

CALIFORNIA COASTAL COMMISSION

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TO: ALL COMMISSIONERS

FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR

SUBJECT: **MINUTES OF MEETING OF AUGUST 13 - 16, 1996**
at the Crowne Plaza - Holiday Inn
5985 West Century Boulevard
Los Angeles

Tuesday, August 13, 1996 – pages 1 - 3

1. **CALL TO ORDER.** Chairman Calcagno called the meeting of the California Coastal Commission to order on Tuesday, August 13, 1996, at 1:05 P.M.
2. **ROLL CALL.** Present: Chairman Calcagno, Commissioners (Alternate) Cava, Denisoff, Giacomini, Holanda, Pavley, Randa, Sanders, (Alternate) Wright, Wan, and Wear. Flemming arrived at 4:00 and left at 5:15; Steinberg arrived at 1:30 and left at 5:40; Cava left at 4:15. Sanders left at 5:00. Absent: Belgard, Brennan, and Rick.
3. **COMMITTEE on MANAGEMENT.** The Commission's Management Audit Committee (Wear, Chair Pavley & Staffel) discussed five topics and made a recommendation.

Ellison Folk, representing Natural Resources Defense Council, and League for Coastal Protection, spoke on item #1 and on comments discussed by Commissioner Randa. James Burling, representing Pacific Legal Foundation, spoke on his concerns regarding item #1 and suggested some procedural reforms. Sherman Stacey spoke regarding his concerns about item #1. Don May, representing California Earth Corps., expressed his agreement with Commissioner Randa and overwhelming bias of the Commission against the public and concerns about item #1. Jacqueline Rynerson, alternate Commissioner spoke about financial issues of staff and concerns about code of conduct, item #1. Michael Papanian, representing Sierra Club, spoke regarding code of conduct concerns and protection of coastal resources. John Barkman spoke about his concerns about the code of conduct and stated that staff should be free to give an independent of view of what it takes to protect the coast. Ilyene Weiss, representing the Friends of Marina del Rey, read a statement regarding public's right, the protection of coastal resources, her

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support of staff's ability to function and asked if the Commissioners should also be asked to sign a code of conduct. Ryan Moore, representing the Office of Tom Hayden, spoke about his concerns on the code of conduct and the legality of it and complained that materials should have been available to read before the meeting. Mark Massara, representing the Sierra Club, spoke about his concerns on item #1 and Commissioner Randa's statement. Joel Reynolds, representing NRDC, spoke about his concerns on item #1 and expressed his frustration with the proceedings and his support of the staff and was outraged at requiring a code of conduct for the staff. Robert Gelfand, representing Angeles Chapter, Sierra Club, spoke about his concerns on item #1 and support of coastal access to beaches for the public. Norm Haynie spoke about his concerns about item #1 and balance of property rights. Kathy Knight spoke about her concerns on item #1 and zoning and other regulations that take all people's rights into account. Joe Bodovitz spoke about his concerns about the code of conduct item. Warner Chabot, representing the Center for Marine Conservation, spoke about his concerns about the process of Management Committee and the code of conduct and Nolan, Dolan and Lucas. Linda Sheehan, representing Center for Marine Conservation, spoke about her concerns on adopting a code of conduct and a loyalty oath. Mel Nutter, representing the League for Coastal Protection, spoke about his concerns about a noticing problem on item #1 and the code of conduct.

Motion & Vote on Item #1: Wright moved per staff to research and summarize regulations of conduct codes of staff and Commissioners and on comments regarding codes of conduct from the public, and to inform the Commission at a later meeting, seconded by Wear, and the hand vote was unanimous. **Passed.**

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Linda Sheehan, representing Center for Marine Conservation, spoke on the motion of item #1, and about her concerns regarding item #2 the criteria for a management audit. Mark Massara, representing the Sierra Club, spoke about his concerns for a management audit and recommendations for an outside audit service. John Barkman spoke about his concerns for survey of applicants and the public's input about how the coast is being protected. Warner Chabot, representing the Center for Marine Conservation, spoke about his concerns regarding recommending establishment of a code of conduct and his concerns about defining the problems and criteria for an audit and also which agency will be doing the audit. Roger Osenbaugh spoke about his concerns with outside audits.

