

# DRAFT

## CALIFORNIA COASTAL COMMISSION

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### RECORD PACKET COPY



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TO: ALL COMMISSIONERS

FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR

SUBJECT: **MINUTES OF MEETING OF JANUARY 11-14, 2000**  
Four Points Hotel - Sheraton  
530 West Pico Blvd.  
Santa Monica

Tuesday, January 11, 2000 pages 1 to 12

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Tuesday, January 11, 2000, by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Commissioners Daniels, Desser, Dettloff, Estolano, (Alternate) Kruer, McClain-Hill, Nava and (Alternate) Rose. Absent: Bornstein, Potter, Sanders and Sweeney. Dean arrived at 10:30 a.m.. Woolley arrived at 11:30 a.m..

Ken Genser, Mayor of Santa Monica, welcomed the Commission to Santa Monica.

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## SOUTH COAST DISTRICT

### 3. ADMINISTRATIVE PERMIT APPLICATION.

a. **Application No. 5-99-425 (Long Beach Navy Memorial)** Staff recommended approval with conditions.

Ruthann Lehrer, representing the City of Long Beach, submitted a request to speak in favor of the project.

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

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## STATEWIDE

4. **APPROVAL OF MINUTES.** Desser moved approval of the minutes of December 1999 with corrections, seconded by Dettloff, and the vote was unanimous.
5. **COMMISSIONERS' REPORTS.** Informational only.
6. **CONSERVANCY REPORT.** Trailed.
7. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.
8. **DEPUTY ATTORNEY GENERAL'S REPORT.** Informational only.
9. **EXECUTIVE DIRECTOR'S REPORT.**
  - a. **Legislation.** Informational only.
  - b. **Resolution on Mexico's San Ignacio Lagoon.** Staff presented a draft resolution, and recommended continuance.

Stephen Wechselblatt, representing Mitsubishi Int'l, submitted a request to speak in favor of the staff recommendation. Richard Lehman, representing Mitsubishi Corp., submitted a request to speak in opposition to the staff recommendation. Burney J. Le Boeuf, representing University of California, Santa Cruz, submitted a request to speak in opposition to the staff recommendation. Joel Reynolds, representing Natural Resources Defense Council Coalition to Save Laguna San Ignacio, submitted a request to speak in favor of the staff recommendation. Mark J. Spalding, representing Coalition to Save Laguna San Ignacio, submitted a request to speak in favor of the staff recommendation. Roy Murdoch submitted a request to speak in favor of the staff recommendation. Mark Gold, representing Heal the Bay, submitted requests to speak in favor of and in opposition to the staff recommendation. Steven Fleischli, representing Santa Monica Baykeeper, submitted requests to speak in favor of and in opposition to the staff recommendation. Ruth Hunter, representing California League of Conservation Voters, submitted a request to speak in favor of the staff recommendation. Susan Jordan, representing LCP, submitted a request to speak. Nancy Stephens submitted a request to speak in opposition to the project. Mark Massara, representing Sierra Club, submitted a request to speak. John Murdoch submitted a request to speak in favor of the resolution. Laurie David, representing NRDC, submitted a request to speak in favor of the staff recommendation. Art

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Baggett, representing State Water Resources Control Board, submitted a request to speak in favor of the staff recommendation.

**Motion & Vote:** Rose moved approval of the resolution with one word change, seconded by Krueer, and the roll call vote was 8 in favor and 1 opposed (McClain-Hill). **Passed.**

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## ENERGY, OCEAN RESOURCES and WATER QUALITY

10. **California's Nonpoint Source Pollution Control Program.** Staff recommended approval of three actions.

Chris Evans, representing Surfrider Foundation National Office, submitted a request to speak. Mark A. Massara, representing Sierra Club, submitted a request to speak in favor of additions. Jacqueline Lamarichts, representing Friends of the San Gabriel River, submitted a request to speak in opposition to the staff recommendation.

**Motion & Vote:** McClain-Hill moved staff recommendation on the program, seconded by Rose, and the roll call vote was 9 in favor, 0 opposed and 1 abstention (Woolley). **Passed.**

**Motion & Vote:** Krueer moved staff recommendation on the MOU, seconded by Rose, and the roll call vote was 8 in favor, 0 opposed and 1 abstention (Woolley). **Passed.**

**Motion:** Desser moved staff recommendation on the document, seconded by Nava.

**Amending Motion & Vote:** Daniels moved to include specific storm standards, seconded by Dettloff, and the roll call vote was 7 in favor, 0 opposed, and 1 abstention (Woolley). **Passed.**

**Vote on Main Motion:** Chairman Wan substituted the previous roll call vote (7-0-1) for approval of the main motion as amended above. **Passed.**

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11. **ENERGY & OCEAN RESOURCES REPORT.** Deputy Director Kooser reported on matters not requiring public hearings, and status of offshore oil & gas exploration & development.

- a. **Avila Beach Remediation Status Report.** Informational only.
  - b. **Guadalupe Oil Field Remediation Status Report.** Informational only.
  - c. **Oil Spill Program Report on Nontank Vessel Regulations.** Informational only.
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**PUBLIC COMMENTS.** Doug Kortof spoke about alleged violation by Bixby. Steve Fleishli, representing Santa Monica Baykeeper, spoke about Army Corps permits. Mark Gold, representing Heal the Bay, submitted a request to speak about Marina del Rey dredging.

**LUNCH RECESS.** The Commission recessed for lunch at 12:55 and reconvened at 2:00 p.m.. McClain-Hill left during the break.

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## 12. FINDINGS.

a. **Permit No. E-98-26 (Chevron, San Luis Obispo Co.)** Staff recommended approval of findings as modified orally.

Gonzalo Garcia, representing the applicant, agreed with the staff recommendation.

