

CALIFORNIA COASTAL COMMISSION

FREMONT, SUITE 2000
SAN FRANCISCO, CA 94105-2219
VOICE AND TDD (415) 904-5200
FAX (415) 904-5400

**W4****RECORD PACKET COPY**

TO: ALL COMMISSIONERS

FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR

SUBJECT: MINUTES OF MEETING OF AUGUST 6-10, 2001
Redondo Beach Historic Library at Veterans Park
309 Esplanade
Redondo Beach

Monday, August 6, 2001 pages 1 to 7

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Monday, August 6, 2001, at 10:05 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Dettloff, (Alternate) Allgood, Kruer, (Alternate) Lee, McCoy, (Alternate) Orr and Neal. Absent: Desser, Reilly, Sanders, Sweeney and Woolley. Hart arrived at 10:50 a.m., and Dean arrived after lunch.

WELCOME. Gregory C. Hill, Mayor of Redondo Beach, welcomed the Commission.

- 2.5 **UPDATE on the SOUTHERN CALIFORNIA BEACH VALUATION PROJECT.** Informational only.
3. **MARINE DEBRIS RESEARCH PRESENTATION.** Informational only.

SAN DIEGO COAST DISTRICT

4. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a & b on page 3 of the Meeting Notice. Staff recommended approval with special conditions.

(a) Gerald Moorer, representing Sprint PCS, submitted a request to speak in favor of the project.

Approved: There being no objection, Chairman Wan ruled that these administrative permits be issued by the Executive Director.

5. **CONSENT CALENDAR.**

a. **Application No. 6-01-92 (Solana Beach farmer's market)** Staff recommended approval with special condition.

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

SOUTH COAST DISTRICT

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

a. **Laguna Beach LCP Amendment No. LGB-MAJ-1-00 (DSP).** Staff recommended approval with suggested modification.

Carolyn Wood spoke in favor of the project.

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

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

b. **Dana Point LCP Amendment No. DPT-MAJ-2-00 (Sign code).** Staff recommended approval.

Motion & Vote to Reject Implementation: Dettloff moved to reject the implementation amendment as submitted, seconded by McCoy, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. The motion failed so the amendment was **approved.**

c. **Laguna Beach LCP Amendment No. LGB-MAJ-1-01 (hillside trails).** Staff recommended approval with suggested modification.

Motion & Vote on Plan as Submitted: Allgood moved approval of the Land Use Plan Amendment as submitted, seconded by McCoy, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. **Failed.**

Motion & Vote on Plan with Modifications: Allgood moved approval of the Land Use Plan Amendment with suggested modifications, seconded by McCoy, and Chairman Wan ruled that the vote was unanimous. **Passed.**

d. **Los Angeles Co. LCP Amendment No. MDR-MAJ-1-01 (Parcel 20).** **Postponed.**

e. **San Clemente LCP Amendment No. SCT-MAJ-2-01 (downtown mixed use standards).** Staff recommended approval with suggested modifications.

Kelly Main, representing City of San Clemente, spoke in favor of the project. John Tengdin spoke in favor of the project.

Motion & Vote on Plan as Submitted: Kruer moved approval of the Land Use Plan Amendment as submitted, seconded by Dettloff, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. **Failed.**

Motion & Vote on Plan with Modifications: Kruer moved approval of the Land Use Plan Amendment with suggested modifications, seconded by Dettloff, and Chairman Wan ruled that the vote was unanimous. **Passed.**

7. **NEW APPEALS.**

a. **Appeal No. A-5-01-168 (Eller Media, Los Angeles)** 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 denial.

Paul A. Jacobs, representing the applicant, spoke in favor of the project. Steve Freedman, representing Oxford Triangle Resident (Venice), spoke in opposition to the project. Robert Levy spoke in opposition to the project.

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

b. **Appeal No. A-5-01-249 (Luna, Long Beach) Postponed.**

c. **Appeal No. A-5-01-252 (Bates, Long Beach)** Staff recommended that the appeal raised no substantial issue.

Michael W. Driscoll spoke in opposition to the project. Brigida Knauer spoke in opposition to the project. Nancy Merrill spoke in opposition to the project. Gilbert Bates spoke in favor of the project. Jerry Yates spoke in favor of the project.

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

d. **Appeal No. A-5-01-253 (Bates, Long Beach)** Staff recommended that the appeal raised no substantial issue.

The hearing was combined with item c above.

