

## CALIFORNIA COASTAL COMMISSION

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 SAN FRANCISCO, CA 94105-2219  
 VOICE AND TDD (415) 904-5200



*Tu 4a*

**TO:** ALL COMMISSIONERS

**FROM:** PETER DOUGLAS, EXECUTIVE DIRECTOR

**SUBJECT: MINUTES OF MEETING OF July 7 - 10, 1998**  
 Hyatt Regency  
 No. 5 Embarcadero  
 San Francisco

**Tuesday, July 7, 1998 - page 1 to 11**

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Tuesday, July 7, 1998, at 10:15 a.m. by Vice Chairman Wan.
2. **ROLL CALL.** Present: Vice Chairman Wan, Commissioners: Allen, Armanasco, Dettloff, (Alternate) Busey, Holanda, Nava, (Alternate) Rose, Tuttle and (Alternate) Wright. (Alternate) Giacomini arrived at 10:45, and left at 3:45; Commissioner Holanda left at 4:00. Absent: Areias, Branham, Brennan, Kehoe and Sanders.

### **SOUTH COAST DISTRICT**

3. **CONSENT CALENDAR.** See items a through g on page 3 of the agenda. Staff recommended approval with special conditions.

Dolly Boden, representing the applicant, submitted a request to speak in favor of item 3d.

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

# DRAFT

## SOUTH CENTRAL COAST DISTRICT

4. **CONSENT CALENDAR.** See items a through h on page 4 of the agenda. Items c and e were postponed. Staff recommended approval with special conditions.

**Motion & Vote:** There being no speakers, Allen moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (9-0). **Passed.**

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## STATEWIDE

5. **APPROVAL OF MINUTES.** Allen moved approval, as modified orally, of the Minutes of June 1998, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (9-0). **Approved.**
6. **COMMISSIONERS' REPORTS.** Informational only.
7. **CONSERVANCY REPORT.** Written, informational only.
8. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.
9. **DEPUTY ATTORNEY GENERAL'S REPORT.** Informational only.
10. **EXECUTIVE DIRECTOR'S REPORT.**
- a. **Public Education.** Informational Only.
  - b. **1999 Schedule of Meeting Dates & Locations.** This item was trailed until Thursday. On Thursday Dettloff moved approval of the schedule as modified orally, seconded by Herron, and the hand vote was 9 in favor and 0 opposed. **Approved.**
  - c. **LCP Planning Grant.** **Postponed.**

# DRAFT

- d. **Permit Regulations.** Staff recommended approval of revisions to Chapters 5 & 6.

**Motion & Vote:** There being no speakers, Allen moved staff recommendation, seconded by Nava, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

- e. **Legislation.** This item was trailed until Wednesday. Informational Only.
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## SOUTH COAST DISTRICT

11. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Damm reported on the status of Hellman Ranch Project. Deputy Director Lee reported on matters not requiring public hearings, and on comments from the public.

**Permit No. 5-91-141-A3, (Gladstone's 4-Fish Public Deck Management Plan, Pacific Palisades)** Staff recommended approval with special conditions.

Steve Herbert, representing the applicant, submitted a request to speak in favor of the project.

**Motion & Vote:** Allen moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-0). **Passed.**

- a. **Long Beach LCP Amendment No. 11 Certification Review.** Staff recommended acceptance.

**Motion & Vote:** Allen moved staff recommendation, seconded by Dettloff, and the hand vote was unanimous. **Passed.**

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12. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved five items (14c, e, 15a, b, c) to the Calendar, and recommended approval with special conditions. There being three votes to remove it, item 14c was returned to the regular calendar.

**Motion & Vote:** There being no speakers, Giacomini moved staff recommendation, seconded by Allen, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

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# DRAFT

## 13. NEW APPEALS.

- a. **Appeal No. A-5-98-223 (Manhattan Beach downtown parking prices)** Staff recommended continuance.

**Motion & Vote to Continue:** Allen moved staff recommendation, seconded by Giacomini, and Vice Chairman Wan substituted the previous roll call vote (10-0). **Continued.**

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- b. **Appeal No. A-5-98-239 (Salim, Manhattan Beach)** Staff recommended the appeal raised no substantial issue.

Bob Salim, the applicant, spoke in favor of the project.

**Motion & Vote:** Allen moved staff recommendation, seconded by Giacomini, and Vice Chairman Wan substituted the previous roll call vote (10-0). **Passed.**

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- c. **Appeal No. A-5-98-248 (Taylor, Huntington Beach)** Staff recommended continuance.

