

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA
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DATE: May 21, 2009

TO: Commissioners and Interested Persons

FROM: John Ainsworth, Deputy Director

SUBJECT: **City of Malibu LCP Amendment No. MAJ-2-09 Time Extension** to be heard at the June 10, 2009 Commission Hearing in Marina Del Rey.

On March 23, 2009, the City of Malibu submitted an amendment to the Land Use Plan (LUP) and Implementation Plan (LIP) portions of its certified Local Coastal Program (LCP). The amendment request is comprised of three parts: 1) re-zone a property known as 21200 Pacific Coast Highway from Commercial Visitor-Serving (CV-1) to Multi-Family Beachfront (MFBF), 2) add water wells to the list of development that may be processed as an administrative coastal development permit, and 3) omit LUP Policy 2.78 and change related LIP provisions regarding the "Crummer Trust" parcel to reflect changed circumstances.

On April 7, 2009, the Executive Director determined that the City's amendment submittal was in proper order and legally adequate to comply with the submittal requirements of Coastal Act Section 30510(b). Pursuant to Coastal Act Section 30512 and California Code of Regulations Section 13522, an amendment to the certified LCP must be scheduled for a public hearing and the Commission must take action within 90 days of a complete submittal. The 90th day after filing the complete submittal is July 5, 2009.

Coastal Act Section 30517 and California Code of Regulations Section 13535 (c) state that the Commission may extend for good cause the 90-day time limit for a period not to exceed one year. Commission staff is requesting an extension to the 90-day time limit in order to allow adequate time to review and analyze the amendment. Therefore, staff recommends that the Commission extend the 90-day time limit to act on the City of Malibu LCP Amendment No. MAJ-2-09 for a period not to exceed one year.

STAFF RECOMMENDATION

Staff recommends that the Commission vote to extend the deadline for Commission action for one year.

MOTION: *I move that the Commission extend the 90-day time limit to act on the City of Malibu LCP Amendment No. MAJ-2-09 for one year.*

RECOMMENDATION: Staff recommends a **YES** vote. An affirmative vote of a majority of the Commission present is needed to pass the motion.