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

e. **Appeal No. A-5-01-272 (Elster, Los Angeles)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

f. **Appeal No. A-5-01-279 (Los Angeles, Ballona Lagoon Enhancement III)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

g. **Appeal No. A-5-01-280 (Los Angeles, Grand Canal rehabilitation)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

7.5 COASTAL PERMIT APPLICATION.

a. **Application No. 5-01-129 (Miller, Seal Beach) Postponed.**

PUBLIC STATEMENTS. Peggy Forster submitted photos of alleged violation. Leslie Purcell said some off site mitigation projects have failed. Robert Roy van de Hoek spoke in favor of ideas for a scenic route in the Los Angeles area. Marcia Hanscom spoke about 2 alleged violations, and said the Playa Vista billboards are false advertising. Christi Hogin, representing City of Malibu, said the City of Malibu recently submitted an LCP document.

LUNCH RECESS. The Commission recessed for lunch at 1:00 and returned at 2:10 p.m.

SAN DIEGO COAST DISTRICT

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

9. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved two items (11b & c) to the Calendar, and recommended approval with special conditions.

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

10. **NEW APPEALS.**

a. **Appeal No. A-6-01-88 (Stoner, Oceanside) Postponed.**

Dean arrived during the following item.

b. **Appeal No. A-6-01-95 (Kretowicz, San Diego)** Staff recommended that the appeal raised substantial issue. There being no objection, Chairman Wan ruled that he Commission **found substantial issue.** Chairman Wan opened the hearing on the merits of the project, **and continued** it to a future meeting.

c. **Appeal No. A-6-01-103 (Petersen, Encinitas)** Staff recommended that the appeal raised no substantial issue.

Jenny Burns spoke in opposition to the project. Mark Peterson, representing the applicant, spoke in favor of the project.

Motion & Vote on No Substantial Issue: Potter moved staff recommendation, seconded by Orr, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. **Failed.**

11. COASTAL PERMIT APPLICATIONS.

a. **Appeal No. A-6-00-67 (Chart House, San Diego)** **Withdrawn.**

b. **Application No. 6-00-140 (SDG&E, Del Mar)** Moved to expanded Consent Calendar. **Approved.**

c. **Application No. 6-01-38 (Karley, San Diego Co.)** Moved to expanded Consent Calendar. **Approved.**

d. **Application No. 6-01-52 (Dunham & Hunefeld, Encinitas)** **Postponed.**

e. **Application No. 6-01-53 (Taylor & Harper, Encinitas)** **Postponed.**

Dettloff left during the following item.

f. **Application No. 6-01-66 (San Diego riparian restoration)** Staff recommended approval with special condition.

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

g. **Application No. 6-01-67 (Goldwyn, San Diego)** **Postponed.**

Kruer left during the following item.

12. **PERMIT AMENDMENT.**

a. **Permit No. 6-90-123-A (Caltrans I-5/805 widening)** Staff recommended approval with special conditions.

Jack Boda, representing Caltrans, spoke in favor of the project.

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

RECESS. The Commission recessed for the day at 4:30 p.m.

Tuesday, August 7, 2001 pages 8 to 17

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Tuesday, August 7, 2001, at 9:30 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Dean, Dettloff, Hart, McCoy, (Alternate) Orr, Neal and Woolley. Absent: Desser, McClain-Hill, Reilly, Sanders and Sweeney. Estolano arrived at 9:55 a.m., and (Alternate) Suskind arrived at 2:50 p.m.

SOUTH COAST DISTRICT

3. **CONSENT CALENDAR.**

a. **Application No. 5-01-212 (Douglas, Laguna Beach)** Staff recommended approval with special conditions.

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

CENTRAL COAST DISTRICT

4. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a & b on page 7 of the Meeting Notice. Staff recommended approval with special conditions.

Approved: There being no objection, Chairman Wan ruled that these administrative permits be issued by the Executive Director.

SOUTH COAST DISTRICT

5. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Lee reported on matters not requiring public hearings, and on comments from the public. Ernest Horacek, representing L.A. City Councilwoman Galanter/Vista del Mar neighbors/Playa del Rey Network, spoke in opposition to waiver 201. LuNel LeMieux submitted a request to speak in opposition to the project. Walter Winick submitted a request to speak in opposition to a project. Dan B. Hilton submitted a request to speak in opposition to waiver 208.

6. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved six items (7i, 7j, 7k, 7l, 7m & 8b) to the Calendar, and recommended approval with special conditions.

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

7. **COASTAL PERMIT APPLICATIONS.**

a. **Application No. 5-00-199 (Los Angeles Co., Torrance)** Staff recommended approval with special conditions as modified in addendum and orally.

Joe Chesler, representing Los Angeles County - Beaches & Harbors, spoke in favor of the project. Three other speakers submitted requests to speak in favor of the project: Sam Shadab, representing L.A. County Dept. of Public Works; Wayne Schumaker, representing L.A. County Beaches & Harbors; and Dean R. Smith, representing Los Angeles County - Beaches & Harbors. Lola Unger spoke.

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

b. **Application No. 5-00-321 (Seal Beach & Long Beach, Marina Drive bridge)** Staff recommended approval with special conditions as modified in addendum.

