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CALIFORNIA COASTAL COMMISSION

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RECORD PACKET COPY

TO: ALL COMMISSIONERS

FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR

SUBJECT: MINUTES OF MEETING OF JANUARY 13-15, 1999
Olympic Collection Banquet & Conference Center
11301 West Olympic Blvd.
Los Angeles

Wednesday, January 13, 1999 pages 1 to 9

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Wednesday, January 13, 1999, at 10:10 a.m. by Chairman Areias.
2. **ROLL CALL.** Present: Chairman Areias, Vice Chairman Wan, Commissioners Allen, Armanasco, Dettloff, Flemming, Holanda, Kehoe, Nava, Potter, Reilly, Ryan and Tuttle. Absent: Sanders.

CENTRAL COAST DISTRICT

3. **ADMINISTRATIVE PERMIT APPLICATION.**

a. **Application No. 3-98-103 (Morro Bay pier repair)** Staff recommended approval with special conditions.

(4b-c) Darren Greenhalgh, representing City of San Diego, submitted requests to speak in favor of the projects.

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

SAN DIEGO COAST DISTRICT

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

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

STATEWIDE

4.5 **ELECTION of OFFICERS.** Wan moved to continue the item, seconded by Allen, and unanimously approved. **Continued.**

5. **APPROVAL OF MINUTES.** Allen moved approval as written of the minutes of December 1994, seconded by Flemming, and unanimously **approved.** Allen moved approval with corrections of the minutes of December 1998, seconded by Wan, and unanimously **approved.**

6. **COMMISSIONERS' REPORTS.** Informational only.

7. **CONSERVANCY REPORT.** A written report for information only.

8. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.

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

10. **EXECUTIVE DIRECTOR'S REPORT.**

a. **Los Angeles International Airport (LAX) Expansion.** Postponed.

b. **Legislation.** Informational only.

ENERGY and OCEAN RESOURCES

11. **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.

STATEWIDE

12. **PERIODIC REVIEW of CERTIFIED LCPs.** Deputy Director Scholl presented a status report.

Norbert Dall; Sarah Christie; Susan Jordan, representing LCP; Kat McConnell, representing North Coast Advisory Council; and Gordon Hemsley, representing Los Osos CSD; all spoke.

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

14. **FEDERAL CONSISTENCY.**

a. **CC-123-98 (Morro Bay, secondary treatment waiver)** Staff recommended approval.

William Boucher, representing City of Morro Bay, spoke in favor of the project. David Phillips, representing Cayucos Sanitary District, spoke in favor of the project.

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

b. **Informal Mediation Information Package (Navy, Port Hueneme)** Informational only. Captain Phillips, representing Naval Surface Warfare Center, spoke in favor of the project. Susan Jordan, representing LCP, submitted a request to speak. Mark Massara, representing Sierra Club, submitted a request to speak in favor of the staff recommendation. Vickie Finan, representing Channel Islands Beach CSD, submitted a request to speak in favor of the mediation recommendation. Bill Higgins, representing Channel Islands Beach CSD, submitted a request to speak in favor of the mediation

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recommendation. Six speakers submitted requests to comment on the issues representing the Beacon Foundation: John Buse from the Environmental Defense Center, Lee Quaintance, Gordon W. Birr, Don Dodd, Jean Rountree & Ellen Spiegel.

PUBLIC STATEMENT. Travis Longcore said LAX expansion will have impacts on the coastal zone and the El Segundo blue butterfly.

LUNCH RECESS. The Commission recessed for lunch at 12:40 and reconvened at 1:45 p.m..

CENTRAL COAST DISTRICT

15. **DEPUTY DIRECTOR'S REPORT.** District Manager Lester reported on matters not requiring public hearings, and on comments from the public.

a. **Santa Cruz Co. LCP Amendment No. 2-98 (Minor).** 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.**

16. NEW APPEALS.

a. **Appeal No. A-3-98-62 (Gustafson, 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** and opened the hearing on the merits of the project. Staff recommended denial.

