

CALIFORNIA COASTAL COMMISSION

CENTRAL COAST DISTRICT OFFICE
725 FRONT STREET, SUITE 300
SANTA CRUZ, CA 95060
(408) 427-4863
HEARING IMPAIRED: (415) 904-5200



W13b

March 23, 2006

TO: Commissioners and Interested Parties

FROM: Steve Monowitz, District Manager
Rick Hyman, District Chief Planner
Susan Craig, Coastal Planner

SUBJECT: **COUNTY OF SANTA CRUZ LCP AMENDMENT NO. SCO-MAJ-2-04 (Part 3) CERTIFICATION REVIEW:** Concurrence with the Executive Director's determination that the action of the County of Santa Cruz accepting the Commission's certification of LCP Amendment No. SCO-MAJ-2-04 (Part 3) is legally adequate. For Commission review at the meeting of April 12, 2006 in Santa Barbara.

A. BACKGROUND

The Commission acted on County of Santa Cruz LCP Amendment No. SCO-MAJ-2-04 (Part 3) on December 15, 2005. The amendment modifies the procedural chapter of the LCP's Implementation Plan to: 1) add provisions requiring applicant-sponsored, per-application neighborhood meetings with associated notice provisions; 2) add early posting of sites subject to applications; 3) eliminate some coastal permit application submittal requirements; 4) clarify that the County determines who to mail hearing notices to and does the mailing; 5) rectify an error in the description of amendments that are considered "Corrections," and; 6) make a few other corrections and clarifications.

The Commission rejected the amendment as submitted but certified the proposed amendment to the LCP if modified to: 1) reinstate some application requirements that were inadvertently deleted; 2) include some notice provisions required by the *California Code of Regulations*; 3) provide corrections or clarifications of certain wording.

B. EFFECTIVE CERTIFICATION

On March 7, 2006, the Santa Cruz County Board of Supervisors held a public hearing and adopted a resolution that 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 County's LCP (see Exhibit A).

Santa Cruz County LCP Amendment SCO-MAJ-2-04 (Part 3)
Certification Review
March 23, 2006

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 County of Santa Cruz's actions are legally adequate and report that determination to the Commission. Unless the Commission objects to the determination, the certification of County of Santa Cruz LCP Amendment No. SCO-MAJ-2-04 (Part 3) 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 County of Santa Cruz accepting the Commission's certification of County of Santa Cruz LCP Amendment No. SCO-MAJ-2-04 (Part 3) is legally adequate, as noted in the attached letter (Exhibit B), to be sent after Commission concurrence.

0000170

ATTACHMENT 1

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

RESOLUTION NO. 74-2006

On the motion of Supervisor Wormhoudt
duly seconded by Supervisor Pirie
the following Resolution is adopted:

**BOARD OF SUPERVISORS RESOLUTION ACCEPTING THE COASTAL
COMMISSION'S SUGGESTED MODIFICATIONS TO ORDINANCE
AMENDING SECTIONS 18.10.121, 18.10.131, 18.10.134, 18.10.210, 18.10.211,
18.10.222, 18.10.223, 18.10.224, AND 18.10.310, RENUMBERING SECTION
18.10.211 TO READ AS 18.10.212, AND ADDING NEW SECTION 18.10.211 TO
THE SANTA CRUZ COUNTY CODE, RELATING TO NOTIFICATION OF
NEW PROJECT SUBMITTALS AND MISCELLANEOUS NON-SUBSTANTIVE
CHANGES**

WHEREAS, the Board of Supervisors adopted Chapter 18.10, Permit and Approval Procedures, of the County Code, which governs the required public notice for various levels of review of projects; and

WHEREAS, the California Coastal Commission certified Chapter 18.10 as a coastal implementing ordinance adequate to carry out the provisions of the Coastal Act; and

WHEREAS, on November 2, 2004, the Board of Supervisors adopted amendments to Chapter 18.10 regarding the provision of signs and neighborhood meetings for certain proposed projects at certain levels of review; and

