

CALIFORNIA COASTAL COMMISSION

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State of California

California Coastal Commission
San Diego District

MEMORANDUM

TO: Commissioners and
Interested Persons

DATE: July 23, 2003

FROM: Staff

Fri 12.5aSUBJECT: Request to Waive Time Limit for City of Encinitas LCP Amendment
No. 1-03 (Grading Ordinance Update) for the Commission Meeting of
August 6-8, 2003

On July 7, 2003, the City of Encinitas' proposed Local Coastal Program Amendment No. 1-03 (Grading Ordinance Update) was filed in the San Diego District office. The amendment revises the City's certified LCP Implementation Plan to update the City's grading ordinance (Encinitas Municipal Code 24.23) for consistency with the California Regional Water Quality Control Board's NPDES Order No. 2001-01.

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, which ends on September 5, 2003, the amendment request would have to be scheduled on the August 2003 hearing to be held in Huntington Beach.

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 time for staff to review the amendment in consultation with City staff.

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 October 2003 Commission hearing in Coronado.

MOTION:

I move that the Commission extend the 60-day time limit to City of Encinitas LCP Amendment #1-03 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.