Marwan Siagian, representing Caltrans, spoke in favor of the project. Dave Bartlett spoke in favor of the project. Three speakers representing City of Seal Beach submitted requests to speak in favor of the project: Lee Whittenberg, Doug Danscs and John Bahorski.

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

c. **Application No. 5-00-459 (Laidlaw, San Clemente)** Staff recommended approval with special conditions.

Patrick Crowley, representing the applicant, spoke in favor of the project. Mike Fields spoke in opposition to the project. Cynthia Garcia submitted a request to speak in opposition to the project.

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

d. **Application No. 5-01-18 (Conger, Torrance)** Staff recommended approval with special conditions as modified orally.

Robert Conger spoke in favor of the project. Kurt Schmaltz, Esq., representing the applicants, spoke in favor of the project. Lou Schreiber spoke in favor of the project. Keith Ehlert spoke in favor of the project.

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

e. **Application No. 5-01-29 (Newport Beach, Balboa redevelopment)** Staff recommended approval with special conditions.

Three speakers representing City of Newport Beach submitted requests to speak in favor of the project: Neil Gillis, Bill Patapoff and Sharon Wood. Mari Kosger submitted a request to speak in opposition to the project.

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

PUBLIC STATEMENTS. Garry Brown, representing Orange County Coastkeeper, thanked the Commission for its decision on Aliso Creek and said Buck Gully needs help because of golf course runoff and urban development. Susan Jordan, representing LCP & CCPN, supported Buck Gully emergency permit. Babak Naficy, representing Environmental Defense Center, said only 1 snowy plover chick hatched this year at Oceano Dunes. Mark Massara, representing Sierra Club, said 1 least tern was killed because Parks was slow in fencing the enclosure at Oceano Dunes.

LUNCH RECESS. The Commission recessed for lunch at 12:20 and returned at 1:50 p.m.

f. **Appeal No. A-5-01-111 (Genesis, Long Beach)** Staff recommended approval with special conditions as modified orally.

Mel Nutter, representing the applicant, spoke in favor of the project. Mark Taylor, representing Vice Mayor Dan Baker, spoke in favor of the project. John E. Cebular spoke in favor of the project. Ron Selge spoke in opposition to the project. Christine DiSandro spoke in opposition to the project. Dennis Apodaca spoke in opposition to the project. James Sturm spoke in opposition to the project. Lester Denevan spoke in opposition to the project. Linda Harmon spoke in opposition to the project. Donald

Snow submitted a request to speak in opposition to the project. Gordon H.W. Ip spoke in favor of the project. Pat Gibson & George Medak, both representing the applicant, submitted a request to speak in favor of the project. Carolyn Bihn answered questions on in lieu funds and location of affordable-housing.

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

g. **Application No. 5-01-135 (Lee, San Clemente)** Staff recommended approval with special conditions as modified orally.

Christine Lampert, representing the applicant, spoke in favor of the project.

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

h. **Application No. 5-01-147 (San Clemente Beaches Dept.)** Staff recommended approval with special conditions.

John Beck, representing the City of San Clemente, spoke in favor of the staff recommendation.

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

i. **Application No. 5-01-156 (Casablanca, San Clemente)** Moved to expanded Consent Calendar. **Approved.**

j. **Application No. 5-01-186 (Doukoullos, Hermosa Beach)** Moved to expanded Consent Calendar. **Approved.**

k. **Application No. 5-01-204 (Haug, San Clemente)** Moved to expanded Consent Calendar. **Approved.**

l. **Application No. 5-01-206 (Royer & Wisner, Los Angeles)** Moved to expanded Consent Calendar. **Approved.**

m. **Application No. 5-01-227 (Silverman, Los Angeles)** Moved to expanded Consent Calendar. **Approved.**

8. **PERMIT AMENDMENTS.**

a. **Permit No. 5-97-30-A (Ronen, Los Angeles)** Staff recommended approval with special conditions.

Ken Ehrlich, representing the applicant, spoke in favor of the project. Harvey Goodman, representing the applicant, spoke in favor of the project. Pamela S. Schmidt, representing the applicant, spoke in favor of the project. David Ronen & Albert Miraelian both spoke in favor of the project. Frank Wilson, representing Pacific Palisades Community Council, spoke in opposition to the project. Norma Spak, representing Castellammare Mesa Homeowners Board, spoke in opposition to the project. Jerome Pransky & Katharine Coleman submitted requests to speak.

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

b. **Permit No. 5-97-122-A (Haug, San Clemente)** Moved to expanded Consent Calendar. **Approved.**

SAN DIEGO COAST DISTRICT

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

a. **San Diego LCP Amendment No. 6-2000-C (Floodplain Regulations).** Staff recommended approval with suggested modifications.

