

CALIFORNIA COASTAL COMMISSION

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

TO: ALL COMMISSIONERS

FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR

SUBJECT: MINUTES OF MEETING OF MARCH 5-8, 2002
Hyatt Regency Monterey
One Old Golf Course Road
Monterey

Tuesday, March 5, 2002 pages 1 to 8

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Tuesday, March 5, 2002, at 10:05 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Commissioners Dettloff, Hart, Kruer, (Alternate) Ruddock, (Alternate) Hardy and (Alternate) Rose. Absent: Dean, Desser, McClain-Hill, Nava, Neal, Sanders, Sweeney and Woolley. Estolano arrived at 10:55 a.m.

SAN DIEGO COAST DISTRICT**3. ADMINISTRATIVE PERMIT APPLICATION.**

a. **Application No. 6-02-5 (Gawronski, San Diego)** Staff recommended approval with special condition.

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

4. **CONSENT CALENDAR.**

a. **Application No. 6-01-186 (UCSD, San Diego)** Staff recommended approval with special conditions.

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

SOUTH COAST DISTRICT

5. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a through c on page 3 & addendum of the Meeting Notice. Staff recommended approval with special conditions.

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

6. **CONSENT CALENDAR.** See items a through c on page 4 of the Meeting Notice. Staff recommended approval with special conditions.

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

SAN DIEGO COAST DISTRICT

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

8. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved two items (10f & g) to the Calendar, and recommended approval with special conditions.

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

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

a. **San Diego LCP Amendment No. 4-2001 Time Extensions (Tierra Alta Rezone).** Staff recommended approval.

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

b. **Del Mar Plan Amendment 1-2000 (MSCP Subarea Plan).** **Withdrawn.**

Estolano arrived during the following item.

10. **COASTAL PERMIT APPLICATIONS.**

a. **Appeal No. A-6-99-133 (Liguori, Oceanside)** Staff recommended approval with special conditions.

Tom Liguori submitted a request to speak in favor of the project. Lynne Heidel, representing the applicant, submitted a request to speak in favor of the project. Colette Evans submitted a request to speak in opposition to the project. Jamie Phillips submitted a request to speak in opposition to the project. Noi Phanuchanas submitted a request to speak in opposition to the project.

Motion & Vote: Krueer moved staff recommendation, seconded by Estolano, and the roll call vote was 8 in favor and 0 opposed. **Passed.**

b. **Application No. 6-00-196 (Coggeshall Rowing Center, San Diego)** Staff recommended approval with special conditions.

Randy Hanna, representing the applicant, submitted a request to speak in favor of the project.

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

c. **Application No. 6-01-107 (San Diego pump station replacement)** **Postponed.**

d. **Application No. 6-01-159 (Dunham & Hunefield, Encinitas)** **Postponed.**

e. **Application No. 6-01-160 (Taylor & Harper, Encinitas) Postponed.**

f. **Application No. 6-01-175 (Deleonardi's, Carlsbad) Moved to expanded Consent Calendar. Approved.**

g. **Application No. 6-01-187 (Tuma, Solana Beach) Moved to expanded Consent Calendar. Approved.**

11. FINDINGS

a. **Application No. 6-00-66 (Monroe & Pierce, Solana Beach) Postponed.**

STATEWIDE

12. **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.

13. FEDERAL CONSISTENCY.

a. **CC-77-01 (Newport Beach, Orange Co.)** Trailed until after item 18c. Staff recommended approval.

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

b. **CD-96-01 (Natural Resources Conservation Service, Monterey Co.)** Staff recommended approval.

Carolyn Rinick, representing Sustainable Conservation; Daniel Mountjoy, NRCS & Danny Marquis, representing Salinas Area Office NRCS, submitted a request to speak in favor of the project.

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

c. **CD-3-02 (Corps of Engineers, statewide)** Staff recommended objection.

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

PUBLIC STATEMENT: Carl Larson said the Del Monte Beach was not accessible in case of a disaster.

LUNCH RECESS. The Commission recessed for lunch at 11:50 a.m. and returned at 1:05 p.m.

d. **CC-10-02 (San Diego)** Staff recommended approval.

