (removed from Regular Calendar).** None.

7. **NEW APPEAL.**

a. **Appeal No. A-3-98-25 (Scoggins, San Luis Obispo Co.)** Staff recommended that the appeal raised substantial issue. There being no objection Chairman Areias ruled that the Commission **found substantial issue.** Chairman Areias opened the hearing on the merits of the project and **continued it to a later meeting.**

8. **CONDITION COMPLIANCE for Permit No. 3-96-33 (Caltrans mitigation bank, Monterey Co.)** Staff recommended postponement.

Motion & Vote to Continue: Flemming moved to continue the item, seconded by Potter, and the roll call vote was 12 in favor and 0 opposed. **Continued.**

9. **FEDERAL CONSISTENCY.**

a. **CD-51-98 (Natural Resources Conservation Service, Monterey Co.)** Staff recommended approval.

Daniel Mountjoy and Lynn Dwyer spoke.

Motion & Vote: Potter moved staff recommendation, seconded by Flemming, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

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10. FINDINGS.

a. **San Luis Obispo Co. LCP Amendment No. 1-97 (North Coast Area Plan Update)**
Staff recommended approval of findings.

Motion & Vote: There being no speakers, Allen moved staff recommendation, seconded by Potter, and the hand vote was 8 in favor and 0 opposed. **Passed.**

REPORT of CLOSED SESSION. In closed session the Commission took action on Albert Thorne v. CCC, et al..

RECESS. The Commission recessed for the day at 12:40 p.m..

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Thursday, May 14, 1998 - pages 9 to 17

1. **CALL To ORDER.** The meeting was called to order on Thursday, May 14, 1998 at 9:05 a.m. by Chairman Areias.
2. **ROLL CALL.** Present: Chairman Areias, Vice Chairman Wan, Commissioners Allen, Dettloff, Flemming, Holanda, Kehoe, Nava, Potter, Reilly and Sanders. Absent: Brennan. Armanasco & Tuttle arrived at 9:15 a.m.. Staffel arrived at 10:35 a.m.. Branham and Denisoff also participated during the day.

ENERGY & OCEAN RESOURCES

3. **WORKSHOP on El Niño and Shoreline Erosion.** Informational only. Fred Gaines submitted a request to ask questions at the workshop.

Areias, Nava & Potter left during the previous item.

SAN DIEGO COAST DISTRICT

4. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a. through d. on page 8 of the agenda. Staff recommended approval with special conditions.

Approved: There being no objection, Vice Chairman Wan ruled that these administrative permits be issued by the Executive Director.

5. **CONSENT CALENDAR.**

a. **Application No. 6-98-26 (White, San Diego)** Staff recommended approval with special condition.

Motion & Vote: Armanasco moved staff recommendation, seconded by Flemming, and the roll call vote was 8 in favor and 0 opposed. **Passed.**

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SOUTH COAST DISTRICT

6. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a. & b. on page 9 of the agenda. Staff recommended approval with special conditions.

Approved: There being no objection, Vice Chairman Wan ruled that these administrative permits be issued by the Executive Director.

7. **CONSENT CALENDAR.** See items a. through n. on pages 9-10 of the agenda. Staff recommended approval with special conditions.

(a) John J. Maino submitted a request to speak in opposition to the project. Susan Jordan, representing LCP, also submitted a request to speak. (f) Ellis Gelman submitted a request to answer questions. (g) Katharine Coleman submitted a request to speak to answer questions.

Motion & Vote: Armanasco moved staff recommendation, seconded by Kehoe, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

SAN DIEGO COAST DISTRICT

8. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Lee reported on matters not requiring public hearings, and on comments from the public.

9. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved three items (11b, 11e & 12a) to the Calendar, and recommended approval with special conditions.

(11e) Patrick Owen, representing Sea World, submitted a request to speak to answer questions.

Motion & Vote: Kehoe moved staff recommendation, seconded by Allen, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

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10. LOCAL COASTAL PROGRAM (LCP).

a. **Imperial Beach LCP Amendment No. 1-97C (Seacoast Commercial)** Trilled to later in the agenda. Staff recommended approval with suggested modification as described orally.

There were no speakers.

Motion & Vote to Reject Implementation: Allen moved to reject the implementation amendment as submitted, seconded by Kehoe, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

Motion & Vote on Implementation with Modification: Allen moved approval of the implementation with suggested modification, seconded by Kehoe, and Vice Chairman Wan substituted the previous roll call vote (11-0). **Passed.**

REPORT of CLOSED SESSION. In closed session the Commission took action on Kenny and Starz v. County of Los Angeles, CCC, Peter Douglas, Nancy Cave, Gary Timm, Jack Ainsworth, et al. and discussed one other case for information only.