**Motion & Vote:** Daniels moved staff recommendation, seconded by Dettloff, and Chairman Wan ruled that the vote was unanimous. **Passed.**

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13. **SONGS STATUS.** Informational only. Mike Hertel, representing Southern Calif. Edison, submitted a request to speak in favor of the project

## STATEWIDE

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

## 15. FEDERAL CONSISTENCY.

a. **CD-113-99 (Corps of Engineers, Laguna Beach)** Staff recommended approval.

Phil Jones, representing County of Orange Public Facilities & Resources Dept., submitted a request to speak to answer questions. Priscilla E. Perry, representing Corps of Engineers, submitted a request to answer questions.

**Motion & Vote:** Kruer moved staff recommendation, seconded by Estolano, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

**SAN DIEGO COAST DISTRICT**

**16. COASTAL PERMIT APPLICATION.**

- a. **Application No. 6-99-79 (Klugherz, Solana Beach)** Staff recommended denial.

Steve Klugherz spoke in favor of the project.

**Motion & Vote:** Desser moved to approve the project, seconded by Daniels, and the roll call vote was 5 in favor (Daniels, Desser, Dettloff, Estolano & Kruer) and 4 opposed (Nava, Rose, Woolley & Wan). **Passed.**

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**SOUTH COAST DISTRICT**

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

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**18. CONSENT CALENDAR (removed from Regular Calendar).** Staff moved five items (20e, 21h, 21k, 21m & 21p) to the Calendar, and recommended approval with special conditions.

(21h) Dennis Eschen, representing City of Long Beach, submitted a request to speak in favor of the project.

(21p) There being 3 votes to remove it, this item was returned to the regular calendar below.

**Motion & Vote:** Rose moved staff recommendation on the remainder of the Calendar, seconded by Kruer, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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**19. NEW APPEAL.**

a. **Appeal No. A-5-99-449 (Los Angeles, Venice Pavilion demolition)** Staff recommended that the appeal raised substantial issue. There being no objection, Chairman Wan ruled that the Commission found substantial issue. Chairman Wan opened the hearing on the merits of the project. Staff recommended approval with special conditions as modified in addendum.

Plino J. Garcia, representing Marina Peninsula Neighborhood Ass., submitted a request to speak in favor of the project. Sally Sarlot submitted a request to speak in favor of the project. Mike Bonin, representing City of L.A. Councilmember Galanter, submitted a request to speak. LeeAnne Hagmeier, representing RRM Design Group, submitted a request to speak. Cathleen Chan, representing City of Los Angeles, Dept of Rec. & Parks, submitted a request to speak in favor of the project. Stash Maleski, representing In Creative Unity, submitted a request to speak in favor of the project. Diane Bush, representing Ocean Front Walk Comm., submitted a request to speak in favor of the project. Lynn Monkarsh, representing OFW Committee, submitted a request to speak in favor of the project. Mark Arneson, representing Los Angeles Police Department, submitted a request to speak in favor of the project. Carol Berman submitted a request to speak in favor of the project. Kay Briski, representing Venice Boardwalk Assn., submitted a request to speak in favor of the project. Steve Heumann, representing Venice Boardwalk Assn., submitted a request to speak in favor of the project. Jay Goodfader, representing Sidewalk Café, submitted a request to speak in favor of the project. Mike Chevalier submitted a request to speak in favor of the project. Terry Allsup submitted a request to speak in favor of the project. Albert Elzas, representing One-B LLC & Elzas Family Trust, submitted a request to speak in favor of the project. Ronn S. Pickard submitted a request to speak in opposition to the project. Gary Windish submitted a request to speak in opposition to the project. Kathleen Masser submitted a request to speak in opposition to the project. Jerry Rubin, representing Alliance for Survival, submitted a request to speak in opposition to the staff recommendation. Demetrius Tahmirf submitted a request to speak in opposition to the project. Pearl E. White, representing Oakwood Owners & Tenants Assn., spoke in opposition to the project. Matt Warnock submitted a request to speak in about the project.

**Motion & Vote:** Estolano moved staff recommendation, seconded by Kruer, and the roll call vote was 8 in favor and 1 opposed (Desser). **Passed.**

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b. **Appeal No. A-5-99-453 (Manhattan Beach downtown valet parking)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

W. Victor submitted a request to speak in opposition to the project. Matt Jacobson, representing Cotton Cargo, submitted a request to speak in opposition to the project.

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## 20. PERMIT AMENDMENTS.

a. **Permit No. 5-83-2-A2 (Santa Monica short-term parking)** Staff recommended approval with special conditions.

Pam O'Connor, Mayor Pro Tem of City of Santa Monica, submitted a request to speak in favor of the project. Susanne Frick, representing City of Santa Monica, submitted a request to speak in favor of the project. Laurie Newman, representing Assemblymember Sheila Kuehl, submitted a request to speak. Michael Feinstein, Santa Monica City Councilmember, submitted a request to speak in favor of the project. Sixty seven others submitted requests to speak in favor of the project: Judy Abdo; Ellen Alperstein; Elizabeth Bancroft; Umaima Baqer; Stephanie Barbanell; Russell Barnard; Liucija Baskauskas PhD; Harriet Beck; Karen Blechman, representing Third Street Historic District Neighbors; David Boyd; Joel Brand; Ellen Brennan, representing South Beach Neighborhood-Vecente Terrace; Nick Broomfield; Michelle Burke; Christine Burrill; Tom Byron; Taylor Cheek; Lin Ciangio; Susan Cloke; Dana Collier; Claire Cross; Kristina Deutsch; Laura Anne Edwards; Thomas A. Fischer; Julia Fordham; Heide Franke; Peter W. Gellerman; Roger Genser; David Gibbs; Tony Haig; John Halloran; Lili Hodis; A. Holcomb; Romey Jakobson; Eric Johnson; Evelyn Jones; Timothy Jones; Amalia Kesler; Ewald Klautky; John Krause; Rick Laudati, representing Ocean Park Community Organization; Greg LeDuc; Judith Lewin; Bob Loftus; Linda Ludwinski; Laurel A. McClellan; Francine Medeiros; Shawn Casey O'Brien; Halil Parlar; Rocki Pedersen; Dan Petterson; Edward Reisman; Ellen Reisman; Daniel F. Rodriguez; Andrew Rosenthal; Jerry Rubin, representing Alliance for Survival; Dan Rush; Steve Siegrist; Marshall Siskin; Jill Soffer; Jerry Summers; Lisa Tornell; Kimberly Williams; Marshall Williams; Richard Willis; Judith Wold; and Kate Young.

