

CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000
SAN FRANCISCO, CA 94105-2219
VOICE (415) 904-5200
FAX (415) 904-5400
TDD (415) 597-5885

**W15**

DATE: January 21, 2015
TO: Coastal Commissioners
FROM: Charles Lester, Executive Director

SUBJECT: **MINUTES of MEETING of AUGUST 12-15, 2014**
Catamaran Resort
3999 Mission Blvd.
San Diego, CA 92109

TUESDAY, AUGUST 12, 2014

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 1:15 p.m. by Chair Kinsey.
2. **ROLL CALL.** Present: Chair Kinsey, Vice Chair Zimmer, Bochco, Cox, Groom, Howell, McClure, Shallenberger, Turnbull-Sanders. Vargas arrived at 1:25 p.m. Non-voting: Jones.
3. **AGENDA CHANGES.**
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.
5. **CHAIR'S REPORT.** Information only.

STATEWIDE

6. **EXECUTIVE DIRECTOR'S REPORT.**
 - a. **Director's Report.** Information only.
 - b. **Legislation.** Information only.

SOUTH COAST DISTRICT (ORANGE COUNTY)

7. **CONSENT CALENDAR.** Staff recommended the Commission approve the consent calendar with conditions.
 - a. **Application No. 5-14-0279 (Faron, San Clemente)**
 - b. **Application No. 5-14-0625 (Roos, Newport Beach)**

c. **Application No. 5-14-1078 (City of San Clemente Beaches, Park and Recreation)**

Motion & vote: Shallenberger moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Cox. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

SOUTH COAST DISTRICT (ORANGE COUNTY)

8. **DEPUTY DIRECTOR'S REPORT FOR ORANGE COUNTY.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Kinsey ruled that the Commission concurred.

9. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved one item [10a] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Shallenberger moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Zimmer. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

10. **COASTAL PERMIT APPLICATIONS.**

a. **Application No. 5-14-0688 (Catanzarite, Newport Beach)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

11. **PERMIT AMENDMENTS.**

a. **Permit No. 5-13-0962-A1 (Kochis, Newport Beach)** [POSTPONED]

12. **VESTED RIGHTS CLAIM.**

a. **Vested Rights Claim No. 5-12-179-VRC (E.W. Merritt Farms, Laguna Beach)** [POSTPONED]

13. **DISPUTE RESOLUTION.**

a. **Dispute Resolution No. 5-13-1233-EDD (Bay City Partners, LLC, Seal Beach)** Staff recommended concurrence with the Executive Director's determination that the application is incomplete.

Motion & vote: Shallenberger moved to reject the Executive Director's determination that the application of Bay City Partners, LLC is incomplete and recommended a no vote, seconded by Zimmer. The roll call vote was 5 in favor (Cox, Howell, McClure, Vargas, Kinsey) and 5 opposed (Bochco, Groom, Shallenberger, Turnbull-Sanders, Zimmer). **Executive Director's determination upheld.**

STATEWIDE

[Turnbull-Sanders, Vargas, Howell departed for the day]

14. **APPROVAL OF MINUTES.** Staff recommended approval of the minutes of December 11-12, 2013 and July 9-11, 2014.

Motion & vote: Shallenberger moved to approve the minutes and recommended a yes vote, seconded by Zimmer. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved.**

15. **COMMISSIONERS' REPORTS.** Information only.
16. **CONSERVANCY REPORT.** None.
17. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.
18. **SANTA MONICA BAY RESTORATION REPORT.** None.
19. **DEPUTY ATTORNEY GENERAL'S REPORT.** Information only.

The Commission recessed for the day at 4:39 p.m.

WEDNESDAY, AUGUST 13, 2014

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 9:00 a.m. by Chair Kinsey.
2. **ROLL CALL.** Present: Kinsey, Zimmer, Bochco, Cox, Groom, Howell, McClure, Shallenberger, Turnbull-Sanders, Vargas. Mitchell arrived at 9:05 a.m. Non-voting: Jones. Absent: Garcia.
3. **AGENDA CHANGES.**
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.

