

**CALIFORNIA COASTAL COMMISSION**

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**W38**

DATE: May 25, 2017  
TO: Coastal Commissioners  
FROM: John Ainsworth, Executive Director  
SUBJECT: **DRAFT MINUTES** of MEETING of **DECEMBER 7-9, 2016**  
Ventura City Council Chambers  
501 Poli Street  
Ventura, CA 93001

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**WEDNESDAY, DECEMBER 7, 2016**

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order by Chair Kinsey at 9:00 a.m.
2. **ROLL CALL.** Present: Chair Kinsey, Vice Chair Bochco, Diaz (alternate), Groom, Howell, McClure, Mitchell, Shallenberger, Turnbull-Sanders, Uranga, Vargas. Luevano arrived at 9:05 a.m. Non-voting present: April, Baker.
3. **ELECTION OF OFFICERS.** Trailed until after item 6 (Chair's Report). The Commission unanimously elected Dayna Bochco as Chair; Effie Turnbull-Sanders as Vice Chair; Roberto Uranga as representative for the Santa Monica Bay Restoration Commission; Mark Vargas as representative for the Santa Monica Mountains Conservancy.
4. **AGENDA CHANGES.**
5. **GENERAL PUBLIC COMMENT.** Trailed until before item 7 (Acting Executive Director's Report). Members of the public addressed the Commission on various issues affecting the coast.
6. **CHAIR'S REPORT.** Information only.

**STATEWIDE**

7. **ACTING EXECUTIVE DIRECTOR'S REPORT.**
  - a. **Executive Director's Report.** Information only.
  - b. **Interagency Agreement.** Authorization to enter into contract with Sea Grant/University of California, San Diego to pay Commission's share of costs for one California Sea Grant Fellow for one-year. **Postponed.**

- c. **Annual Report of the Conservation/Open Space OTD Program.** Discussion item only.
- 8. **STATUS REPORT ON EXECUTIVE DIRECTOR SEARCH PROCESS.** Information only.

### **SOUTH COAST DISTRICT (ORANGE COUNTY)**

- 9. **CONSENT CALENDAR.** Staff recommended the Commission approve the consent calendar with conditions.

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

- a. **Application No. 5-16-0363 (City of Irvine)**
- b. **Application No. 5-15-2110 (Miller, Newport Beach)**

### **SAN DIEGO COAST DISTRICT**

- 10. **CONSENT CALENDAR.** Staff recommended that the Commission approve the consent calendar with conditions.

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

- a. **Application No. 6-16-0642 (Dalrymple, San Diego)**
- b. **Application No. 6-16-0671 (Santa Fe Christian Schools, Solana Beach)**
- c. **Application No. 6-16-0787 (SCPT Marina Village, LLC, San Diego)**
- d. **Application No. 6-16-0805 (Clare, San Diego)**

### **SAN DIEGO COAST DISTRICT**

- 11. **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 Bochco ruled that the Commission concurred.
- 12. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 3 items [W14c, W14d, W16b] to the expanded consent calendar and recommended approval with conditions.

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

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

- a. **City of Encinitas LCP Amendment No. LCP-6-ENC-16-0058-2 (Part A) (Density Rounding).** Staff recommended concurrence with the Executive Director's determination the action by the City of Encinitas is minor. There being no objection, Chair Bochco ruled that the Commission concurred.
- b. **City of Encinitas LCP Amendment No. LCP-6-ENC-16-0058-2 (Part B) (Grading Exemptions).** Staff recommended approval of the amendment as submitted.

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

- c. **City of San Diego LCP Amendment No. LCP-6-CCP-16-0025-2 (Downtown Employment Overlay Zone Amendments).** Staff recommended approval as submitted.

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

**Motion & vote:** Shallenberger moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Vargas. Chair Bochco ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

14. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 6-16-0132 (Oceanus GHAD et al., San Diego)** Staff recommended approval with conditions.

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

- b. **Application No. 6-16-0275 (San Elijo Lagoon Conservancy and Caltrans San Elijo Lagoon Restoration, Encinitas and Solana Beach)** Staff recommended approval with conditions.

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

- c. **Application No. 6-16-0459 (Solana Beach Pump Station)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

- d. **Application No. 6-16-0807 (Black Mountain Ranch LLC, San Diego)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

**CLOSED SESSION REPORT.** The Commission received litigation information and advice regarding the following cases:

*Beach & Bluff Conservancy v. City of Solana Beach (CCC et al., RPI)*  
*Homeowner's Assn. of the Solana Beach & Tennis Club v. City of Solana Beach (CCC, RPI)*  
*Compean v. Palos Verdes Peninsula Land Conservancy et al.*  
*Friends of the Canyon v. CCC (Longi et al., RPI)*  
*Fudge v. CCC et al. (Laguna Beach Golf & Bungalow Village LLC, RPI)*  
*Newport Banning Ranch LLC et al. v. CCC*  
*Rubino v. CCC et al. (Mendocino Land Trust, RPI)*

The Commission received litigation information and advice and provided direction regarding the following cases:

*Hansen v. CCC (Silver Shoals Investors LLC, RPI)*  
*Helping Hand Tools et al. v. California Energy Resources Conservation & Development Comm. et al.*

## 15. **PUBLIC WORKS PLAN.**

- a. **North Coast Corridor Public Works Plan Amendment No. PWP-6-NCC-16-0006-2.** Staff recommended approval as submitted.