Mark Massara, representing Sierra Club, submitted a request to speak in opposition to the project. Norbert Dall submitted a request to speak in opposition to the project. Eric Weinstein submitted a request to speak in opposition to the project. Stewart Resmer submitted a request to speak in opposition to the project. Marla Mattenson submitted a request to speak in opposition to the project. Doyle Kerry submitted a request to speak in opposition to the project. Ted Bonnitt submitted a request to speak. Bunnie Meyer submitted a request to speak. Mike Bonin, representing City of Los Angeles, Council District 6, submitted a request to speak concerning the project. Kathleen Masser submitted a request to speak. Chuck Allord submitted a request to speak. Patrick Allaway submitted a request to speak.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and the roll call vote 8 in favor and 2 opposed (Daniels & Dettloff).

**Passed.**

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b. **Permit No. 5-84-591-A (Santa Monica short-term parking)** Staff recommended approval with special conditions.

The hearing was combined for items 20a-b & 21a-g.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan substituted the previous roll call vote (8-2). **Passed.**

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c. **Permit No. 5-95-219-A2 (Jones, Newport Beach)** **Withdrawn.**

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d. **Permit No. 5-96-212-A (Hermosa Beach parking)** Staff recommended approval with conditions as modified in addendum.

Sol Blumenfeld, representing City of Hermosa Beach, submitted a request to speak in favor of the project.

**Motion & Vote:** Estolano moved staff recommendation, seconded by Desser, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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e. **Permit No. 5-99-223-A (Cosgrove & Collins, Newport Beach)** Moved to expanded Consent Calendar. **Approved.**

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f. **Permit No. 5-99-356-A (Mattingley, Seal Beach)** Staff recommended approval with special conditions.

Marshall Innins, representing MIDG Architect, submitted a request to speak in favor of the project.

**Motion & Vote:** Dettloff moved staff recommendation, seconded by Kruer, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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McClain-Hill returned during the following item.



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g. **Permit No. 5-99-376-A (Langley, San Clemente)** Staff recommended approval with special conditions.

Chereen Langley submitted a request to speak in favor of the project.

**Motion:** Dettloff moved staff recommendation, seconded by Daniels.

**Amending Motion & Vote:** Estolano moved to delete the fence and add future development condition, seconded by Kruer, and the roll call vote was 8 in favor and 2 opposed (Dettloff & McClain-Hill). **Passed.**

**Vote on Main Motion:** The roll call vote on the main motion, as amended above, was 8 in favor and 2 opposed (Dettloff & McClain-Hill). **Passed.**

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h. **Permit No. 5-99-332-A (Frahm, Laguna Beach)** Staff recommended approval with special conditions.

Shirley Reid Frahm spoke in favor of the project. George B. Piggott, representing the applicant, spoke in favor of the project. Larry Jansen, representing the applicant, submitted a request to speak in favor of the project.

**Motion & Vote:** Desser moved staff recommendation, seconded by Dettloff, and Chairman Wan that the roll call vote was unanimous. **Passed.**

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## 21. COASTAL PERMIT APPLICATIONS.

a. **Application No. 5-99-45 (Santa Monica preferential parking)** Staff recommended approval with special conditions.

The hearing was combined for items 20a-b & 21a-g.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan substituted the previous roll call vote (8-2). **Passed.**

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b. **Application No. 5-99-46 (Santa Monica preferential parking)** Staff recommended approval with special conditions.

The hearing was combined for items 20a-b & 21a-g.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan substituted the previous roll call vote (8-2). **Passed.**

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c. **Application No. 5-99-47 (Santa Monica preferential parking)** Staff recommended approval with special conditions.

The hearing was combined for items 20a-b & 21a-g.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan substituted the previous roll call vote (8-2). **Passed.**

d. **Application No. 5-99-48 (Santa Monica preferential parking)** Staff recommended approval with special condition.

The hearing was combined for items 20a-b & 21a-g.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan substituted the previous roll call vote (8-2). **Passed.**

e. **Application No. 5-99-49 (Santa Monica preferential parking)** Staff recommended approval with special conditions.

The hearing was combined for items 20a-b & 21a-g.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan substituted the previous roll call vote (8-2). **Passed.**

f. **Application No. 5-99-50 (Santa Monica preferential parking)** Staff recommended approval with special conditions.

The hearing was combined for items 20a-b & 21a-g.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan substituted the previous roll call vote (8-2). **Passed.**

g. **Application No. 5-99-51 (Santa Monica preferential parking)** Staff recommended approval with special conditions.

The hearing was combined for items 20a-b & 21a-g.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan substituted the previous roll call vote (8-2). **Passed.**

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h. **Application No. 5-99-162 (Long Beach Parks)** Moved to expanded Consent Calendar. **Approved.**

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i. **Application No. 5-99-289 (N M U S D, Newport Beach)** Trailed until Wednesday and later **postponed.**

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j. **Application No. 5-99-325 (Sea Castle Apts., Santa Monica)** **Withdrawn.**

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k. **Application No. 5-99-365 (Lee, Los Angeles)** Moved to expanded Consent Calendar. **Approved.**

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l. **Application No. 5-99-379 (Blurock, Newport Beach)** Staff recommended approval with special condition.

Tom Blurock submitted a request to speak in favor of the project.