NORTH COAST DISTRICT

5. **ADMINISTRATIVE CALENDAR.** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Kinsey ruled that the Commission concurred.
 - a. **Application No. 1-14-0205 (Humboldt Co. Department of Public Works)**

SOUTH COAST DISTRICT (LOS ANGELES COUNTY)

6. **CONSENT CALENDAR.** Staff recommended approval of the consent calendar.

Motion & vote: Cox moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Shallenberger. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

 - a. **Application No. 5-14-0629 (City of Avalon Chain Link Fence Installation)**

NORTH COAST DISTRICT

7. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Kinsey ruled that the Commission concurred.

8. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 3 items [10a, 11a, 11b] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Groom moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

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

- a. **City of Arcata LCP Amendment No. LCP-1-ARC-14-0015-1 (Multiple Site Designation Changes).** Staff recommended denial as submitted and approval if modified as suggested.

Motion & vote: McClure moved to certify the Land Use Plan as submitted and recommended a no vote, seconded by Groom. Chair Kinsey ruled that the vote was unanimous in opposition to the motion. **Certification denied.**

Motion & vote: McClure moved to certify the Land Use Plan if modified as suggested pursuant to the staff recommendation and recommended a yes vote, seconded by Groom. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with modifications.**

Motion & vote: McClure moved to reject the Implementation Plan as submitted and recommended a yes vote, seconded by Groom. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Certification denied.**

Motion & vote: McClure moved to certify the Implementation Plan if modified as suggested pursuant to the staff recommendation and recommended a yes vote, seconded by Groom. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with modifications.**

CLOSED SESSION. In closed session, the Commission discussed the Executive Director Performance Evaluation.

10. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 1-14-0211 (Feeney, Humboldt Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

11. **PERMIT AMENDMENTS.**

- a. **Permit No. 1-07-013-A3 (California Department of Transportation (Caltrans), Humboldt Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
- b. **Permit No. 1-09-020-A2 (City of Arcata Habitat Restoration Project)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY

- 12. **ENERGY, OCEAN RESOURCES and FEDERAL CONSISTENCY.** Report by the Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, negative determinations, matters not requiring public hearings, and status report on offshore oil & gas exploration & development. There being no objection, Chair Kinsey ruled that the Commission concurred.
- 13. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved one item [14a] to the expanded consent calendar.

Motion & vote: Bochco moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Zimmer. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

14. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 9-13-0344 (Southern California Gas Co., Goleta)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

SAN DIEGO COAST DISTRICT

- 15. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Kinsey ruled that the Commission concurred.
 - a. **City of Solana Beach LUP Amendment No. SOL-MAJ-1-13 (Bluff Top Development). Certification Review.** Staff recommended that the Commission concur with the Executive Director's determination that the action by the City of Solana Beach is legally adequate. There being no objection, Chair Kinsey ruled that the Commission concurred.
- 16. **CONSENT CALENDAR (removed from Regular Calendar).** None.

17. **FEDERAL CONSISTENCY.**

- a. **CC-0002-14 (Caltrans and SANDAG, San Diego Co.)** Staff recommended approval as submitted.

Motion & vote: Cox moved to concur that the project is consistent with the California Coastal Management Plan and recommended a yes vote, seconded by Zimmer. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

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

- a. **City of San Diego LCP Amendment No. LCP-6-SAN-14-0813-1 (North Coast Corridor PWP/TREP Overlay).** Staff recommended approval as submitted.

Motion & vote: Cox moved to certify the Land Use Plan as submitted and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

- b. **City of Encinitas LCP Amendment No. LCP-6-ENC-14-0814-1 (North Coast Corridor PWP/TREP Overlay).** Staff recommended approval as submitted.

Motion & vote: Cox moved to certify the Land Use Plan as submitted and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

- c. **City of Carlsbad LCP Amendment No. LCP-6-CAR-14-0815-1 (North Coast Corridor PWP/TREP Overlay).** Staff recommended approval as submitted.

Motion & vote: Cox moved to certify the Land Use Plan as submitted and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

- d. **City of Oceanside LCP Amendment No. LCP-6-OCN-14-0816-1 (North Coast Corridor PWP/TREP Overlay).** Staff recommended approval as submitted.