Fred H. Schott, representing the applicant, submitted a request to speak in favor of the project. Mark A. Massara, representing Sierra Club Coastal Program, submitted a request to speak in opposition to the project.

Motion & Vote: Wan moved approval of the application, seconded by Flemming, and the roll call vote was 0 in favor and 11 opposed. **Failed.**

b. **Appeal No. A-3-98-87 (Charles Pratt & Central Coast, 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** and opened the hearing on the merits of the project. Staff recommended continuance.

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William Walter, representing the applicant, requested hearing & referred to letter of 1/8. Kate Symonds, representing U.S. Fish & Wildlife Service, submitted a request to speak in opposition to the project. Deborah Hillyard, representing Ca. Dept. of Fish & Game, submitted a request to speak. Randall Knight submitted a request to speak in opposition to the project.

There being no objection, Chairman Areias **continued** the hearing to a future meeting.

c. **Appeal No. A-3-98-97 (Shelter Cove Lodge, Pismo Beach)** Staff recommended that the appeal raised substantial issue. There being no objection, Chairman Areias ruled that the Commission **found substantial issue** and opened the hearing on the merits of the project. Staff recommended approval with special conditions.

Ray Bunnell, representing Shelter Cove Lodge, spoke in favor of the project.

Motion & Vote: Ryan moved staff recommendation, seconded by Flemming, and the roll call vote was 7 in favor (Allen, Armanasco, Dettloff, Flemming, Kehoe, Ryan & Areias) and 3 opposed (Nava, Reilly & Wan). **Passed.**

d. **Appeal No. A-3-98-108 (Rodman & Holland, San Luis Obispo Co.)** Staff recommended continuance. There being no objection, Chairman Areias opened the hearing and **continued** it to a future meeting. Sarah Christie submitted a request to speak in favor of the staff recommendation.

17. COASTAL PERMIT APPLICATION.

a. **Application No. 3-98-95 (San Luis Obispo Co. trail)** Staff recommended approval with special conditions.

Jan DiLeo, representing San Luis Obispo County General Services Dept., submitted a request to speak in favor of the project.

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

SAN DIEGO COAST DISTRICT

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

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a. **Carlsbad LCP Amendment No. 1-98A 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.**

b. **National City LCP Amendment No. 1-98A 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.**

c. **Imperial Beach LCP Amendment No. 3-98 (Minor).** 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.**

19. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved four items (21b, 21c, 21g & 22b) to the Calendar, and recommended approval with special conditions.

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

20. **NEW APPEALS.**

a. **Appeal No. A-6-98-140 (DTC-RECP Opoc, San Diego)** Staff recommended that the appeal raised no substantial issue.

Lynne Heidel, representing the applicant, spoke in favor of the project. John S. Fisher, representing City of San Diego, submitted a request to speak in favor of the project. Scott Peters, representing Michael Martindale, said the issue was that height should not be measured from the top of previous development and establish precedent for higher & higher buildings.

Motion & Vote on No Substantial Issue: Allen moved staff recommendation, seconded by Reilly, and the roll call vote was 3 in favor (Armanasco, Flemming & Ryan) and 6 opposed (Allen, Dettloff, Nava, Reilly, Wan & Areias). **Failed.** Chairman Areias opened the hearing on the merits of the project and continued it to a future meeting.

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b. **Appeal No. A-6-98-143 (Miller, San Diego)** Staff recommended that the appeal raised no substantial issue.

James W. Snody submitted a request to speak in opposition to the project. Joan D. Glatthorn, representing the appellants, spoke in opposition to the project. Three speakers submitted requests to speak in favor of the project representing the applicant: John Miller, Matt Peterson & Don Edson.

Motion & Vote on No Substantial Issue: Allen moved staff recommendation, seconded by Flemming, and the roll call vote was 9 in favor (Allen, Armanasco, Dettloff, Flemming, Nava, Ryan, Tuttle, Wan & Areias) and 0 opposed. **Passed.**

c. **Appeal No. A-6-98-158 (Encinitas Country Day School, Encinitas)** Staff recommended continuance. There being no objection, Chairman Areias opened the hearing and **continued** it to a future meeting. Three speakers submitted requests to speak in favor of the project, all representing the applicant: John J. Lormon, Ted Griswold & Kathleen M. Porterfield.