Richard Mendes, Scott Tullech, Alan Langworthy & Andrew Poat, all representing City of San Diego, submitted a request to speak in favor of the project. Janet Hashimoto, representing U.S. Environmental Protection Agency, submitted a request to speak. Mark Massara, representing Sierra Club, submitted a request to speak in opposition to the project.

Motion & Vote to Continue: Hardy moved to continue the hearing, seconded by Rose, and the roll call vote was 6 in favor and 2 opposed (Estolano & Kruer). **Passed.**

SOUTH COAST DISTRICT

14. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Lee reported on matters not requiring public hearings, and on comments from the public. Byron Romig submitted a request to speak.

a. **Long Beach LCP Amendment No. LOB-MIN-2-1 (Minor).** Staff recommended concurrence with the Executive Director's determination. There being no objection, Chairman Wan ruled that the Commission concurred with the Executive Director. **Approved.**

15. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved six items (17e, g, h, i, k & l) to the Calendar, and recommended approval with special conditions.

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

16. LOCAL COASTAL PROGRAM (LCP).

a. Dana Point LCP Amendment No. DPT-MAJ-1-1 (Town Center, Harbor & Historic Resources) Time Extension. Staff recommended approval.

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

17. COASTAL PERMIT APPLICATIONS.

a. Appeal No. A-5-01-272 (Elster, Los Angeles) **Postponed.**

b. Application No. 5-00-351 (Elster, Los Angeles) **Postponed.**

c. Application No. 5-00-386 (Venkov, Los Angeles) Staff recommended approval with special conditions.

Ivo Venkov submitted a request to speak in favor of the project.

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

d. Application No. 5-01-96 (Ballona Wetlands Foundation & Laguna Del Rey, Los Angeles) **Postponed.**

e. Application No. 5-01-236 (Pacific Real Estate Ventures, Redondo Beach) Moved to expanded Consent Calendar. **Approved.**

f. Application No. 5-01-292 (Newport Beach, Buck Gully diversion) Staff recommended approval with special conditions.

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

g. Application No. 5-01-298 (Ryan, Newport Beach) Moved to expanded Consent Calendar. **Approved.**

h. **Application No. 5-01-374 (Newport Beach street end improvements)** Moved to expanded Consent Calendar. **Approved.**

i. **Application No. 5-01-396 (Collins & Fluter, Newport Beach)** Moved to expanded Consent Calendar. **Approved.**

j. **Application No. 5-01-429 (Los Angeles Co. Marina del Rey safety railing)** Staff recommended approval with special conditions.

Joseph Chesler, representing L.A. County Dept. of Beaches & Harbors, submitted a request to speak in favor of the project.

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

k. **Application No. 5-01-463 (Marina Two & Los Angeles Co.)** Moved to expanded Consent Calendar. **Approved.**

l. **Application No. 5-01-488 (Biche, Hermosa Beach)** Moved to expanded Consent Calendar. **Approved.**

18. **PERMIT AMENDMENTS.**

a. **Permit No. A-5-RPV-93-5-A18 (Ocean Trails, Rancho Palos Verdes)** Staff recommended approval with special condition as modified orally.

Ken Zuckerman, representing the applicant, submitted a request to speak in favor of the project. Barbara Dye, representing the applicant, submitted a request to speak in favor of the project. Joel Rojas, representing the City of Rancho Palos Verdes, submitted a request to speak in favor of the project. Larry Clark, Councilman, City of Rancho Palos Verdes, submitted a request to speak in favor of the project.

Motion & Vote: Hart moved staff recommendation, seconded by Dettloff, and the roll call vote was 5 in favor and 3 opposed (Kruer, Ruddock & Hardy). **Passed.**

b. **Permit No. 5-99-244-A (County of Orange, Huntington Beach)** **Postponed.**

c. **Permit No. 5-99-282-A (Newport Beach, dredging)** Staff recommended approval with special conditions as modified in addendum.

Tony Melum, representing the City of Newport Beach, 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 vote was unanimous. **Passed.**

19. FINDINGS.

a. **Application No. 5-00-111 (Ballard, San Clemente)** Staff recommended approval of findings.

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

b. **Application No. 5-01-409 (Conger, Torrance)** Staff recommended approval of findings.