Motion & Vote on Items 2-5: Wright moved to recommend to the Commission that they hold priority setting workshops, and set up guidelines for the next meeting with a facilitator and open to the public, seconded by Pavley, and the hand vote was 3 in favor and 0 opposed. **Passed.**

Ilyene Weiss, representing the Friends of the Marina del Rey, spoke about her concerns regarding having a management audit. Phyliss Faber spoke about her concerns with respect to the agenda and criteria for the proposed second workshop.

RECESS. The Commission recessed for the day at 6:05 p.m.

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Wednesday, August 14, 1996 - pages 4 to 9

1. **CALL TO ORDER.** Chairman Calcagno called the meeting of the California Coastal Commission to order on Wednesday, August 14, 1996, at 10:05 a.m.
2. **ROLL CALL.** Present: Chairman Calcagno, Vice Chairman Flemming, Commissioners Areias, Belgard, Giacomini, Pavley, Randa, Rick, Staffel, Wan, and Wear. Brennan and Denisoff arrived at 10:10; Holanda arrived at 4:50; Steinberg arrived at 11:45. Absent: Sanders.

STATEWIDE

3. **APPROVAL OF MINUTES.** None.
4. **COMMISSIONERS' REPORTS.** Informational Only.
5. **CONSERVANCY REPORT.** None.
6. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.
7. **DEPUTY ATTORNEY GENERAL'S REPORT.** Informational Only.
8. **EXECUTIVE DIRECTOR'S REPORT.** Informational Only.
 - a. **Port of Long Beach Plan Amendment No. 9 Certification Review.** Staff recommended acceptance.

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

- b. **Model urban water runoff reduction program.** Staff recommended approval.

Motion & Vote: Belgard moved staff recommendation, seconded by Flemming, and the hand vote was 10 in favor and 0 opposed. **Approved.**

- c. **Legislation.** Informational Only.

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- d. **Conflict of Interest Amendment.** Trailed until later in the day and later postponed to a future meeting. **Postponed.**
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ENERGY & OCEAN RESOURCES

9. **ENERGY & OCEAN RESOURCES REPORT.** Deputy Director Hansch reported on matters not requiring public hearings, and status of offshore oil & gas exploration & development.
10. **COASTAL PERMIT APPLICATION.**
- a. **Application No. E-96-7 (Fish & Game, Ventura Co.)** Staff recommended approval with special conditions as modified in addendum and orally.

Milton C. Shedd, representing Conservation Coordinating Committee of United Anglers of Southern California and American Sportfishing Association, spoke in favor of the project. Dennis Bedford, representing the applicant, spoke.

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

STATEWIDE

11. **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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12. FEDERAL CONSISTENCY.

- a. **CD-50-95 (Marine Corps, San Diego Co.)** Staff recommended objection to the consistency determination as revised in addendum.

Col. W. Spencer, representing USMC, MCB Camp Pendleton, spoke in opposition to the staff recommendation. Rick Rubin, representing USMC, spoke in opposition to the staff recommendation. Jack Roggenbuck, representing the Dept. of Parks & Rec., Orange Coast District, spoke in opposition to the project. Robin Rustan, representing all veterans, spoke in favor of the staff recommendation. Lyn Harris Hicks, representing San Onofre State Beach Park, spoke in opposition to the project. Dorothy Boberg read a statement from Ruth Yielding who was representing Citizen's Advisory Committee, San Onofre State Beach & Park. Marc Cousineau, representing Surfrider Foundation, spoke in favor of the staff recommendation. Tom Pezman spoke in favor of the staff recommendation. Steve Pezman submitted a request to speak in favor of the staff recommendation. John Michler, representing Surfrider Foundation, spoke in favor of the staff recommendation. Richard Page, representing Surfrider Foundation So. Bay Chapter, submitted a request to speak in favor of the staff recommendation. Richard Page, Cynthia Headley, Michelle Kremer, Alexis Rouira, Dr. Pierce Flynn, and Rob Lyn, all representing the Surfrider Foundation, submitted requests to speak in favor of the staff recommendation. Mark Massara, representing the Sierra Club, spoke in favor of the staff recommendation. Ken Fortune, representing South Coast Audubon, spoke in favor of the staff recommendation. Glen Edward Roi, representing Orange County Vector Control District, spoke in opposition to the project. Major Caspers, Christine Stevenson, Andrea Marks, Paris Houshmand, Richard G. Walls, JoEllen Anderson, Larry Rannals, Patt Williams, and Glenn LaJoie, all representing U.S. Marine Corps, submitted requests to speak in opposition to the staff recommendation.