**Motion & Vote:** There being no speakers, Allen moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-0). **Continued.**

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- d. **Appeal No. A-5-98-222 (Emc/Snyder, Los Angeles)** Staff recommended continuance.

**Motion & Vote:** There being no speakers, Allen moved staff recommendation, seconded by Nava, and Vice Chairman Wan substituted the previous roll call vote (10-0). **Continued.**

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# DRAFT

## 14. COASTAL PERMIT APPLICATIONS.

- a. **Application No. 5-98-84 (Justice, Newport Beach)** Staff recommended approval with special conditions.

Rosemary Evans, representing the applicant, submitted a request to speak in favor of the project. Robert Hoshaw submitted a request to speak in opposition to the project.

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

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- b. **Application No. 5-98-120 (Irvine Company & Ghoukassian, Newport Beach)** Staff recommended approval with special conditions.

Carol Hoffman, representing the applicant, spoke in favor of the project.

**Motion:** Armanasco moved staff recommendation, seconded by Dettloff.

**Amending Motion & Vote:** Armanasco moved to amend parking condition per the applicant, seconded by Allen, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

**Vote on Main Motion:** Vice Chairman Wan substituted the previous roll call vote for approval of the main motion as amended above (10-0). **Passed.**

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**LUNCH RECESS:** The Commission recessed for lunch at 12:25 and reconvened after the closed session at 3:15 p.m.

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

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- c. **Application No. 5-98-135 (Slack, Newport Beach)** Staff recommended approval with special conditions.

Brion Jeannette, representing the applicant, spoke in favor of the project.

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

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# DRAFT

- d. **Application No. 5-98-157 (A V P, Hermosa Beach)** Staff recommended approval with special conditions.

Keith Stockwell, representing the applicant, spoke in favor of the project.

**Motion:** Allen moved staff recommendation, seconded by Giacomini.

**Amending Motion & Vote:** Allen moved to allow alternatives to advertising requirements, seconded by Wright, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

**Vote on Main Motion:** Vice Chairman Wan substituted the previous roll call vote for approval of the main motion as amended above (9-0). **Passed.**

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- e. **Application No. 5-98-193 (Frye, Los Angeles)** Moved to expanded Consent Calendar. **Approved.**

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## 15. PERMIT AMENDMENTS.

- a. **Permit No. 5-96-A2 (Foerster, Newport Beach)** Moved to expanded Consent Calendar. **Approved.**

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- b. **Permit No. 5-97-11-A (Hermosa Beach parking)** Moved to expanded Consent Calendar. **Approved.**

Sol Blumenfeld submitted a request to answer questions and was in favor of the project.

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- c. **Permit No. 5-98-28-A (Oceanstrand Collection, Los Angeles)** Moved to expanded Consent Calendar. **Approved.**

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# DRAFT

## SOUTH CENTRAL COAST DISTRICT

16. **DEPUTY DIRECTOR'S REPORT.** District Director Damm reported on matters not requiring public hearings, and on comments from the public. On Wednesday District Director Damm reported on the Malibu Landslide that closed Pacific Coast Highway on Friday June 19, 1998.
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17. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 4 items (20d, e, g, and 21a) to the Calendar, and recommended approval with special conditions.

Paul & Dorotheanne Henna the applicants, submitted requests to speak in favor of item 20d.

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

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### 18. NEW APPEALS.

- a. **Appeal No. A-4-98-57 (Mountain Side Flowers, Santa Barbara Co.)** Staff recommended the appeal raised no substantial issue.

Alan Seltzer, Chief Deputy County Counsel of Santa Barbara, submitted a request to speak in favor of the project. Philip Seymour, representing Carpinteria Valley Association, submitted a request to speak in opposition to the project. Donna Jordan, Mayor of Carpinteria, submitted a request to speak in opposition to the appeal. Toni Danzig, representing the Committee to Save Pescadero, submitted a request to speak in opposition to the project. Vera Bensen, representing Carpinteria Valley Association, submitted a request to speak in opposition to the project. Jeanne Merrill, representing Pesticide Watch, submitted a request to speak in opposition to the project. Jim Rourke, representing the Committee to Save Pescadero and Member of Pescadero Municipal Advisory Council, submitted a request to speak in opposition to the staff recommendation. Dianne Meester, representing the County, answered questions.

