

CALIFORNIA COASTAL COMMISSION

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State of California

California Coastal Commission
San Diego District

MEMORANDUM

TO: Commissioners and
Interested Persons

DATE: November 8, 1999

FROM: Staff

SUBJECT: Request to Waive Time Limit for Carlsbad LCP Amendment No. 3-99B
for the Commission Meeting of December 7-10, 1999

On October 6, 1999, the City of Carlsbad's proposed Local Coastal Program Amendment (LCPA) #3-99 was received in the San Diego District office. The amendment package contains five separate LCPAs. A staff report has been prepared for the December, 1999 hearing for an amendment to the Carlsbad Ranch Specific Plan permitting a museum open to the public with incidental retail sales (LCPA 3-99A). This implementation plan amendment affects the Mello II segment.

The items for which a staff report and recommendation have not been prepared are the proposed implementation plan amendments to the Mello II LCP regarding the Hadley and Carnation zone changes and the proposed citywide changes to the certified municipal code regarding Appellate Procedures and Incidental Outdoor Dining Areas (IODA). Regarding the Hadley and Carnation properties, amendments to the Mello II zoning map are proposed to change the zoning designations of the 14.7 and 10 acre properties from Limited Control (L-C) to One Family Residential with a Qualified Development Overlay Zone (R-1-7500-Q). Regarding the citywide Appellate Procedures and IODA amendments, the former would revise provisions regarding appeals of planning and land use matters and the latter would allow small incidental outdoor dining areas (IODA's) of limited size to be provided without parking. Pursuant to Section 30512 of the Coastal Act, the Commission must act on a zoning amendment within 60 days of complete submittal. To be heard within the allotted time period, the amendment requests would have to be agendized for the scheduled December 1999 hearing.

Section 30517 of the Coastal Act and Section 13535 of the Code of Regulations state, however, that the Commission may for good cause extend a time limit for a period not to exceed one year, after consultation with the local government and by a majority vote of the Commissioners present. Commission staff is requesting the time extension due to insufficient staff time to adequately review the preceding amendments and prepare a recommendation. The City has indicated the item could be postponed until the January 2000 hearing in Santa Monica, provided the Commission grants the waiver of the applicable time limits.

Summary of Staff Recommendation. Staff recommends the Commission extend the 60-day time limit for a period not to exceed one year. However, it is anticipated that the amendment requests will be scheduled for the January 2000 hearing in Santa Monica.

November 18, 1999

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MOTION:

I move that the Commission extend the 60-day time limit to Carlsbad LCP Amendment No. 3-99B for a period not to exceed one year.

STAFF RECOMMENDATION:

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

(CarlsbadLCPA3-99timewaiverfm)d