LUNCH RECESS. The Commission recessed for lunch at 12:20 p.m. and reconvened at 1:40 p.m.. Nava returned after lunch.

11. COASTAL PERMIT APPLICATIONS.

a. **Application No. 6-96-159 (Cade, Carlsbad)** Staff recommended approval with special conditions as modified orally.

Steven Cade submitted a request to speak in favor of the project. Thomas Jones submitted a request to speak in favor of the project. James A. Courtney submitted a request to speak concerning the project. David Turner, representing Bristol Cove Homeowners, submitted a request to speak in opposition to the project. Bob Richards, representing Agua Hedionda Lagoon Foundation, submitted a request to speak in opposition to the project.

Motion: Kehoe moved staff recommendation, seconded by Allen.

Amending Motion & Vote (buffer): Kehoe moved to reduce native landscaping buffer to 60', seconded by Allen, and the roll call vote was 5 in favor (Allen, Armanasco, Flemming, Kehoe & Staffel) and 5 opposed (Dettloff, Nava, Reilly, Tuttle & Wan). **Failed.**

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Amending Motion & Vote (boat launch): Kehoe moved to approve the boat launch ramp with conditions, seconded by Allen, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

Amending Motion & Vote (fence): Nava moved to replace gate with lateral fence, seconded by Dettloff, and the roll call vote was 6 in favor (Dettloff, Kehoe, Nava, Reilly, Tuttle & Wan) and 4 opposed (Allen, Armanasco, Flemming & Staffel). **Passed.**

Vote on Main Motion: The roll call vote on the main motion, as amended above, was 8 in favor and 1 opposed (Allen). **Passed.**

b. **Application No. 6-97-151 (Parks & Rec., San Onofre storm drain replacement)** Moved to expanded Consent Calendar. **Approved.**

Potter returned to the meeting.

c. **Application No. 6-98-1 (Skerrett, Solana Beach)** Staff recommended approval with special conditions as modified in addendum.

Russel & Lucy (Ruth) Skerrett submitted a request to speak in favor of the project.

Motion & Vote: Kehoe moved staff recommendation, seconded by Allen, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

Brothers replaced Armanasco beginning with the following item.

d. **Application No. 6-98-14 (Huber, Carlsbad)** Staff recommended approval with special conditions.

Gene Huber agreed generally with the recommendation. James Courtney referred to the Cade hearing above and objected to restrictions.

Motion & Vote: Kehoe moved staff recommendation, seconded by Potter, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

e. **Application No. 6-98-43 (Sea World, San Diego)** Moved to expanded Consent Calendar. **Approved.**

12. PERMIT AMENDMENTS.

a. **Permit No. 6-93-167-A2 (Coronado trailer improvements)** Moved to expanded Consent Calendar. **Approved.**

b-h. **Permits No. 6-97-126-A2, 6-97-127-A2, 6-97-128-A2, 6-97-129-A2, 6-97-130-A2, 6-97-132-A2 & 6-97-149-A2 (O'Neal et al., Solana Beach)** Staff recommended denial.

Four speakers submitted requests to speak in favor of the project: Walt Crampton, Nancy O'Neal, Jeff Adams, and William K. Shearer.

Motion: Potter moved approval of 6-97-126-A2, seconded by Nava.

Amending Motion & Vote: Potter moved to remove riprap by 6/15/98, seconded by Allen, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

Amending Motion & Vote: Staffel moved to allow the riprap until 8/31/98, seconded by Kehoe, and the roll call vote was 2 in favor (Kehoe & Staffel) and 9 opposed. **Failed.**

Vote on Main Motion: The roll call vote on the main motion, as amended above, was 10 in favor and 1 opposed (Kehoe). **Passed.**

(c) **6-97-127-A2** Staff recommended approval with special conditions approved above.

Motion & Vote: Potter moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-1). **Passed.**

(d) **6-97-128-A2** Staff recommended approval with special conditions approved above.

Motion & Vote: Potter moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-1). **Passed.**

(e) **6-97-129-A2** Staff recommended approval with special conditions approved above.

Motion & Vote: Potter moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-1). **Passed.**

(f) **6-97-130-A2** Staff recommended approval with special conditions approved above.

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Motion & Vote: Potter moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-1). **Passed.**

(g) **6-97-132-A2** Staff recommended approval with special conditions approved above.

Motion & Vote: Potter moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-1). **Passed.**

(h) **6-97-149-A2** Staff recommended approval with special conditions approved above.

Motion & Vote: Potter moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-1). **Passed.**

13. FINDINGS

a. **Encinitas LCP Amendment No. 2-97. Postponed.**

SOUTH COAST DISTRICT

14. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Damm reported on matters not requiring public hearings and on comments from the public.

