

**CALIFORNIA COASTAL COMMISSION**

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# W13a

**Prepared October 20, 2017 (for November 8, 2017 Hearing)**

**To:** Commissioners and Interested Persons

**From:** Susan Craig, Central Coast District Manager  
Kevin Kahn, Central Coast District Supervisor

**Subject: Monterey County Request to Extend the Time Limit for Acceptance of the Commission's Certification (with Suggested Modifications) of Monterey County Local Coastal Program (LCP) Amendment Number LCP-3-MCO-16-0070-2 (Monterey Cypress Development Standards)**

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At the May 10, 2017 Coastal Commission meeting in San Diego, the Commission acted on proposed Monterey County LCP Amendment Number LCP-3-MCO-16-0070-2 (Monterey Cypress Development Standards). This LCP amendment updated the Del Monte Forest LCP's standards for development within native Monterey cypress habitat. At the meeting, the Commission first denied the LCP amendment as submitted, and then certified the LCP amendment with suggested modifications.

Pursuant to the Commission's regulations, the Commission's certification of the LCP amendment with suggested modifications on May 10, 2017 is not deemed final and effective until, among other things, Monterey County accepts and agrees to the Commission's certification of the amendment with suggested modifications (Title 14 California Code of Regulations (CCR) Section 13544). The County has six months from the date of Commission action to accept and agree to the Commission's certification with suggested modifications, in this case by November 10, 2017 (CCR Section 13542(b)(4)). If the County has not accepted and agreed to the suggested modifications by that time, then the Commission's certification of the LCP amendment with suggested modifications expires, and only the Commission's denial stands.

Coastal Act Section 30517 and CCR Section 13535(c) provide that the Commission may extend, for good cause, time limits related to LCPs for a period not to exceed one year. On October 12, 2017 the County requested a three-month time extension to accept the modifications suggested by the Commission. A three-month time extension would result in a new deadline of February 10, 2018 for the County to accept and agree to the Commission's certification of the LCP amendment with suggested modifications. Staff recommends that the Commission extend the deadline for County action by three months, as allowed by the Coastal Act and the Commission's regulations, to provide the County with additional time flexibility to accept the suggested modifications.

**Summary of the Staff Recommendation**

Staff recommends that the Commission extend the deadline for Monterey County to accept and agree to the Commission's suggested modifications for a period of three months. Staff recommends a **YES** vote. Passage of the motion will result in a three-month extension of the deadline for Monterey County to accept and agree to the Commission's May 10, 2017 certification of the LCP amendment with suggested modifications. The motion passes only by an affirmative vote of a majority of the Commissioners present.

***Motion.** I move that the Commission extend, for a period of three months to February 10, 2018, the six-month time limit for Monterey County to accept and agree to the Commission's May 10, 2017 certification with suggested modifications of LCP Amendment LCP-3-MCO-17-0070-2.*