**Motion & Vote on No Substantial Issue:** Wright moved the appeal raised no substantial issue, seconded by Allen, and the roll call vote was 5 in favor (Allen, Armanasco, Busey, Rose, Wright), and 4 opposed (Dettloff, Nava, Tuttle, Wan). **Passed**

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# DRAFT

- b. **Appeal No. A-4-98-104 (Isla Vista Geologic Dist., Santa Barbara Co.)** Staff recommended the appeal raised substantial Issue. There being no objection, Vice Chairman Wan ruled the Commission **found substantial issue**. Vice Chairman Wan opened the hearing on the merits of the project and continued it to a later meeting. **Postponed.**

Jennifer Marone, representing the Sierra Club's Coastal Program, submitted a request to speak in opposition to the project, and if asked to speak donate her time to Linda Kropp. Linda Kropp, representing EDC, for Surfrider Foundation, and the appellant, submitted a request to speak in opposition to the project. Dianne Meester, Deputy Director, Santa Barbara County Planning & Development, was available for questions.

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## 19. LOCAL COASTAL PROGRAMS (LCPs).

- a. **Santa Barbara Co. LCP Amendment 1-97-C (Antiquated Subdivision District)**  
Staff recommended approval.

Alan Seltzer, Chief Deputy County Counsel, representing Santa Barbara County, submitted a request to speak in favor of the project.

**Motion & Vote to Reject Implementation:** Allen moved to reject implementation amendment, seconded by Nava, and the roll call vote was 0 in favor and 9 opposed. **Failed.**

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- b. **Los Angeles Co. Plan Amendment No. 1-97 (Soka University).** **Withdrawn.**
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# DRAFT

## 20. COASTAL PERMIT APPLICATIONS.

- a. **Application No. 4-98-62 (Howe, Malibu)** Staff recommended approval with special conditions.

Alex Mertens, representing William & Alice Howe, submitted a request to speak in favor of the project.

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

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- b. **Application No. 4-98-72 (Lasarow, Malibu)** Staff recommended approval with special conditions as modified orally.

**Motion & Vote:** There being no speakers, Allen moved staff recommendation, seconded by Armanasco, and Vice Chairman Wan substituted the previous roll call vote (9-0). **Passed.**

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- c. **Application No. 4-98-138 (Stoutenborough, Los Angeles Co.)** **Postponed.**
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- d. **Application No. 4-94-193 (Henne, Los Angeles Co.)** Moved to expanded Consent Calendar. **Approved.**
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- e. **Application No. 4-97-202 (Freedman, Malibu)** Moved to expanded Consent Calendar. **Approved.**
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- f. **Application No. 4-98-208 (Vanoff, Malibu)** Staff recommended approval with special conditions.

Andrea Van Den Eikhof, representing the applicant, submitted a request to speak in favor of the project.

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

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# DRAFT

- g. **Application No. 4-97-232 (Reif, Malibu)** Moved to expanded Consent Calendar. **Approved.**
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- h. **Application No. 4-97-162 (Pepperdine, Malibu)** Staff recommended approval with special conditions as modified in addendum and orally.

Phil Philips, Gary Hanson, Gary F. Stoney, and Whitney Clayton, all representing the applicant, submitted requests to speak in favor of the project.

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

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## 21. PERMIT AMENDMENT.

- a. **Permit No. 4-92-A2 (Loguidice, Malibu)** Moved to expanded Consent Calendar. **Approved.**
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## 22. FINDINGS.

- a. **Application No. 4-98-33 (Meyer, Malibu)** Staff recommended approval of findings.

**Motion & Vote:** Allen moved staff recommendation, seconded by Tuttle, and the hand vote was 3 in favor and 0 opposed. **Approved.**

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## 23. CLAIM OF VESTED RIGHTS NO. VR-4-97-1 (Witter, Los Angeles Co.)

Staff recommended postponement for one month until the August Huntington Beach meeting.

**Motion & Vote to Continue:** Allen moved staff recommendation, seconded by Nava, and the hand vote was 9 in favor and 0 opposed. **Continued.**

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# DRAFT

**REPORT OF CLOSED SESSION.** In closed session the Commission took action on a possible new case CCC v. USA, Dept. of Energy.  
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Commissioner Wright said farewell and gave thanks to the Commission.  
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**RECESS.** The Commission recessed for the day at 6:30 p.m.

# DRAFT

Wednesday, July 8, 1998 - pages 12 to 20

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Wednesday, July 8, 1998, at 9:05 a.m. by Vice Chairman Wan.
  
2. **ROLL CALL.** Present: Vice Chairman Wan, Commissioners: Allen, Armanasco, Branham, Dettloff, (Alternate) Busey, Nava, Potter, (Alternate) Rose, Staffel and Tuttle. Kehoe arrived at 9:10 a.m. Brennan arrived at 9:15 a.m. and left at 3:45 p.m. Flemming replaced Busey at 9:50 a.m. Branham left at 12:40 p.m. Absent: Areias, Holanda Sanders.

