

**CALIFORNIA COASTAL COMMISSION**

45 FREMONT, SUITE 2000  
SAN FRANCISCO, CA 94105-2219  
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RSM



# Th 8a

February 19, 1999

**TO:** COASTAL COMMISSIONERS AND INTERESTED PARTIES  
**FROM:** Steven F. Scholl, District Director  
Robert Merrill, District Manager

**SUBJECT:** **CITY OF ARCATA LCP AMENDMENT NO. 2-97 (LUP & ZONING MAP UPDATE) CERTIFICATION REVIEW:** Concurrence with the Executive Director's determination that the action of the City of Arcata accepting the Commission's certification of LCP Amendment No. 2-97 is legally adequate. (For Commission review at the meeting of March 12, 1999 in Monterey.)

A. BACKGROUND:

The City of Arcata submitted LCP Amendment No. 2-97 in January of 1998. The proposed amendment would amend the Arcata LCP, to (1) update and revise the format of the combined Land Use Plan and Zoning Map; (2) amend the text of the Implementation Plan to incorporate the new map; and (3) redesignate and rezone two City-owned parcels at Alliance Road and the Samoa Boulevard triangle from "Coastal Residential Low Density (C-R-L)," and "Coastal General Commercial (C-G-C)," respectively, to "Coastal Public Facilities (C-P-F).

The Commission certified the proposed amendment to the LCP if modified as suggested to revise the proposed new Combined Land use Plan and Zoning map to include land use plan designations and zoning for an area that was inadvertently omitted from the proposed new map. The City requested that the Commission include the suggested modification to facilitate making the change.

B. EFFECTIVE CERTIFICATION.

On February 17, 1999, the City Council held a public hearing and adopted Resolution No. 989-43 which acknowledged receipt of the Commission's resolution of certification, stated the Council's agreement to issue permits in conformance with the modified LCP, and formally approved the necessary changes to the City's Land Use Plan and Implementation Program (see Attachment B).

**CITY OF ARCATA LCP AMENDMENT NO. 2-97 CERTIFICATION REVIEW**

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As provided in Sections 13544 and 13544.5 of the California Code of Regulations, for the amendment to become effective, the Executive Director must determine that the City's of Arcata's actions are legally adequate and report that determination to the Commission. Unless the Commission objects to the determination, the certification of Arcata LCP Amendment No. 2-97 shall be come effective upon the filing of a Notice of Certification for the LCP amendment with the Secretary for Resources, as provided in Public Resources Code Section 2180.5(d)(2)(V).

C. STAFF RECOMMENDATION

Staff recommends that the Commission concur with the determination of the Executive Director that the action of the City of Arcata accepting the Commission's certification of Arcata LCP Amendment No. 2-97 is legally adequate, as noted in the attached letter, Attachment A (to be sent after Commission concurrence).

G:North Coast/Bob/Arcata LCP Amdt 2-97 cert rev stf rpt

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March , 1999

Ken Curtis  
Community Development Director  
City of Arcata  
736 "F" Street  
Arcata, CA 95521

**SUBJECT: Effective Certification of the City of Arcata's Local Coastal Program  
Amendment No. 2-97 (LUP & Zoning Map Update)**

Dear Mr. Curtis:

The Executive Director of the Coastal Commission has reviewed City Council Resolution No. 989-43 for effective certification of Arcata LCP Amendment No. 2-97 (major). The City's resolution indicates that the City acknowledges receipt of and accepts the Commission's resolution for certification with suggested modifications and that the City agrees to issue permits in conformance with the modified Land Use Plan and Implementation Program.

The Executive Director has found that the City's resolution fulfills the requirements of Section 13544.5(a) of the California Code of Regulations. In accordance with Sections 13544(b) and 13544.5(b) of the regulations, the Director has determined that the City's actions are legally adequate.

The Coastal Commission concurred with this determination at its meeting of March 11, 1999, in Monterey. Commission approval and the amendment process are now complete. If you have any questions, please contact Bob Merrill in our San Francisco office.

Sincerely,

STEVEN F. SCHOLL  
Deputy Director

G:\North Coast\Bob\letters\Arcata LCP Amdt 2-97 cert rev

ATTACHMENT A

**RESOLUTION 989-43**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARCATA ACCEPTING THE CALIFORNIA COASTAL COMMISSION CERTIFICATION AND MODIFICATIONS OF AN AMENDMENT TO THE ARCATA COASTAL PROGRAM AS REPRESENTED BY RESOLUTION 967-27 AND ORDINANCE 1262 AND CORRECTING THE MAP ADOPTED THEREBY.**

**WHEREAS, the City Council of the City of Arcata adopted certain amendments to the City's certified Local Coastal Program (LCP) on 16 April 1997 and on 07 May 1997; and**

**WHEREAS, said amendments involved Land Use Plan and Land Use Implementation text changes related to adoption of a new Land Use and Zoning Map, said map being included with the approved amendments; and**

**WHEREAS, the City Council of the City of Arcata submitted said amendments to the Coastal Commission for certification; and**

**WHEREAS, it was discovered that the area within the City Limits south of Bayside Cutoff Road was inadvertently omitted from the Land Use and Zoning Map because of the scale at which the map was plotted; and**

**WHEREAS, the Coastal Commission has certified said amendments subject to the modification that the Land Use and Zoning Map be corrected to show the missing area; and**

**WHEREAS, the city has determined that the correct designation for the omitted area is to be unchanged from the previous designation, said designation being Coastal Agricultural Exclusive.**

**NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:**

- 1. The City Council acknowledges receipt of the action of the Coastal Commission, and accepts and agrees to the modifications of the amendments to the City's Local Coastal Program, said amendments being represented by Resolution 967-27 and Ordinance 1262.**
- 2. The Land Use and Zoning Map adopted by Resolution 967-27 and Ordinance 1262 is hereby corrected to show the area within the City Limits south of Bayside Cutoff**

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*ATTACHMENT B*

Road and east of State Highway 101 to be designated "Coastal Agricultural Exclusive" (C-A-E).

- 3. The City of Arcata agrees to issue Coastal Development Permits and otherwise carry out the City's Local Coastal Program as amended and certified

BE IT FURTHER RESOLVED that the Director of Community Development is directed to forward a copy of this resolution to the Executive Director of the California Coastal Commission for determination that this resolution is legally adequate and subsequent filing with the Secretary of Resources of the State of California.

DATED: 17 February 1999

ATTEST:

APPROVED:

\_\_\_\_\_  
City Clerk, City of Arcata

\_\_\_\_\_  
Mayor, City of Arcata

**Clerk's Certificate**

I hereby certify that the foregoing is a true and correct copy of Resolution 989-43 passed and adopted at a regular meeting of the City Council of the City of Arcata, Humboldt County, California held on the 17th day of February, 1999, by the following vote:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
City Clerk, City of Arcata