

**CALIFORNIA COASTAL COMMISSION**

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**W23**

April 23, 2009

TO: ALL COMMISSIONERS

FROM: PETER DOUGLAS, EXECUTIVE DIRECTOR

SUBJECT: DRAFT MINUTES of MEETING of MARCH 11-13, 2009  
Portola Plaza Hotel  
2 Portola Plaza  
Monterey, CA 93940

**WEDNESDAY, MARCH 11, 2009 pages 1 to 8**

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 10:00 a.m. by Chair Neely.
2. **ROLL CALL.** Present: Chair Neely, Vice Chair Burke, Achadjian, Blank, Clark, Hueso, Secord (alternate), Kruer, Potter, Shallenberger, Wan. Absent: Mirkarimi, Kram.

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**SOUTH COAST DISTRICT**

3. **ADMINISTRATIVE PERMIT APPLICATIONS.**
  - a. **Application No. 5-08-347 (O'Brien, Long Beach)** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Neely ruled concurrence. **Approved.**

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4. **CONSENT CALENDAR.** See items [a – f] on pages 3 and 4 of the meeting notice. Staff recommended approval with special conditions.

**Motion & vote:** Secord moved to approve per staff, seconded by Hueso and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

- g. **Consistency Certification No. CC-004-09 (City of Long Beach, Long Beach)**  
Staff recommended approval.

**Motion & vote:** Secord moved to approve per staff, seconded by Achadjian and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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## **SAN DIEGO COAST DISTRICT**

5. **CONSENT CALENDAR.** See item [a] on page 4 of the meeting notice. Staff recommended approval with special conditions.k

**Motion & vote:** Hueso moved to approve per staff, seconded by Clark and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed**

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## **SOUTH CENTRAL COAST DISTRICT**

6. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Ainsworth reported on matters not requiring a public hearing and on comments from the public.
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7. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved one item [9b] to the expanded consent calendar and recommended a yes vote.

**Motion & vote:** Potter moved to approve per staff, seconded by Hueso and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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8. **NEW APPEALS.**

a. **Appeal No. A-4-STB-09-009 (6533 Trigo Road, Isla Vista) POSTPONED.**

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9. **COASTAL PERMIT APPLICATIONS.**

a. **Application No. 4-07-40 (Spector, Los Angeles Co.) POSTPONED.**

- b. **Application No. 4-08-026 (Los Angeles County Department of Public Works, Santa Monica Mountains, Los Angeles, Co.)** Moved by staff to the expanded consent calendar. **Approved.**

Lance Grindle representing Los Angeles County Public Works, submitted a request to speak in favor of the project.

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- c. **Application No. 4-08-061 (April's Trust, Los Angeles Co.)** Staff recommended approval with conditions.

Sherman Stacey, an applicant, submitted a request to speak in favor of the project; Mehrdad Sahafi submitted a request to speak in opposition to the project.

**Motion & vote:** Kruer moved to approve per staff, seconded by Clark and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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10. **PUBLIC WORKS PLAN.**

- a. **Ventura County Channel Islands Harbor Public Works Plan Notice of Impending Development No. 4-08 (Anacapa Marine Services-Bellport Marina Reconstruction and Expansion).** Staff recommended approval with conditions.

Jamie Buthin, representing Bellport Group, Inc., submitted a request to speak in favor of the staff recommendation; Lyn Krieger, representing County of Ventura, submitted a request to speak in favor of the staff recommendation; Mark Massara, representing Sierra Club, submitted a request to speak in opposition to the staff recommendation.

**Motion & vote:** Secord moved to approve per staff, seconded by Achadjian and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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## **SOUTH COAST DISTRICT**

11. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Ainsworth reported on matters not requiring a public hearing and on comments from the public.

12. **CONSENT CALENDAR (removed from Regular Calendar)**. Staff moved one item [14a] to the expanded consent calendar and recommended approval with conditions.