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3. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a through c on page 9 of the agenda. Staff recommended approval with special conditions.

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

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4. **CONSENT CALENDAR.** See items a through c on page 9 of the agenda. Staff recommended approval with special conditions.

**Motion & Vote:** There being no speakers, Allen moved staff recommendation, seconded by Kehoe, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

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## NORTH COAST DISTRICT

### 4.5. CONSENT CALENDAR.

- a. Application No. 1-98-20 (PG & E, Humboldt Co.) Postponed.

# DRAFT

- b. **Application No. 1-98-53 (Del Norte Co. Wastewater pipe, Crescent City & Del Norte Co.) Waived.**
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## SAN DIEGO COAST DISTRICT

5. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Lee reported on matters not requiring public hearings, and on comments from the public.
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6. **CONSENT CALENDAR (removed from Regular Calendar):** Staff moved three items (9a, d, and e) to the Calendar and recommended approval with special conditions.

**Motion & Vote:** There being no speakers, Kehoe moved staff recommendation, seconded by Potter, and Vice Chairman Wan substituted the previous roll call vote (11-0). **Passed.**

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# DRAFT

## 7. LOCAL COASTAL PROGRAM (LCPs).

- a. **Carlsbad LCP Amendment No. 1-98 C (Various)**. Part 1 was **Postponed**. Staff recommended approval, with suggested modifications, as modified orally.

**Motion & Vote on Plan as Submitted (Part 4)**: Allen moved approval of Land Use Plan Amendment (part 4) as submitted, seconded by Rose, and the roll call vote was 11 in favor and 0 opposed. **Passed**.

**Motion & Vote to Reject Implementation as Submitted (Part 4)**: Allen moved to reject implementation amendment (part 4) as submitted, seconded by Rose, and the roll call vote was 0 in favor and 11 opposed. **Failed**.

**Motion & Vote to Reject Implementation as Submitted (Parts 2 & 3)**: Allen moved to reject implementation amendment (parts 2 & 3) as submitted, seconded by Rose, and the roll call vote was 11 in favor and 0 opposed. **Passed**.

**Motion & Vote on Implementation with Modifications (Parts 2 & 3)**: Allen moved approval of implementation amendment (parts 2 & 3) with suggested modifications, seconded by Rose, and Vice Chairman Wan substituted the previous roll call vote (11-0). **Passed**.

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- b. **City of San Diego LCP Amendment No. 1-98 Time Extension (Land Development Code/Multiple Species Conservation Program)**. Staff recommended approval.

**Motion & Vote**: There being no speakers, Allen moved staff recommendation, seconded by Kehoe, and Vice Chairman Wan substituted the previous roll call vote (11-0). **Passed**.

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- c. **City of San Diego LCP Amendment No. 2-98 Time Extension (PDO Revisions/North Bay Redevelopment/Torrey Pines Lodge)**. Staff recommended approval.

**Motion & Vote**: There being no speakers, Allen moved staff recommendation, seconded by Kehoe, and Vice Chairman Wan substituted the previous roll call vote (11-0). **Passed**.

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## 8. NEW APPEALS.

# DRAFT

a. **Appeal No. A-6-98-67 (Costa Del Mar Homeowners, Imperial Beach)**  
**Postponed.**  
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b. **Appeal No. A-6-98-84 (The Lodge at Torrey Pines, San Diego)** Staff recommended continuance. There being no objection Vice Chairman Wan opened the hearing and **continued** it to a later meeting.  
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c. **Appeal No. A-6-98-85 (Holmes, San Diego)** Staff recommended continuance. There being no objection Vice Chairman Wan opened the hearing and **continued** it to a later meeting.  
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## 9. COASTAL PERMIT APPLICATIONS.

a. **Application No. 6-97-141 (Del Mar et al., seawall)** Moved to expanded Consent Calendar. **Approved.**  
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b. **Application No. 6-98-36 (Warren, Del Mar)** **Postponed.**  
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c. **Application No. 6-98-48 (Oceanside, replace road crossing)** **Postponed.**  
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d. **Application No. 6-98-51 (Kelley Group, Carlsbad)** Moved to expanded Consent Calendar. **Approved.**  
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e. **Application No. 6-98-65 (Del Mar et al., seawall)** Moved to expanded Consent Calendar. **Approved.**  
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# DRAFT

- f. **Application No. 6-98-68 (Solana Beach, beach replenishment)** Staff recommended approval with special conditions.

