

CALIFORNIA COASTAL COMMISSION

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San Diego District

MEMORANDUM

TO: Commissioners and
Interested Persons

DATE: September 19, 2002

FROM: Staff

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SUBJECT: Request to Waive Time Limit for Encinitas LCP Amendment No. 2-2002
for the Commission Meeting of October 8-11, 2002

On August 27, 2002, the City of Encinitas Local Coastal Program Amendment (LCPA) No. 2-2002 was filed in the San Diego District office. The LCP amendment is to amend the certified LCP Implementation Plan to regulate adult businesses in the GC (General Commercial) and ER-C (Encinitas Ranch-Commercial) zones.

Pursuant to Section 30512 of the Coastal Act, an implementation plan amendment must be acted on by the Commission within 60 days of complete submittal. To be heard within the allotted time period, the amendment request would have to be agendaized for the scheduled October 2002 hearing. However, Section 30517 of the Coastal Act and Section 13535 of the Code of Regulations state that the Commission may for good cause extend a time limit for a period not to exceed one year, after consultation with the local government and by a majority vote of the Commissioners present. Commission staff is requesting the time extension to allow scheduling of the item at the Southern California (San Diego) location in November. The City has indicated their concurrence with this request.

Summary of Staff Recommendation. Staff recommends the Commission extend the 60-day time limit for a period not to exceed one year. However, it is anticipated that the amendment request will be scheduled for the November 2002 Commission hearing in San Diego.

MOTION:

I move that the Commission extend the 60-day time limit to Encinitas LCP Amendment No. 2-2002 for a period not to exceed one year.

STAFF RECOMMENDATION:

Staff recommends a YES vote. An affirmative vote of the majority of the Commissioners present is needed to pass the motion.