**Motion & vote:** Secord moved to approve per staff, seconded by Hueso and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.** [*Achadjian, Burke, Potter and Shallenberger out of the room during this item*]

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13. **LOCAL COASTAL PROGRAMS (LCPs)**

- a. **Laguna Beach LCP Amendment No. LGB-MAJ-3-1 Certification Review.** Staff recommended concurrence with the Executive Director's determination. There being no objection, Chair Neely ruled that the Commission concurred.

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14. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-08-2 (Richmond, Long Beach)** Moved by staff to the expanded consent calendar. **Approved.**

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## **SAN DIEGO COAST DISTRICT**

15. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Sarb reported on matters not requiring a public hearing and on comments from the public.

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16. **CONSENT CALENDAR (removed from Regular Calendar)**. Staff moved 2 items [19b, 20a] to the expanded consent calendar and recommended approval with conditions.

**Motion & vote:** Hueso moved to approve, seconded by Clark and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.** [*Burke returned during this item; Achadjian, Potter, Shallenberger out of room*]

17. LOCAL COASTAL PROGRAMS (LCPs)

*[Achadjian returned]*

- a. **Carlsbad LCP Amendment No. 2-07B (Kelly JRMC)**. Staff recommended approval with modifications.

**1<sup>st</sup> Motion & vote:** Hueso moved to certify the Land Use Plan as submitted, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**2<sup>nd</sup> Motion & vote:** Hueso moved to reject the Implementation Plan as submitted, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**3<sup>rd</sup> Motion & vote:** Hueso moved to certify the Implementation Plan if modified as suggested, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

- b. **Carlsbad LCP Amendment No. 2-08 (A & B). Time Extension.** Staff recommended approval of the time extension.

**Motion & vote:** Hueso moved to approve the time extension, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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- c. **City of Del Mar LCP Amendment No. DMR-MAJ-1-08 (Garden Del Mar Specific Plan)**. Staff recommended approval with modifications.

**1<sup>st</sup> Motion & vote:** Hueso moved to certify the Land Use Plan as submitted, seconded by Kruer and recommended a no vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Certification denied.**

**2<sup>nd</sup> Motion & vote:** Hueso moved to certify the Land Use Plan if modified as suggested, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**3<sup>rd</sup> Motion & vote:** Hueso moved to reject the Implementation Plan as submitted, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**4<sup>th</sup> Motion & vote:** Hueso moved to certify the Implementation Plan if modified as suggested, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

[Potter and Shallenberger returned]

- d. **City of San Diego LCP Amendment No. 3-08A (6<sup>th</sup> Update to LDC) and B (Point Loma Townhomes) Time Extension.** Staff recommended approval of the time extension.

**Motion & vote:** Hueso moved extend the time limit, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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- e. **City of Encinitas LCP Amendment No. 3-08 (Downtown Encinitas Specific Plan Revisions) Time Extension.** Staff recommended approval of the time extension.

**Motion & vote:** Hueso moved to approve the time extension, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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18. **NEW APPEALS.**

- a. **Appeal No. A-6-ENC-09-2 (Wellman, Encinitas) POSTPONED.**

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- b. **Appeal No. A-6-ENC-09-3 (Wellman, Encinitas) POSTPONED**

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19. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 6-08-62 (Blackburn, Solana Beach)** Staff recommended approval with conditions.

Ron Blackburn submitted a request to speak in favor of the project; David Nevins, representing Terracosta Consulting Group, submitted a request to speak in favor of the project.