**Motion & Vote:** Nava moved staff recommendation, seconded by Estolano, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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m. **Application No. 5-99-389 (Long Beach Grand Prix)** Moved to expanded Consent Calendar. **Approved.**

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n. **Application No. 5-99-391 (Eller Media, Los Angeles)** **Postponed.**

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o. **Application No. 5-99-427 (Los Angeles Parks, Venice Pavilion demolition)** Staff recommended approval with special conditions as modified in addendum.

The hearing was combined with item 19a, above.

**Motion & Vote:** Estolano moved staff recommendation, seconded by Krueer, and Chairman Wan substituted the previous roll call vote (8-1) from 19a. **Passed.**

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p. **Application No. 5-99-363 (Equilon Enterprises, Seal Beach)** Staff recommended approval with special conditions.

Lee Whittenberg, Director of Development Services, City of Seal Beach, spoke in favor of the project. April D. Smith, representing Service Station Services, spoke in favor of the project. Doug Kortof submitted a request to speak in opposition to the project. Stephen Reg Clewley submitted a request to speak in opposition to the project.

**Motion & Vote:** Dettloff moved staff recommendation, seconded by Rose, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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q. **Application No. 5-99-331 (Makena Resources, Seal Beach)** Staff recommended denial.

Shawn Boyd, Councilmember - City of Seal Beach, spoke in favor of the project. Lee Whittenberg, Director of Development Services City of Seal Beach, spoke in favor of the project. Don Robertson, representing Makena Resources Inc., spoke in favor of the project. Jim Kawamura, representing Makena Resources, spoke in favor of the project.

**Motion & Vote:** McClain-Hill moved approval with conditions described orally, seconded by Dettloff, and the roll call vote was 10 in favor and 0 opposed. **Passed.**

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**RECESS.** The Commission recessed for the day at 7:55 p.m..

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Wednesday, January 12, 2000 pages 13 to 20

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Wednesday, January 12, 2000, at 9:05 a.m. by Chairman Wan.
  2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Daniels, Dean, Dettloff, Estolano, Kehoe, Nava, Reilly and Woolley. Absent: Sanders and Sweeney. Desser arrived at 10:25 a.m.. Neal arrived at 10:30 a.m. McClain-Hill arrived during the lunch break.
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- 2.5 **EXECUTIVE DIRECTOR EVALUATION.** Trained to Friday. On Friday, the Commission approved a format for the evaluation.
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## SOUTH COAST DISTRICT

### 3. COASTAL PERMIT APPLICATION.

- a. **Appeal No. A-5-99-301 (Irvine, Orange Co.) Postponed.** Garry Brown, representing E.O. Orange County Coastkeeper, submitted a request to speak. Susan Jordan, representing LCP, submitted a request to speak. Suzy Ficker, representing Cambria Lgl. Def. Fund, submitted a request to speak.
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## SAN DIEGO COAST DISTRICT

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

- a. **San Diego LCP Amendment No. 2-98A (Lodge at Torrey Pines) Certification Review.** Staff recommended concurrence with the Executive Director. There being no objection Chairman Wan ruled that the Commission concurred with the Executive Director. **Approved.**
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5. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved three items (8a, 8e & 9b) to the Calendar, and recommended approval with special conditions.

(9b) Marnell Gibson, representing City of Coronado, submitted a request to speak.

(8e) There being 3 votes to remove it, this item was returned to the regular calendar below.

**Motion & Vote:** Reilly moved staff recommendation on the remainder of the Calendar, seconded by Kehoe, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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

a. **Carlsbad LCP Amendment No. 3-99B (Incidental Outdoor Dining Areas, Hadley & Carnation rezones).** Staff recommended approval of part of the amendment, and approval of part with suggested modifications.

Jack Henthorn, representing Ryland Homes, submitted a request to speak in favor of the staff recommendation.

**Motion & Vote to Reject Part of Implementation:** Kehoe moved to reject part 1 of the implementation amendment as submitted, seconded by Estolano, and Chairman Wan ruled that the roll call vote was unanimous in opposition. **Failed.**

**Motion & Vote to Reject Part of Implementation:** Kehoe moved to reject parts 2 & 3 of the implementation amendment as submitted, seconded by Estolano, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

**Motion & Vote on Implementation with Modifications:** Kehoe moved approval of the implementation with suggested modifications, seconded by Estolano, and the roll call vote was 9 in favor and 0 opposed. **Passed.**

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b. **Oceanside LCP Amendment No. 2-99 (Timeshares) Time Extension. Postponed.**

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7. **NEW APPEALS.**

a. **Appeal No. A-6-99-115 (Lampl, Encinitas) Postponed.**

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b. **Appeal No. A-6-99-143 (Irving, San Diego)** Staff recommended that the appeal raised substantial issue. There being no objection, Chairman Wan ruled that the Commission **found substantial issue**. Chairman Wan opened the hearing on the merits of the project, and **continued** it to a future meeting. Ann Swanson, representing Sunset Cliffs Natural Park Recreation Council, submitted a request to speak. Carolyn S. Dingus, representing Friends of Sunset Cliffs, submitted a request to speak in opposition to the project.

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c. **Appeal No. A-6-99-160 (Summit Resources, San Diego)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

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## 8. COASTAL PERMIT APPLICATIONS.

a. **Application No. 6-99-32 (Oceanside bikeway)** Moved to expanded Consent Calendar. **Approved**.

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b. **Application No. 6-99-48 (Beach King, Carlsbad)** Trained until after the following item. Staff recommended approval with special conditions as modified in addendum.

Donald R. Worley, representing Southland Communities, submitted a request to speak in favor of the project.

**Motion & Vote:** Kehoe moved staff recommendation, seconded by Estolano, and the roll call vote was 9 in favor and 1 opposed (Reilly). **Passed**.

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Desser arrived during the following item.

c. **Application No. 6-99-91 (Becker, Solana Beach)** Staff recommended approval with special conditions as modified orally.

Walt Crampton, representing Peter Becker, submitted a request to speak in favor of the project.