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

RECESS. The Commission recessed for the day at 4:00 p.m.

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Wednesday, March 6, 2002, at 9:05 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Dettloff, Estolano, Hart, Kruer, (Alternate) Ruddock, Nava, Reilly, Sweeney and Woolley. Absent: Dean, Desser, McClain-Hill, Neal and Sanders.

SOUTH CENTRAL COAST DISTRICT

3. **ADMINISTRATIVE PERMIT APPLICATIONS.** See items a & b on page 10 of the Meeting Notice. Staff recommended approval with special conditions.

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

4. **CONSENT CALENDAR.** See items a & b on page 10 of the Meeting Notice. Staff recommended approval with special conditions.

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

STATEWIDE

5. **APPROVAL OF MINUTES.** Potter moved approval of the minutes of February 2002, seconded by Reilly, and Chairman Wan ruled that the vote was unanimous. **Approved.**
6. **COMMISSIONERS' REPORTS.** Informational only.
7. **CONSERVANCY REPORT.** None.
8. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.
9. **DEPUTY ATTORNEY GENERAL'S REPORT.** Informational only.

10. **EXECUTIVE DIRECTOR'S REPORT** including report on legislation.

- a. **Affordable Housing Program** in Orange County. Informational only.
- b. **Interagency Agreement.** Staff recommended approval.

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

11. **PERIODIC REVIEW OF CERTIFIED LCPs.** Informational only. Thirty two speakers submitted requests to speak: Scott Boyd, representing San Mateo County League for Coastside Protection; Diane Carney; Pat Chimienti; Tarren Collins, representing Santa Lucia Chapter, Sierra Club; Eda Cook; David Dilworth, representing Helping Our Peninsula's Environment (HOPE); Mike Ferreira; John Ferreira; Denyse Frishmuth; Robert Frischmuth; Gary Harrold; Cordell Koland, representing Sierra Club; Elizabeth Lambe, representing Sierra Club; Ed Leeper; Eva Leufhold; Ric Lohman, representing League Coastside Protection; John Lynch; Thurbie Markos, representing Sierra Club; Mark Massara, representing Sierra Club; Leslie McCarthy; Terry Morawitz; Paul Perkovic; MaryAnn Pryce, representing Sierra Club; Roslyn Ramsey; Lennie Roberts, representing Committee for Green Foothills; Jim Rourke; Lynne Simpson; Kathryn Slater-Carter; Annette Steiner; Chris Vogel; Rosanne Whitaker; and Leonard Woren.

PUBLIC STATEMENTS. Gavin Davis said the pristine beaches of San Luis Obispo County not development attract visitors. Charles Paulding, representing People for the Preservation of Pleasure Point, said the Pleasure Point area faced issues of visual quality, water quality and affordability. Mark Massara said eight candidates who supported coastal issues won in the recent election. David Dilworth, representing Helping Our Peninsula's Environment (HOPE), said the conditions of the Spanish Bay project had still not been complied with. Julie Verran spoke about the water bag story, and suggested a field trip & reception in Gualala in May. R.N. Channell spoke about the beauty of Big Sur and supported Bixby Ocean Ranch as part of the national forest. Tarren Collins, representing Sierra Club, said the Oceano Dunes technical committee had done nothing to date. Chuck Huddleston raised question about violations on affordable housing conditions. Janice O'Brien, representing LWV MP, submitted a request to speak.

LUNCH RECESS. The Commission recessed for lunch at 12:05 and returned at 1:25 p.m.

ENERGY, OCEAN RESOURCES AND WATER QUALITY

12. **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. **Briefing on Substitution of Santa Ynez Unit Oil Spill Response Capabilities.** Informational only.

b. **Oil Spill Program.** Informational only.

c. **Briefing on Proposal to Upgrade El Segundo Power Plant.** Staff recommended approval of a letter to the Energy Commission.

James W. Reede, Jr., representing California Energy Commission, submitted a request to speak.

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

13. **COASTAL PERMIT APPLICATION.**

a. **Application No. E-01-31 (Orange Co. Sanitation District) Postponed.**

14. **SONGS Status.** Informational only.

SOUTH CENTRAL COAST DISTRICT

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

16. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved four items (19c, f, g & i) to the Calendar, and recommended approval with special conditions.

