

# Fr 19a

STATE OF CALIFORNIA -- THE RESOURCES AGENCY

GRAY DAVIS, Governor

## CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA  
89 SOUTH CALIFORNIA ST., SUITE 200  
VENTURA, CA 93001  
(805) 585-1800

RECORD PACKET COPY



May 23, 2003

To: Commissioners and Interested Parties

From: Charles Damm, Senior Deputy Director  
Gary Timm, District Manager  
Lillian Ford, Coastal Program Analyst

Re: **City of Carpinteria LCP Minor Amendment (1-02) to the Implementation Plan** to be reported at the June 13, 2003 Commission hearing at The Queen Mary, 1126 Queens Highway, Long Beach, CA 90802.

### Amendment Description

The proposed amendment request is to amend the City's Implementation Plan, i.e. Zoning Ordinance and Zoning Maps. Specifically, the proposed amendment would result in a zone text amendment that would establish a local appeal procedure for administrative decisions in the R-1 zone district.

### Determination

Pursuant to Section 30514(c) of the Coastal Act and Section 13554 of the Commission's regulations, the Executive Director has determined the proposed amendment is "minor" in nature. Section 13554(c) of the Regulations provides that a minor amendment includes, but is not limited to

***change in the notification and hearing procedures that is consistent with the requirements of the Coastal Act.***

The proposed amendment establishes a local appeal procedure for administrative decisions in R-1 zone districts. The appeal procedure will allow greater public input into the decision-making process consistent with Section 30006 of the Coastal Act. The proposed zone designation change does not alter the kind, intensity, or density of use in the R-1 district, consistent with Section 13554 (a) of the Regulations. Furthermore, the proposed amendment does not necessitate changes to the certified LUP, and the amended use will not result in any alteration of the intent of the policies of the LUP.

Therefore, the proposed amendment to establish a local appeal procedure for administrative decisions in the R-1 zone district is consistent with the certified LUP, and considered "minor" as defined under Section 13554(c).

## **Procedures**

The Council of the City of Carpinteria approved the proposed amendment, to establish a local appeal procedure for administrative decisions in the R-1 zone district, by Ordinance No. 587 on October 14, 2002. Per Section 13551(b)(2) of the Commission's Regulations, the proposed amendment will require formal local government adoption after Commission approval.

Section 13555 of the Commission's Regulations requires the Executive Director to prepare a report describing the proposed amendment and providing notice of the Executive Director's determination the amendment is of a "minor" nature. Section 13555 also requires the Executive Director to report to the Commission at the next meeting, his or her determination and objections to the determination, if any, that have been received within 10 working days. If one third of the appointed members of the Commission requests, the determination of minor amendment shall not become effective and the amendment shall be processed in accordance with Section 13555(b).

## **Notification and Objections**

Notification of the proposed amendment was mailed on May 23, 2003. The ten-day objection period will therefore terminate on June 9, 2003. The Commission will be notified at the June 13, 2003 meeting of any objections.

ORDINANCE NO. 587

AN ORDINANCE OF THE CARPINTERIA CITY COUNCIL  
AMENDING SECTIONS 14.12.020 AND 2.36.060, AND ADDING SECTION  
14.12.100 OF THE CARPINTERIA MUNICIPAL CODE

THE CARPINTERIA CITY COUNCIL DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1.

SECTION 14.12.020 OF THE CARPINTERIA MUNICIPAL CODE IS AMENDED IN ITS ENTIRETY TO READ AS FOLLOWS:

1. No permits for development, including grading permits, shall be issued except in conformance with the provisions of this title.
2. Permits, including grading permits, for the following classes of development shall be issued only if the findings set forth in Section 14.12.100 are made:
  - a. Second-story additions to an existing one-story home.
  - b. New homes.
  - c. Any addition to an existing developed property that would result in a total floor area greater than the average of developed properties located within 300 feet of the subject property.
  - d. Any additional floor area to an existing developed property that is already greater than the average floor area of developed properties located within 300 feet of the subject property.

SECTION 14.12.100 IS HEREBY ADDED TO THE CARPINTERIA MUNICIPAL CODE AND SHALL READ AS FOLLOWS:

- A permit, including a grading permit, for development specified in Section 14.12.020 (2) shall be issued only if all of the following findings are made:
1. The proposed project is in proportion to and in scale with the site and with other existing and proposed structures in the area;
  2. The proposed project achieves a harmonious relationship with existing and proposed adjoining developments, avoiding excessive variety or monotonous repetition but providing for similarity of style when appropriate;
  3. The proposed project is sited and designed to avoid privacy and solar shade impacts to adjacent properties.

SECTION 2.36.060 OF THE CARPINTERIA MUNICIPAL CODE IS AMENDED IN ITS ENTIRETY TO READ AS FOLLOWS:

The architectural review board shall provide the planning commission or community development director, as the case may be, with recommendations on the architectural and landscape design of each project subject to review pursuant to this chapter. The planning commission or community development director

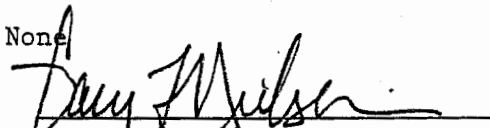
shall consider the board's recommendation in making its final decision. Further review by the architectural review board shall not be required unless further recommendations are requested by either the city council, planning commission, or the community development director.

## SECTION 2.

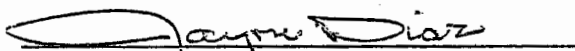
This Ordinance shall be in full force and effect thirty (30) days following certification by the California Coastal Commission, acceptance of such certification by resolution, and second reading by the City Council; and before the expiration of fifteen (15) days of its passage shall be published once with the names of the City Council voting for and against the same in the Coastal View, a newspaper of general circulation, published in the City of Carpinteria.

PASSED, APPROVED AND ADOPTED this 14<sup>th</sup> day of October 2002, by the following called vote:

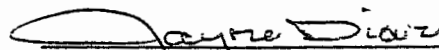
AYES:	COUNCILMEMBER:	Stein, Jordan, Weinberg, Ledbetter, Nielsen
NOES:	COUNCILMEMBER:	None
ABSENT:	COUNCILMEMBER:	None

  
Mayor, City of Carpinteria


ATTEST:

  
City Clerk, City of Carpinteria

I hereby certify that the foregoing Ordinance was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held the 14<sup>th</sup> day of October 2002.

  
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

  
City Attorney, City of Carpinteria