Motion & vote: Cox moved to certify the Land Use Plan as submitted and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

19. **PUBLIC WORKS PLAN.**

- a. **North Coast Corridor Public Works Plan No. PWP-6-NCC-13-0203-1.** Staff recommended approval as submitted.

Motion & vote: Cox moved to certify the Public Works Plan as submitted and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

20. **NEW APPEALS.**

- a. **Appeal No. A-6-MBE-14-0040 (Garbaczewski, San Diego) [POSTPONED]**

SOUTH COAST DISTRICT (LOS ANGELES COUNTY)

21. **DEPUTY DIRECTOR'S REPORT FOR LOS ANGELES COUNTY.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Kinsey ruled that the Commission concurred.

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

23. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-14-0288 (Mildred 4 LLC, Venice, Los Angeles)** Staff recommended approval with conditions.

Motion & vote: Bochco moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Mitchell. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

- b. **Application No. 5-14-0289 (Mildred 4 LLC, Venice, Los Angeles)** Staff recommended approval with conditions.

Motion & vote: Bochco moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Zimmer. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

- c. **Application No. 5-14-0290 (Mildred 4 LLC, Venice, Los Angeles)** Staff recommended approval with conditions.

Motion & vote: Bochco moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Zimmer. Chair Kinsey ruled that the vote was unanimous in favor of the motion. Staff recommended approval with conditions.

- d. **Application No. 5-14-0523 (Mildred 4 LLC, Venice, Los Angeles)** Staff recommended approval with conditions.

Motion & vote: Bochco moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Zimmer. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

24. **REVISED FINDINGS.**

- a. **Permit No. A-5-RPV-93-005-A21 (VH Property Corporation, Rancho Palos Verdes)** Staff recommended approval of the revised findings.

Motion & vote: Zimmer moved to adopt the findings pursuant to the staff recommendation and recommended a yes vote, seconded by Turnbull-Sanders. The vote of the prevailing side was 9 in favor (Cox, Groom, McClure, Mitchell, Shallenberger, Turnbull-Sanders, Vargas, Zimmer, Kinsey) and none opposed. **Approved.**

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

THURSDAY, AUGUST 14, 2014

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 9:00 a.m. by Chair Kinsey.
2. **ROLL CALL.** Present: Kinsey, Zimmer, Bochco, Cox, Groom, Howell, McClure, Shallenberger. Mitchell and Vargas arrived at 9:05 a.m.; Turnbull-Sanders arrived at 9:10 a.m.; Garcia arrived at 9:25 a.m. Non-voting: Jones.
3. **AGENDA CHANGES**
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on issues affecting the coast.

SOUTH CENTRAL COAST DISTRICT

5. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Kinsey ruled that the Commission concurred.
6. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 2 items [**8b, 8c**] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Groom moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Shallenberger. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

7. **LOCAL COASTAL PROGRAMS (LCPs).**
 - a. **City of Malibu Local Coastal Program Amendment No. LCP-4-MAL-14-0408-1 (Malibu Coast Estate Property Planned Development). Time Extension.** Staff recommended approval of the time extension.

Motion & vote: Groom moved to grant the time extension and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved.**

8. **COASTAL PERMIT APPLICATIONS.**
 - a. **Application No. 4-12-043 (Broad Beach Geologic Hazard Abatement District, Malibu) [POSTPONED]**

- b. **Application No. 4-14-0153 (Brewer, Los Angeles Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
- c. **Application No. 4-14-0545 (Rainey and Oehlburg, Los Angeles Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

9. **LONG RANGE DEVELOPMENT PLAN.**

- a. **UCSB Long Range Development Amendment No. LRDP-4-UCS-14-0002-1 (KITP Visiting Scholar Housing Project).** Staff recommended approval with modifications.

Motion & vote: Zimmer moved to reject the Long Range Development Plan amendment as submitted and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Certification denied as submitted.**

Motion & vote: Zimmer moved to certify the Long Range Development Plan amendment if modified as suggested pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with modifications.**

10. **NOTICE OF IMPENDING DEVELOPMENT.**

- a. **UCSB Notice of Impending Development No. UCS-NOID-0005-14 (KITP Visiting Scholar Housing Project).** Staff recommended approval with conditions.