**Motion & Vote:** Potter moved staff recommendation, seconded by Kehoe, and the roll call vote was 7 in favor, 2 opposed (Estolano & Wan), and 1 abstention (Desser). **Passed**.

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d. **Application No. 6-99-95 (Solana Beach seacave fill)** Staff recommended approval with special conditions as modified orally.

Neil Cole, representing City of Solana Beach, submitted a request to speak in favor of the project.

**Motion & Vote:** Desser moved staff recommendation, seconded by Reilly, and the roll call vote was 7 in favor and 3 opposed (Desser, Reilly & Wan). **Passed.**

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e. **Application No. 6-99-101 (San Diego wetland restoration)** Staff recommended approval with special conditions.

Jennifer Maxwell, representing City of San Diego, submitted a request to speak. John L. Minchin, representing Dudek & Assoc. (Environ. Consultant), submitted a request to speak.

**Motion:** Kehoe moved staff recommendation, seconded by Estolano.

**Amending Motion & Vote:** Kehoe moved to add follow up within 6 months, seconded by Estolano, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

**Vote on Main Motion:** Chairman Wan ruled that the roll call vote was unanimous on the main motion as amended above. **Passed.**

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## 9. PERMIT AMENDMENTS.

a. **Permit No. 6-97-11-A2 (Carlsbad Cannon Rd. mitigation)** **Withdrawn.**

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b. **Permit No. 6-98-90-A (Coronado temporary fence)** Moved to expanded Consent Calendar. **Approved.**

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10. RECONSIDERATION.

a. **Application No. 6-99-8-R (Lampl, Encinitas)** Staff recommended denial of reconsideration.

Jack Lampl spoke in favor of the project. Matt Peterson, representing the applicant, spoke in favor of the project. David Skelly, representing the applicant, spoke in favor of the project. Henry Colman spoke in favor of the project. Tony Fisher spoke in favor of the project.

**Motion & Vote:** Nava moved to grant reconsideration, seconded by Reilly, and the roll call vote was 0 in favor, 9 opposed, and 1 abstention (Woolley). **Failed.**

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**PUBLIC COMMENTS.** Doug Kortof spoke about alleged violation by Bixby. Paul Racko, representing Long Beach Organic, showed a video of the alleged violation. William Halus, representing Aerial Smartrans, spoke about recycling sewage water.

**LUNCH RECESS.** The Commission recessed for lunch at 12:35 and reconvened at 2:30 p.m. after closed session. McClain-Hill arrived during the break.

**REPORT of CLOSED SESSION.** In closed session the Commission took action on the Lampl alleged violation and alleged violations involving Los Cerritos wetlands.

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**CENTRAL COAST DISTRICT**

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

a. **Grover Beach LCP Amendment No. 1-98 Certification Review.** Staff recommended concurrence with the Executive Director. There being no objection, Chairman Wan ruled that the Commission concurred with the Executive Director. **Approved.**

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b. **Santa Cruz Co. Local Coastal Program Amendment No. 3-98 Certification Review.** **Postponed.**

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

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## 13. LOCAL COASTAL PROGRAMS (LCPs).

a. San Luis Obispo Co. LCP Amendment No. 1-99 (Harbor Terrace). Postponed.

b. **Grover Beach LCP Amendment No. 1-99 (Guest Quarters & Underground Utilities)** Staff recommended extension of the time limit for action.

**Motion & Vote:** Kehoe moved staff recommendation, seconded by Estolano, and Chairman Wan ruled that the hand vote was unanimous. **Passed.**

## 14. NEW APPEALS.

a. **Appeal No. A-3-99-40 (Petrocam, San Luis Obispo Co.)** Staff recommended that the appeal raised no substantial issue.

Kat McConnell, representing North Coast Advisory Council, spoke in opposition to the project. Marshall Ochylski, representing Petrocam, spoke in favor of the staff recommendation. John Hallvik submitted a request to speak in favor of the project.

**Motion & Vote:** Dettloff moved staff recommendation, seconded by Kehoe, and the roll call vote was 5 in favor (Daniels, Dettloff, Kehoe, Reilly & Wan), 3 opposed (Dettloff, Nava & Woolley), and 1 abstention (Estolano). **Passed.**

b. **Appeal No. A-3-99-50 (Railsback, San Luis Obispo Co.)** Staff recommended that the appeal raised substantial issue. There being no objection, 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.

John Pryor, architect for the applicants, spoke in favor of the project. Sherman Railsback & Maureen Railsback submitted a request to speak in favor of the project.

**Motion & Vote:** Estolano moved staff recommendation, seconded by Potter, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

c. **Appeal No. A-3-99-56 (Hooper & Filizetti, Santa Cruz Co.)** Staff recommended that the appeal raised substantial issue. There being no objection, Chairman Wan ruled that the Commission **found substantial issue**. The applicant requested postponement. Chairman Wan opened the hearing on the merits of the project and **continued** it to a future meeting.

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Charlene Atack, representing the applicants, submitted a request to speak in favor of the project.

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Neal & Dean left during the following item.

d. **Appeal No. A-3-99-60 (Miles & Cohn, San Luis Obispo Co.)** Staff recommended that the appeal raised substantial issue. There being no objection, Chairman Wan ruled that the Commission **found substantial issue**. Chairman Wan opened the hearing on the merits of the project, and **continued** it to a future meeting.

Rodney Miles requested an early hearing. John Pryor and Gary Cohn submitted requests to speak in favor of the project. Ron Wilson and Laila Sexton submitted requests to speak in opposition to the project.

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e. **Appeal No. A-3-99-79 (Linsley, San Luis Obispo Co.)** Staff recommended that the appeal raised substantial issue. There being no objection, Chairman Wan ruled that the Commission **found substantial issue**, and opened the hearing on the merits of the project. Staff recommended denial.

