

## CALIFORNIA COASTAL COMMISSION

SAN DIEGO AREA  
7575 METROPOLITAN DRIVE, SUITE 103  
SAN DIEGO, CA 92108-4421  
(619) 767-2370

**W23c**

TO: Commissioners and  
Interested Persons

DATE: November 23, 2010

FROM: Staff

SUBJECT: Request to Waive Time Limit for City of Carlsbad LCP Amendment No. 1-10 A (Muroya) and B (Village Area Title Amendment) for the Commission Meeting of December 15 – 17, 2010

On September 22, 2010, the City of Carlsbad Local Coastal Program (LCP) Amendment #1-10 A and B was filed in the San Diego District office. The amendment involves changes to both the certified land use plan designations and related rezonings for the 20 acre Muroya property located on the west side of Black Rail Road between Aviara Parkway and Corte Orchidia; the land use designations would be revised from Residential Low Medium (RLM) to Residential Medium (RM), Residential Low Medium (RLM) and Open Space (OS), along with a companion rezoning of the site from Limited Control (L-C) to R-1, RD-M and OS. The second request in this package involves revisions to the certified zoning ordinance to primarily reflect the expiration of the Village Area Redevelopment Plan. The Village Area is a separate segment of the City's LCP and is generally comprised of its historic downtown area. The proposed amendment will therefore affect both the certified land use and implementation plans.

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 December 15-17, 2010 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, along with the volume of LCP amendments already pending. Staff recommends the Commission extend the 90-day time limit for one year.

**MOTION:**

I move that the Commission extend the 90-day time limit to act on the City of Carlsbad LCP Amendment No. 1-10 A and B 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.