

CALIFORNIA COASTAL COMMISSION

SAN DIEGO AREA

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RECORD PACKET COPY

TO: Commissioners and
Interested Persons

DATE: April 22, 2004

FROM: Staff

Fri 8a

SUBJECT: Request to Waive Time Limit for City of Encinitas LCP Amendment No. 3-03 (Community Character) for the Commission Meeting of May 12-14, 2004

On March 30, 2004, the City of Encinitas Local Coastal Program (LCP) amendment #3-03 was filed in the San Diego District office. The amendment involves changes to various regulations relating to community character. The proposed amendment will affect the certified LCP implementation plan.

Pursuant to Section 30512 of the Coastal Act, the Commission must act on land use plan amendments within 90 days of complete submittal or filing. Pursuant to Section 30513 of the Coastal Act, the Commission must act on implementation plan amendments within 60 days of filing. Amendments containing both land use and implementation plan components, must be acted upon by the Commission within 90 days of filing. Based on the above-cited time limits, the proposed LCP amendment must be scheduled for review by the Commission at the May 2004 meeting. However, Section 30517 of the Coastal Act and Section 13535(c) of the California Code of Regulations state that the Commission may extend for good cause any applicable time limits for a period not to exceed one year.

Commission staff is requesting the time extension due to insufficient staff time to adequately review the amendment and prepare a recommendation. In addition, the City has indicated the item could be postponed until the later in the year and at a southern California meeting location.

Staff Recommendation. Staff recommends the Commission extend the 60-day time limit for a period not to exceed one year.

MOTION:

I move that the Commission extend the 60-day time limit to act on the City of Encinitas LCP Amendment No. 3-03 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.