

## CALIFORNIA COASTAL COMMISSION

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## RECORD PACKET COPY



TO: Commissioners and  
Interested Persons

DATE: February 25, 2005

FROM: Staff

**TH 12B**

SUBJECT: Request to Waive Time Limit for City of Carlsbad LCP Amendment No. #3-04B-G (NPDES, Emerald Pointe, Residential Amendments, Tabata, Lohf, Palomar Pointe and Thompson/Tabata) for the Commission Meeting of March 16-18, 2005

On January 7, 2005, the City of Carlsbad Local Coastal Program (LCP) amendment #3-04A-G was filed in the San Diego District office. The amendment involves seven separate components and will affect both the land use and implementation plan of the certified Carlsbad LCP. LCPA #3-04A (Carlsbad Ranch Specific Plan) is scheduled for the Commission's March 16-18, 2005 hearing. Staff needs additional time to review the six remaining components which are: LCPA #3-04B (NPDES, revised Stormwater Regulations); LCPA #3-04C (Emerald Pointe, land use and zone change); LCPA #3-04D (Residential Amendments, revised zoning ordinance); LCPA #3-04E (Tabata, land use and zone change); LCPA #3-04F (Lohf, land use change); LCPA #3-04G (Palomar Pointe, zone change) and LCPA #3-04H (Thompson/Tabata, land use change).

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 March 2005 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.

**Staff Recommendation.** Staff recommends the Commission extend the 90-day time limit for a period not to exceed one year.

**MOTION:**

I move that the Commission extend the 90-day time limit to act on the City of Carlsbad LCP Amendment No. 3-04B-G 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.