Steve Lindsay, representing City of San Diego, spoke in opposition to the project. Mark Massara, representing Sierra Club, spoke in opposition to the project. Beth Murray, representing City of San Diego, spoke in opposition to the project. Kelly Broughton, representing City of San Diego, spoke in opposition to the project.

Motion & Vote to Continue & Extend Time Limit: McCoy moved to continue the hearing and extend the time limit for action for up to one year, seconded by Orr, and the roll call vote 7 in favor and 2 opposed (Estolano & Susskind). **Passed.**

b. **San Diego LCP Amendment No. 1-2001 (CV Neighborhood 6 & Pubic right-of-ways).** Staff recommended approval with suggested modifications.

Gail McLeod, representing the applicant, submitted a request to speak in favor of the project.

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

Motion & Vote to Reject Implementation: Woolley moved to reject the implementation amendment as submitted, seconded by Orr, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. The motion failed so the amendment was **approved.**

c. **Port Plan Amendment No. 29 (Glorietta Bay). Postponed.**

d. **Coronado LCP Amendment No. 1-2001(B) (Glorietta Bay) Time Extension.** Staff recommended approval.

Ed Kleeman, representing City of Coronado, submitted a request to speak in favor of the project.

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

e. **Coronado LCP Amendment No. 1-2001(A) (Hotel or Motel Special Permit).** Staff recommended approval with suggested modifications.

Ed Kleeman, representing City of Coronado, spoke in favor of the project. Gus Theberge spoke in opposition to the project.

Motion & Vote on Plan as Submitted: McCoy moved approval of the Land Use Plan Amendment as submitted, seconded by Orr, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. **Failed.**

Motion & Vote on Plan with Modifications: McCoy moved approval of the Land Use Plan Amendment with suggested modifications, seconded by Orr, and Chairman Wan ruled that the vote was unanimous. **Passed.**

f. **Carlsbad LCPA Amendment No. 1-2001 A (Ledgerwood Trust).** Staff recommended approval.

Motion & Vote to Reject Implementation: There being no speakers, Orr moved to reject the implementation amendment as submitted, seconded by Potter, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. The motion failed so the amendment was **approved**.

g. **Carlsbad LCP Amendment No. 1-2001 B & C (Buerger & Tabata) Time Extensions.** Staff recommended approval.

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

10. FINDINGS.

a. **Carlsbad LCP Amendment No. 1-2000D (Roesch) Findings.** Staff recommended approval of findings.

Jack Henthorn, representing Standard Pacific Homes, submitted a request to speak in favor of the project.

Motion & Vote: Dettloff moved staff recommendation, seconded by McCoy, and the hand vote was 3 in favor and 0 opposed. **Passed**.

b. **San Diego LCP Amendment No. 6-2000A (NTC) Findings.** Staff recommended approval of findings as modified orally.

Patricia Fitzgerald, representing City of San Diego, spoke in favor of the project. Kathleen Blavatt spoke in opposition to the project. Virginia Silverman spoke in opposition to the project. Dan Beeman, representing Save Our NTC, spoke in opposition to the project. Yvonne Lewis spoke in opposition to the project. John McNab, representing Save Our NTC, spoke in opposition to the project. Adam Smith, representing Save Our NTC, Inc., spoke in opposition to the project. Susan Jordan, representing LCP, spoke.

Motion & Vote: McCoy moved staff recommendation, seconded by Dettloff, and the hand vote was 3 in favor and 0 opposed. **Passed**.

10.5 DEPUTY DIRECTOR'S REPORT.

a. **San Diego LCP Amendment No. 6-2000A (Naval Training Center) Certification Review. Postponed.**

CENTRAL COAST DISTRICT

11. **DEPUTY DIRECTOR'S REPORT.** Staff Counsel Landry reported on matters not requiring public hearings, and on comments from the public.

a. **Procedures, 3-01-1-EDD (Schoenfield, San Luis Obispo Co.)** Staff recommended that the action was appealable.

Gregory W. Sanders, representing the applicant, spoke in opposition to the project. Babak Naficy, representing Environmental Defense Center, spoke in favor of the project. Janice Rohn spoke in opposition to the project. Susan Jordan, representing LCP & CCPN, spoke in favor of the project. Mark Massara, representing Sierra Club, spoke in opposition to the project. Albert Schoenfield spoke in opposition to the project.

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

12. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved three items (15c, d & f) to the Calendar, and recommended approval with special conditions.

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

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

a. **Marina LCP Amendment No. MAR-MAJ-1-01 (Bruno).** Staff recommended approval of a time extension for up to one year.

Paul Bruno spoke in favor of the project.

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

b. **Pismo Beach LCP Amendment No. PSB-MAJ-1-01 (Hollister).** Staff recommended approval.

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

14. NEW APPEALS.

a. **Appeal No. A-3-01-11 (C.B.O., San Luis Obispo Co.)** Staff recommended that the appeal raised no substantial issue.