LUNCH RECESS. The Commission recessed for lunch at 1:25 p.m. and reconvened at 3:05 p.m. Denisoff, Giacomini and Wear arrived late after lunch break at 3:20; Randa arrived late after lunch break at 5:10; Giacomini, Staffel, Steinberg and Wear left at 4:35.

The hearing resumed after lunch.

Motion & Vote: Wear moved to concur with federal consistency, seconded by Flemming, and the roll call vote was 5 in favor (Belgard, Flemming, Randa, Staffel, and Wear), and 7 opposed (Areias, Giacomini, Pavley, Rick, Steinberg, Wan, and Calcagno). **Failed.**

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- b. **CD-78-96 (Navy, San Diego Co.)** Staff recommended concurrence with the consistency determination.

Motion & Vote: There being no speakers, Wear moved staff recommendation, seconded by Staffel, and the roll call vote was 7 in favor and 0 opposed.

Passed.

SAN DIEGO COAST DISTRICT

- 13. **SOUTH COAST DISTRICT DIRECTOR'S REPORT.** District Director Damm reported on matters not requiring public hearings, and on comments from the public.

- a. **Carlsbad LCP Amendment No. 2-95 (Development Agreements) and LCP Amendment No. 1-96C (Carlsbad Ranch/Legoland) Certification Review.** Staff recommended concurrence with the Executive Director's determination. There being no objection, Chairman Calcagno ruled the Commission concurred with Executive Director's determination.
Approved.

- 14. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a through d of the agenda. Staff recommended approval with special conditions.

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

- 15. **CONSENT CALENDAR.** See items 15a through c on page 5 of the agenda. Staff moved items 18a and b to the Calendar, and recommended approval with special conditions.

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

- 16. **LOCAL COASTAL PROGRAMS (LCPs).**

- a. **Carlsbad LCP Amendment No. 3-95C (Aviara Trails).** Postponed.

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- b. **Carlsbad LCP Amendment No. 1-96G (Sr Citizen Housing, 2nd Units, Density Increases and Affordable Housing).** Staff recommended approval with suggested modifications.

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

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

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

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

- c. **San Diego LCP Amendment No. 1-96 (Sorrento Hills Rezone).** Staff recommended approval.

Motion & Vote to Reject Implementation as Submitted: Wear moved to reject implementation amendment as submitted, seconded by Flemming, and the roll call vote was 0 in favor and 10 opposed. **Failed.**

17. NEW APPEAL.

- a. **Appeal No. A-6-96-104 (Casa de la Playa, San Diego)** Postponed.

18. COASTAL PERMIT APPLICATIONS.

- a. **Application No. 6-96-45 (SD MWD, shoreline/bluff protection and parking lot).** Moved to expanded Consent Calendar. **Approved.**

- b. **Application No. 6-96-65 (World Sand Sculpture, San Diego)** Moved to expanded Consent Calendar. **Approved.**

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- c. **Application No. 6-96-97 (Graff & McReynolds, San Diego)** Staff recommended approval with special conditions.

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

- d. **Application No. A-6-96-34-R (Fletcher, Encinitas)** Staff recommended approval with special conditions as modified in addendum and orally.

Anne Fletcher and Peter T. Fletcher, the applicants, both spoke. D.K. Nasland, representing the applicant, spoke in favor of the project. Andrew Mauro, representing the appellant, spoke in opposition to the project.

Motion: Randa moved staff recommendation, seconded by Wear.

