

CALIFORNIA COASTAL COMMISSION

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January 13, 2003

TO: Commissioners and Interested Persons

FROM: Deborah Lee, Deputy Director
Steve Rynas, Orange County Area Supervisor
Meg Vaughn, Coastal Program Analyst

RECORD PACKET COPY

SUBJECT: **Request to extend the ninety-day time limit for Commission action on City of Laguna Beach LCP Amendment Request No. 1-02 (for Commission Action at the February 4-7, 2003 meeting in San Diego).**

On December 16, 2002, the City of Laguna Beach submitted a request to amend its certified Local Coastal Program (LCP) in order to: a) revise and update Topic 4 Water Quality and Conservation of the City's Open Space/Conservation Element of the Land Use Plan (LUP), including revisions and additions to the background text and adding new policies; and b) rezoning the Lagunita Community from R-1 Residential Low Density to a newly proposed residential zone entitled Lagunita Zone. Proposed LCP Amendment Request No. 1-02, submitted for Commission certification by City Council Resolution Nos. 02.068 and 02.070, includes changes to the City's LUP water quality policies and would introduce a new residential zone to the Implementation Plan (IP).

On December 16, 2002, the Executive Director determined that LCP Amendment Request No 1-02 was in proper order and legally adequate to comply with the submittal requirements of the Coastal Act and the California Code of Regulations. Therefore, LCP Amendment Request No. 1-02 is deemed complete pursuant to the requirements of Section 30510 of the Coastal Act.

Pursuant to Sections 30512 and 30514 of the Coastal Act, an LCP amendment that includes changes to the LUP portion of a certified LCP must be scheduled for a public hearing and the Commission must take action within ninety days of a complete submittal. The ninetieth day after the City's filing of the complete submittal is March 16, 2003. In order to be heard within this time frame, and to allow the Commission one additional hearing to address any unresolved issues, the LCP amendment would have to be scheduled for the Commission's February 4-7, 2003 meeting.

Coastal Act Section 30517 and Section 13535(c) of the Coastal Commission Regulations state that the Commission may extend for good cause the ninety-day time limit for a period not to exceed one year. Because of the expansive scope and complexity of the proposed LCP amendment, staff is recommending that the Commission extend the ninety-day time limit for the review of the LCP amendment request. The time extension would allow for a thorough review of the City's proposed changes.

STAFF RECOMMENDATION

Staff recommends that the Commission extend the deadline for Commission action for up to one year.

MOTION: I move that the Commission extend the ninety-day time limit to act on the City of Laguna Beach Local Coastal Program Amendment No. LGB-MAJ-1-02 for a period not to exceed one year.

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