15. **CONSENT CALENDAR (removed from regular calendar).** Staff moved six items (18a, 18b, 18d, 18g, 18h & 19b) to the Calendar, and recommended approval with special conditions.

(18g) There being 3 votes to remove it, this item was returned to the public hearing calendar below.

Motion & Vote: Potter moved staff recommendation, seconded by Dettloff, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

16. LOCAL COASTAL PROGRAMS (LCPs).

a. **Port of Los Angeles Plan Amendment No. 19. Postponed.**

- b. **Port of Long Beach Plan Amendment No. 11.** Staff recommended approval.

Gordon Palmer, representing Port of Long Beach, submitted a request to speak in favor of the staff recommendation.

Motion & Vote: Allen moved staff recommendation, seconded by Kehoe, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

17. **NEW APPEAL.**

- a. **Appeal No. A-5-98-141 (Gray, Laguna Beach)** Staff recommended postponement. There being no objection, Vice Chairman Wan opened the hearing and **continued it to a later meeting.**

18. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-97-417 (Davies, Newport Beach)** Moved to expanded Consent Calendar. **Approved.**

- b. **Application No. 5-98-19 (McGuire, San Clemente)** Moved to expanded Consent Calendar. **Approved.**

- c. **Application No. 5-98-36 (Oceanstrand, Los Angeles)** Staff recommended approval with special conditions.

Gerald Marcil, representing Oceanstrand Collection, LLC, spoke in favor of the project.

Motion: Dettloff moved staff recommendation, seconded by Staffel.

Amending Motion & Vote: Reilly moved to allow 6-ft-high fence, seconded by Flemming, and the roll call vote was 9 in favor and 2 opposed (Nava & Wan).

Passed.

Vote on Main Motion: The roll call vote on the main motion, as amended above, was 10 in favor and 1 opposed (Nava). **Passed.**

- d. **Application No. 5-98-48 (La Quinta Homes, Newport Beach)** Moved to expanded Consent Calendar. **Approved.**

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e. **Application No. 5-98-67 (Oceanstrand, Los Angeles)** Staff recommended approval with special conditions.

The hearing was combined with item (c) above.

Motion: Dettloff moved staff recommendation, seconded by Staffel.

Amending Motion & Vote: Reilly moved to allow 6-ft-high fence, seconded by Flemming, and the roll call vote was 9 in favor and 2 opposed (Nava & Wan).

Passed.

Vote on Main Motion: The roll call vote on the main motion, as amended above, was 10 in favor and 1 opposed (Nava). **Passed.**

f. **Application No. 5-98-68 (Oceanstrand, Los Angeles)** Staff recommended approval with special conditions.

The hearing was combined with item (c) above.

Motion: Dettloff moved staff recommendation, seconded by Staffel.

Amending Motion & Vote: Reilly moved to allow 6-ft-high fence, seconded by Flemming, and the roll call vote was 9 in favor and 2 opposed (Nava & Wan).

Passed.

Vote on Main Motion: The roll call vote on the main motion, as amended above, was 10 in favor and 1 opposed (Nava). **Passed.**

g. **Application No. 5-98-71 (Mitchell, Watts & Bain, Los Angeles)** Staff recommended approval with special condition.

Margaret Taylor, representing applicant, submitted a request to speak in favor of the project. Stephen Elias, representing Charles Bousquet, submitted a request to speak in opposition to the project.

Motion & Vote: Flemming moved staff recommendation, seconded by Allen, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

h. **Application No. 5-98-72 (Barto, Newport Beach)** Moved to expanded Consent Calendar. **Approved.**

19. PERMIT AMENDMENTS.

a. **Permit No. 5-95-286-A (Esslinger Trust & Laguna Terrace Park, Laguna Beach)** Staff recommended approval with special condition.

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Alan Swanson, representing John M. Dettemir & Assoc., submitted a request to speak.

Motion & Vote: Staffel moved staff recommendation, seconded by Potter, and the roll call vote was 10 in favor, 0 opposed and 1 abstention (Tuttle). **Passed.**

b. **Permit No. 5-96-93-A (San Clemente storm drain)** Moved to expanded Consent Calendar. **Approved.**

c. **Permit No. 5-91-141-A2 (L.A. Co. & Seaview Restaurants, Los Angeles)** Staff recommended approval with special condition as modified orally.

Alan Redhead and Steve Herbert, both representing Seaview Rest., submitted requests to speak in favor of the project.

Motion & Vote: Staffel moved staff recommendation, seconded by Potter, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

d. **Permit No. A-5-93-5-A8 (Palos Verdes Land Holding Co. & Zuckerman, Rancho Palos Verdes)** Staff recommended approval with special conditions.

Ken Zuckerman supported the recommendation.

Motion & Vote: Reilly moved staff recommendation, seconded by Allen, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

e. **Permit No. 5-94-176-A (Santa Monica garage prices)** Staff recommended approval with special condition.