Bruce Black spoke in opposition to the project. Clay Akey, representing CBO Inc., spoke in favor of the project.

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

b. **Appeal No. A-3-01-56 (Soto, San Luis Obispo Co.)** **Postponed.**

c. **Appeal No. A-3-01-61 (Parks & Rec., San Luis Obispo Co.)** **Postponed.**

15. COASTAL PERMIT APPLICATIONS.

a. **Application No. 3-00-90 (Mandurrigo & Adams, Carmel)** **Postponed.**

b. **Appeal No. A-3-01-18 (Gonyer, San Luis Obispo Co.)** Triled until Thursday. On Thursday, staff recommended approval with special conditions as modified orally.

On Tuesday, John Gonyer spoke in favor of the project. Joyce Renshaw spoke in opposition to the project. Ken Renshaw submitted a request to speak in opposition to the project. There were no speakers on Thursday.

Motion & Vote: Potter moved staff recommendation, seconded by Woolley, and Chairman Wan ruled that the vote was unanimous with three abstentions (Allgood, Nava & Reilly). **Passed.**

c. **Application No. 3-01-20 (Pletz, Pacific Grove)** Moved to expanded Consent Calendar. **Approved.**

d. **Application No. 3-01-39 (Seymour, Morro Bay)** Moved to expanded Consent Calendar. **Approved.**

e. **Application No. 3-01-48 (Macondray, Carmel)** **Postponed.**

f. **Application No. 3-01-62 (Reinstedt & Pletz, Pacific Grove)** Moved to expanded Consent Calendar. **Approved.**

16. **PERMIT AMENDMENT.**

a. **Permit No. 3-81-41-A22 (Santa Cruz restroom demolition)** **Postponed.**

RECESS. The Commission recessed for the day at 7:45 p.m.

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Wednesday, August 8, 2001, at 9:00 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Dean, Dettloff, (Alternate) Allgood, Hart, Kruer, McCoy, Nava, Reilly and Woolley. Absent: Desser, Sanders and Sweeney. Neal arrived at 9:30 a.m., and (Alternate) Lee arrived at 9:45 a.m.

ENERGY, OCEAN RESOURCES and WATER QUALITY

3. ADMINISTRATIVE PERMIT APPLICATION.

a. **Application No. E-00-5 (Texaco, Long Beach)** Staff recommended approval with special conditions.

Don May, representing Los Cerritos Wetlands Task Force, spoke in opposition to the project. Betty Coppersmith, representing Texaco Exploration & Prod., spoke in favor of the project.

Approved: There being only one objection, Chairman Wan ruled that this administrative permit be issued by the Executive Director.

STATEWIDE

4. **APPROVAL OF MINUTES.** Woolley moved approval of the minutes of June 2001, seconded by Allgood, and unanimously **approved**. Kruer moved approval of the minutes of July 2001, seconded by Dettloff, and unanimously **approved**.
5. **COMMISSIONERS' REPORTS.** None.
6. **CONSERVANCY REPORT.** Informational only.
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. **Interagency Agreements.** Staff recommended approval.

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

c. **California Coastal National Monument.** Informational only.

d. **Channel Islands National Marine Sanctuary – Marine Reserves.** Informational only.

e. **2003 Meeting Schedule.** After Commission discussion, Chairman Wan ruled that the Commission **approved** the meeting dates and locations for 2003.

f. **Budget.** Informational only.

g. **Interagency Agreement with Caltrans.** Staff recommended approval.

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

10. **PERIODIC REVIEW of CERTIFIED LCPS.** Thirty speakers submitted requests to speak: Marcene Anderson, representing Citizens for Less Development at King Harbor; Robert Aronoff; Carol Barkovsky; Peter Barth; Joann Bassen; Nadine Bennington, representing Citizens for Less Development in King Harbor; Jerry A. Cunningham; John Davis, representing Sierra Club; Greg Diets; Barbara Epstein; Hank Folsom; Monika Folsom; Dean Francois, President, Friends of the South Bay Bicycle Path; George Gleghorn, representing Save Our Coastline II; Michael Jelf; Janet Johnson; Kathy Knight, representing S of S Council, Sierra Club; David Koontz; Elizabeth Lambe, representing Sierra Club; Patricia Lambson; Mark Massara; Patricia McPherson, representing Sierra Club, Airport Marina Geo Hazards Committee; Gladys Meade; Donald Nierlich, representing Coastwalk (L.A.); Gary Ohst; Velimir Randic, representing Sierra Club; Ann Shaw, representing Save Our Coastline II; Julie Verran; Rudy Vietmeier, representing Sierra Club; and Heling Wong-Craig.

ENERGY, OCEAN RESOURCES and WATER QUALITY

11. **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.

