

**CALIFORNIA COASTAL COMMISSION**

SOUTH CENTRAL COAST AREA  
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## RECORD PACKET COPY

**DATE:** August 24, 2004

**TO:** Commissioners and Interested Persons

**FROM:** Gary Timm, Coastal Program Manager

**SUBJECT:** **City of Malibu LCP Amendment No. 1-04 (Major)** Time Extension for September 8-10, 2004 Commission Hearing in Eureka.

On June 10, 2004, the City of Malibu submitted an amendment to the Land Use Plan and Implementation Plan portions of its certified Local Coastal Program (LCP). The amendment proposes major revisions to the Local Coastal Program adopted by the Commission on September 13, 2002 pursuant to the provisions of PRC Section 30166.5. On August 20, 2004, the Executive Director determined that the City's amendment submittal was in proper order and legally adequate to comply with the submittal requirements of Coastal Act Section 30510 (b).

Pursuant to Section 30512 of the Coastal Act, an amendment to the certified LCP must be scheduled for a public hearing and the Commission must take action within 90 days of a complete submittal. The 90<sup>th</sup> day after filing the complete submittal is November 18, 2004. In order to be heard within this time frame, the amendment would have to be scheduled for the Commission's November 17-19, 2004 meeting.

Coastal Act Section 30517 and California Code of Regulations Section 13535 (c) state that the Commission may extend for good cause the 90-day time limit for a period not to exceed one year. Therefore, Commission staff is requesting an extension to the 90-day time limit in order to allow adequate time to review and analyze the amendment due to the extensive nature of the amendment, the complexity of the planning issues, and current staffing constraints.

### STAFF RECOMMENDATION

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

**MOTION:** *I move that the Commission extend the 90 day time limit to act on the City of Malibu Local Coastal Program Amendment No. 1-04 for a period not to exceed one year.*

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