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CALIFORNIA COASTAL COMMISSION

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TO: ALL COMMISSIONERS

FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR

SUBJECT: **MINUTES OF MEETING OF AUGUST 7-11, 2000**
Waterfront Hilton Beach Resort
21100 Pacific Coast Highway
Huntington Beach

Monday, August 7, 2000 pages 1 to 4

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Tuesday, August 7, 2000, at 1:00 p.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Commissioners Daniels, Dettloff, (Alternate) Allgood, Hart, (Alternate) Kruer, Nava and (Alternate) Rose. Absent: Dean, Neal, Potter, Sanders & Sweeney. Desser arrived at 1:10 p.m.. McClain-Hill arrived at 1:55 p.m.. Woolley arrived at 2:40 p.m..

SAN DIEGO COAST DISTRICT

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

(6a) Four speakers, all representing the applicant, submitted requests to speak in favor of the project: Ernest Soczka, David Cannon P.E., William G. Dyson and Leslea

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b. Permit No. 6-99-24-A (McMahon, Solana Beach) **Postponed.**

SOUTH COAST DISTRICT

8. COASTAL PERMIT APPLICATIONS.

a. **Application No. 5-99-329 (Catellus, Los Angeles)** Staff recommended approval with special conditions as modified orally.

Nelson Rising, the applicant, spoke in favor of the project. Peter Lauener, the applicant, spoke in favor of the project. Sam Ross, representing the applicant, spoke in favor of the project. Ruth Galanter, representing City of LA, spoke in favor of the project. Tom McClune spoke in favor of the project. Gwen Vuchsas, representing Westchester/LAX-Marina Chamber of Commerce, spoke in favor of the project. John Kohut spoke in favor of the project. Judith Ciancimino spoke in favor of the project. D.A. "Curt" Curtiss, representing Westchester Vitalization Corp., spoke in favor of the project. Rowena Ake spoke in favor of the project. Chris Cooper spoke in favor of the project. Mark Poritzky spoke in favor of the project. Terry Marcellus spoke in favor of the project. Craig Eggers spoke in favor of the project. Mike Arias spoke in favor of the project. Scott Carni submitted a request to speak in favor of the project. Six other speakers submitted requests to speak in favor of the project: Jeffrey Altschul, John A. Alfano, Heather Lemmon, Steve Hunter and Kevin & Kaz Galiaher. Ruth Lansford, representing Friends of Ballona Wetlands, spoke about concerns. Sharon Lockhart, representing Playa Vista Project, spoke about the project. Martin Alcala, chair, Gabrielino/Tongva Indians, spoke concerning the project. Otella Wruck, representing Friends of Ballona Wetlands, submitted a request to speak. Stephanie Reeder, representing Caltrans, spoke. Craig A. Sherman, representing Spirit of Sage Council, spoke in opposition to the project. Curtis Horton, representing Ballona Ecosystem Education Project, spoke in opposition to the project. Travis Longcore, representing Land Protection Partners, spoke in opposition to the project. Ann V. Ramage & Catherine Rich submitted requests to speak in opposition to the project. Mark Massara, representing Sierra Club, spoke in opposition to the project. Rex Frankel, representing Ballona Ecosystem Education Project, spoke in opposition to the project. William E. Ramage & Patricia Dey submitted requests to speak in opposition to the project. Kathy Knight, representing Spirit of the Sage Council/Sierra Club, spoke in opposition to the project. Curtis L. Coleman spoke in opposition to the project. R. Rao Boppana spoke in opposition to the project. Dale Newman submitted a request to speak in opposition to the project. Akiko Kumada submitted a request to speak in opposition to the project. Ramona Merryman, representing Ballona Ecological Education Project, submitted a request to speak in opposition to the project. Salvatore Grammatico, representing Pacifica del Rey neighbors, spoke in opposition to the project. Doug Korthof spoke in opposition to the project. Jerome Hopkins spoke in

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Tuesday, August 8, 2000 pages 5 to 12

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Tuesday, August 8, 2000, at 9:00 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Commissioners Desser, Dettloff, (Alternate) Allgood, Hart, (Alternate) Kruer, Nava, Neal, (Alternate) Rose and Woolley. Absent: Potter and Sweeney. Dean arrived at 9:10 a.m.. Daniels arrived at 10:45 a.m.. McClain-Hill arrived during the lunch break. Sanders arrived at 2:40 p.m..

SOUTH CENTRAL COAST DISTRICT

3. **CONSENT CALENDAR.** See items a & b on page 5 of the meeting notice. Staff recommended approval with special conditions.