**Motion & vote:** Shallenberger moved to approve per staff, seconded by Kruer and recommended a no vote. The roll call vote was 11 in favor (Achadjian, Blank, Burke, Clark, Hueso, Secord, Kruer, Potter, Shallenberger, Wan, Neely) and none opposed. **Denied.**

- b. **Application No. 6-08-66 (SD Co. Regional Airport Authority, San Diego)** Moved by staff to the expanded consent calendar. **Approved.**
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20. **PERMIT AMENDMENTS.**

- a. **Permit No. 6-03-33-A5 (Surfsong HOA, Solana Beach)** Moved by staff to the expanded consent calendar. **Approved.**
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**STATEWIDE**

21. **APPROVAL OF MINUTES.** None.
22. **COMMISSIONERS' REPORTS.** Informational only.
23. **CONSERVANCY REPORT.** Informational only.
24. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** Informational only.
25. **DEPUTY ATTORNEY GENERAL'S REPORT.** Informational only.
26. **EXECUTIVE DIRECTOR'S REPORT** including report and *possible action on legislation and water quality.*

Mark Massara, representing Sierra Club, submitted a request to speak in favor of the staff recommendation on legislation.

a. **Public Education Grants.**

**Motion & vote:** Shallenberger moved to approve, seconded by Kruer and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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**AB226 (Ruskin) Budget Trailer Bill.** Staff recommended support of the bill.

**Motion & vote:** Kruer moved to support the bill, seconded by Hueso and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**AB291 (Saldana).** Staff recommended support of the bill.

**Motion & vote:** Shallenberger moved to support if amended as suggested, seconded by Hueso and recommended a yes vote. The roll call vote was 9 in favor (Achadjian, Burke, Clark, Hueso, Kruer, Potter, Shallenberger, Wan, Chair Neely) and 2 opposed (Blank and Secord). **Passed.**

**SB262 (Lowenthal).** Staff recommended support of the bill.

**Motion & vote:** Clark moved to support the bill as modified by the Commission, seconded by Kruer and recommended a yes vote. The roll call vote was unanimous in favor of the motion. **Passed.**

**AB801 (Walters). Laguna Niguel Coastal Zone Boundary.** Staff recommended opposition to the bill.

**Motion & vote:** Hueso moved to oppose the bill, seconded by Secord and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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**PUBLIC STATEMENTS:** Mark Massara, representing Sierra Club, addressed the Commission regarding Malibu Valley Farms litigation and asked for a new public hearing on the matter; Aylara Odekova, representing Oceana, spoke on marine fisheries and expressed support for the Commission's position on long line fishing; Graham Forbes, representing UNITE HERE Local 30, requested a June hearing date for the Hotel del Coronado condo project.

**LUNCH RECESS:** The Commission recessed for lunch at 2:00 p.m. and returned at 3:30 p.m.

**Report of CLOSED SESSION:** In closed session, the Commission received advice regarding CLEAN v. CCC and took action by rescinding the revised findings; received a settlement offer in Revell v. CCC and received a litigation update in the SNG v. CCC matter.

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b. **Workload Priorities.** Staff briefed the Commission on workload priorities. No action was taken.

Mark Massara, representing Sierra Club, submitted a request to speak in favor of staff.



RECESS. The Commission recessed for the day at 4:30 p.m.

**THURSDAY, MARCH 12, 2009 pages 9 to 13**

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 9:05 a.m. by Chair Neely.
2. **ROLL CALL.** Present: Achadjian, Wickett (alternate), Burke, Clark, Secord (alternate), Kruer, Mirkarimi, Shallenberger, Wan, Neely. Hueso arrived at 9:15 a.m., Potter arrived at 9:30 a.m. Abs: Kram, Blank.

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**ENFORCEMENT**

3. **ENFORCEMENT REPORT.** None.

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**NORTH CENTRAL COAST DISTRICT**

4. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Lester reported on matters not requiring a public hearing and on comments from the public.

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5. **CONSENT CALENDAR (removed from Regular Calendar).** None.

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6. **LOCAL COASTAL PROGRAMS (LCPs).**

- a. **San Mateo County LCP Amendment No. SMC-MAJ-1-07 (San Mateo County Midcoast Update).** POSTPONED.

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- b. **City of Half Moon Bay LCP Amendment No. HMB-MAJ-2-05 (HMB - Measure D).** Staff recommended approval with modifications.