**Motion & Vote:** There being no speakers, Allen moved staff recommendation, seconded by Kehoe, and Vice Chairman Wan substituted the previous roll call vote (11-0). **Passed.**

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## 10. FINDINGS.

- a. **Encinitas LCP Amendment No. 2-97 (Times Shares et al)**. Staff recommended approval of findings.

Bill Weedman, representing the City of Encinitas, submitted a request to speak in favor of the staff recommendation and was available for questions.

**Motion & Vote:** Tuttle moved staff recommendation, seconded by Staffel, and the hand vote was 4 in favor and 0 opposed. **Passed.**

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- b. **Application No. 6-97-11 (Carlsbad Cannon Road extension & bridge)** Staff recommended approval of findings.

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

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## NORTH COAST DISTRICT

11. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Scholl reported on matters not requiring public hearings, and on comments from the public.
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- a. **San Mateo Co. LCP Amendment No. 1-98 (De Minimis, Code Enforcement).** Staff recommended concurrence with the Executive Director's determination. There being no objection, Vice Chairman Wan ruled that the Commission concurred with the Executive Director. **Approved.**
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# DRAFT

12. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved item 15a to the Calendar, and recommended approval with special conditions.

**Motion & Vote:** There being no speakers, Tuttle moved staff recommendation, seconded by Allen, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

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13. **NEW APPEALS.**

- a. **Appeal No. A-1-98-49 (Neel & Charnock, San Mateo Co.)** Staff recommended the appeal raised substantial issue.

Dick Charnock, the applicant, submitted a request to speak in favor of the project. Louis Slocum, representing the Friends of the Field and the appellant, submitted a request to speak in opposition to the project. Gary Wood, representing the Friends of the Field, submitted a request to speak in opposition to the project. Gail Erwin, representing Friends of the Field and the appellant, submitted a request to speak in opposition to the project. Lennie Roberts, representing Committee for Green Foothills, submitted a request to speak in opposition to the project. William Kraus, representing the Friends of the Field, submitted a request to speak in opposition to the project.

**Motion & Vote on No Substantial Issue:** Armanasco moved the appeal raised no substantial issue, seconded by Allen, and the roll call vote was 0 in favor and 11 opposed. **Failed.**

Staff orally recommended approval with special conditions.

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

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- b. **Appeal No. A-1-98-56 (Baxman, Fort Bragg)** Staff recommended continuance. There being no objection, Vice Chairman Wan opened the hearing and **continued** it to a later meeting.
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# DRAFT

## 14. COASTAL PERMIT APPLICATION.

- a. **Appeal No. A-1-96-70 (Sand Point, Humboldt Co.)** Staff recommended approval with conditions as modified in addendum and orally.

Steve Moser, the applicant, submitted a request to speak in favor of the project. Roland Johnson, Mary Gearheart, Tom Conlon, all representing the applicant, submitted requests to speak in favor of the project. Marty McClelland, representing Oscar Larson & Associates and the applicant, submitted a request to answer questions only. There were five speakers, representing Concerned Citizens of McKinleyville, that submitted requests to speak in opposition to the project; Selby Fermer, Ted Merz, Sylvia Jeppson, Ila Westfall, and Joan Alves. Galen M. and Patricia Hansen, both representing the Concerned Citizens of McKinleyville, helped with the slide presentation. Deborah Hartman and Rich Tobin both submitted requests to speak in opposition to the project. Dale and Betty Brown both submitted requests to speak in opposition to the project. Barbara C. Kelly, representing Humboldt Coastal Coalition, submitted a request to speak in opposition to the project. Jennifer Marone, representing Sierra Club-North Coast Chapter, submitted a request to speak in opposition to parts of the project.

**Motion:** Flemming moved staff recommendation, seconded by Tuttle.

**Amending Motion & Vote on Density etc:** Potter moved to delete 21 lots, reconfigure 37 lots maintaining 100 ft. setback, eliminate night lights, eliminate gates and maintain private road standards, and eliminate RV storage, seconded by Tuttle, and the roll call vote was 8 in favor (Armanasco, Dettloff, Kehoe, Nava, Potter, Rose, Staffel, Wan) and 3 opposed (Allen, Flemming, Tuttle). **Passed**

**Amending Motion & Vote to Replace Fencing:** Allen moved to replace fencing along the trails with landscaping only, seconded by Kehoe, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

**Vote on Main Motion:** The roll call vote on the main motion, as amended above, was 10 in favor (Armanasco, Dettloff, Flemming, Kehoe, Nava, Potter, Rose, Staffel, Tuttle, Wan) and 1 opposed (Allen). **Approved.**

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**LUNCH RECESS.** The Commission recessed for lunch at 12:40 and reconvened after the closed session at 2:20 p.m.