(3a) Diana L. Navarro, representing the applicants, submitted a request to speak in favor of the project.

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

STATEWIDE

4. **APPROVAL OF MINUTES.** Rose moved approval of the minutes of June 2000, seconded by Woolley, and unanimously approved. Rose moved approval of the minutes of July 2000, seconded by Woolley, and unanimously **approved.**
5. **COMMISSIONERS' REPORTS.** None.
6. **CONSERVANCY REPORT.** None.
7. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.
8. **DEPUTY ATTORNEY GENERAL'S REPORT.** Informational only.

REPORT of 7/24/00 CLOSED SESSION. In closed session, on July 24, 2000, the Commission discussed one matter for information only.

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13. COASTAL PERMIT APPLICATIONS.

a. **Application No. 4-99-213 (La Chusa Highlands, Malibu) Withdrawn.**

b. **Application No. 4-99-246 (Bird, Malibu) Postponed.**

c. **Application No. 4-99-269 (Berman, Malibu) Moved to expanded Consent Calendar. Approved.**

d. **Application No. 4-00-14 (Newlon, Malibu) Staff recommended denial.**

Robert Newlon, the applicant, spoke in favor of the project.

Motion & Vote: Allgood moved approval of the application, seconded by Nava, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. **Failed.**

e. **Application No. 4-00-34 (Gray Whale, Malibu) Staff recommended approval with special conditions as modified orally.**

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

f. **Application No. 4-00-41 (Cook & Gilson, Los Angeles Co.) Moved to expanded Consent Calendar. Approved.**

g. **Application No. 4-00-61 (Feil, Malibu) Moved to expanded Consent Calendar. Approved.**

h. **Appeal No. A-4-00-78 (Bauman, Ventura Co.) Staff recommended denial.**

Alejandro P. Gutierrez, Esq., and Don Schmitz, both representing Paul & Susan Betoulere, spoke in favor of the project.

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

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D. Wallace Benton, architect for the owner, submitted a request to speak in favor of the project.

Motion: McClain-Hill moved staff recommendation, seconded by Kruer.

Motion & Vote: McClain-Hill moved to deny the patio expansion, seconded by Rose, and Chairman Wan ruled that the vote was unanimous. **Passed.**

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

15. **PUBLIC WORKS PLAN AMENDMENT 1-2000 (Santa Barbara City College).** Staff recommended approval of part of the amendment.

Jana Zimmer, representing Santa Barbara City College, spoke in favor of the project, withdrew part of the amendment, and re-filed it with no objection to a waiver of the time limit. Brian Fahnestock, representing Santa Barbara City College, submitted a request to speak in favor of the project.

Motion & Vote to Extend Time Limit: Hart moved to extend the time limit for action on the re-filed amendment, seconded by Nava, and Chairman Wan ruled that the vote was unanimous. **Passed.**

Motion & Vote: Nava moved staff recommendation on the remaining part of the amendment, seconded by Hart, and Chairman Wan ruled that the vote was unanimous. **Passed.**

16. **RESCISSION of Permit No. 4-99-164 (Olson, Malibu)** Staff recommended that the Commission vacate the permit decision.

Don Schmitz, representing the applicant, spoke in favor of the project.

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

17. **FINDINGS.**

a. **Application No. 4-99-268 (Geffen, Malibu)** Staff recommended approval of findings.

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

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Richard Cisakowski spoke in favor of the project. Joe Weissmiller submitted a request to speak representing the appellant.

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

b. **Appeal No. A-5-00-296 (Rancho Palos Verdes)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

22. COASTAL PERMIT APPLICATIONS.

a. **Application No. 5-00-59 (Doukoullos & Danner, Hermosa Beach)** Moved to expanded Consent Calendar. **Approved.**

b. **Application No. 5-00-86 (Wells, Hermosa Beach)** Moved to expanded Consent Calendar. **Approved.**

c. **Application No. 5-00-114 (Heuer, Hermosa Beach)** Moved to expanded Consent Calendar. **Approved.**

d. **Application No. 5-00-119 (Lynn, Los Angeles)** Staff recommended approval with special conditions as modified orally.

Donna West answered questions representing the applicant. Jonathan & Rita Lynn submitted a request to speak in favor of the project.

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

Allgood, Nava & Krueer left during the following item.

e. **Appeal No. A-5-00-173 (Hartley, Los Angeles)** Staff recommended approval with special conditions.