Bonnie McClung, representing City of Half Moon Bay, submitted a request to speak; Mary Larenas submitted a request to speak in favor of the staff recommendation; Paul Perkovic submitted a request to speak in favor of the staff recommendation; Mike Ferreira submitted a request to speak in favor of the staff

recommendation; Kathryn Slater-Carter submitted a request to speak in favor of the staff recommendation.

**1<sup>st</sup> Motion & vote:** Achadjian moved to certify the Land Use Plan as submitted, seconded by Secord and recommended a no vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Certification denied.**

**2<sup>nd</sup> Motion & vote:** Achadjian moved to certify the Land Use Plan if modified as suggested, seconded by Secord and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**3<sup>rd</sup> Motion & vote:** Achadjian moved to reject the Implementation Plan as submitted, seconded by Secord and recommended a no vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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c. **City of Half Moon Bay LCP Amendment No. HMB-MAJ-3-08 (Nurserymen's Exchange).** Staff recommended approval as submitted.

Don Heinz, an owner, submitted a request to speak; Mary Larenas submitted a request to speak in favor of the staff recommendation; Kathryn Slater-Carter submitted a request to speak in favor of the project; Mike Ferreira submitted a request to speak in favor of the staff recommendation; Bud Carney submitted a request to speak in favor of the staff recommendation; Paul Perkovic submitted a request to speak in favor of the staff recommendation; Don Mendel, representing Nurserymen's Exchange, submitted a request to speak in favor of the staff recommendation.

**1<sup>st</sup> Motion & vote:** Achadjian moved to certify the Land Use Plan as submitted, seconded by Secord and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**2<sup>nd</sup> Motion & vote:** Achadjian moved to reject the Land Use Plan as submitted, seconded by Secord and recommended a no vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

d. **City of Pacifica LCP Amendment No. PAC-MAJ-1-08 (270 Rockaway).** Staff recommended approval with modifications.

**1<sup>st</sup> Motion & vote:** Wan moved to certify the Land Use Plan as submitted, seconded by Achadjian and recommended a no vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**2<sup>nd</sup> Motion & vote:** Wan moved to certify the Land Use Plan if modified as suggested, seconded by Achadjian and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

- e. **City of Pacifica LCP Amendment No. PAC-MAJ-1-07 (Growth Control Ordinance)**. Staff recommended approval as submitted.

**Motion & vote:** Wan moved to reject the Land Use Plan as submitted, seconded by Mirkarimi and recommended a no vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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## CENTRAL COAST DISTRICT

7. **DEPUTY DIRECTOR'S REPORT.** Deputy Director Lester reported on matters not requiring a public hearing and on comments from the public.

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8. **CONSENT CALENDAR (removed from Regular Calendar).** None.

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9. **LOCAL COASTAL PROGRAMS (LCPs).**

- a. **City of Capitola LCP Amendment No. CAP-MAJ-1-07 (Capitola Village Parking).** Staff recommended approval with modifications.

Jamie Goldstein, representing City of Capitola, submitted a request to speak in favor of the staff recommendation; Bud Carney, representing City of Capitola, submitted a request to speak in favor of the staff recommendation.

**1<sup>st</sup> Motion & vote:** Potter moved to certify the Land Use Plan as submitted, seconded by Shallenberger and recommended a no vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Certification denied.**

**2<sup>nd</sup> Motion & vote:** Potter moved to certify the Land Use Plan if modified as suggested, seconded by Shallenberger and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**3<sup>rd</sup> Motion & vote:** Potter moved to reject the Implementation Plan as submitted, seconded by Shallenberger and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**4<sup>th</sup> Motion & vote:** Potter moved to certify the Implementation Plan if modified as suggested, seconded by Shallenberger and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

- b. **City of Carmel LCP Amendment No CML-MAJ-1-09 (Trevvett Court Specific Plan).** Staff recommended approval as submitted.

Sean Conroy, representing City of Carmel-by-the-Sea, submitted a request to speak in favor of the staff recommendation; Jill Sheffield, representing The Carmel Foundation, submitted a request to speak in favor of the staff recommendation.

