

CALIFORNIA COASTAL COMMISSION

South Coast Area Office
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(562) 590-5071



September 21, 2006

TO: Commissioners and Interested Persons**Th9a****FROM:** Peter Douglas, Executive Director
John Ainsworth, Deputy Director
Pam Emerson, Los Angeles County Area Supervisor
Charles Posner, Staff Analyst**SUBJECT:** Concurrence with the Executive Director's determination that the action of the City of Long Beach accepting certification with suggested modifications of Major LCP Amendment No. 2-05 (LOB-MAJ-2-05) is legally adequate. For Commission review at its October 12, 2006 meeting in Long Beach.**STAFF RECOMMENDATION**

Staff recommends that the Commission concur with the Executive Director's determination that the City's action is legally adequate.

BACKGROUND

On February 21, 2006, City of Long Beach Major Local Coastal Program (LCP) Amendment Request No. 2-05 was officially deemed submitted for Commission certification. Amendment No. 2-05 is comprised of Parts A and B. Part A, submitted for Commission certification by City Council Resolution No. 05-0018, amends the zoning ordinance procedures as they relate to tenant relocations that result from a City code enforcement action (See City Council Ordinance No. 05-0007). Part B of the LCP amendment request, submitted by City Council Resolution No. 06-0007, amends the development standards for Subarea 4 of the Downtown Shoreline Planned Development District (PD-6) in order to increase the total number of residential units (from 1,000 to 1,500 units) and decrease the amount of commercial/office area (from 2 million to 1.8 million sq. ft.) that can be permitted in the subarea. Part A of the LCP amendment affects only the Implementing Ordinances (LIP) portion of the certified LCP, while Part B affects both the Land Use Plan (LUP) and LIP portion of the certified LCP.

On May 10, 2006, the Commission approved City of Long Beach LCP Amendment No. 2-05. Part A of the LCP Amendment was approved as submitted, effectively certifying City Council Ordinance No. 05-0007 for immediate implementation in the City's coastal zone. The Commission approved Part B of LCP Amendment No. 2-05 with one suggested modification. The suggested modification directed the City Council to add the following requirement to the list of Special Design Features required for Subarea 4 of PD-6:

7. Victory Park Strip. The segment of Victory Park situated between the extended right-of-way of Pacific Avenue and the Ocean Center office building (110 W. Ocean Blvd.) shall be enlarged by at least 4,042 square feet through additional private land dedications. The required additional 4,042 square feet

of dedicated public parkland shall be provided beyond the eighty-foot (80') building setback (from the Ocean Boulevard curblin) required pursuant to Section (c)4 (Building Design) of the PD-6 General Development and Use Standards.

On August 1, 2006, the Long Beach City Council unanimously adopted Resolution No. 06-0074 and Council Ordinance No. 06-0024 incorporating into the LCP the modification suggested by the Commission pursuant to its May 10, 2006 approval of LCP Amendment No. 2-05. On August 16, 2006, the City submitted the modification (City Council Resolution No. 06-0074 and Ordinance No. 06-0024) to the Executive Director for a determination that it is consistent with the Commission's action on May 10, 2006 (See Attachment).

As provided in Section 13544 of Title 14 of the California Code of Regulations, the Executive Director must determine whether the City's action is legally adequate and report that determination to the Commission. In this case, the Executive Director has determined that the City's action is legally adequate. Unless the Commission objects to the Executive Director's determination, the certification of LCP Amendment No. 2-05 shall become effective upon Commission concurrence with the Executive Director's determination and upon filing of the notice of the Commission's certification with the Secretary of the Resources Agency as provided by Public Resources Code Section 21080.5(d)(2)(v).

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RESOLUTION NO. RES-06-0074

South Coast Region

AUG 16 2006

CALIFORNIA
COASTAL COMMISSION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH ADOPTING, AFTER PUBLIC HEARING, AN AMENDMENT TO THE LOCAL COASTAL PROGRAM RELATING TO SUBAREA 4 OF THE DOWNTOWN SHORELINE PLANNED DEVELOPMENT DISTRICT (PD-6); AND DIRECTING THE DIRECTOR OF PLANNING AND BUILDING TO SUBMIT CERTIFIED COPIES OF THIS RESOLUTION TO THE CALIFORNIA COASTAL COMMISSION FOR APPROVAL AND CERTIFICATION

The City Council of the City of Long Beach resolves as follows:

Section 1. The City Council finds, determines and declares:

A. Pursuant to the California Coastal Act of 1976, the City Council approved the Local Coastal Program for the City of Long Beach on February 12, 1980; and

B. The California Coastal Commission certified the Long Beach Local Coastal Program on July 22, 1980; and

C. The California Coastal Act, at Public Resources Code Section 30514, provides a procedure for amending local coastal programs; and

D. On August 1, 2006, after due consideration of appropriate environmental documents, and after a public hearing duly noticed and conducted, the City Council of the City of Long Beach considered and approved a revision to the Local Coastal Program relating to Subarea 4 of the Downtown Shoreline Planned Development District (PD-6) by adding the following requirement to the list of Special Design Features (Subarea 4 Section d) to read as follows:

7. Victory Park Strip. The segment of Victory Park situated between

COASTAL COMMISSION

EXHIBIT # A

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the extended right-of-way of Pacific Avenue and the Ocean Center office building (110 W. Ocean Blvd.) shall be enlarged by at least 4,042 square feet through additional private land dedications. The required additional 4,042 square feet of dedicated public parkland shall be provided beyond the eighty foot (80') building setback (from the Ocean Boulevard curblin) required pursuant to Section (c)4 (Building Design) of the PD-6 General Development and Use Standards.

E. These Amendments to the Local Coastal Program are intended to be carried out in a manner fully in conformity with the California Coastal Act; and

F. These Amendments to the Local Coastal Program shall be effective upon certification and approval by the California Coastal Commission.

Sec. 2. The Director of Planning and Building is hereby directed to submit a certified copy of this resolution, together with appropriate supporting materials, to the California Coastal Commission for certification and approval by the Coastal Commission as an amendment to the City's Local Coastal Program and the implementing ordinances thereof in accordance with the provisions of Public Resources Code Section 30515 and California Coastal Commission Regulation 13557.

Sec. 3. This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify to the vote adopting this resolution.

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COASTAL COMMISSION

EXHIBIT # A
PAGE 2 OF 3

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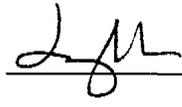
I hereby certify that the foregoing resolution was adopted by the City Council
of the City of Long Beach at its meeting of August 1, 2006, by the

following vote:

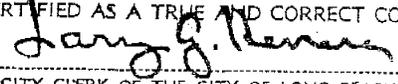
Ayes: Councilmembers: B. Lowenthal, S. Lowenthal, DeLong,
Schipske, Richardson, Reyes Uranga,
Gabelich, Lerch.

Noes: Councilmembers: None.

Absent: Councilmembers: O'Donnell.


City Clerk

CERTIFIED AS A TRUE AND CORRECT COPY


CITY CLERK OF THE CITY OF LONG BEACH

DATE: AUG 15 2006

COASTAL COMMISSION

MJM:kjm 7/18/06 #06-02400
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EXHIBIT # A
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