PUBLIC STATEMENTS. Donley Falkenstein, Hermosan's for Balanced Coastal Use, said commercial events had intensified in Hermosa Beach. Kathy Knight, representing S of S Council, Sierra Club, asked about geotechnical requirements for the Catellus project. Dale Nelson, representing Baywatch Committee, submitted a request to speak in opposition to the project. Julie Hamilton, representing Del Mar Sandy Lane Association, opposed an amicus brief in a pending lawsuit. John Davis, representing Sierra Club, raised issues of high-intensity development, possible violations, repair of dangerous docks, and resurrection of expired permits. Patricia McPherson, representing Sierra Club-A/Marine Grassroots Coalition Geo Hazard Committee, requested a revocation hearing on Playa Vista. Holly Cain, representing Save Our Coastline II, said developer of Long Pt. (Marineland) wants to use public parkland for part of private hotel golf course. Dena Friedson, representing Save Our Coastline II, said Long Pt. resort has room for its golf course on own property. Barbara Sattler said Long Pt. has habitat value. Leslie Purcell showed pictures of alleged violations concerning billboards on the west side of Lincoln (in C\Z) .

LUNCH RECESS. The Commission recessed for lunch at 12:30 and returned at 2:25 p.m. after closed session.

REPORT of CLOSED SESSION. In closed session the Commission took action on Higgins v. CCC, Morro Bay Mini Storage, Inc. v. CCC, Bliss v. CCC, Douglas, Grove, Hyman, et al. (County of Monterey, et al., RPI), and discussed nine other matters for information only.

12. COASTAL PERMIT APPLICATION.

a. **Application No. E-01-8 (Monterey Abalone, Monterey)** Staff recommended approval with special conditions as modified in addendum and orally.

Joseph Cavanaugh & Arthur Seavey, representing the applicant, submitted a request to speak in favor of the project. Mark Massara, representing Sierra Club, spoke in opposition to the project. Fred Wendell, representing California Dept. of Fish & Game, answered questions from Commissioners.

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

13. **SONGS Status.** Informational only. Julie Hamilton, representing Del Mar Sandy Lane Association, submitted a request to speak in opposition to the project.

NORTH COAST DISTRICT

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

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

16. COASTAL PERMIT APPLICATIONS.

a. **Appeal No. A-1-00-51 (Bonham, Mendocino Co.)** Staff recommended approval with special conditions as modified orally.

Alan Block, representing the applicant, spoke in favor of the project. Julie Verran, representing Friends of Schooner Gulch, spoke in opposition to the project. Mark Massara, representing Sierra Club, submitted a request to speak in opposition to the project.

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

b. **Application No. 1-01-27 (Westbrook & Wetherell, Del Norte Co.)** Staff recommended approval with special conditions as modified in addendum.

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

17. PERMIT AMENDMENT.

a. **Permit No. 1-92-200-A (Sanders, Mendocino Co.)** Staff recommended approval with special conditions.

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

18. **FINDINGS.**

a. **Permit No. A-1-99-1 (Smiley, Mendocino Co.)** Staff recommended approval of findings.

Motion & Vote: Potter moved staff recommendation, seconded by Dettloff, and the hand vote was 3 in favor and 0 opposed. **Passed.**

19. **NEW APPEAL.**

a. **Appeal No. A-1-01-43 (Wright, Mendocino Co.)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

RECESS. The Commission recessed for the day at 4:35 p.m.

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Thursday, August 9, 2001, at 9:00 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Commissioners Dettloff, (Alternate) Allgood, Hart, Kruer, McCoy, Nava, Reilly, Sanders, Sweeney and Woolley. Absent: Dean and Desser. Potter arrived at 9:05 a.m., and Neal arrived at 9:10 a.m. (Alternate) Lee arrived at 9:30 a.m.

NORTH CENTRAL COAST DISTRICT

3. **DEPUTY DIRECTOR'S REPORT.** None.
4. **CONSENT CALENDAR (removed from Regular Calendar).** None.
5. **LOCAL COASTAL PROGRAM (LCP).**
 - a. **San Mateo Co. LCP Amendment No. SMC-MAJ-3-00-B (Surface Mining).** Postponed.
 - b. **San Mateo Co. LCP Amendment No. 1-00 (Designated Housing) Time Extension.** Staff recommended approval.

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

6. **COASTAL PERMIT APPLICATION.**
 - a. **Appeal No. A-2-SMC-99-66 (Lee, San Mateo Co.)** Staff recommended approval with special conditions as modified orally.

David Lee spoke in favor of the project. Ron Sturgeon spoke in opposition to the project.

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

7. FINDINGS.

a. **Application No. A-1-99-22 (Ailanto, Half Moon Bay)** Staff recommended approval of findings.

Anna Shimko, representing the applicant, spoke in favor of the project.

