

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA
89 SOUTH CALIFORNIA ST., SUITE 200
VENTURA, CA 93001
(805) 641 - 0142



June 21, 1999

TO: COMMISSIONERS AND INTERESTED PERSONS

FROM: Charles Damm, Senior Deputy Director
Gary Timm, District Manager
James Johnson, Coastal Program Analyst

RE: City of Carpinteria Local Coastal Plan Major Amendment No. 1-98, EXECUTIVE DIRECTOR'S DETERMINATION THAT THE CITY'S ACKNOWLEDGMENT IS LEGALLY ADEQUATE. (For Commission review at its meeting of July 13 - 16, 1999)

STAFF RECOMMENDATION

Staff recommends that the Commission CONCUR with the Executive Director's determination that the City's action is legally adequate.

BACKGROUND

On November 4, 1998 the Commission approved LCP Major Amendment 1-98 if modified as suggested by the City of Carpinteria. This amendment would amend the Zoning Ordinance (five ordinances) of the City's certified Local Coastal Program.

On April 12, 1999, the City of Carpinteria acknowledged receipt of the Commission resolution for LCP Major Amendment No. 1-98 and transmitted the acknowledgment to the Commission on June 1, 1999 (Exhibit 1). In its acknowledgment, the City of Carpinteria accepted the Commission's action and agreed to issue coastal development permits in conformance with the Commission's resolution.

As provided for in Sections 13551(b) and 13544.5 of the Commission's California Code of Regulations, the Executive Director must determine if the action of the City Council is legally sufficient and report that determination to the Commission. The certification shall become effective unless a majority of the Commission objects to the determination.

I have reviewed the City's acknowledgment adopted April 12, 1999 regarding LCP Major Amendment No. 1-98 and find that it fulfills the conditions of the Commission's action to certify LCP Major Amendment No. 1-98, and that the City's action and notification procedures for appealable development legally satisfy the Commission's certification resolution adopted November 4, 1998. I therefore recommend that the Commission concur in this determination.

Carp1cpamajor198

ORDINANCE NO. 556

AN ORDINANCE OF THE CARPINTERIA CITY COUNCIL ACKNOWLEDGING RECEIPT OF CALIFORNIA COASTAL COMMISSION RESOLUTION OF CERTIFICATION FOR LOCAL COASTAL PROGRAM MAJOR AMENDMENT NO. 1-98, AND AMENDING MUNICIPAL CODE CHAPTERS 14.58, 14.04, AND 14.49 (ORDINANCE NOS. 505 AND 507) IN RESPONSE TO SAID RESOLUTION OF CERTIFICATION.

The Carpinteria City Council does hereby ordain as follows:

Section 1. Chapter 14.58 of the Carpinteria Municipal Code is hereby amended to read as follows:

Chapter 14.58 Sign Regulations

Section 14.58.030 Signs not requiring permit.

1. **Traffic-Direction Signs.** All traffic and directional signs as placed by the city or state except for "No Trespassing", "No Parking", or "Tow Away" and similar signs which would reduce or restrict public access to or public parking near the shoreline and along the coast.
2. **"Open", "Closed", "For Rent", "Vacancy", "No Vacancy", and similar signs.** One sign of not more than six square feet per legal parcel, located on private property.

Section 14.58.040 Signs requiring permit.

All signs, graphics, murals and the like, with the exception of those listed in Section 14.58.030, whether permanent or temporary, must be permitted in accordance with the requirements of this chapter. All signs indicating a "Private Beach" and or "No Trespassing" which would reduce or restrict public access to or public parking near the shoreline and along the coast shall require a permit.

Section 2. Chapter 14.49 of the Carpinteria Municipal Code is hereby amended to read as follows:

Chapter 14.49 R Residential Overlay District

Section 14.49.010 Purpose and Intent

The purpose of the R Overlay District is to provide for residential development in zone districts, which would otherwise not permit residential uses. The intent is to encourage rehabilitation of existing housing stock in certain commercial areas, and to increase the City's stock of affordable housing through permission of new residential-only developments in areas which currently allow commercial and mixed use developments. The R Residential Overlay District does not apply to existing (as of 1998) visitor serving overnight commercial land uses.

Section 14.49.020 Applicability

The requirements of the R Overlay District, as set forth in this chapter, shall apply to those parcels designated with the R overlay, as shown on the adopted coastal land use and zoning maps.

Section 3. City of Carpinteria Zoning Ordinance Map (Section 14.04.070) is hereby amended as follows:

The R (Residential Overlay District) designation shall be removed from all parcels with existing visitor serving overnight commercial land uses, including parcels identified as A.P.N. 004—13A-16 (4200 Via Real, the Motel 6 site) and A.P.N. 004-013A-17 (4160 Via Real, Sandyland Reef Motel site).

Section 4. The City of Carpinteria Municipal Code is hereby amended to revise overlay districts, to read as follows:

Section 14.04.060 Overlay Districts

1. In addition to the regulations governing the foregoing districts, the following overlay districts and the symbols used to represent them on the official zoning maps are established as follows:

Coastal Appeals Area	CA
Environmentally Sensitive Habitat	ESH
Flood Hazard Area	FH
Specific Plan	S
Visitor-Serving/Highway Commercial	V
R Residential	R

Section 5. Adoption of this Ordinance is the City's acknowledgement of receipt of the California Coastal Commission's Resolution of Certification pertaining to Ordinance No's. 435, 458, 505, 507 and 516, agreement to the modifications included therein, and to issue coastal development permits consistent with said Resolution throughout the area of the City's certified local coastal program.

Section 6. This ordinance shall be in full force and effect thirty (30) days following second reading by the City Council; and before the expiration of fifteen (15) days of its passage shall be published once with the names of the City council voting for and against the same in the Coastal View, newspaper of general circulation published in the City of Carpinteria.

PASSED, APPROVED AND ADOPTED this 12th day of April, 1999, by the following called vote:

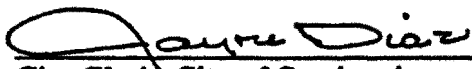
AYES: COUNCILMEMBERS : Weinberg, Ledbetter, Nielsen, Jordan, Stein

NOES: COUNCILMEMBERS None

ABSENT: COUNCILMEMBERS None


Mayor, City of Carpinteria


ATTEST:


City Clerk, City of Carpinteria

I hereby certify that the foregoing ordinance was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held the 12th day of April 1999.


City Clerk, City of Carpinteria

APPROVED AS TO FORM:


City Attorney