Amending Motion & Vote: Wan moved approval of the alternate grading plan, seconded by Pavley, and the roll call vote was 6 in favor (Flemming, Pavley, Rick, Staffel, Wan, and Calcagno) and 4 opposed (Belgard, Randa, Steinberg, and Wear). **Passed.**

Vote on Main Motion: The roll call vote on the main motion as amended was 10 in favor and 0 opposed. **Passed.**

BUDGET & FISCAL AUDIT COMMITTEE.

The committee discussed strategies for fiscal & budget review and creative ways to meet Commission support needs. **Informational Only.**

Motion & Vote: Wan moved to recommend Commissioner Brennan request Department of Finance to do a fiscal audit of not more that 4 fiscal years at no charge, seconded by Rick, and the hand vote was unanimous. **Passed.**

Recess. The Commission recessed for the day at 5:40 p.m.

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Thursday August 15, 1996 - pages 10 to 17

1. **CALL TO ORDER.** Chairman Calcagno called the meeting of the California Coastal Commission to order on Thursday, August 15, 1996, at 9:10 a.m.
2. **ROLL CALL.** Present: Chairman Calcagno, Vice Chairman Flemming, Commissioners Belgard, Brennan, Denisoff, Giacomini, Holanda, Pavley, Randa, Rick, Thayer, (Alternate) Wright, Wan, and Wear. Areias arrived at 10:30 a.m.; Steinberg arrived at 3:50 p.m. Wear and Giacomini left at 12:45 p.m.
- 2.5 **COMMITTEE on BUDGET & FISCAL AUDIT REPORT.** Discussion and report on Budget & Fiscal Audit Committee meeting held on Wednesday, August 15, 1998.

Melvin L. Nutter, representing the League for Coastal Protection, spoke about his concerns regarding the audit. Roy Gorman, representing Center for Marine Conservation/National Resources Defense Council, spoke. Warner Chabot, representing Center for Marine Conservation, spoke.

Motion & Vote: Wright moved to accept Committee report recommendation, and direct Executive Director to pursue recommendation with Commissioner Brennan, seconded by Flemming, and the hand vote was 10 in favor and 0 opposed. **Passed.**

3. **COMMITTEE on MANAGEMENT AUDIT.** Discussion and report on Committee on Management audit held on Tuesday, August 13, 1998.

Roy Gorman, representing Center for Marine Conservation/NRDC, spoke about his concerns regarding the management audit. Travis Longcore, representing Los Angeles Audubon Society, spoke about his concerns regarding the management audit. Joel Reynolds, representing NRDC, spoke about his concerns regarding today's meeting. Warner Chabot, representing the Center for Marine Conservation, spoke about his concerns regarding a prepared list of consultants that can do management audits and what they should achieve and what criteria should be used. Mel Nutter, representing the League for Coastal Protection, spoke about his concerns regarding priorities for the audit. Don Schmitz, representing the public, spoke about his concerns regarding timeliness. Mark Massara, representing the Sierra Club, spoke about his concerns for hiring outside agencies to do the management audit.

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Motion & Vote: Wear moved to direct the Executive Director to work with Commissioners Wear & Brennan to designate a facilitator, who would work with the Commission at an upcoming workshop on priorities, seconded by Pavley, and the hand vote was 7 in favor and 4 opposed. **Passed.**

Motion & Vote: Wright moved to direct the Executive Director to work with Commissioners Wear and Brennan to identify pool of resources that are available to act as consultants to conduct a management audit and to bring the list of those resources back to the Commission at a future meeting, seconded by Pavley, and the hand vote was 7 in favor and 4 opposed. **Passed.**

CENTRAL COAST DISTRICT

4. **CENTRAL COAST DISTRICT DIRECTOR'S REPORT.** District Director Grove reported on matters not requiring public hearings and on comments from the public.

a. **San Mateo Co. LCP Amendment No. 3-95 Certification Review.** Staff recommended concurrence with Executive Director. There being no objection, Chairman Calcagno ruled that the Commission concurred. **Approved.**

b. **Santa Cruz Co. LCP Amendment No. 2-96 (Minor).** Staff recommended concurrence with Executive Director. There being no objection, Chairman Calcagno ruled that the Commission concurred. **Approved.**

c. **San Luis Obispo Co. LCP Amendment No. 2-96 (Minor).** Staff recommended concurrence with Executive Director. There being no objection, Chairman Calcagno ruled that the Commission concurred. **Approved.**

d. **Status of Permit A-3-95-70 (Caltrans, San Luis Obispo Co.)** Informational Only.

