

**CALIFORNIA COASTAL COMMISSION**

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# W21f

**DATE:** October 27, 2017

**TO:** Coastal Commissioners and Interested Persons

**FROM:** Alison Dettmer, Deputy Director  
Robert S. Merrill, North Coast District Manager  
Tamara Gedik, Coastal Program Analyst

**SUBJECT:** Concurrence with the Executive Director's determination that the action of the County of Mendocino accepting the Commission's certification of LCP Amendment No. LCP-1-MEN-14-0840-1 is legally adequate.

For the Commission meeting of November 8, 2017 in Bodega Bay

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**BACKGROUND**

The Commission acted on LCP Amendment No. LCP-1-MEN-14-0840-1 at its June 8, 2017 meeting. As submitted, the Mendocino Town Local Coastal Program (LCP) amendment comprehensively updates the County's Mendocino Town Land Use Plan (LUP) and Implementation Program (IP).

By a series of unanimous votes, the Commission: (1) denied the proposed Land Use Plan amendment as submitted, (2) certified the Land Use Plan amendment with suggested modifications, (3) denied the proposed Implementation Plan amendment as submitted, and (4) certified the Implementation Plan amendment with suggested modifications.

The 29 suggested modifications address a variety of issues and were added to ensure that: (a) the amended Town Land Use Plan (LUP) meets the requirements of, and is in conformity with, the policies of Chapter 3 of the Coastal Act, and (b) the amended Town Zoning Code (IP) and supporting maps conforms with, and adequately carries out the provisions of the amended Town Plan as modified.

**EFFECTIVE CERTIFICATION**

On October 17, 2017, the Mendocino County Board of Supervisors held a public hearing and adopted Resolution No. 17-151 acknowledging receipt of the Commission's resolution of certification, accepting and agreeing to the Coastal Commission's modifications, agreeing to issue permits in conformance with the modified LCP, and formally approving the necessary changes to the County's LCP (Exhibit 2). Additionally, at the same hearing, the Board adopted

Ordinance No. 4395 amending the IP consistent with the accepted suggested modifications (Exhibit 3).

As provided in Section 13544 of the California Code of Regulations, for the amendment to become effective, the Executive Director must determine that the County of Mendocino's actions are legally adequate and report that determination to the Commission. Unless the Commission objects to the determination, the certification of LCP Amendment No. LCP-1-MEN-14-0840-1 shall become effective upon the filing of a Notice of Certification for the LCPA with the Secretary of Natural Resources, as provided in Public Resources Code Section 2180.5(2)(V).

### **STAFF RECOMMENDATION**

Staff recommends that the Commission concur with the determination of the Executive Director that the actions of the County of Mendocino to accept the Commission's certification of LCP Amendment No. LCP-1-MEN-14-0840-1 to adopt the necessary changes to the County's Local Coastal Program are legally adequate, as noted in the attached letter, Exhibit 1 (to be sent after Commission concurrence).

### **EXHIBITS**

1. [Draft Notification of Effective Certification Letter](#)
2. [Resolution No. 17-151](#)
3. [Ordinance No. 4395](#)