

CALIFORNIA COASTAL COMMISSION

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



F13b

March 24, 2016

TO: COMMISSIONERS AND INTERESTED PERSONS

FROM: Sherilyn Sarb, Deputy Director, San Diego Coast District
Deborah Lee, District Manager, San Diego Coast District
Kanani Brown, Coastal Program Analyst III, San Diego Coast District
Melody Lasiter, Coastal Program Analyst, San Diego Coast District

SUBJECT: **Final Commission action on Port of San Diego Port Master Plan Amendment #6-PSD-15-0002-2 (Glorietta Bay Improvements)** to revise text, figures, and project list to allow improvements to Glorietta Bay Marina Dock C and Public Boat Launch Facility, reduce the Open Bay designation by 0.2 acre and increase the Recreational Boat Berthing designation by 0.2 acre. for Commission consideration at the meeting of April 15, 2016

I. STAFF RECOMMENDATION:

The staff recommends the Commission adopt the following motion:

MOTION: *I move that the Commission accept the Port of San Diego's adoption of the Commission's certification of Port Master Plan Amendment No. 6-PSD-15-0002-2.*

The staff recommends a **YES** vote on this motion. A majority vote in the affirmative will result in adoption of the following resolution:

ACCEPTANCE

The Commission hereby accepts the Board of Port Commissioners' adoption on March 8, 2016, of Coastal Commission certification of the Port of San Diego Port Master Plan Amendment No. 6-PSD-15-0002-2.

II. FINDINGS AND DECLARATIONS.

The Commission finds and declares as follows:

A. Port Master Plan Amendment Certification. California Code of Regulations, Title 14, Section 13632(e) states that:

The certification of a port master plan [or amendment] shall not become effective until the port governing body takes formal action adopting such plan [amendment] as certified by the commission and the commission has received notice of such action, including the final EIR adopted for such action and the commission has accepted the formal action as consistent with its certification.

On January 14, 2016, the Commission certified the Port of San Diego Port Master Plan Amendment No. 6-PSD-15-0002-2. On March 8, 2016, the Board of Port Commissioners of the San Diego Unified Port District adopted the Commission's certification of plan Amendment No. 6-PSD-15-0002-2. Therefore, the Commission staff recommends that the Commission accept the Board's March 8, 2016 action.

Attachment: San Diego Unified Port District Board of Port Commissioner's resolution 2016-0080 adopting the Coastal Commission's certification of Port Master Plan Amendment No. 6-PSD-15-0002-2.

RESOLUTION 2016-35

**RESOLUTION ADOPTING THE GLORIETTA BAY
MARINA/BOAT LAUNCH FACILITY
IMPROVEMENTS PORT MASTER PLAN
AMENDMENT, AS CERTIFIED BY THE
CALIFORNIA COASTAL COMMISSION AND
DIRECTING THE FILING OF NOTICE OF SAID
ADOPTION WITH THE CALIFORNIA COASTAL
COMMISSION**

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1 (Port Act); and

WHEREAS, the City of Coronado (City), as a project proponent, proposes improvements to Glorietta Bay Marina Dock C (Dock C) and the Glorietta Bay Boat Launch Facility at 1715 Strand Way and 1917 Strand Way in the City that include both landside components within the City's jurisdiction and waterside components primarily within District jurisdiction (Project); and

WHEREAS, implementation of the Project requires a Port Master Plan Amendment (PMPA); and

WHEREAS, on September 8, 2015, the Board of Port Commissioners (BPC), as a Responsible Agency under the California Environmental Quality Act (CEQA), conducted a public hearing and adopted Resolution No. 2015-115, adopting the findings of the Mitigated Negative Declaration (MND) and Initial Study (IS) and adopting the Mitigation Monitoring and Reporting Program (MMRP) prepared by the City, as CEQA Lead Agency for the Project; and

WHEREAS, after adopting the MND and MMRP, on September 8, 2015, the BPC adopted Resolution No. 2015-116, approving the PMPA and directed District staff to file the PMPA with the California Coastal Commission (Coastal Commission) for certification; and

WHEREAS, District staff filed a PMPA application with the Coastal Commission for consideration; and

WHEREAS, during review of the PMPA application, Coastal Commission staff did not request any revisions to the PMPA text or graphics changes, and recommended approval of the PMPA as submitted; and

WHEREAS, on January 14, 2016, the Coastal Commission unanimously approved certification of the PMPA as submitted, finding the PMPA to be consistent with Chapters 3 and 8 of the Coastal Act; and

WHEREAS, pursuant to Public Resources Code Sections 30714 and 30716 and Title 14, Section 13632(e) of the California Code of Regulations, in order for the PMPA to be fully certified, the BPC must adopt a resolution approving the PMPA as certified by Coastal Commission and the District must notify the Coastal Commission of said approval, as well as transmit the CEQA analysis and other pertinent documents, to the Coastal Commission, and the Coastal Commission must accept the approval as consistent with its certification.

NOW THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, as follows:

That the Port Master Plan Amendment pertaining to the Glorietta Bay Marina/Boat Launch Facility Improvements, on file in the office of the District Clerk as Document No. 64588 is adopted, as certified by the Coastal Commission, and that the Executive Director or her designated representative is hereby authorized and directed to transmit this Resolution, together with the MND, IS and MMRP prepared by City of Coronado and all other relevant documents to the California Coastal Commission for its acceptance; provided, however, as a condition of this approval, the City of Coronado shall indemnify and hold the District harmless against all third-party legal challenges, claims, lawsuits, proceedings, and the like, including reimbursement of all District attorneys' fees, costs and other expenses incurred by the District, related to the approval of the PMPA, the MND, the adopted CEQA Findings of Fact for the MND, and the MMRP.

BE IT FURTHER RESOLVED, consistent with Public Resources Code Sections 30714 and 30716, and California Code of Regulations Title 14, Section 13632(e), the Port Master Plan Amendment shall not be effective until the Coastal Commission has accepted this approval as consistent with its certification.

APPROVED AS TO FORM AND LEGALITY:

GENERAL COUNSEL

By:  Assistant/Deputy

2016-35

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 8th day of March, 2016, by the following vote:

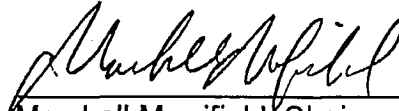
AYES: Bonelli, Merrifield, Malcolm, Moore, and Valderrama.

NAYS: None.

EXCUSED: Castellanos and Nelson.

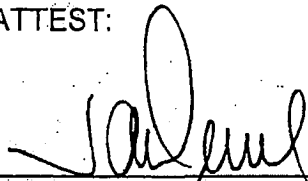
ABSENT: None.

ABSTAIN: None.



Marshall Merrifield, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)