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

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# DRAFT

## 15. PERMIT AMENDMENT.

- a. **Permit No. 1-81-65-A4 (Brindle or Redwood Trails, Humboldt Co.)** Moved to expanded Consent Calendar. **Approved.**

Ralph McKinnon, representing the applicant, submitted a request to speak in favor of the project

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## 16. PERMIT EXTENSION.

- a. **Permit No. A-1-96-84-E5 (Forde, San Mateo Co.)** Staff recommended approval.

Michael N. Forde, the applicant, submitted a request to speak in favor of the project. Lennie Roberts, representing Committee for Green Foothills, submitted a request to speak in opposition to the project.

**Approved.** There being no objection Vice Chairman Wan ruled that the permit be extended.

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## 17. RECONSIDERATION.

- a. **Application No. A-1-97-13-R (Gumbinger & Luchini, Half Moon Bay)** Staff recommended denial.

Kenneth M. Dickerson, representing the applicant, submitted a request to speak in favor of the project. J.R. Rodine, also representing the applicant, submitted a request to speak in favor of the project. Jim Rourke submitted a request to speak in opposition to the project. Lennie Roberts, representing Committee for Green Foothills, submitted a request to speak in opposition to the project.

**Motion & Vote to Reconsider:** Nava moved to reconsider, seconded by Potter, and the roll call vote was 0 in favor and 11 opposed. **Failed.**

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# DRAFT

Commissioner Potter gave farewell thanks to Commissioner Staffel and presented him with an autographed baseball, signed by all the Commissioners.

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18. **WORKSHOP ON PROCEDURES.** Informational only.

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**RECESS.** The Commission recessed for the day at 5:10 p.m.

# DRAFT

Thursday, July 9, 1998 - pages 21 to 26

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Thursday, July 9, 1998, at 9:10 a.m. by Vice Chairman Wan.
2. **ROLL CALL.** Present: Vice Chairman Wan, Commissioners: (Alternate) Herron, Dettloff, Kehoe, Nava, Potter, (Alternate) Rose, Staffel and Tuttle. Armanasco arrived at 9:30; Flemming arrived at 9:20, and Nava left at 11:20 a.m. Absent: Areias, Branham, Brennan, Holanda and Sanders.

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**5-97-3-67 Hellman Ranch.** Staff recommended waiving the application fee, if the applicant withdrew and reapplied.

**Motion & Vote:** Dettloff moved staff recommendation, seconded by Nava, and the hand vote was unanimous. **Approved.**

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**CENTRAL COAST DISTRICT**

**PUBLIC COMMENT.** Ted R. Hunter, representing Concerned Residents of Pebble Beach, spoke regarding concerns about Pebble Beach Company's fulfillment of Condition #9 on #A-3-97-37, Casa Palmero.

# DRAFT

## 3. CONSENT CALENDAR.

- a. **Permit No. 3-98-34 (Moss Landing Harbor District, Monterey Co.)** Staff recommended approval with special conditions.

James Stilwell, the applicant, submitted a request to speak in favor of the project.

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

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## 4. DEPUTY DIRECTOR'S REPORT. Assistant Deputy Director Lester reported on matters not requiring public hearings, and on comments from the public.

- a. **Santa Cruz Co. LCP Amendment No. 1-98 (Minor).** Staff recommended concurrence with the Executive Director's determination. There being no objection, Vice Chairman Wan ruled that the Commission concurred with the Executive Director. **Approved.**
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- b. **A-3-96-8 McKenzie.** Staff recommended that changes do require an amendment as modified orally.

Kathleen McKenzie, the applicant, spoke in favor of the project. Norm Hantzsche, Carl L. Williams, James Keith, Christie Keith, and Harry O'Brien, all representing the applicant, spoke in favor of the project. Lennie Roberts, representing Committee for Green Foothills, spoke in opposition to the project. Mark Nolan, representing the appellant spoke. Susan Jordan, representing League for Coastal Protection, spoke in opposition to the project.

**Motion & Vote:** Rose moved that the changes do not require an amendment, seconded by Potter, and the roll call vote was 3 in favor (Armanasco, Flemming, Staffel) and 8 opposed (Herron, Dettloff, Kehoe, Nava, Potter, Rose, Tuttle, Wan). **Failed.**

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## 5. CONSENT CALENDAR (removed from Regular Calendar) None.