**Motion & vote:** Potter moved to certify the Implementation Plan as submitted, seconded by Secord and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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- c. **City of Monterey LCP Amendment No. MTC-MAJ-1-07 Part 1 (Macabee Beach Redesignation).** Staff recommended approval as submitted.

**Motion & vote:** Potter moved to certify the Land Use Plan as submitted, seconded by Secord and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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- d. **City of Santa Cruz LCP Amendment No. STC-MAJ-2-06 Part 1 (Arana Gulch).**  
[WITHDRAWN]
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- e. **Monterey County LCP Amendment No. MCO-MAJ-2-07 Part 1 (Castroville Community Plan).** [WITHDRAWN]
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- f. **Santa Cruz County LCP Amendment No. SCO-MAJ-2-06 Part 2 (Neighborhood Compatibility).** Staff recommended approval with modifications.

Mary Maselli submitted a request to speak in favor of the staff recommendation; Betty Cost, representing Beach Drive Homeowners, submitted a request to speak in favor of the staff recommendation; John Dowden submitted a request to speak in favor of the staff recommendation; Jim Vaudagna submitted a request to speak in favor of the staff recommendation; Cindy Trousdale submitted a request to speak in opposition to the staff recommendation; Todd Williams submitted a request to speak in opposition to the staff recommendation; Cuve Britton, representing Matson Britton Architects, submitted a request to speak in opposition to the staff recommendation; Grace Pires submitted a request to speak in favor of the staff recommendation; Diane Neves submitted a request to speak in favor of the staff recommendation; Steve Grave, representing Los Olas HOA, submitted a request to speak in favor of the staff recommendation; Glenda Hill, representing

Santa Cruz County Planning Dept., submitted a request to speak.

**1<sup>st</sup> Motion & vote:** Potter moved to reject the Land Use Plan as submitted, seconded by Shallenberger and recommended a yes vote. The roll call vote was 11 in favor (Achadjian, Wickett, Burke, Clark, Hueso, Kruer, Mirkarimi, Potter, Shallenberger, Wan, Chair Neely) and one opposed (Secord). **Passed.**

**2<sup>nd</sup> Motion & vote:** Potter moved to certify the Land Use Plan if modified as suggested, seconded by Shallenberger and recommended a yes vote. The roll call vote was 11 in favor (Achadjian, Wickett, Burke, Clark, Hueso, Kruer, Mirkarimi, Potter, Shallenberger, Wan, Chair Neely) and one opposed (Secord). **Passed.**

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- g. **Santa Cruz County LCP Amendment No. SCO-MIN-1-08 Part 4 (Wells and Groundwater Protection).** Staff recommended concurrence with the Executive Director's determination. There being no objection, Chair Neely ruled concurrence on the matter. **Approved.**

John Ricker, representing County of Santa Cruz, submitted a request to speak in favor of the staff recommendation; Douglas Deitch, representing Monterey Bay Conservancy, submitted a request to speak in opposition to the staff recommendation.

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10. **NEW APPEALS.**

- a. **Appeal No. A-3-SLO-01-040 (Brett, Cayucos).** Staff recommended that the appeal raised **substantial issue**. There being no objection, Chair Neely ruled that the Commission **found substantial issue**.

George Brett, an applicant, submitted a request to speak in favor of the project.

**Motion & vote:** Achadjian moved to grant a continuance, seconded by Burke and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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**PUBLIC STATEMENTS.** Fay Levinson addressed the Commission on the Hidden Beach development and thanked the Commission for its work on the project and also expressed concern about proposed new homes being develop on an unstable blufftop; Jim Miller, representing Dana Point Harbor NOW, spoke about the Dana Pt. LCP amendment and expressed his support for the amendment; John Hicks,

representing Dana Point Harbor NOW, spoke to the Commission about his concerns with the Dana Point Harbor LCP amendment.