Clabe Hartley, the applicant, spoke in favor of the project. Mario Juravich, representing Ruth Galanter, spoke in favor of the project. Ruth Galanter, representing L.A. City Council, submitted a request to speak in favor of the project. Charlotte Hech

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Wednesday, August 9, 2000 pages 13 to 17

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Wednesday, August 9, 2000, at 9:05 a.m. by Chairman Wan.
 2. **ROLL CALL.** Present: Chairman Wan, Commissioners Daniels, Dean, Dettloff, Hart, (Alternate) Kruer, Nava, Reilly, Sanders and Woolley. Absent: Potter and Sweeney. Estolano & Neal arrived at 9:10 a.m.. McClain-Hill arrived at 9:15 a.m.. Desser arrived at 10:40 a.m..
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ENERGY, OCEAN RESOURCES and WATER QUALITY

3. **WATER QUALITY WORKSHOP.** Informational only. Mark Gold, representing Heal the Bay, submitted a request to comment on the staff report.
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PUBLIC STATEMENTS. Evan Henry, representing Bolsa Chica Land Trust, introduced supporters of Bolsa Chica preservation. Linda Moon, representing Amigos de Bolsa Chica, said the community is passionately interested in Bolsa Chica. Jim Bloomquist, representing Sierra Club, said the citizens of California support the goals of the Coastal Act. Christopher Evans, representing Surfrider Foundation, urged protection of wetlands. Marcia Hanscom, representing Wetlands Action Network, said the Bolsa Chica mesa was important habitat. Robert Roy Vande Hoek, representing Sierra Club CA Coast & Ocean Committee, spoke about aesthetics of habitat & beaches. Douglas Kortof complained about illegal approvals. Ted Crisell opposed 2310 and requested to declare Bolsa Chica wetlands & mesa a national monument. Lillian Robles, representing Juaneno Mission Indians, asked for protection of Bolsa Chica. Steve Ray said the wetlands & mesa of Bolsa Chica should be saved. Gloria Gae Treece spoke in favor of entire ecosystem's preservation. Stephen Reg Clewley said stop wicked development. Joe Racano, representing Victory on the Coast, opposed development on the Bolsa Chica mesa.

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

- a. **Guadalupe Oil Field Remediation Status Report.** The report was written, for information only.

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NORTH CENTRAL COAST DISTRICT

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

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

PUBLIC STATEMENT. Lee Whittenberg, representing City of Seal Beach, presented the mayor's statement opposing development on the Bolsa Chica mesa.

LUNCH RECESS. The Commission recessed for lunch at 12:25 and reconvened at 1:40 p.m..

9.5 LOCAL COASTAL PROGRAM (LCP).

a. **San Mateo Co. LCP Amendment No. 2-00 (Timber Harvest Buffer) Time Extension.** Staff recommended approval.

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

10. NEW APPEAL.

a. **Appeal No. A-2-99-66 (Lee, San Mateo Co.)** **Postponed.**

11. COASTAL PERMIT APPLICATION.

a. **Application No. 2-00-5 (Marin Co. personal watercraft ban)** Staff recommended approval with conditions as modified in addendum.

David Zaltsman, representing County of Marin, submitted a request to speak in favor of the project. Mark Massara, representing Sierra Club, spoke in favor of the project. Stephen Andranian, representing American Watercraft Association, spoke in opposition to the project. Jennifer Hurst spoke in favor of the project.

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

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Motion & Vote to Reject Implementation: Dettloff moved to reject the implementation amendment as submitted, seconded by Daniels, and Chairman Wan ruled that the vote was unanimous. **Passed.**

Motion & Vote on Implementation with Modifications: Dettloff moved approval of the implementation with suggested modifications, seconded by Daniels, and Chairman Wan ruled that the vote was unanimous. **Passed.**

15. COASTAL PERMIT APPLICATION.

a. **Application No. 5-00-111 (Ballard, San Clemente)** Staff recommended approval with special conditions.

Bryan Ballard submitted a request to speak in favor of the project. Four speakers submitted requests to speak in opposition to the project: Arlene Button, Gary Button, Wayne Eggleston and Mary Schroeder.

Motion: Nava moved staff recommendation, seconded by Reilly.

Amending Motion & Vote: Nava moved to limit the height to 20 feet, seconded by Woolley, and the roll call vote was 9 in favor and 2 opposed (Daniels & McClain-Hill). **Passed.**

Vote on Main Motion: The roll call vote on the main motion, as amended above, was 11 in favor and 0 opposed. **Passed.**

RECESS. The Commission recessed for the day at 3:05 p.m..