21. COASTAL PERMIT APPLICATIONS.

a. **Application No. 6-98-61 (Oceanside flood control channel)** Staff recommended approval with special conditions.

Ted Griswold and Corwin Vansant, both representing City of Oceanside, submitted requests 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.**

b. **Application No. 6-98-130 (Coronado beach walkway)** Moved to expanded Consent Calendar. **Approved.**

c. **Application No. 6-98-133 (Gozzo & Sawtelle, Encinitas)** Moved to expanded Consent Calendar. **Approved.**

d. **Application No. 6-98-134 (Presnell, et al., Solana Beach)** Staff recommended approval with special conditions as modified in addendum.

Six speakers submitted requests to speak in favor of the project: Doug Harwood; Chanda Collure, representing City of Solana Beach; Donald R. Stroben; Buzz Colton;

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Wm. Bennett and Walt Crampton. Six speakers submitted requests to speak in opposition to the project: Mark Massara, representing Sierra Club; Margaret Schlesinger; Ellen Stephenson; Roy E. Warden; Geoff Williams and Sheelagh Williams, representing Surfrider.

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

e. **Application No. 6-98-138 (San Diego park improvements)** Staff recommended approval with special conditions.

Darren Greenhalgh, representing City of San Diego, submitted a request to speak in favor of the project.

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

f. **Application No. 6-98-149 (Solana Beach stairway)** Staff recommended approval with special conditions.

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

g. **Application No. 6-98-117 (Burke, Allen & Hagestad, Del Mar)** Moved to expanded Consent Calendar. **Approved.**

22. PERMIT AMENDMENTS.

a. **Permit No. 6-90-219-A6 (Carlsbad, sand removal/replenishment)** Staff recommended approval with special conditions.

Tim Dillingham, representing Ca. Dept. of Fish & Game, submitted a request to speak in favor of the project.

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

b. **Permit No. 6-96-14-A2 (Metropolitan Area Advisory Committee, Carlsbad)** Moved to expanded Consent Calendar. **Approved.**

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c. **Permit No. 6-98-1-A (Broadmoor, Solana Beach)** Staff recommended approval.

Doug Jensen, representing the applicant, 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 12 in favor and 0 opposed. **Passed.**

RECESS. The Commission recessed for the day at 4:25 p.m..

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Thursday, January 14, 1999 - pages 10 to 15

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Thursday, January 14, 1999, at 9:10 a.m. by Vice Chairman Wan.
2. **ROLL CALL.** Present: Vice Chairman Wan, Commissioners (Alternate) Herron, Armanasco, Dettloff, Flemming, Holanda, Kehoe, Nava, Reilly, and Tuttle. Absent: Areias, Potter and Sanders. Ryan arrived at 9:20 a.m..

SOUTH COAST DISTRICT

3. ADMINISTRATIVE PERMIT.

a. **Application No. 5-98-403 (Long Beach Grand Prix)** Staff recommended approval with special conditions.

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

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

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

NORTH COAST DISTRICT

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

a. **Del Norte Co. LCP Amendment No. 1-98 (Minor) (Morgan).** 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.**

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

7. NEW APPEALS.

Ryan arrived during the following item.

a. **Appeal No. A-1-98-94 (Berlincourt, 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 as modified orally.

Jeffrey H. Speich, representing the applicant, submitted a request to speak in favor of the project. Marjorie A. Berlincourt submitted a request to speak in favor of the project. Ted Berlincourt submitted a request to speak in favor of the project. Robert Schlosser, representing the applicant, submitted a request to speak in favor of the project. Mark A. Massara, representing Sierra Club, submitted a request to speak in opposition to the project.

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

b. **Appeal No. A-1-98-101 (Senestraro, Humboldt Co.)** Staff recommended continuance. There being no objection, Vice Chairman Wan opened the hearing and **continued** it to a future meeting.