(19c) Jaime Harnish, representing the applicant, submitted a request to speak in favor of the project. (19i) Don Schmitz, representing the applicants, submitted a request to speak in favor of the project.

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

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

a. **Port of Hueneme Port Plan Amendment No. 6.** Staff recommended approval.

Bill Buenger, Executive Director & Vello Kisk, consultant, both representing Port of Hueneme, submitted a request to speak in favor of the project.

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

b. **Carpinteria LCP Amendment No. 1-01 (comprehensive Plan update) Time Extension.** Staff recommended approval.

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

18. **NEW APPEAL.**

a. **Appeal No A-4-02-30 (Oly Chadmar, Santa Barbara Co.)** **Withdrawn.**

19. **COASTAL PERMIT APPLICATIONS.**

a. **Application No. 4-01-71 (Diva Partners, Malibu)** Staff recommended approval with special conditions.

Timmy Javid submitted a request to speak in favor of the project.

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

Sweeney left during the following item.

b. **Application No. 4-01-75 (Parks & Recreation, Los Angeles Co.)** Staff recommended approval with special conditions.

Suzanne Goode, representing the applicant, submitted a request to speak in favor of the project.

Motion & Vote: Estolano moved staff recommendation, seconded by Ruddock, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. **Failed.**

c. **Application No. 4-01-132 (Gallin, Malibu)** Moved to expanded Consent Calendar. **Approved.**

d. **Application No. 4-01-143 (Ventura Port District, Ventura & Oxnard)** Staff recommended approval with special conditions.

Richard Parsons, representing the applicant, submitted a request to speak in favor of the project. Jackie Worden, representing the applicant, submitted a request to speak in favor of the project.

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

e. **Application No. 4-01-145 (Hessami, Malibu)** Staff recommended approval with special conditions.

Pascal Hessami submitted a request to speak in favor of the project.

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

f. **Application No. 4-01-146 (Brown, Malibu)** Moved to expanded Consent Calendar. **Approved.**

g. **Application No. 4-01-148 (Nathanson, Malibu)** Moved to expanded Consent Calendar. **Approved.**

h. **Application No. 4-01-185 (Bluming, Los Angeles Co.) Postponed.**

i. **Application No. 4-01-87 (Bowman, Malibu) Moved to expanded Consent Calendar. Approved.**

20. **PERMIT EXTENSION.**

a. **Permit No. 4-94-199-E5 (Pacific Home, Malibu) Staff recommended approval. There being no objection, Chairman Wan ruled that the permit be extended. Approved.**

NORTH COAST DISTRICT

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

a. **Mendocino Co. LCP Amendment No. MEN-MAJ-2-98 (Gualala Town Plan) Certification Review.** Staff recommended concurrence with the Executive Director's determination. Julie Verran submitted a request to speak. There being no objection, Chairman Wan ruled that the Commission concurred with the Executive Director. **Approved.**

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

a. **Arcata LCP Amendment No. ARC-MAJ-1-01 (McBain).** Staff recommended approval.

Motion & Vote on Plan as Submitted: Woolley moved approval of the Land Use Plan Amendment as submitted, seconded by Reilly, 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 Potter, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. The motion failed so the amendment was **approved.**

23. **NEW APPEALS.**

a. **Appeal No. A-1-01-29 (Eureka Waterfront Partners, Eureka)** 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 orally.

David Tyson, City Manager of Eureka, submitted a request to speak in favor of the project. John Ash, representing Eureka Pier, submitted a request to speak in favor of the project.

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

b. **Appeal No. A-1-01-59 (Thelen, Mendocino Co.) Postponed.**

24. **FINDINGS.**

a. **Permit No. A-1-01-58 (Humboldt Co. airport fence)** Staff recommended approval of findings.

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

b. **Permit No. 1-01-52 (Eleutherian Pan-Communion, Humboldt Co.)** Staff recommended approval of findings.

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

25. **RECONSIDERATION.**

a. **Permit No. 1-01-52-R (Eleutherian Pan-Communion, Humboldt Co.) Postponed.**

NORTH CENTRAL COAST DISTRICT

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

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

a. **Half Moon Bay LCP Amendment No. HMB-MAJ-1-99 (Caltrans & Alves Dairy Annexation).** Postponed.

