

CALIFORNIA COASTAL COMMISSION

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August 18, 2011



W10a

TO: Commissioners and Interested Persons

FROM: Sherilyn Sarb, Deputy Director, South Coast District Orange County Area
Teresa Henry, District Manager, South Coast District
Karl Schwing, Supervisor, Regulation & Planning, Orange County Area
Fernie Sy, Coastal Program Analyst II

SUBJECT: Concurrence with the Executive Director's determination that the action of the City of Newport Beach accepting certification of Major Land Use Plan (LUP) Amendment No. 1-10 is legally adequate. For Commission review at its September 7-9, 2011 meeting in Crescent City.

STAFF RECOMMENDATION

Staff recommends that the Commission concur with the Executive Director's determination that the City's action is legally adequate.

BACKGROUND

On June 11, 2010, the City of Newport Beach submitted Major Land Use Plan (LUP) Amendment No. 1-10 for Commission certification pursuant to City Council Resolution No. 2010-50. LUP Amendment No. 1-10 proposed to amend the Certified LUP by changing the LUP designation of a site composed of six (6) privately owned lots developed with tennis courts from PR (Parks and Recreation) to RSD-B (Single-Unit Residential Detached). On June 15, 2011, the Commission approved the amendment as submitted.

On July 12, 2011, the Newport Beach City Council adopted Resolution No. 2011-81 acknowledging receipt of the Coastal Commission action, as well as, requesting final certification by the California Coastal Commission.

As provided in Section 13544 of the California Code of Regulations, the Executive Director must determine whether the City's action is legally adequate and report that determination to the Commission. In this case, the Executive Director has determined that the City's action is legally adequate. Unless the Commission objects to the Executive Director's determination, the certification of the City of Newport Beach Major Land Use Plan (LUP) Amendment No. 1-10 shall become effective upon the filing of the required Notice of Certification with the Secretary of Resources as provided in Public Resources Code Section 21080.5(d)(2)(E).