WHEREAS, on December 15, 2005, the Coastal Commission considered the amendments to Chapter 18.10 and first denied them and then certified them with suggested modifications; and

WHEREAS, the modifications suggested by the California Coastal Commission do not change the substance of the amendment to Chapter 18.10; and

WHEREAS, on March 7, 2006, the Board of Supervisors considered the Coastal Commission's suggested modifications and adopted those modifications, incorporating them into the amendment to Chapter 18.10.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Board of Supervisors hereby accepts the California Coastal Commission's suggested modifications to County Code Chapter 18.10 as set forth in Exhibit A and adopts the changes necessitated by those modifications and hereby approves the suggested modifications as

CCC Exhibit A
(page 1 of 2 pages)

0000176
ATTACHMENT I

amendments to Coastal Act implementing ordinances, and authorizes the submittal of this resolution to the California Coastal Commission for a determination that this action is legally adequate to satisfy any specific requirements set forth in the Commission's certification order.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this 7th day of March, 2006 by the following vote:

AYES:	SUPERVISORS	Beautz, Pirie, Wormhoudt and Campos
NOES:	SUPERVISORS	None
ABSENT:	SUPERVISORS	Stone
ABSTAIN:	SUPERVISORS	None

JANET K. BEAUTZ
Vice Chairperson of the Board of Supervisors

ATTEST: GAIL T. BORKOWSKI
Clerk of the Board of Supervisors

APPROVED AS TO FORM:

[Signature]
COUNTY COUNSEL

cc: County Counsel
Planning Department

STATE OF CALIFORNIA)	SS
COUNTY OF SANTA CRUZ)	
I, SUSAN A. MAURIELLO, County Administrative Officer and ex-officio Clerk of the Board of Supervisors of the County of Santa Cruz, State of California do hereby certify that the foregoing is a true and correct copy of the resolution passed and adopted by and entered in the minutes of the said board. In witness whereof I have hereunto set my hand and affixed the seal of the said Board on <u>March 8</u> 20 <u>06</u> .		
SUSAN A. MAURIELLO, County Administrative Officer		
By: <u><i>[Signature]</i></u> Deputy		

Santa Cruz County LCP Amendment SCO-MAJ-2-04 (Part 3)
Certification Review
March 23, 2006

STATE OF CALIFORNIA - THE RESOURCES AGENCY

ARNOLD SCHWARZENEGGER, Governor

CALIFORNIA COASTAL COMMISSION

CENTRAL COAST DISTRICT OFFICE
725 FRONT STREET, SUITE 300
SANTA CRUZ, CA 95060
(408) 427-4863
HEARING IMPAIRED: (415) 904-5200



DATE

Glenda Hill
County of Santa Cruz Planning Department
701 Ocean Street, 4th Floor
Santa Cruz, CA 95060

Subject: ***Effective Certification of County of Santa Cruz Local Coastal Program
Amendment No. SCO-MAJ-2-04 (Part 3)***

Dear Glenda,

We have received County of Santa Cruz Resolution Number 74-2006, adopted by the Board of Supervisors on March 7, 2006. By those actions, the County acknowledged receipt of the Coastal Commission's approval with suggested modifications of Local Coastal Program (LCP) Major Amendment 2-04 (Part 3), and incorporated the Commission's suggested modifications into the County's LCP.

I have determined, and the Commission has concurred, that the County's action with respect to LCP Major Amendment 2-04 (Part 3) is legally adequate to satisfy the requirements of Section 13544 of the California Code of Regulations. This determination was reported to the Coastal Commission at the Commission's April 12, 2006 meeting in Santa Barbara. As a result, the County's LCP, as amended by LCP Major Amendment 2-04 (Part 3), was certified as of April 12, 2006 and is now in effect.

If you have any questions, please contact Susan Craig of my staff at (831) 427-4863.

Sincerely,

Peter M. Douglas
Executive Director
California Coastal Commission

Steve Monowitz
District Manager
Central Coast District Office