**Motion & Vote:** Desser moved approval of the project, seconded by Estolano, and Chairman Wan ruled that the roll call vote was unanimous in opposition. **Failed**.

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f. **Appeal No. A-3-99-81 (Santa Cruz, skate park)** Staff recommended that the appeal raised no substantial issue.

Carol Long, representing Friends of Neary Lagoon, spoke in opposition to the project. Dena Robertson, representing City of Santa Cruz, spoke in favor of the staff recommendation. Jasen Strubing submitted a request to speak in favor of the staff recommendation. Susan Harris, representing the City, answered questions. Pablo Daroux answered questions.

**Motion & Vote:** Dettloff moved staff recommendation, seconded by Potter, and the roll call vote was 10 in favor and 1 opposed (Woolley). **Passed**.

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g. **Appeal No. A-3-99-82 (Tri W, Morro Bay)** **Postponed**.

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h. **Appeal No. A-3-99-83 (Wright, San Luis Obispo Co.)** **Postponed**.

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# DRAFT

i. **Appeal No. A-3-99-92 (Rancho Chiquita, Monterey Co.)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

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j. **Appeal No. A-3-99-93 (Monterey Bay Aquarium, Monterey Co.)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

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k. **Appeal No. A-3-99-97 (Treebones Campground, Monterey Co.)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

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l. **Appeal No. A-3-99-99 (Dittrich, Monterey Co.)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

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m. **Appeal No. A-3-99-101 (Odegard, Monterey Co.)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

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## 15. COASTAL PERMIT APPLICATION.

a. **Application No. 3-99-76 (Monterey Plaza Hotel, Monterey)** Staff recommended approval with special conditions as modified in addendum.

Eric Miller, representing the applicant, spoke in favor of the project. Dan Albert, Mayor of Monterey, spoke in favor of the project. Mark Massara, representing Sierra Club, spoke in opposition to the project. Thomas H. Jamison, representing the applicant, spoke in favor of the project. Cindy & Jim McGillen answered questions.

**Motion & Vote:** McClain-Hill moved staff recommendation, seconded by Daniels, and the roll call vote was 10 in favor and 1 opposed (Nava). **Passed.**

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**RECESS.** The Commission recessed for the day at 4:55 p.m..

# DRAFT

Thursday, January 13, 2000 - pages 21 to 26

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Thursday, January 13, 2000, at 9:05 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Desser, Dettloff, (Alternate) Allgood, Kehoe, Nava, Reilly and Woolley. Absent: Dean, Neal, Sanders and Sweeney. Daniels arrived at 9:15 a.m., and McClain-Hill arrived at 12:45 p.m..

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## SOUTH CENTRAL COAST DISTRICT

3. **CONSENT CALENDAR.** See items a through k on pages 15-16 of the agenda. Item i was postponed. Staff recommended approval with special conditions as modified in addendum.

(e) There being 3 votes to remove it, this item was **set for hearing** at a future meeting.

Daniels arrived during this item.

**Motion & Vote:** Potter moved staff recommendation on the remainder of the Calendar, seconded by Reilly, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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## 4. COASTAL PERMIT APPLICATION.

McClain-Hill arrived during this item

a. **Application No. 4-98-334 (Santa Monica Mts. Conservancy, Malibu)** Staff recommended approval with special conditions as modified in addendum.

Nancy Lucast, representing Santa Monica Mountains Conservancy, spoke in favor of the project. Elizabeth Cheadle, representing SMMC Board of Directors, spoke in favor of the project. Amy Lethbridge, representing Santa Monica Mts. Conservancy, spoke in favor of the project. Joseph T. Edmiston, representing Santa Monica Mts. Conservancy, submitted a request to speak in favor of the project. Jack Easton, representing LSA & Associates, submitted a request to speak in favor of the project. Hady Izodpanah, representing Penfield & Smith, submitted a request to speak in favor

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of the project. Ron Hirsch, representing Crain & Assoc., submitted a request to speak in favor of the project. Walt Young, representing Santa Monica Mts. Conservancy, submitted a request to speak in favor of the project. Laurie Collins, representing SMMC, submitted a request to speak in favor of the project. Sixteen others submitted requests to speak in favor of the project: Matt Abrams; Ernestine Barnes, representing Marine Education Center; Taryn Bayer, representing Marine Educational Center; Fran Cameron; Dennis Dockstader; Abe Freeman; Allison Gray; Ronald Haynes, representing Marine Education Center; John Hisserich; Andy Lipkis, representing TreePeople; Richard Mayer, representing American Society of Landscape Architects; Joan Pankratz; Bruce Saito, representing L.A. Conservation Corps; Julia Robinson Shimizu; Liz Spencer; and Rob Terris.

Forty five speakers submitted requests to speak in opposition to the project: Jean Anderson; Lance Anderson; Rick Appel; Suzy Arbaut; Jennifer Ball; Joyce Ball; Alec Bernstein; Lotte Cherin; Bill Clark; Gertrude Coleman; Ronald Coleman Sr; James H. Cowan; Kevin Cozen; Lee First; Scott Franklin; Thomas Gottshalk; Elizabeth Hoffman; George Hoffman; Kathryn Holguin; Joan House; Lawrence Ivey; Mary Jacobson; Dr Rick Jacobson; Corin Kahn; Cory Kahn; Joan Kay, Chair of Coalition to Preserve Las Virgenes; Ken Kearsley; Walt Keller, representing City of Malibu; Rick Mullen; Ken Nilsen; Dusty Ped; Kathy Sacks; Lee Sacks; Scott Schwartz; Mindy Sheps; Roxanne Skene, representing Malibu Trail Assoc.; Richard R. Terzian, representing City of Malibu; Evelyn Thorne; Mayor Carolyn Van Horn, representing City; Jodi Waldron; Ruth White; Karen Winston; Beatrix Zilinskas; Dagmar Zilinskas; and Gene Zilinskas. Jaime Harnish, representing Barbra Streisand, submitted a request to speak in concern for the neighbors.