8. COASTAL PERMIT APPLICATION.

a. **Application No. 1-98-75 (Wall, Humboldt Co.)** Staff recommended approval with special conditions as modified orally.

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

9. PERMIT AMENDMENT.

a. **Permit No. 1-95-66-A (Lucas, Sonoma Co.)** Staff recommended approval with special conditions.

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

10. FINDINGS.

a. **Application No. 1-95-66 (Lucas, Sonoma Co.)** Staff recommended approval of findings.

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

b. **Eureka LCP Amendment No. 1-97 (Update).** Staff recommended approval of findings.

Kevin Hamblin, representing City of Eureka, submitted a request to speak.

Motion & Vote: Flemming moved staff recommendation, seconded by Reilly, and the hand vote was 5 in favor and 0 opposed. **Passed.**

SOUTH COAST DISTRICT

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

a. **Long Beach LCP Amendment No. 2-98A (Queensway Bay II).** 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. Kehoe abstained. **Approved.**

12. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved six items (13d-g, 14a & 14b) to the Calendar, and recommended approval with special conditions.

(13g) Timothy F. White, representing the applicant, submitted a request to speak in favor of the project.

(14b) There being more than 3 votes to remove it, this item was removed from the Calendar and returned to the Amendment Calendar below.

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

13. COASTAL PERMIT APPLICATIONS.

a. **Application No. 5-98-263 (Los Angeles Venice gates)** Staff recommended approval with special conditions as modified in addendum.

Jeffrey Harlan spoke on behalf of Los Angeles City Councilmember Ruth Galanter who also spoke in favor of the project. Ofc. Brent Honore, representing Los Angeles Police Dept., spoke in favor of the project. Mistie M. Joyce, representing City of Los Angeles, submitted a request to speak in favor of the project. Commissioner Tod Burnett, representing Los Angeles Board of Public Works, submitted a request to speak in favor of the project. Leslie Light submitted a request to speak in favor of the project. Henry Colman submitted a request to speak in favor of the project. Gwendolyn Howard submitted a request to speak in favor of the project. Dr Susan Mach submitted a request to speak in favor of the project. Darryl DuFay submitted a request to speak in favor of the project. Lt. R. Way, representing Security Service Systems, submitted a request to speak in favor of the project. John Davis spoke in opposition to the project.

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

b. **Appeal No. A-5-98-315 (Los Angeles Venice gates)** Staff recommended approval with special conditions as modified in addendum.

The hearing was combined with item a above.

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

c. **Application No. 5-98-295 (Briggeman, Newport Beach)** Staff recommended approval with special conditions as modified orally.

Trailed to Friday and then **continued.**

d. **Application No. 5-98-374 (Coast Plaza Realty, Laguna Beach)** Moved to expanded Consent Calendar. **Approved.**

e. **Application No. 5-98-398 (WMC Development, Newport Beach)** Moved to expanded Consent Calendar. **Approved.**

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f. **Application No. 5-98-412 (DiLuigi, Seal Beach)** Moved to expanded Consent Calendar. **Approved.**

g. **Application No. 5-98-429 (Armstrong Garden Centers, Newport Beach)** Moved to expanded Consent Calendar. **Approved.**

h. **Application No. 5-98-261 (Santa Monica preferential parking)** **Withdrawn.**

i. **Application No. 5-98-437 (Santa Monica preferential parking)** **Withdrawn.**

j. **Application No. 5-98-438 (Santa Monica preferential parking)** **Withdrawn.**

k. **Application No. 5-98-439 (Santa Monica preferential parking)** **Withdrawn.**

l. **Application No. 5-98-440 (Santa Monica preferential parking)** **Withdrawn.**

m. **Application No. 5-98-441 (Santa Monica preferential parking)** **Withdrawn.**

n. **Application No. 5-98-442 (Santa Monica preferential parking)** **Withdrawn.**

14. PERMIT AMENDMENTS.

a. **Permit No. 5-92-108-A3 (Bel-Air Bay Club, Los Angeles)** Moved to expanded Consent Calendar. **Approved.**

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b. **Permit No. 5-95-116-A (Bailey, Los Angeles)** Staff recommended approval with revision to original condition as modified orally.