Motion & vote: Zimmer moved to approve the Notice of Impending Development pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved.**

ENFORCEMENT

- 10.5. **ENFORCEMENT REPORT.** Report by Chief of Enforcement Haage. Information only. **No action taken.**

SAN DIEGO COAST DISTRICT

[Bochco, Howell, Vargas out of room]

- 11. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved two items [13b, 14a] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Cox moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Groom. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

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

a. **City of Carlsbad LCP Amendment No. LCP-6-CAR-14-0596-2 (Density Bonus Amendments).** Staff recommended approval of the Implementation Plan amendment as submitted.

Motion & vote: Cox moved to approve the Implementation Plan as submitted and recommend a yes vote, seconded by Bochco. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

b. **City of Carlsbad LCP Amendment No. LCP-6-CII-14-0597-1 (Car Country Initiatives 2 and 4). Time Extension Only.** Staff recommended approval of the time extension.

Motion & vote: Cox moved to grant the time extension and recommended a yes vote, seconded by Groom. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved.**

LUNCH RECESS. The Commission recessed for lunch during Item 12c at 12:30 p.m. and returned at 1:15 p.m.

CLOSED SESSION. In the matters of:

Beach & Bluff Conservancy v. CCC, -The Commission received litigation information and advice and gave direction.

Beach & Bluff Conservancy v. City of Solana Beach,-- The Commission received litigation information and advice and gave direction.

Homeowner's Assn. of the Solana Beach & Tennis Club v. City of Solana Beach - The Commission received litigation information and advice and gave direction.

Drakes Bay Oyster Co. v. CCC et al.,-- The Commission received litigation information and advice.

Faber et al. v. CCC (Drakes Bay Oyster Co., RPI) – The Commission received litigation information and advice.

Steinberg v. CCC, The Commission received litigation information and advice and gave direction.

Steinberg v. City of Solana Beach, The Commission received litigation information and advice and gave direction.

In 2 matters of threatened litigation, the Commission received litigation information.

[The Commission resumed Item 12c after lunch]

- c. **City of San Diego LCP Amendment No. LCP-6-LJS-14-0607-1 (Children’s Pool).**
Staff recommended approval as submitted.

Motion & vote: Bochco moved to approve the Land Use Plan as submitted and recommended a yes vote, seconded by Zimmer. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

13. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 6-14-0691 (City of San Diego Parks and Recreation Department, Children’s Pool Seasonal Closure)** Staff recommended approval with conditions.

Motion: Bochco moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Zimmer.

Amending motion & vote: McClure moved to require the City to 1) examine the feasibility of ADA access at the pool; 2) examine water quality and determine method for improvement; and 3) examine the quality of the sand and determine a method for improvement and recommended a yes vote, seconded by Cox. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved.**

Vote on main motion: Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

[Garcia departed]

- b. **Application No. 6-14-0812 (Sea Breeze Properties, LLC, Solana Beach)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

14. **PERMIT AMENDMENTS.**

- a. **Permit No. 6-08-110-A2 (Encinitas opportunistic beach fill program)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

The Commission recessed for the day at 5:00 p.m.

FRIDAY, AUGUST 15, 2014

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 9:00 a.m. by Chair Kinsey
2. **ROLL CALL.** Present: Chair Kinsey, Vice Chair Zimmer, Bochco, Cox, Groom, Howell, McClure, Mitchell, Shallenberger, Turnbull-Sanders,
3. **AGENDA CHANGES.**
4. **GENERAL PUBLIC COMMENT.**
- 4.5 **EX PARTE COMMUNICATION LEGAL BRIEFING.** Information only.

LUNCH RECESS. The Commission recessed for lunch at 12:15 p.m. and returned at 1:15 p.m. [*Bochco, Mitchell, and Zimmer departed for the day after the lunch break.*]

CENTRAL COAST DISTRICT

5. **ADMINISTRATIVE CALENDAR.**
 - a. **Application No. 3-14-1013 (Monte Foundation, Capitola)** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Kinsey ruled that the Commission concurred.