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# DRAFT

## 6. LOCAL COASTAL PROGRAMS (LCPs).

- a. **Santa Cruz Co. LCP Amendment No. 1-98 (floodplain credit & appeal period).**  
Staff recommended approval with suggested modifications as modified orally.

**Motion & Vote to Reject Implementation as Submitted:** Rose moved to reject implementation amendment as submitted, seconded by Herron, and the roll call vote was 8 in favor and 0 opposed. **Passed.**

**Motion & Vote on Implementation with Modifications:** Rose moved approval of implementation amendment with suggested modifications, seconded by Herron, and Vice Chairman Wan substituted the previous roll call vote (8-0). **Passed.**

- b. **Morro Bay LCP Amendment No. 1-97 (Water Allocation)** Postponed.

- c. **Pismo Beach LCP Amendment No. 1-98 (Dinosaur Caves).** Staff recommended approval with suggested modifications as modified orally.

Donald J. Funk submitted a request to speak in favor of the project. David Hunt, representing Pismo Beach, submitted a request to speak in favor of the project. Kay Luis, representing Dinosaur Cliffs Preservation Society, submitted a request to speak in favor of the project.

**Motion & Vote on Plan as Submitted:** Rose moved approval of Land Use Plan as submitted, seconded by Dettloff, and the roll call vote was 0 in favor and 8 opposed. **Failed.**

**Motion & Vote on Plan with Modifications:** Rose moved approval of land use plan with suggested modifications, seconded by Dettloff, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

**Motion & Vote to Reject Implementation as Submitted:** Rose moved to reject implementation amendment as submitted, seconded by Dettloff, and Vice Chairman Wan substituted the previous roll call vote (9-0). **Passed.**

**Motion & Vote on Implementation with Modifications:** Rose moved to approve implementation amendment with suggested modifications, seconded by Herron, and Vice Chairman Wan substituted the previous roll call vote (9-0). **Passed.**

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- d. **Pacific Grove LCP Amendment No. 1-97 Findings.** Staff recommended approval of findings.

**Motion & Vote:** Potter moved staff recommendation, seconded by Armanasco, and the hand vote was 6 in favor and 0 opposed. **Passed.**

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# DRAFT

## 7. COASTAL PERMIT APPLICATIONS.

- a. **Appeal No. A-3-98-37 (Keyoto Morro Bay, Morro Bay)** Staff recommended approval with conditions.

France Merat and Victor Montgomery, both representing the applicant submitted requests to speak in favor of the project. Jeff Ferber, representing RRM Design Group, submitted a request to speak in favor of the project. David Hunt, Steve Sylvester and Shauna Nauma, all representing the City of Morro Bay, submitted a request to speak in favor of the project. Rafael E. Martin submitted a request to speak in favor of the project. Rose Marie Sheetz, Richard Przybla, and Robert V. Bonds all submitted requests to speak in favor of the project. Ned Rogoway and Donald J. Funk, both representing Morro Bay Beautiful, submitted requests to speak in opposition to the project.

**Motion & Vote:** Armanasco moved staff recommendation, seconded by Flemming, and the roll call vote was 8 in favor and 2 opposed (Staffel, Wan). **Passed.**

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- b. **Appeal No. A-3-98-38 (Keyoto Morro Bay, Morro Bay).** Staff recommended approval with conditions.

The hearing was combined with item a above.

**Motion & Vote:** Armanasco moved staff recommendation, seconded by Herron, and Vice Chairman Wan substituted the previous roll call vote(8-2). **Passed.**

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- c. **Appeal No. A-3-98-39 (Keyoto Morro Bay, Morro Bay)** Staff recommended approval with conditions.

The hearing was combined with item a above.

**Motion & Vote:** Armanasco moved staff recommendation, seconded by Herron, and Vice Chairman Wan substituted the previous roll call vote(8-2). **Passed.**

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# DRAFT

- d. **Appeal No. A-3-98-40 (Keyoto Morro Bay, Morro Bay)** Staff recommended approval with conditions.

The hearing was combined with item a above.

**Motion & Vote:** Armanasco moved staff recommendation, seconded by Herron, and Vice Chairman Wan substituted the previous roll call vote(8-2). **Passed.**

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- e. **Appeal No. A-3-98-41 (Keyoto Morro Bay, Morro Bay)** Staff recommended approval with conditions.

The hearing was combined with item a above.