Rana Makarem, representing the applicant, submitted a request to speak in favor of the project. Leslie Light submitted a request to speak in opposition to the project. Nicky Hart submitted a request to speak in opposition to the project. Howard Weisenfeld submitted a request to speak in opposition to the project. Darryl DuFay submitted a request to speak concerning the project.

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

REPORT of CLOSED SESSION. In closed session the Commission took action on Buckley v. CCC and Kenny and Starz v. Lungren, CCC, Peter Douglas, Nancy Cave, Jack Ainsworth, Gary Timm, et al., and discussed two other matters for information only.

RECESS. The Commission recessed for the day at 11:45 a.m..

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Friday, January 15, 1999 - pages 16 to 21

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Friday, January 15, 1999, at 9:00 a.m. by Chairman Areias.
2. **ROLL CALL.** Present: Chairman Areias, Vice Chairman Wan, Commissioners Allen, (Alternate) Brothers, Dettloff, Flemming, Kehoe, Nava, Nichols, Reilly, Ryan and Tuttle. Absent: Holanda, Potter and Sanders.

SOUTH CENTRAL COAST DISTRICT

3. **CONSENT CALENDAR.** See items a through f on page 15 of the agenda & addendum. Staff recommended approval with special conditions.

(c) Randall Schweitzer submitted a request to speak in favor of the project.

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

SOUTH COAST DISTRICT

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

a. **Long Beach LCP Amendment No. 1-97 B (Sign Code).** Staff recommended approval with suggested modifications.

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

Motion & Vote on Implementation with Modifications: Dettloff moved approval of the implementation with suggested modifications, seconded by Flemming, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

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b. **Manhattan Beach LCP Amendment No. 1-98A (fence height & retail parking)**
Staff recommended approval with suggested modifications.

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

Motion & Vote on Implementation with Modifications: Dettloff moved approval of the implementation with suggested modifications, seconded by Brothers, and the roll call vote was 11 in favor and 0 opposed. **Passed.**

5. **FINDINGS.** This item was trailed to the end of the day. Flemming & Reilly left during the hearing.

a. **Application 5-97-367 (Hellman, Seal Beach)** Staff recommended approval of findings as modified in addendum and orally.

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

Jerry Tone, Dwight Worden & Dave Bartlett, representing Hellman, submitted a request to speak in favor of the project. Keith Till representing City of Seal Beach, spoke in favor of the project. Susan Jordan, representing LCP, requested continuance to review new changes. Marcia Hanscom, representing Wetlands Action Network, spoke about lack of findings on native americans and opposed decision. Mark Massara, representing Sierra Club, spoke in opposition to the staff recommendation. Doug Korthof spoke about the scarce wetlands of southern California. Gwen Forsythe, representing Seal Beach, spoke in favor of the findings. Steven Reg Clewley requested time to read & respond to findings. Lee Whittenberg, Planning Director of Seal Beach, submitted a request to speak in favor of the project.

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

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SOUTH CENTRAL COAST DISTRICT

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

a. **San Buenaventura LCP Amendment No. 2-96 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.**

7. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved item 10b to the Calendar, and recommended approval with revision to original condition as modified in addendum.

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

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

a. **Carpinteria LCP Amendment No. 2-98 (Agricultural Conversion & Creekwood Residential)** Staff recommended continuance.

Mark Massara, representing Sierra Club, spoke in favor of the staff recommendation. Carl Stucky, representing Carpinteria Valley Assoc., submitted a request to speak in favor of the staff recommendation. James H. Stein spoke in opposition to the project. Wanda Michalenko, representing Santa Barbara Urban Creeks Council, spoke in opposition to the project. Royce D. Stauffer submitted a request to speak in opposition to the project.

Motion & Vote to Continue: Nava moved to continue the item, seconded by Flemming, and the hand vote was 11 in favor and 0 opposed. **Continued.**

b. **Santa Barbara Co. LCP Amendment No. 2-98-B (Goleta Old-Town).** Staff recommended continuance.

