

**CALIFORNIA COASTAL COMMISSION**

CENTRAL COAST DISTRICT OFFICE  
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**RECORD PACKET COPY****F7b**

February 24, 2005

**TO:** Commissioners and Interested Parties

**FROM:** Charles Lester, Deputy Director  
Diane Landry, District Manager  
Susan Craig, Coastal Planner

**SUBJECT:** **CITY OF CAPITOLA LCP AMENDMENT NO. CAP-MAJ-2-04 CERTIFICATION REVIEW:** Concurrence with the Executive Director's determination that the action of the City of Capitola accepting the Commission's certification of LCP Amendment No. CAP-MAJ-2-04 is legally adequate. For Commission review at the meeting of March 18, 2004 in Newport Beach.

**A. BACKGROUND**

The Commission acted on City of Capitola LCP Amendment No. CAP-MAJ-2-04 on December 9, 2004. The amendment included removing a residential overlay designation from the City-owned Rispin Mansion property, adding Visitor Serving zoning district standards to the implementation plan, and applying zoning designations to three "areas of deferred certification" in the City (the Rispin Mansion site, the El Salto resort parcels, and the Shadowbrook Restaurant parcels). The amendment provides zoning designations, allowable uses, and development standards for these important visitor-serving areas of the City.

The Commission rejected the amendment as submitted but certified the proposed amendment to the LCP if modified to provide more specificity regarding allowable uses and development standards on the Shadowbrook Restaurant, Rispin Mansion, and El Salto Resort parcels.

**B. EFFECTIVE CERTIFICATION**

On January 27, 2005, the City Council of Capitola held a public hearing and acknowledged receipt of the Commission's resolution of certification, accepted and agreed to the Coastal Commission's modifications, agreed to issue permits in conformance with the modified LCP, and formally approved the necessary changes to the City's LCP.



**California Coastal Commission**  
**March 18, 2005 Meeting in Newport Beach**

Staff: SC Approved by: *DA*

As provided in Sections 13544 and 13544.5 of the California Code of Regulations, for the amendment to become effective, the Executive Director must determine that the City of Capitola's actions are legally adequate and report that determination to the Commission. Unless the Commission objects to the determination, the certification of City of Capitola LCP Amendment No. CAP-MAJ-2-04 shall become effective upon the filing of a Notice of Certification for the LCP amendment with the Secretary of Resources, as provided in Public Resources Code Section 2180.5(2)(V).

**C. STAFF RECOMMENDATION**

Staff recommends that the Commission concur with the determination of the Executive Director that the action of the City of Capitola accepting the Commission's certification of City of Capitola LCP Amendment No. CAP-MAJ-2-04 is legally adequate.