ENFORCEMENT

6. **ENFORCEMENT REPORT.** (*Moved to Thursday as Item 10.5.*)

NORTH CENTRAL COAST DISTRICT

7. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Kinsey ruled that the Commission concurred.
 - a. **City of Half Moon Bay LCP Amendment No. 2-HMB-13-0221-2, Part 3 (Telecommunication Facilities). Certification Review.** Staff recommended that the Commission concur with the Executive Director's determination.

Motion & vote: Groom moved to concur with the Executive Director's determination and recommended a yes vote, seconded by Cox. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved.**

8. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved one item [11a] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Groom moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Shallenberger. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved.**

9. **LOCAL COASTAL PROGRAMS (LCPs)** None.

10. **NEW APPEALS.**

- a. **Appeal No. A-2-SMC-09-006 (Johnson, San Mateo Co.)** Staff recommended that the Commission determine that **Appeal No. A-2-SMC-09-006** raised a substantial issue on the grounds on which the appeal was filed. There being no objection, Chair Kinsey ruled that the Commission **found substantial issue** and opened the denovo hearing. Staff recommended approval with conditions.

Motion: Groom moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Shallenberger.

Amending motion & vote: Groom moved to require a traditional pitched roof and recommended a yes vote, seconded by Shallenberger. The roll call vote was 3 in favor (Cox, Groom, Shallenberger) and 4 opposed (Howell, McClure, Turnbull-Sanders, Kinsey). **Failed.**

Vote on main motion: Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

- b. **Appeal No. A-2-SMC-09-008 (Shook, San Mateo Co.)** Staff recommended that the Commission determine that **Appeal No. A-2-SMC-09-008** raised a substantial issue on the grounds on which the appeal was filed. There being no objection, Chair Kinsey ruled that the Commission **found substantial issue** and opened the denovo hearing. Staff recommended approval with conditions.

Motion & vote: Groom moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by McClure. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

11. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 2-14-0214 (Marin County Department of Public Works (DPW), Bolinas, Marin Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

CENTRAL COAST DISTRICT

12. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. There being no objection, Chair Kinsey ruled that the Commission concurred.

- a. **Santa Cruz County LCP Amendment No. LCP-3-SCO-14-0817-1 Part A (Hotel Regulations).** Staff recommended that the Commission concur with the Executive Director's determination that the LCP amendment is de minimis. There being no objection, Chair Kinsey ruled that the Commission concurred.
- b. **Monterey County LCP Amendment No. LCP-3-MCO-13-0226-1 Part A (Eliminate Minor and Standard Subdivision Committees). Certification Review.** Staff recommended that the Commission concur with the Executive Director's determination.

Motion & vote: McClure moved to concur pursuant to the staff recommendation and recommended a yes vote, seconded by Cox. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved.**

13. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved one item [15a] to the expanded consent calendar and recommended approval with conditions.

Motion & vote: Groom moved to approve the consent calendar pursuant to the staff recommendation and recommended a yes vote, seconded by Turnbull-Sanders. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

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

- a. **City of Morro Bay LCP Amendment No. LCP-3-MRB-14-0409 (Housing Amendments).** [POSTPONED]
- b. **City of Grover Beach LCP Amendment No. GRB-1-13 (Grover Beach LCP Update).** Staff recommended approval as submitted.

Motion & vote: Howell moved to certify the Land Use Plan as submitted and recommended a yes vote, seconded by Turnbull-Sanders. Chair Kinsey ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

Motion & vote: Howell moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Turnbull-Sanders. Chair Kinsey ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

15. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 3-14-0569 (City of Monterey Custom House Plaza Embankment Repair)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

16. **REVISED FINDINGS.**

- a. **Application No. A-3-SNC-98-114 (SNG Inc., Monterey Bay Shores Resort, Sand City).** Staff recommended approval of the revised findings.

Motion & vote: Cox moved to adopt the revised findings and recommended a yes vote, seconded by McClure. The vote of the prevailing side was 6 in favor (Cox, Groom, Howell, McClure, Turnbull-Sanders, Kinsey). **Approved.**

There being no old or new business, the meeting of the California Coastal Commission adjourned at 2:30 p.m.

Respectfully submitted,

Charles Lester
Executive Director

