

CALIFORNIA COASTAL COMMISSION

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WED 7b

**To: Commissioners
and Interested Persons**

Date: June 18, 1998

From: Staff

**Subject: Request to Waive Time Limits for City of San Diego
LCP Amendment #1-98 for the Commission Meeting of July 7-10, 1998**

On December 24, 1997, the City of San Diego's proposed LCP Amendment #1-98 was received in the San Diego District including two principal components, along with a categorical exclusion request. The amendment package includes the submittal of proposed land use plan revisions needed to implement the City's Multiple Species Conservation Program (MSCP) and the proposed Land Development Code (LDC) which is the City's comprehensive re-draft of its planning and land use regulations. On January 7, 1998 and again on February 26, 1998, Commission staff notified the City that the submittal was not acceptable for filing, identifying several deficiencies and questions. Over the next two months, City and Commission staffs met on several occasions to discuss the submittal and exchange information. As a result of those meetings and the submission of additional materials, as of May 8, 1998, the amendment request, along with the proposed categorical exclusion request, was deemed complete and filed pursuant to Section 30510(b) of the Coastal Act.

Pursuant to Section 30514 of the Coastal Act, a land use plan amendment must be acted on by the Commission within 90 days of a complete submittal. In addition, when a submittal includes both land use and implementation plan amendments, the Commission has found that the 90 day review period is appropriate for the entire submittal. In order to be heard within the allotted time period, the amendment would have to be agendized for Commission hearing at the scheduled August 1998 hearing; and, in fact, the August 1998 Commission hearing is the meeting that the City has requested the Commission review the submittal. However, the August hearing dates are August 11-14th and the submittal would therefore not be heard within 90 days of its filing (given the May 8, 1998 filing date). Therefore, in order to properly review the matter at the August hearings, a time extension is needed. Section 30517 of the Coastal Act and Section 13535(c) of the Regulations provide that the Commission may extend for good cause the 90 day time limit for a period not to exceed one year. Commission staff is requesting this time extension simply due to the calendar constraints and the item will still be heard at the meeting the City has requested.

SUMMARY OF STAFF RECOMMENDATION: Staff recommends that the Commission extend the 90 day time limit for a period not to exceed one year. However, the amendment request will still be scheduled for the August 11-14, 1998 hearings in Huntington Beach as requested by the City of San Diego.

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MOTION:

I move that the Commission extend the 90 day time limit to act on the City of San Diego's Local Coastal Program Amendment No. 1-98 for a period not to exceed one year.

STAFF RECOMMENDATION:

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

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