**Motion & Vote to Continue:** Nava moved to continue the hearing, seconded by Potter, and Chairman Wan ruled that the hand vote was unanimous. **Passed.**

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**PUBLIC COMMENTS.** Candace Brown and John Abbene, both representing Latigo Canyon Preservation Assoc., spoke about alleged violation in Latigo Canyon.

**LUNCH RECESS.** The Commission recessed for lunch at 12:55 and reconvened at 2:00 p.m. after closed session.

**REPORT of CLOSED SESSION.** In closed session the Commission took action Affinito v. City of Fort Bragg et al., Marathon Oil Co. et al. v. U.S., Big Lagoon Rancheria v. Davis, et al., City of Malibu v. CCC, et al., and discussed 2 other matters for information only.

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

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# DRAFT

6. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved three items (8d, 8e & 8h) to the Calendar, and recommended approval with special conditions.

(8d) Don Schmitz, representing the applicant, submitted a request to speak in favor of the project. (8h) Kenneth Vail & Mary Tichener submitted a request to speak in favor of the project.

**Motion & Vote:** There being no speakers, Potter moved staff recommendation, seconded by Kehoe, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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

a. **Port Hueneme LCP Amendment No. 1-99 (Moonlite Motel).** Staff recommended approval.

**Motion & Vote on Plan as Submitted:** Potter moved approval of the Land Use Plan Amendment as submitted, seconded by Kehoe, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

**Motion & Vote to Reject Implementation:** Potter moved to reject the implementation amendment as submitted, seconded by Kehoe, and Chairman Wan ruled that the roll call vote was unanimous in opposition. **Failed.**

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8. **COASTAL PERMIT APPLICATIONS.**

a. **Application No. 4-99-103 (Brown, Malibu) Postponed.**

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b. **Application No. 4-99-112 (Malibu Encinal Homeowners Association & Wilson, Malibu)** Terence M. Sternberg, representing Malibu-Encinal Home Owner's Assoc., Inc., requested continuance.

**Motion & Vote to Continue:** Kehoe moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan ruled that the hand vote was unanimous. **Passed.**

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c. **Application No. A-4-99-119 (Clemens & Loeks, Carpinteria) Postponed.**

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# DRAFT

d. **Application No. 4-99-126 (Frymer, Malibu)** Moved to expanded Consent Calendar. **Approved.**

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e. **Application No. 4-99-129 (Schwab, Malibu)** Moved to expanded Consent Calendar. **Approved.**

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f. **Application No. 4-99-152 (Socal Communications Sites, Los Angeles Co.)** Postponed.

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g. **Application No. 4-99-169 (Trento, Malibu)** Postponed. Dan Larson submitted a request to speak in opposition to the staff recommendation. Jeanne Heneghan submitted a request to speak in opposition to the staff recommendation.

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h. **Application No. 4-99-172 (Vail & Tichenor, Los Angeles Co.)** Moved to expanded Consent Calendar. **Approved.**

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i. **Application No. 4-99-187 (Leonard, Malibu)** Postponed.

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McClain-Hill left during the next item.

j. **Appeal No. A-4-99-200 (Santa Barbara Beach Prop. & Santa Barbara)** Staff recommended approval with special conditions.

David Vanhoy, David Davis & Mayor Harriet Miller, all representing the applicant, spoke in favor of the project. Steve Kaufmann, Doug Fell & Nancy Lucast, all representing the applicant, submitted requests to answer questions. Councilmember Gregg Hart submitted a request to speak in favor of the project. Thirty eight speakers submitted requests to speak in favor of the project: Brian Alexander; Dr John Allen; Miguel A. Avila; Jill S. Benamar; Marty Blum; Marti Correa de Garcia; Larry Crandell Jr; Alison Crowther; Reggie Drew, representing Beach Rentals; Steven Engles; Kathy Force; Rick Ford; Caroline Gadsby; Gil Garcia; David Giorgi; Eric Hamor & Kristin Hamor, representing Hot Spots Visitor Info & Espresso Co.; Skip Harkson; Nina Harlow; Sue Higman; Kenneth L. Kidd MD; Jim Kodak; Henry Lenny; Jill Lord; Ann Moore; Karen Nilsen; Gail O'Brien; Linda Petersen; Steve Petersen; Alvin Plack; Erika Plack; Grace Porter; William Porter; James Rickard; Erica Rodriguez; Dan Secord MD; Susan Van Atta; Ken Warkentin; and Maggie Warkentin.

Twenty one speakers submitted requests to speak in opposition to the project: Anita Abbott; Tom Becker, representing CAB; Steven Dunn; Joel Fithian; Vasanti Fithian;



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Miriam Flacks; Robert French; Tanya Gulesserian, representing Environmental Defense Center; Connie Hannah; Eddie Harris, representing Santa Barbara Urban Creeks Council; Beverly King; Jacqueline Kronberg; Linda Krop; James E. Marino, Atty. Cars Are Basic (CAB); Mark Massara, representing Sierra Club; Catherine McCammon; Beverly K. Penner; Beatrice Terres Rosales; Shelley Sund, President Cycles-4-Rent, Inc.; Nyle G. Utterback; and Scott Wenz.

**Motion & Vote to Continue:** Potter moved to continue the hearing, seconded by Nava, and the roll call vote was 7 in favor and 3 opposed (Daniels, Dettloff & Reilly). **Passed.**

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k. **Application No. 4-99-219 (Itzaki, Malibu) Postponed.**

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l. **Application No. 4-99-220 (Itzaki, Malibu) Postponed.**

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m. **Application No. 4-99-227 (Megdal, Malibu) Postponed.**

Daniels left before the next item.

## 9. PERMIT AMENDMENT.

a. **Permit No. 5-90-246-A2 (Gilliland, Malibu)** Staff recommended approval with special conditions.