Motion & Vote: Potter moved staff recommendation, seconded by Dettloff, and the hand vote was 8 in favor and 0 opposed. **Passed.**

STATEWIDE

8. **FEDERAL CONSISTENCY REPORT.** Division Supervisor Delaplaine reported on Negative Determinations issued by the federal consistency staff, and status of major non-energy federal consistency matters. Karl Treiberg, representing Santa Barbara County Flood Control, answered a question on creek maintenance.

a. **CD-4-00 (Navy, Virtual Test Capability, Port Hueneme) and (SWEF)** Staff presented a status report.

Gordon W. Birr, representing the Beacon Foundation, spoke in favor of the project. Lee Quaintance, representing the Beacon Foundation, spoke in favor of the project. John Buse, representing Environmental Defense Center for the Beacon Foundation, spoke in favor of the project. Susan Jordan, representing LCP & CCPN, spoke in opposition to the project. Vickie Finan, representing the Beacon Foundation, submitted a request to speak in favor of the project. Bill Higgins submitted a request to speak in favor of the project.

9. FEDERAL CONSISTENCY.

Kruer left during the following item.

a. **CD-117-99 (Corps of Engineers, Santa Barbara)** Staff recommended approval with conditions described orally.

Ruth Villalobos, Chief of Planning Division, U.S. Army Corps of Engineers, spoke in favor of the project. Pat Kelly & Jill Zachary, representing City of Santa Barbara, spoke in favor of the project. Tom Fayram & Karl Treiberg, representing Santa Barbara County Flood Control, submitted a request to speak in favor of the project. Tony Romasanta spoke in favor of the project. Drew Bohlen, representing Channelkeeper, spoke in opposition to the project. Brian Trautwein, representing Environmental Defense Center, spoke in opposition to the project. Steve Velyvis, representing

Environmental Defense Center, spoke in opposition to the project. Mark Massara, representing Sierra Club, spoke in opposition to the project. Eddie Harris, representing S.B. Urban Creeks Council, spoke in opposition to the project.

Motion & Vote: Lee moved staff recommendation, seconded by Hart, and the roll call vote was 8 in favor, 1 opposed (Reilly) and 1 abstention (Potter). **Passed.**

PUBLIC STATEMENTS. Dennis Duke Noor raised problems with the AVP permit in Hermosa Beach, larger stadium, displaced parking. Wm. Victor said the AVP permit in Manhattan Beach did not allow time for an appeal. Sal Princiotta spoke in favor of the Heart of the City in Redondo Beach. Timothy Beck, representing Heal the Harbor, Inc., requested to make a future demonstration of oil spill technology.

LUNCH RECESS. The Commission recessed for lunch at 1:30 and returned at 2:35 p.m.

b. **CD-61-01 (Fish & Wildlife Service, Bolsa Chica)**

Jack Fancher, representing Fish & Wildlife Service, spoke in favor of the project. Michael Tope, representing Calif. State Parks, spoke. Tom Livengood, representing City of Huntington Beach, spoke in favor of the project. Linda Moon, representing Amigos de Bolsa Chica, spoke in favor of the project. David Carlberg, representing Amigos de Bolsa Chica, spoke in favor of the project. Antonia Wijte, representing Amigos de Bolsa Chica, spoke in favor of the project. Susan Jordan, representing LCP & CCPN, spoke. Gary Sargent, representing Surfrider Foundation, spoke in opposition to the project. Terry Dolton spoke in favor of the project. Tobenette Holtz spoke in favor of the project. Al Hendricker, representing Huntington Beach Environmental Board, submitted a request to speak in favor of the project.

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

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Friday, August 10, 2001, at 9:00 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Commissioners Dettloff, (Alternate) Allgood, Hart, McCoy, Nava, Neal and Reilly. Absent: Dean, Desser, Potter, Sanders, Sweeney and Woolley. (Alternate) Lee arrived at 9:10 a.m., and (Alternate) Susskind arrived at 9:15 a.m.

SOUTH CENTRAL COAST DISTRICT

3. CONSENT CALENDAR.

a. **Application No. 4-00-273 (Rollins, Malibu)** Staff recommended approval with special conditions.

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

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

5. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved two items (8c & 8h) to the Calendar, and recommended approval with special conditions.

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

6. LOCAL COASTAL PROGRAM (LCP).

a. **Ventura Co. LCP Amendment No. 1-00B (update).** Staff recommended approval with suggested modifications.

Carl Morehouse, Sr. Planner, County of Ventura, spoke in favor of the amendment.

Motion & Vote on Plan as Submitted: Nava moved approval of the Land Use Plan Amendment as submitted, seconded by Hart, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. **Failed.**

Motion & Vote on Plan with Modifications: Nava moved approval of the Land Use Plan Amendment with suggested modifications, seconded by Hart, and Chairman Wan ruled that the vote was unanimous. **Passed.**

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

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

7. NEW APPEAL.

a. **Appeal No A-4-STB-01-120 (Lancashire, Santa Barbara Co.)** Staff recommended that the appeal raised no substantial issue.