**Motion & Vote:** Armanasco moved staff recommendation, seconded by Herron, and Vice Chairman Wan substituted the previous roll call vote(8-2). **Passed.**

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- f. **Permit No. 3-98-48 (Seaside, Santa Cruz)** **Withdrawn**
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**RECESS.** The Commission recessed for the day at 1:05 p.m.

# DRAFT

Friday, July 10, 1998 - pages 27 to 28

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Thursday, July 9, 1998, at 9:10 a.m. by Vice Chairman Wan.
  
  2. **ROLL CALL.** Present: Vice Chairman Wan, Commissioners: (Alternate) Herron, Dettloff, Flemming, Kehoe, Potter, (Alternate) Rose, and Tuttle. Potter left at 10:00 a.m. Absent: Areias, Armanasco, Branham, Brennan, Holanda, Nava, Sanders and Staffel.
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## STATEWIDE

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

- a. **CD-6-98 (Air Force, Santa Barbara Co.) Postponed.**

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- b. **CD-64-98 (Corps of Engineers, Ventura)** Staff recommended approval.

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

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DRAFT

**ENERGY and OCEAN RESOURCES**

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

a. **SONGS Status.** Informational Only.

Mike Hertel and Frank Melone, both representing Southern California Edison, spoke in favor of the project.

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b **MBNMS Vessel Traffic Workgroup Status.** Informational Only.

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

Respectfully Submitted,

PETER M. DOUGLAS  
Executive Director

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**DRAFT**

**RESOLUTION FOR DORILL WRIGHT**

WHEREAS, Dorill Wright has been actively involved in coastal stewardship work as a locally elected official and Coastal Commissioner since 1970;

WHEREAS, Dorill Wright was the first representative from local government appointed to the South Central Coast Regional Commission in January 1973, to carry out the duties and responsibilities established by Proposition 20, the coastal protection initiative approved by California voters on November 7, 1972;

WHEREAS, he served on the South Central Coast Regional Commission from January 1973 to July 1981 and served as the Regional Commission's representative to the California Coastal Commission from November 1, 1977, to September 1981;

WHEREAS, Dorill Wright was elected and served as the Chair of the Regional Coastal Commission in the mid-1970s and as the Chair of the California Coastal Commission in 1979;

WHEREAS, he was appointed directly to the California Coastal Commission under the California Coastal Act of 1976 in February 1983, where he served as a member through January 1995 and then served as an alternate member from August 1995 to August 1998;

WHEREAS, his nearly twenty-three year tenure on the Regional and State Coastal Commissions constitutes the longest period of service by any individual as a commissioner during the entire history of California's coastal protection program;

WHEREAS, he was an active participant with the League of California Cities in the crafting of coastal management legislation in 1971 and 1972 and became expert in the provisions of the legislation that later became law under Proposition 20 and the California Coastal Act of 1976;

WHEREAS, he brought to his duties as a commissioner a high degree of integrity and extensive technical expertise, knowledge about city and county government, public policy-making and implementation, and a keen sensitivity to the vital role of local government as an equal partner with the State in the conservation and development of California's coastal resources;

WHEREAS, he survived a frontal collision of his person with a truck while on a Commission field trip and multiple fractures of his wrist when on another field trip he took to the air on a steeply sloping trail thereby retaining the distinction of being the most severely injured surviving commissioner in the history of the Coastal Commission and proving yet once more that Missouri natives are tougher than its mules;

WHEREAS, Dorill Wright provided a strong and constant voice in support of environmentally sound economic development that has, over time, proven to be in the best economic interest of the State and Nation;

WHEREAS, while a dedicated champion of private property rights he also recognizes that property ownership rights includes obligations that further the broader public interest; and

WHEREAS, Dorill Wright's commitment and dedication to public service on the Coastal Commission rose well above and beyond the call of duty and involved literally thousands of hours of his own time in preparation for and travel to Commission meetings;

NOW, THEREFORE BE IT RESOLVED, that, on behalf of the People of California and visitors to her shores, the California Coastal Commission expresses its sincere appreciation and deep respect to Dorill Wright for his more than two decades of exemplary and honorable public service to protect California's and this Nation's invaluable natural and cultural coastal heritage for the benefit of current and future generations; and

BE IT FURTHER RESOLVED, that the Commission wishes Dorill Wright sound health and good fortune in the years ahead and encourages him to spend at least some time in his golden years to pen his memoirs of a rich and productive life and further urges him to look back upon his service on the Commission with pride and satisfaction in the knowledge that he did his job well and that his many significant accomplishments will endure over time.

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Rusty Areias, Chairman

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Sara Wan, Vice-Chairman

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Peter Douglas, Executive Director