Ron Fuchiwaki, representing City of Santa Monica, submitted a request to speak in favor of the project.

Motion & Vote: Allen moved staff recommendation, seconded by Reilly, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

RECESS. The Commission recessed for the day at 6:50 p.m..

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Friday, May 15, 1998 - pages 18 to 20

1. **CALL To ORDER.** The meeting was called to order on Friday, May 15, 1998 at 9:10 a.m. by Chairman Areias.
2. **ROLL CALL.** Present: Chairman Areias, Vice Chairman Wan, Commissioners Allen, Brothers, Dettloff, Reilly, Staffel and Tuttle. Absent: Branham, Brennan, Flemming, Holanda, Kehoe and Sanders. Potter arrived at 9:20 a.m., and Miller arrived at 9:25 a.m..

SOUTH CENTRAL COAST DISTRICT

3. ADMINISTRATIVE PERMIT APPLICATION.

a. **Application No. 4-97-204 (Parks & Rec., Los Angeles Co.)** Staff recommended approval with special condition.

Approved: There being no objection, Chairman Areias ruled that the administrative permit be issued by the Executive Director.

4. **CONSENT CALENDAR.** See items a. through j. on pages 15-16 of the agenda. Item (b) was postponed. Staff recommended approval with special conditions on the remainder of the Calendar.

(c & g) There being 5 votes to remove these items, Chairman Areias ruled that they would be **set for hearing at a later meeting.**

Motion & Vote: Wan moved staff recommendation on the remainder of the Calendar, seconded by Allen, and the roll call vote was 8 in favor and 0 opposed. **Passed.**

5. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Damm reported on matters not requiring public hearings, and on comments from the public. One de minimis waiver for North Coast was also reported.

6. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved items 9g & 9j to the Calendar, and recommended approval with special conditions.

Motion & Vote: Wan moved staff recommendation, seconded by Staffel, and the roll call vote was 8 in favor and 0 opposed. **Passed.**

7. **LOCAL COASTAL PROGRAM (LCP).**

a. **Santa Barbara LCP Amendment No. 3-97 (Circulation)** Staff recommended approval with suggested modifications.

Motion & Vote to Continue: Tuttle moved to continue the hearing and extend the time limit, seconded by Brothers, and the hand vote was 7 in favor, 0 opposed and 1 abstention. **Continued.**

8. **NEW APPEAL.**

a. **Appeal No. A-4-98-104 (Isla Vista Geologic Hazard Abatement Dist., Santa Barbara Co.)** Staff recommended postponement. There being no objection, Vice Chairman Wan opened the hearing and **continued it to a later meeting.**

9. **COASTAL PERMIT APPLICATIONS.**

a. **Application No. 4-94-193 (Henne, Los Angeles Co.) Postponed.**

b. **Application No. 4-97-174 (Rust, Malibu) Withdrawn.**

c. **Application No. 4-97-191 (Kim, Malibu) Postponed.**

d. **Application No. 4-97-222 (Call, Los Angeles Co.)** Staff recommended approval with special conditions.

Motion & Vote: Potter moved staff recommendation, seconded by Allen, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

e. **Application No. 4-97-255 (Tahmasebi, Malibu) Postponed.**

f. **Application No. 4-98-22 (Santa Barbara Co. Flood Dist.)** Staff recommended approval with special conditions as modified in addendum.

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Motion & Vote: Allen moved staff recommendation, seconded by Staffel, and Vice Chairman Wan substituted the previous roll call vote (9-0). **Passed.**

g. **Application No. 4-98-32 (Cislo, Malibu)** Moved to expanded Consent Calendar. **Approved.**

h. **Application No. 4-98-33 (Meyer, Malibu)** Staff recommended approval with special conditions.

Alan Block, representing applicant, spoke in favor of the project.

Motion: Allen moved staff recommendation, seconded by Brothers.

Amending Motion & Vote: Allen moved to delete condition #4 (stringline), seconded by Brothers, and the roll call vote was 9 in favor and 1 opposed (Wan). **Passed.**

Vote on Main Motion: Chairman Areias substituted the previous roll call vote to approve the main motion, as amended above (9-1). **Passed.**

i. **Application No. 4-98-66 (Santa Barbara Marina expansion)** Staff recommended approval with special conditions as modified in addendum.

Motion & Vote: There being no speakers, Staffel moved staff recommendation, seconded by Potter, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

j. **Application No. 4-97-246 (Hanyecz, Los Angeles Co.)** Moved to expanded Consent Calendar. **Approved.**

ADJOURNMENT. There being no old or new business, the meeting adjourned at 10:05 a.m..

Respectfully Submitted,

PETER M. DOUGLAS
Executive Director

pmg