Mark Massara, representing Sierra Club, submitted a request to speak in opposition to the project. Tom Phillips, representing Surfrider Foundation, submitted a request to speak in opposition to the project.

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Motion & Vote to Continue: Nava moved to extend the time limit and continue the item, seconded by Wan, and the hand vote was 11 in favor and 0 opposed.
Continued.

9. NEW APPEAL.

a. **Appeal No. A-4-98-225 (Breakers Way Property Owners, Ventura Co.)** Staff recommended that the appeal raised substantial issue. There being no objection, Chairman Areias ruled that the Commission **found substantial issue** and opened the hearing on the merits of the project. Staff recommended denial.

Mark Massara spoke about impediments to public access by these property owners.

Motion & Vote: Tuttle moved approval of the project, seconded by Flemming, and the roll call vote was 0 in favor and 11 opposed. **Failed.**

10. PERMIT AMENDMENTS.

a. **Permit No. 5-90-246-A (Gilliland, Malibu) Postponed.**

b. **Permit No. 4-92-159-A (Bienenfeld, Los Angeles Co.)** Moved to expanded Consent Calendar. **Approved.**

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c. **Permit No. A-4-93-154-A2 (Arco, Santa Barbara Co.)** Staff recommended continuance.

Nancy Lucast, representing the applicant, requested a vote at this meeting to finalize part of the project. Dianne Meester, representing Co. of Santa Barbara, spoke in favor of the project. Four other speakers submitted requests to speak in favor of the project: Sherri Miller, representing the applicant; Whitt Hollis, representing the applicant; Samantha Kim, representing Dudek & Associates; and Amy Sabbadini, representing Co. of Santa Barbara. Michael Flack, representing ALLO, submitted a request to speak in favor of the project. Mark Massara, representing Sierra Club, supported continuance to study newly found wetlands. Nathan Post also requested continuance on the wetlands issue. Wanda Michalenko, representing Urban Creeks Council, spoke in opposition to the project. Tom Phillips, representing Surfrider Foundation, requested continuance to consolidate hearing with upcoming appeals.

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

d. **Permit No. 4-98-138-A (Stoutenborough, Los Angeles Co.)** Staff recommended approval.

Barrey Robles submitted a request to speak in favor of the project.

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

11. PERMIT EXTENSION.

a. **Permit No. 4-95-200-E (Warsaw, Los Angeles Co.)** Staff recommended approval.

Motion & Vote to Continue: Wan moved to continue the item, seconded by Kehoe, and the roll call vote was 9 in favor and 2 opposed (Reilly & Ryan). **Continued.**

12. NEW APPEALS.

a. **Appeal No. A-4-98-321 (ARCO, Santa Barbara Co.)** Staff recommended continuance. There being no objection, Chairman Areias opened the hearing and **continued** it to a future meeting. Wanda Michalenko, representing Urban Creeks Council, submitted a request to speak in opposition to the project.

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b. **Appeal No. A-4-98-332 (Dos Pueblos Golf Links, Santa Barbara Co.)** Staff recommended continuance. There being no objection, Chairman Areias opened the hearing and **continued** it to a future meeting.

Kehoe left at 12:05 p.m.

PUBLIC STATEMENTS. Five speakers, representing Zuma Canyon Watershed Assoc., requested revocation of Calamigos Ranch permit: Carol Barr, Gary Marsh, Susan Marsh, Shelly Hiskey and Michael Reed. Barry Reed, Executive Director of Mulholland Tomorrow, spoke. Mark A. Massara, representing Sierra Club, spoke about pending appeal in Davenport hearing location in Carmel rather than San Diego. Kathy Knight, representing Spirit of Sage Council, presented a wetland document. Doug Korthof urged land acquisition to preserve public policy goals.

ADJOURNMENT. There being no old or new business, the meeting adjourned at 12:25 p.m.

Respectfully Submitted,

PETER M. DOUGLAS
Executive Director

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