**RECESS.** The Commission recessed for the day at 11:30 a.m.

**FRIDAY, MARCH 13, 2009 pages 14 to 16**

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 9:00 a.m. by Chair Neely.
2. **ROLL CALL.** Present: Achadjian, Blank, Burke, Clark, Secord (alternate), Mirkarimi, Neely, Shallenberger, Wan. Hueso arrived at 9:05, Potter arrived at 9:15 a.m.  
Absent: Kruer

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**ENERGY, OCEAN RESOURCES and FEDERAL CONSISTENCY**

3. **ENERGY, OCEAN RESOURCES and FEDERAL CONSISTENCY.** Executive Director Douglas reported on matters not requiring a public hearing and on comments from the public.

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4. **CONSENT CALENDAR (removed from Regular Calendar).** None.

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5. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. E-08-021 & Consistency Certification No. CC-005-09 (AT&T, San Luis Obispo Co.)** Staff recommended approval with conditions and concurrence with the consistency certification.

Jim Burroughs representing AT&T submitted a request to speak in favor of the project; Bob Wargo, representing AT&T, submitted a request to speak in favor of the project; Chris Brungardt, representing AT&T, submitted a request to speak in favor of the project; Chris Kubiak, representing Fisherman's Committee, submitted a request to speak in favor of the project.

**1<sup>st</sup> Motion & vote:** Achadjian moved approve per staff recommendation, seconded by Secord and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

**2<sup>nd</sup> Motion & vote:** Achadjian moved to concur, seconded by Secord and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

## CENTRAL COAST DISTRICT

6. **CONSENT CALENDAR (removed from Regular Calendar).** None
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7. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. A-3-SNC-98-114 (SNG Development Company, Sand City).**  
[POSTPONED]
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## NORTH COAST DISTRICT

8. **DEPUTY DIRECTOR'S REPORT.** District Manager Merrill reported on matters not requiring a public hearing and on comment from the public.
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9. **CONSENT CALENDAR (removed from Regular Calendar).** None.
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10. **LOCAL COASTAL PROGRAMS (LCPs)**

- a. **County of Humboldt LCP Amendment No. HUM-DM-1-9 (De Minimis).** Staff recommended concurrence with the Executive Director's determination. There being no objection, Chair Neely ruled that the Commission concurred. **Approved.**
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- b. **Del Norte County LCP Amendment No. DNC-MAJ-2-8 (Walters RCA Rezone).** Staff recommended approval as submitted.

**Motion & vote:** Achadjian moved to reject the Land Use Plan as submitted, seconded by Secord and recommended a no vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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11. **NEW APPEALS.**

- a. **Appeal No. A-1-MEN-09-9 (Moores, Mendocino Co.)** Staff recommended that the appeal raised **substantial issue**. There being no objection, Chair Neely ruled that the Commission **found substantial issue**. Chair Neely opened the hearing on the merits of the project and **continued** it to a future hearing.

12. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 1-08-37 (Pacific Gas & Electric Company, Humboldt Co.) POSTPONED.**
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13. **PERMIT AMENDMENTS.**

- a. **Permit No. 1-90-104-A2 (City of Eureka, Humboldt Co.)** Staff recommended approval with conditions.

Lisa Shikany, representing City of Eureka, submitted a request to speak in favor of the project; Joel Gerwein, representing State Coastal Conservancy, submitted a request to speak in favor of the project.

**Motion & vote:** Shallenberger moved to approve per staff, seconded by Secord and recommended a yes vote. Chair Neely ruled that the vote was unanimous in favor of the motion. **Passed.**

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**PUBLIC STATEMENTS.** Aengus Jeffers requested and encouraged the Commission to allow staff make pre-application site visits; Nancy Pratt addressed conflict of interest issues regarding a Commission meeting held at Rancho Canada owned by Tony Lombardo; Don Schmitz addressed the Commission regarding a documentary against the Commission; David Dilworth, representing HOPE, spoke to the Commission about night parking prohibitions and beach access; Joey Racano, representing Ocean Outfall Group, spoke about the 301(h) waiver.

There being no old or new business, Chair Neely adjourned the meeting of the California Coastal Commission at 11:10 a.m.