28. **NEW APPEAL.**

a. **Appeal No. A-2-02-5 (Lavine & Hammerman, San Mateo 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.

29. **COASTAL PERMIT APPLICATIONS.**

a. **Application No. 2-01-14 (Sonoma Co. Moscow Road bridge)** Staff recommended approval with special conditions.

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

b. **Application No. 2-01-27 (San Francisco John Muir Drive erosion repair)** Postponed.

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

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Thursday, March 7, 2002, at 9:05 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Dettloff, (Alternate) Allgood, Hart, Krueer, (Alternate) Ruddock, Nava, Reilly and Woolley. Absent: Dean, Desser, McClain-Hill, Neal, Sanders and Sweeney.

CENTRAL COAST DISTRICT

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

- a. **Santa Cruz Co. LCP Amendment No. SCO-MIN-2-01 (ADA Changes) (Minor).** Staff recommended concurrence with the Executive Director's determination. There being no objection, Chairman Wan ruled that the Commission concurred with the Executive Director. **Approved.**

- b. **Watsonville LCP Amendment No. WAT-MAJ-1-01 (Area C Permit Timing & Agricultural Buffer) Certification Review. Postponed.**

4. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved item 8a to the Calendar, and recommended approval with special conditions.

David Foote, representing City of Grover Beach, submitted a request to speak in favor of the project.

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

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

- a. **Santa Cruz Co. LCP Amendment No. SCO-MAJ-2-01 (Seacliff Village) Time Extension.** Staff recommended approval.

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

b. **Monterey Co. LCP Periodic Review & General Plan Update.** Informational only. Jim Colangelo, representing City of Monterey, submitted a request to speak in favor of the project. Karin Strasser-Kauffman submitted a request to speak in favor of the project.

c. **San Luis Obispo Co. LCP Amendment No. SLO-MAJ-1-01 A (Vacation Rentals).** Staff recommended approval with suggested modifications.

Kami Griffin, representing SLO County, submitted a request to speak in favor of the project. Jeff Edwards & Richard Watkins, both representing Central Coast Management Association (CCMA), submitted requests to speak in favor of the project. Martin Verhaegh submitted a request to speak in opposition to the project.

Motion & Vote to Continue & extend time: Nava moved to continue the hearing and extend the time limit for action, seconded by Woolley, and the roll call vote was 6 in favor and 4 opposed (Dettloff, Hart, Ruddock & Reilly). **Passed.**

Kruer left during the following item.

6. **NEW APPEALS.**

a. **Appeal No. A-3-00-118 (Khaloghli, 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. Staff recommended approval with special conditions as modified orally.

Khosro Khaloghli submitted a request to speak in favor of the project. David Brown, representing the applicant, submitted a request to speak in favor of the project. Robert Enns, representing the applicant, submitted a request to speak in favor of the project. Gregory W. Sanders, representing the applicant, submitted a request to speak in favor of the project. Dave Crowther, representing Cambria Farm Center, submitted a request to speak in favor of the project. Tarren Collins, representing Sierra Club, 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. Roy A. Ford, representing the hamlet at Moonstone Gardens, submitted a request to speak in opposition to the project. William Bonser, representing San Simeon Pines Resort, submitted a request to speak in opposition to the project.

Motion & Vote: Reilly moved staff recommendation, seconded by Dettloff.

Amending Motion & Vote: Woolley moved to delete the pond, seconded by Nava, and the roll call vote was 3 in favor (Nava, Woolley & Wan) and 6 opposed. **Failed.**

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

b. **Appeal No. A-3-00-156 (Crowther, San Luis Obispo Co.)** Staff recommended that the appeal raised substantial issue. There being three objections, Chairman Wan opened the hearing on substantial issue.

Alexander Henson, representing the applicant, submitted a request to speak in favor of the project.