Tony Anziano, representing State of California, Dept. of Transportation, responded to proposed scheduling hearing for October, and if possible he wanted it put on the September agenda.

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5. **CONSENT CALENDAR.** See items 5a and b on page 7 of the agenda. Staff recommended approval with special conditions.

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

6. **LOCAL COASTAL PROGRAMS (LCPs).**

- a. **Monterey Co. LCP Amendment No. 1-96 (Azevedo Ranch).** Staff recommended extending 90-day time limit for a period not to exceed one year.

Motion & Vote: There being no speakers, Areias moved staff recommendation, seconded by Belgard, and the hand vote was 10 in favor and 0 opposed. **Passed.**

- b. **Santa Cruz Co. LCP Amendment No. 2-96 (parking lot).** Postponed.
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7. **NEW APPEALS.**

- a. **Appeal No. A-3-96-21 (Eady, San Luis Obispo Co.)** Staff recommended the appeal raised no substantial issue.

Adrian Taron, the appellant, spoke in opposition to the project. John Belsher, representing the applicant, spoke in favor of the project.

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

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- b. **Appeal No. A-3-96-26 (Jacobsen, San Mateo Co.)** Staff recommended the appeal raised substantial issue. There being no objection Chairman Calcagno ruled that the Commission **found substantial issue** and opened the hearing on the merits of the project. Staff recommended approval with special conditions as modified in addendum and orally.

Eric Jacobsen, the applicant, and Rick Lohman, the appellant, both spoke.

Motion: Randa moved staff recommendation, seconded by Giacomini

Amending Motion & Vote: Randa moved to remove #2 deed restriction, seconded by Wear, and the roll call vote was 3 in favor (Belgard, Randa, & Wear) and 8 opposed (Areias, Flemming, Giacomini, Pavley, Rick, Wright, Wan, & Calcagno). **Failed.**

Vote on Main Motion: The roll call vote on the main motion was 11 in favor and 0 opposed. **Passed.**

Public Comment. Don Falkenstein spoke about beach access and other problems, occurring during volleyball and other temporary events at Hermosa and Manhattan Beach. William Victor also spoke about the problems mentioned above, including loud sound system annoyances occurring during volleyball and other temporary events at Hermosa and Manhattan Beach and requested permits for such events.

LUNCH RECESS. The Commission recessed for lunch at 12:45 and reconvened at 3:15 p.m. after closed session.

REPORT of CLOSED SESSION. In closed session the Commission discussed two matters for information only.

- c. **Appeal No. A-3-96-59 (Silver Shoals, Pismo Beach)** Staff recommended the appeal raised substantial issue. There being no objection Chairman Calcagno ruled that the Commission **found substantial issue** and opened the hearing on the merits of the project. Staff recommended approval with special conditions as modified orally.

Steven Puglisi, representing the applicant, spoke in favor of the staff recommendation.

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

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8. COASTAL PERMIT APPLICATIONS.

a. **Application No. 3-96-34 (Archer, Monterey) Postponed.**

b. **Application No. 3-96-81 (Miller, Pacific Grove)** Staff recommended approval with special conditions as modified in addendum.

Anthony Lombardo representing the applicant spoke. Catherine Rich, representing the Los Angeles Audubon Society, spoke in opposition to the project. Bruce Cowan, representing the applicant, and the applicant both submitted requests to speak in favor of the project.

