

## CALIFORNIA COASTAL COMMISSION

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**TO: Commissioners and  
Interested Persons**

**DATE: July 19, 2007**

**FROM: Staff**

**SUBJECT: Request to Waive Time Limit for City of Carlsbad LCP Amendment  
No. 1-06 (A, B, D) for the Commission Meeting of August 8-10, 2007**

On May 22, 2007, the City of Carlsbad Local Coastal Program (LCP) Amendment #1-06 was filed in the San Diego District office and involves four components. LCP Amendment 1-06 (A) involves Implementation Plan changes related to the requirements, standards and procedures for implementing the City's certified Habitat Management Plan. LCP Amendment 1-06 (B) involves both Land Use and Implementation Plan changes to bring the designations on the Local Coastal Program, General Plan and Zoning map into conformance for existing Habitat Management Plan hardline preserve areas. LCP Amendment 1-06 (C) included changes to the Implementation Plan regarding Conditional Use Permit (CUP) code revisions. This amendment was approved as submitted by the Commission at the January, 2007 hearing. The fourth component to this LCP Amendment submittal #1-06 (D) includes both Land Use and Implementation Plan changes to provide provisions to allow for density bonuses.

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 August 8-10, 2007 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. In addition, the City has been consulted and has indicated the request for postponement is acceptable to allow for thorough review by staff. Staff recommends the Commission extend the 90-day time limit for one year. However, it is anticipated that the amendment request will be scheduled for the November 2007 hearing in San Diego.

**MOTION:**

I move that the Commission extend the 90-day time limit to act on the City of Carlsbad LCP Amendment No. 1-06 for 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.