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c. **Appeal No. A-3- 00-79 (Seaberg, San Luis Obispo Co.) Postponed.**

d. **Appeal No. A-3-00-106 (Licursi, Santa Cruz Co.)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

e. **Appeal No. A-3-00-105 (Tomaselli, Capitola)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

f. **Appeal No. A-3-00-110 (Elwood, Pismo Beach)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

g. **Appeal No. A-3-00-111 (Elwood, Pismo Beach)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

h. **Appeal No. A-3-00-112 (Elwood, Pismo Beach)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

i. **Appeal No. A-3-00-113 (Elwood, Pismo Beach)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

7. COASTAL PERMIT APPLICATIONS.

a. **Application No. 3-95-41 (San Luis Obispo Co. Shamel Park riprap)** Moved to expanded Consent Calendar. **Approved.**

b. **Application No. 3-00-67 (Monterey, trail widening)** Moved to expanded Consent Calendar. **Approved.**

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Susan Jordan, representing LCP, spoke in opposition to the project. Garry Brown, representing Orange County Coastkeeper, spoke in opposition to the project. Laura Davick, representing Alliance to Rescue Crystal Cove, spoke in opposition to the project. Michael Quinn spoke in opposition to the project. Robert Wentzel submitted a request to speak in opposition to the project. Stephen Miles, representing Alliance to Rescue Crystal Cove, spoke in opposition to the project. Stella Hiatt, representing Prof. Dennis Kelly, Marine Science Dept. Orange Coast College, spoke in opposition to the project. Carol Larsen spoke in opposition to the project. Cinda Combs, representing Alliance to Rescue Crystal Cove, spoke in opposition to the project. Iryne Black spoke in opposition to the project. Jeannette Y. Merrilees, representing Task Force of Crystal Cove, spoke in favor of the project with enforced conditions. Janet Bee, representing Alliance to Rescue Crystal Cove, spoke in opposition to the project. Larry Porter spoke in opposition to the project. Stephanie Borger, representing Earth Resource Foundation, spoke in opposition to the project. Terry Stephens spoke in opposition to the project. Dani Gold, representing Earth Rescue Foundation, spoke in opposition to the project. Jane Burzell spoke in opposition to the project. Jeff Killen spoke in opposition to the project. Sally Martin spoke. Kim Lewand, representing O.C. Coast Keeper, spoke in opposition to the project. Victor Leipzig, representing Coastwatch, spoke concerning the project. Pat McDaniel, representing Alliance to Rescue Crystal Cove, spoke in opposition to the project. Brenda Stouffer submitted a request to speak in opposition to the project. Mark Massara, representing Sierra Club, submitted a request to speak in opposition to the project.

PUBLIC STATEMENTS. Jeannette Merrilees presented letters of opposition to resort at Crystal Cove. Mark A. Massara, representing Sierra Club, spoke about Ormond Beach damage to wetlands, and commented on environmental problems in Pismo Beach.

LUNCH RECESS. The Commission recessed for lunch at 12:45 and reconvened at 1:50 p.m..

Motion: Reilly moved staff recommendation, seconded by Dettloff.

Amending Motion & Vote: Reilly moved to substitute sand replenishment language in State Parks & Irvine agreement, seconded by Woolley, and the roll call vote was 9 in favor and 1 opposed (Nava). **Passed.**

Vote on Main Motion: The roll call vote, on the main motion, as amended above, was 10 in favor and 0 opposed. **Passed.**

c. **Application No. 5-00-109 (Brown, San Clemente)** Moved to expanded Consent Calendar. **Approved.**

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b. **Permit No. 5-98-251-A (21 Bay Drive, Laguna Beach)** Staff recommended approval with special conditions.

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

RECESS. The Commission recessed for the day at 4:45 p.m..

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Motion & Vote: Woolley moved staff recommendation, seconded by Reilly, and the roll call vote was 2 in favor (Estolano & Hart) and 7 opposed. **Failed.**

b. **Appeal No. A-1-00-33 (Del Norte Healthcare, Crescent City)** Staff recommended that the hearing be continued. There being no objection Chairman Wan opened the hearing and **continued** it to a future meeting.

6. COASTAL PERMIT APPLICATIONS.

a. **Application No. 1-99-8 (Wages Creek Campground, Mendocino Co.)** Postponed.

b. **Appeal No. A-1-00-1 (Bell & Aniline, Humboldt Co.)** Staff recommended approval with special conditions as modified in addendum and orally.

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

c. **Application No. 1-00-12 (Arcata Public Works Dept.)** Moved to expanded Consent Calendar. **Approved.**

7. PERMIT AMENDMENT.

a. **Permit No. 1-83-223-A (Webber, Mendocino Co.)** Staff recommended approval with special conditions as modified orally.

Gary Webber spoke in favor of the project. Lou Zystra submitted a request to speak in favor of the project.

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