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

NORTH COAST DISTRICT

9. **NORTH COAST DISTRICT DIRECTOR'S REPORT.** District Director Scholl reported on matters not requiring public hearings, and on comments from the public.

a. **Del Norte Co. LCP Amendment No. 2-96 (Minor).** Staff recommended concurrence with the Executive Director's determination. There being no objection Vice Chairman Flemming ruled that the Commission concurred with the Executive Director. **Approved.**

b. **Del Norte Co. LCP Amendment No. 3-96 (Minor).** Staff recommended concurrence with the Executive Director's determination. There being no objection Vice Chairman Flemming ruled that the Commission concurred with the Executive Director. **Approved.**

10. ADMINISTRATIVE PERMIT APPLICATION.

a. **Application No. 1-95-46 (Bluestone, Sonoma Co.)** Staff recommended approval with special condition.

Approved. There being no objection Vice Chairman Flemming ruled that the administrative permit be issued by the Executive Director.

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11. **CONSENT CALENDAR. None.**

12. **PERMIT AMENDMENT.**

- a. **Permit No. 1-92-127-A (Arcata habitat)** Staff recommended approval with special condition.

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

SOUTH CENTRAL COAST DISTRICT

13. **CENTRAL COAST DISTRICT DIRECTOR'S REPORT.** District Director Grove reported on matters not requiring public hearings, and on comments from the public.

14. **ADMINISTRATIVE PERMIT APPLICATION.**

- a. **Application No. 4-96-113 (Nature Conservancy, Santa Barbara)** Staff recommended approval with conditions.

Approved. There being no objection Vice Chairman Flemming ruled that the administrative permit be issued by the Executive Director.

15. **CONSENT CALENDAR.** See items 15a, b, and d on page 10 of the agenda. Item 15c was postponed. Staff moved items 18c, 18e, and item 20 to the Calendar, and recommended approval with special conditions.

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

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16. LOCAL COASTAL PROGRAM (LCP).

- a. **Santa Barbara Co. LCP Amendment No. 1-96 (Miscellaneous).** Staff recommended approval of implementation plan with modifications.

Motion & Vote to Continue: There being no speakers, Wright moved to continue and extend time limit, seconded by Randa, and the hand vote was 8 in favor and 0 opposed. **Continued.**

17. NEW APPEAL.

- a. **Appeal No. A-4-96-105 (Gerlach, Santa Barbara) Postponed.**
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18. COASTAL PERMIT APPLICATIONS.

- a. **Application No. 4-93-206 (Stevens, Los Angeles Co.) Postponed.**
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- b. **Application No. 4-95-163 (Sisson, Los Angeles Co.) Postponed.**
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- c. **Application No. 4-96-2 (PNC, Malibu) Moved to the expanded Consent Calendar. Approved.**
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- d. **Application No. 4-96-25 (Jason, Los Angeles Co.) Staff recommended approval with special conditions as modified in the addendum.**

Sherman L. Stacey and Don Schmitz, representing the applicant, both spoke. Vince Scipioni spoke in opposition to the project. Anne-Christine Von Wetter spoke in opposition to the project. Kenneth Jay Freeland, representing Tuna United Neighborhood Association, spoke in opposition to the project. Malcolm Lesavoy spoke in opposition to the project. Robin Maxwell submitted a request to speak in opposition to the project. Roger Pugliese, representing Topanga Association for Scenic Community, submitted a request to speak in opposition to the project.

Motion & Vote: Randa moved staff recommendation, seconded by Rick, and the roll call vote was 7 in favor (Belgard, Calcagno, Randa, Rick, Wright, Steinberg, & Flemming), and 3 opposed (Areias, Pavley & Wan). **Passed.**

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- e. **Application No. 4-96-77 (Malibu Jewish Ctr., Malibu)** Moved to the expanded Consent Calendar. **Approved**
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- f. **Application No. 4-95-173 (MHAB Trust, Los Angeles Co.)** Staff recommended approval with special conditions as modified orally.

Steve Hunter, representing the applicant, spoke.

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

19. PERMIT AMENDMENT.

- a. **Permit No. 4-94-195-A3 (Eide, Los Angeles Co.) RR & SPF-V)** **Postponed.**
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20. **UCSB Notice of Impending Development** for project No. 1-96. Moved to the expanded Consent Calendar. **Approved.**
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Recess. The Commission recessed for the day at 5:10 p.m.