**Motion & Vote:** Potter moved staff recommendation, seconded by Kehoe, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

## 10. PERMIT EXTENSION.

a. **Permit No. 5-85-215-E-13 (Ghosn, Malibu)** Staff recommended approval.

Alan Block, representing the applicant, spoke in favor of the staff recommendation. Scott Adler, representing the applicant, submitted a request to speak in favor of the staff recommendation. Mark Handel, representing the applicant, submitted a request to speak. Kenneth Wikle, representing Cold Creek Community Council, submitted a request to speak in opposition to the staff recommendation.

**Approved:** There being no objection, Chairman Wan ruled that the permit was extended.

# DRAFT

11. **REVOCACTION of Permit No. R-4-96-189 (Flinkman, Los Angeles Co.)** Staff recommended that the permit be revoked.

Michael Lane spoke in favor of the staff recommendation. Lewis Flinkman, representing Riverstone Group, spoke in opposition to the staff recommendation. Jack Gardener submitted a request to speak connecting roads in area for fire evacuation.

**Motion & Vote:** Reilly moved staff recommendation, seconded by Potter, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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

# DRAFT

Friday, January 14, 2000 - pages 27 to 30

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Friday, January 14, 2000, at 9:05 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Daniels, Desser, Dettloff, (Alternate) Allgood, Nava, Reilly and Woolley. Absent: Dean, Kehoe, Neal, Sanders and Sweeney. McClain-Hill arrived at 10:05 a.m..

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## ENFORCEMENT

3. **COMMISSION CEASE & DESIST ORDER No. CCC-00-CD-1 (Murray, Del Norte County)** Staff recommended approval.

Fred Gaines, representing Alan Murray, spoke in opposition to the staff recommendation.

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

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## NORTH CENTRAL COAST DISTRICT

4. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Scholl reported on matters not requiring public hearings, and on comments from the public.
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5. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved item 6a to the Calendar, and recommended approval with special conditions.

Robert Young and Ramsey Hissen, both representing Caltrans, submitted requests to speak in favor of the project.

**Motion & Vote:** Potter moved staff recommendation, seconded by Woolley, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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## 6. PERMIT AMENDMENT.

a. **Permit No. 1-98-57-A (CalTrans, San Mateo Co.)** Moved to expanded Consent Calendar. **Approved.**

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## 6.5 NEW APPEAL.

a. **Appeal No. A-2-99-66 (Field & Lee, San Mateo Co.)** Staff recommended that the hearing be continued. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

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## NORTH COAST DISTRICT

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

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

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McClain-Hill arrived during the next item.

## 9. COASTAL PERMIT APPLICATION.

a. **Application No. 1-99-64 (CalTrans, Crescent City)** Staff recommended approval with special conditions as modified in addendum.

Gary Banducci, representing Caltrans, spoke in favor of the staff recommendation. Dennis McBride and Daniel W. Peterson, both representing Caltrans, submitted requests to speak in favor of the staff recommendation.

**Motion & Vote to Continue:** McClain-Hill moved to continue the hearing, seconded by Daniels, and Chairman Wan ruled that the hand vote was unanimous. **Passed.**

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## 10. PERMIT AMENDMENTS.

a. **Permit No. 1-83-208-A4 (Malmgren, Humboldt Co.)** Staff recommended approval with special conditions as modified in addendum.

# DRAFT

**Motion & Vote:** There being no speakers, Reilly moved staff recommendation, seconded by Woolley, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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b. **Permit No. 1-92-201-A2 (Zucker, Mendocino Co.)** Staff recommended approval with special conditions.

**Motion & Vote:** There being no speakers, McClain-Hill moved staff recommendation, seconded by Desser, and Chairman Wan ruled that the roll call vote was unanimous. **Passed.**

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c. **Permit No. 1-95-54-A2 (Feiner, Mendocino Co.)** Staff recommended approval with special conditions.

**Report of Closed Session.** In closed session the Commission discussed one matter for information only.

**Motion & Vote to Continue:** Potter moved to continue the hearing, seconded by McClain-Hill, and Chairman Wan ruled that the hand vote was unanimous. **Passed.**

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## 11. FINDINGS.

a. **Appeal No. A-1-99-26 (Klute, Mendocino Co.)** Staff recommended approval of findings.

**Motion & Vote:** Dettloff moved staff recommendation, seconded by Desser, and the hand vote was 4 in favor and 0 opposed. **Passed.**

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Allgood, Desser & McClain-Hill left at 11:20 during the next item.

## 12. LOCAL COASTAL PROGRAM (LCP).

a. **Mendocino Co. LCP Amendment No. 1-98 (Reed).** Staff recommended that the Commission rescind its previous action, and deny the amendment as submitted.

Michael Friedman, representing Reed Manor, spoke in favor of reconsideration. Linda Lancaster, representing Mendocino County LCP Amendment, spoke in opposition to the staff recommendation.

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**Motion & Vote to rescind action on Plan:** Nava moved to rescind the previous action on the land use plan, seconded by Woolley, and the roll call vote was 7 in favor and 0 opposed. **Passed.**

**Motion & Vote on Plan as Submitted:** Nava moved approval of the Land Use Plan Amendment as submitted, seconded by Woolley, and the roll call vote was 0 in favor and 7 opposed. **Failed.**

**Motion & Vote to rescind action on Implementation:** Nava moved to rescind the previous action on the implementation, seconded by Woolley, and the roll call vote was 7 in favor and 0 opposed. **Passed.**

**Motion & Vote to Reject Implementation:** Nava moved to reject the implementation amendment as submitted, seconded by Woolley, and the roll call vote was 7 in favor and 0 opposed. **Passed.**

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## 13. NEW APPEAL.

a. **Appeal No. A-1-99-70 (DeMartini, Mendocino Co.)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

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**ADJOURNMENT.** There being no old or new business, the meeting adjourned at 11:30 p.m..

Respectfully Submitted,

PETER M. DOUGLAS  
Executive Director

pmg