Motion & Vote on No substantial issue: Potter moved that the appeal raised no substantial issue, seconded by Reilly, and Chairman Wan ruled that the vote was unanimous in opposition to the motion. **Failed.**

PUBLIC STATEMENTS. Betty Aickelin said 3 projects in Pacific Grove were too large & out of community character and received incentives from the City Council. Sally Aberg said the projects in Pacific Grove were out of scale with the neighborhood and received illegal water transfers. Judy Lehman requested assistance for speakers opposed to a Del Monte Beach project that would be heard far away. Gordon Hensley, representing EDC, reported that there had been no change in park operation at Oceano Dunes after one year. Tarren Collins, representing Sierra Club, requested temporary emergency measures to protect plovers at Oceano Dunes.

LUNCH RECESS. The Commission recessed for lunch at 12:05 and returned at 1:30 p.m. after closed session. Susskind replaced Kruer during the break.

REPORT of CLOSED SESSION. In closed session the Commission took action on Hartunian v. CCC, and discussed three other matters for information only.

c. **Appeal No. A-3-01-71 (Searock, Monterey 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. Staff recommended denial as modified orally.

Kirk diCicco submitted a request to speak in favor of the project. Jerrie W. Gasch submitted a request to speak. Karin Strasser Kauffman submitted a request to speak in opposition to the project. Pamela Krone-Davis submitted a request to speak in

opposition to the project. Barbara Rainer submitted a request to speak in opposition to the project. Kaitilin Gaffney, representing the Ocean Conservancy/Save Our Shores, 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.

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

d. **Appeal No. A-3-01-97 (Zaninovich, Pismo Beach)** 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.

Rick Gorman submitted a request to speak in favor of the project. Paul Baragona, representing Golden State Aerial Surveys, submitted a request to speak in favor of the project. Steve Puglisi submitted a request to speak in favor of the project.

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

e. **Appeal No. A-3-01-109 (Adams, Santa Cruz 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. Staff recommended denial.

Joel Schwartz, representing the applicant, submitted a request to speak in favor of the project. Erik Zinn, representing the applicant, submitted a request to speak in favor of the project. Keith Adams, the applicant, submitted a request to speak in favor of the project. Rick Parks, engineer representing the owner, submitted a request to speak in favor of the project. Alistair Black submitted a request to speak in favor of the project. Jim Brown submitted a request to speak in favor of the project. Paul Riehle submitted a request to speak in favor of the project. David Thorp, representing the applicant, submitted a request to speak in favor of the project. Josephine D. Adams submitted a request to speak in favor of the project. Kim Adams submitted a request to speak in favor of the project. Rogers Johnson, representing the applicant, submitted a request to speak in favor of the project. David Schrader submitted a request to speak in favor of the project. Cheryl Schrader submitted a request to speak in favor of the project. Del Murray submitted a request to speak in favor of the project. Richard Berg submitted a request to speak in favor of the project. Bill Osberg submitted a request to speak in favor of the project. Gene Banman submitted a request to speak in favor of the project. Jim Marshall, representing East Cliff Property Owners Assoc., submitted a request to speak in favor of the project.

Christian Fine, representing Surfers' Environmental Alliance, submitted a request to speak in opposition to the project. Ralph Berger submitted a request to speak in opposition to the project. Kaitilin Gaffney, representing the Ocean Conservancy/SOS, 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. Patricia Matejcek, representing Sierra Club – Ventana Chapter and Santa Cruz Group, submitted a request to speak in opposition to the project.

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

f. **Appeal No. A-3-01-117 (Banman, Santa Cruz 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. Staff recommended denial.

Joel Schwartz, representing the applicant, submitted a request to speak in favor of the project. Jim Marshall, representing East Cliff Property Owners Assoc., submitted a request to speak in favor of the project. Gene Banman, the applicant, submitted a request to speak in favor of the project. Erik Zinn, representing the applicant, submitted a request to speak in favor of the project. Donald Thorp, representing the applicant, submitted a request to speak in favor of the project. Rogers Johnson, representing the applicant, submitted a request to speak in favor of the project. Alistair Black submitted a request to speak in favor of the project. Josephine D. Adams submitted a request to speak in favor of the project. Rick Parks, representing the owner, submitted a request to speak in favor of the project. Keith Adams submitted a request to speak in favor of the project. Kim Adams submitted a request to speak in favor of the project. Jim Brown submitted a request to speak in favor of the project. Paul Riehle submitted a request to speak in favor of the project. David Schrader submitted a request to speak in favor of the project. Cheryl Schrader submitted a request to speak in favor of the project. Del Murray submitted a request to speak in favor of the project. Richard Berg submitted a request to speak in favor of the project. Bill Osberg submitted a request to speak in favor of the project.