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Friday, August 16, 1996, Pages 18 to 20

1. **CALL TO ORDER.** Chairman Calcagno called the meeting of the California Coastal Commission to order on Friday, August 16, 1996, at 9:00 a.m.

2. **ROLL CALL.** Present: Chairman Calcagno, Vice Chairman Flemming, Commissioners Belgard, Brennan, Pavley, Randa, Rick, Staffel, and Wan. Steinberg arrived at 9:10 a.m. and Wear arrived at 10:00 a.m. Absent: Areias, Denisoff, Giacomini, Holanda, and Sanders.

SOUTH COAST DISTRICT

3. **SOUTH COAST DISTRICT DIRECTOR'S REPORT.** District Director Damm reported on matters not requiring public hearings, and on comments from the public.

- a. **Long Beach LCP Amendment No. 4-96 (Minor).** Staff recommended concurrence with the Executive Director's determination. There being no objection Chairman Calcagno ruled that the Commission concurred with the Executive Director. **Approved.**

4. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a through c on page 12 of the agenda. Staff recommended approval with special conditions.

Approved. There being no objection Chairman Calcagno ruled that the administrative permits be issued by the Executive Director.

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5. **CONSENT CALENDAR.** See items 5a and item 5c on pages 12 - 13 of the agenda. Items 5b & 5d were reported as waivers. Staff moved items 6a, d and e to the Calendar, and recommended approval with special conditions.

(5a) Dr. Bal Dev K. Devgan M.D. spoke in opposition to the project. James Schmidt, representing the applicant, spoke in favor of the project.

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

6. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-95-286 (Laguna Terrace Park & Esslinger, Laguna Beach)** Moved to the expanded Consent Calendar. **Approved.**
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- b. **Application No. 5-96-59 (Santa Monica parking program)** Staff recommended approval with special conditions.

Suzanne Frick representing the applicant spoke in favor of the project.

Motion & Vote to Continue: Staffel moved to continue, seconded by Wan, and the hand vote was 9 in favor, 0 opposed, and 1 abstention. **Continued.**

- c. **Application No. 5-96-68 (Orange Co. communication equipment, Seal Beach)** Staff recommended approval with special conditions as modified in the addendum.

Maurine Rakhshani, representing the applicant, spoke in favor of the project. Joseph Saddler and Jim Murray both representing the applicant submitted requests to speak.

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

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- d. **Application No. 5-96-93 (San Clemente drain pipe)** Moved to the expanded Consent Calendar. **Approved.**
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- e. **Application No. 5-96-128 (Kalt, Santa Monica)** Moved to the expanded Consent Calendar. **Approved.**
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7. PERMIT AMENDMENT.

- a. **Permit No. 5-95-152-A (BLMP, Conservancy & City of L.A.)** Staff recommended approval with special conditions.

Christopher Kroll, representing California Coastal Conservancy, spoke in favor of the project. Niki Tennant, representing Councilwoman Ruth Galanter, spoke in favor of the project. Iylene Weiss, representing the applicant, spoke in favor of the project. Steven H. Kaufman, representing the applicant, submitted a request to speak in favor of the project. Sherman L. Stacey, representing Isthmus Landowners Association, spoke in opposition to the project without additional conditions. Brian Braff spoke about his concerns regarding the project.

Motion & Vote: Staffel moved staff recommendation, seconded by Wear, and the roll call vote was 8 in favor and 2 abstentions (Randa & Steinberg). **Passed.**

Adjournment. There being no old or new business, the meeting adjourned at 11:15 p.m.

Respectfully Submitted.

Peter M. Douglas
Executive Director

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- 1. Create a mail message using stationery**
- 2. Change your auto signature to your nickname**
- 3. Respond to an email message which contains text and reply making your edits in their text**
- 4. Send an e-mail message using the options button**

- 1. Create a mail message using stationery**
- 2. Change your auto signature to your nickname**
- 3. Respond to an email message which contains text and reply making your edits in their text**
- 4. Send an e-mail message using the options button**