Jan Greben, representing the applicant, spoke in favor of the project. Dr Donald Weaver, representing Roni Capital, LLC, spoke in favor of the project. Natasha Chamberlain, representing the applicant, spoke in favor of the project.

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

8. COASTAL PERMIT APPLICATIONS.

a. **Application No. 4-99-207 (Caltrans, Ventura Co.)** Staff recommended approval with special conditions as modified in addendum and orally.

Stephanie Reeder, representing Caltrans, spoke in favor of the project.

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

b. **Application No. 4-00-71 (Malibu, Corral Cyn. Rd.)** Staff recommended approval with special conditions as modified orally.

Chuck Bergson, representing City of Malibu, spoke in favor of the project. Kelley Love spoke in favor of the project.

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

c. **Application No. 4-00-107 (Hanyecz, Los Angeles Co.)** Moved to expanded Consent Calendar. **Approved.**

d. **Application No. 4-00-259 (Herzig, Malibu)** Staff recommended approval with special conditions as modified in addendum and orally.

Alan Block, representing the applicant, spoke in favor of the project. Joan Cardellino, representing the Coastal Conservancy, submitted a request to speak in favor of the project. Mark Massara, representing Sierra Club, spoke in opposition to the project. Marcia Hanscom, representing Wetlands Action Network, spoke in opposition to the project. Roy Van de Hoek, representing Friends of Las Flores Creek & Sierra Club Coast & Ocean Comm., spoke in opposition to the project. Donald Nierlich, representing Coastwalk, spoke in opposition to the project. John Davis spoke in opposition to the project.

Motion & Vote: Reilly moved staff recommendation, seconded by Dettloff, and the roll call vote was 4 in favor (Hart, Susskind, Lee & Reilly) and 5 opposed (Dettloff, Allgood, McCoy, Nava & Wan). **Failed.**

e. **Application No. 4-01-30 (Moore, Friedman & Dayani, Los Angeles Co.)**
WITHDRAWN.

McCoy and Reilly left before the following item. Neal left during the item.

f. **Application No. 4-01-42 (Ahmadian, Malibu)** Staff recommended approval with special conditions.

Gabriel Baron, representing the applicant, spoke in favor of the staff recommendation. Javad Ahmadian 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.**

g. **Application No. 4-00-241 (Suncal, Oxnard)** Staff recommended approval with special conditions.

Andi Culbertson, representing the applicant, spoke in favor of the project.

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

h. **Application No. 4-01-58 (Roth, Malibu)** Moved to expanded Consent Calendar. **Approved.**

i. **Application No. 4-00-143 (Weeger, Los Angeles Co.)** Staff recommended approval with special conditions.

Pete Weeger spoke in favor of the project. Michele Weeger submitted a request to speak in favor of the project. Eleanor Roberts spoke in favor of the project. William Weeger spoke in favor of the project. Steve Nelson spoke in favor of the project. Doug Pryor submitted a request to speak in favor of the project. Laura Dimagio spoke in favor of the project. Bill Peckovich submitted a request to speak in favor of the project. Rick Herrick spoke in favor of the project. Mark Voll, representing Vortex Well Water, submitted a request to speak in favor of the project. Roger Pugliese, representing Topanga Assoc. for a Scenic Community, spoke in opposition to the project. Kay Austen, representing Tuna United Neighborhood Assoc., spoke in opposition to the project. Philip Chandler spoke in opposition to the project. John Davis spoke in opposition to the project. Tim Cleath spoke in opposition to the project.

Motion & Vote to Continue: Nava moved to continue the hearing, seconded by Allgood, and the roll call vote was 3 in favor (Allgood, Nava & Wan) and 4 opposed (Dettloff, Hart, Susskind & Lee). **Failed.**

Motion & Vote: Hart moved staff recommendation, seconded by Lee, and the roll call vote was 4 in favor (Dettloff, Hart, Susskind & Lee) and 3 opposed (Allgood, Nava & Wan). **Passed.**

9. **UCSB Notice of Impending Development No. 5-00 (Campus Sewer Renewal).** Staff recommended approval with special conditions.

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

PUBLIC STATEMENTS. Marcia Hanscom, representing Wetlands Action Network, suggested a tour. Roy Van de Hoek, representing Sierra Club Chair Coast & Ocean Comm., said clapper rails are disappearing. John Davis urged planning for a tsunami evacuation. Carla Andrus, representing Save the Marina Coalition, assisted with a video. James Sokalski, representing Coalition to Save the Marina, invited the Commissioners to a meeting in Marina del Rey.

ADJOURNMENT. There being no old or new business, the meeting adjourned at 1:05 p.m.

Respectfully Submitted,

PETER M. DOUGLAS
Executive Director

pmg