Patricia Matejcek, representing Sierra Club – Ventana Chapter and Santa Cruz Group, submitted a request to speak in opposition to the project. Christian Fine, representing Surfers' Environmental Alliance, 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. Kaitilin Gaffney, representing the Ocean Conservancy/SOS, submitted a request to speak in opposition to the project. Ralph Berger submitted a request to speak in opposition to the project.

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

g. **Appeal No. A-3-01-118 (Black, Santa Cruz 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. Staff recommended denial.

The hearing was combined with item f above.

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

h. **Appeal No. A-3-02-10 (Pagent, San Luis Obispo Co.)** Staff recommended continuance. There being no objection, Chairman Wan opened the hearing and **continued** it to a future meeting.

7. COASTAL PERMIT APPLICATION.

a. **Appeal No. A-3-99-19 (La Playa San Simeon Homeowners, San Luis Obispo Co.)** Staff recommended denial.

Richard Porter submitted a request to speak. Diana Hall, representing Castle View Condos, submitted a request to speak in opposition to the project. Tarren Collins, representing Santa Lucia Chapter of Sierra Club, submitted a request to speak in opposition to the project. Gordon Hensley, representing EDC/SLO, 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.

Motion & Vote: Ruddock moved approval of the project, seconded by Woolley, and Chairman Wan ruled that the vote was unanimous. **Passed.**

8. PERMIT AMENDMENT.

a. **Permit No. 3-01-3-A (Grover Beach and Parks & Recreation)** Moved to expanded Consent Calendar. **Approved.**

9. **CARMEL PLANNING WORKSHOP.** Informational only. Twenty one speakers submitted requests to speak: Brian Roseth, representing City of Carmel-by-the-Sea; Melanie Billig, representing Carmel-by-the-Sea; Linda Anderson; Pope Coleman; Joyce Stevens, representing Monterey Pine Forest Watch; Anne Bell; Frank Wasko; Helmut Hirsch representing Global Villagers/Foundation; David Maradi, representing Carmel Preservation Foundation; Howard Brunn; Enid Sales, representing Carmel Preservation Foundation; Ralph Tober; Monte Miller, representing Carmel Residents Association; Larry Rodocker, representing Carmel Preservation Foundation; Allan Paterson; Constance Wright, representing Carmel Preservation Foundation; Jim Wright; Claudine Van Fleet; Barbara Livingston, representing the City Council; Barbara Rainer, representing Carmel Preservation; and Sue McCloud, Mayor, Carmel-by-the-Sea.

RECESS. The Commission recessed for the day at 5:30 p.m.

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order on Friday, March 8, 2002, at 9:00 a.m. by Chairman Wan.
2. **ROLL CALL.** Present: Chairman Wan, Vice Chairman Potter, Commissioners Dettloff, (Alternate) Allgood, Hart, (Alternate) Susskind, (Alternate) Ruddock, Reilly and Woolley. Absent: Dean, Desser, McClain-Hill, Nava, Neal, Sanders and Sweeney.

ENFORCEMENT

3. **ENFORCEMENT REPORT.** None.

CENTRAL COAST DISTRICT

4. COASTAL PERMIT APPLICATIONS.

- a. **Application No. 3-01-65 (Callahan, Carmel)** Staff recommended denial.

William E. Callahan submitted a request to speak in favor of the project. Karen Macondray submitted a request to speak in favor of the project. Steve Dallas submitted a request to speak. Ed Grady submitted a request to speak in opposition to the project. Barbara Livingston submitted a request to speak in opposition to the project.

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

- b. **Application No. 3-01-78 (Corrigan, Carmel)** **Withdrawn.**

- c. **Application No. 3-01-104 (Adams, Carmel)** **Postponed.**

PUBLIC STATEMENT. Alan Church protested the loss of habitat due to development of Del Monte Beach tract #2.

ADJOURNMENT. There being no old or new business, the meeting adjourned at 10:00 a.m.

Respectfully Submitted,

PETER M. DOUGLAS
Executive Director

pmg