**Motion & vote:** Kinsey moved to certify **PWP-6-NCC-16-0006-2** as submitted and recommended a yes vote, seconded by Uranga. Chair Bochco ruled that the vote was unanimous in favor of the motion. **Approved as submitted.**

## 16. **PERMIT AMENDMENTS.**

- a. **Permit No. 6-15-2092-A1 (Caltrans I-5/San Elijo Lagoon Bridge Replacement, Encinitas)** Staff recommended approval with conditions.

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

- b. **Permit No. 6-15-1251-A1 (Symphony Asset Pool XVI, LLC, San Diego)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

## **SOUTH COAST DISTRICT (ORANGE COUNTY)**

17. **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 Bochco ruled that the Commission concurred.

*[Shallenberger, Turnbull-Sanders, Howell out of room]*

18. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved one item [20b] to the expanded consent calendar and recommended approval with conditions.

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

19. **LOCAL COASTAL PROGRAMS (LCPs).** *[Howell returned]*

- a. **LCP Amendment No. 1-16 (LCP-5-LGB-16-0055-1) City of Laguna Beach Short-term Lodging Regulations. Time Extension.** Staff recommended approval of the time extension.

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

*[Shallenberger, Turnbull-Sanders returned. Gibson arrived]*

- b. **LCP Amendment No. 2-16 (LCP-5-DPT-16-0044-1) City of Dana Point Headlands Development Conservation Plan.** Staff recommended denial as submitted and approval with modifications.

**Motion & vote:** Groom moved to certify the Land Use Plan as submitted and recommended a no vote, seconded by Turnbull-Sanders. The roll call vote was 4 in favor (Kinsey, McClure, Uranga, Vargas) and 8 opposed (Diaz, Groom, Howell, Luevano, Mitchell, Shallenberger, Turnbull Sanders, Chair Bochco). **Certification denied as submitted.**

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

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

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

20. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-14-1582 (Capistrano Shores Property, LLC, San Clemente)**  
[POSTPONED]
- b. **Application No. 5-15-0123 (Mesa Water District, Newport Beach)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
- c. **Application No. 5-16-0203 (South La Senda Trust #109, Laguna Beach)**  
[WITHDRAWN]
- d. **Application No. 5-16-0265 (Capo Surf No. 36, LLC, San Clemente)**  
[POSTPONED]
- e. **Application No. 5-16-0552 (California Department of Parks and Recreation; the Crystal Cove Alliance, Newport Beach)** [POSTPONED]

21. **PERMIT AMENDMENTS.**

- a. **Permit No. 5-13-039-A1 (Capistrano Shores, Inc., San Clemente)** [WITHDRAWN]

22. **REVISED FINDINGS.**

- a. **City of Newport Beach LCP No. LCP-5-NPB-15-0039-1 (City of Newport Beach, Implementation Plan)** Staff recommended approval of the revised findings.

**Motion & vote:** Shallenberger moved to approve the revised findings and recommended a yes vote, seconded by Uranga. Chair Bochco ruled that the vote of eligible Commissioners (Kinsey, Groom, Howell, Luevano, McClure, Mitchell, Shallenberger, Turnbull-Sanders, Uranga, Vargas, Bochco) was unanimous **Approved.**

**STATEWIDE**

- 23. **APPROVAL OF MINUTES.** None.
- 24. **COMMISSIONERS' REPORTS.** Information only.
- 25. **CONSERVANCY REPORT.** Information only.
- 26. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** None.
- 27. **SANTA MONICA BAY RESTORATION REPORT.** None.
- 28. **DEPUTY ATTORNEY GENERAL'S REPORT.** None.

The Commission recessed for the day at 4:00 p.m.

## THURSDAY, DECEMBER 8, 2016

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order by Chair Bochco at 9:00 a.m.
2. **ROLL CALL.** Present: Chair Bochco, Vice Chair Turnbull-Sanders, Diaz (alternate), Groom, Kinsey, Luevano, McClure, Mitchell, Shallenberger, Uranga. Vargas arrived at 9:04 a.m. Absent: Howell. Non-voting present: April, Gibson.
3. **AGENDA CHANGES.**
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.

### SOUTH COAST DISTRICT (LOS ANGELES COUNTY)

5. **ADMINISTRATIVE CALENDAR.** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Bochco ruled that the Commission concurred.
  - a. **Application No. 5-16-0788 (Mosher, Venice, Los Angeles)**
  - b. **Application No. 5-16-0810 (626 Woodlawn Avenue, LLC, Venice, Los Angeles)**

### ENFORCEMENT

- 5.1 **Cease and Desist Order No. CCC-16-CD-04 (Malibu Beach Inn, Malibu, Los Angeles Co.)** Staff recommended that the Commission issue the order.

**Motion & vote:** Shallenberger moved to issue **Cease and Desist Order No. CCC-16-CD-04** pursuant to the staff recommendation and recommended a yes vote, seconded by Luevano. Chair Bochco ruled that the vote was unanimous in favor of the motion. **Approved.**

- 5.2 **Consent Administrative Civil Penalty No. CCC-16-AP-02 (Malibu Beach Inn, Malibu, Los Angeles Co.)** Staff recommended that the Commission issue the Administrative Penalty.

**Motion & vote:** Shallenberger moved to issue **Consent Administrative Civil Penalty No. CCC-16-AP-02** pursuant to the staff recommendation and recommended a yes vote, seconded by Turnbull-Sanders. Chair Bochco ruled that the vote was unanimous in favor of the motion. **Approved.**

*[Kinsey and Howell out of room]*

- 5.3. **Cease and Desist Order No. CCC-16-CD-03 (Lent, Malibu, Los Angeles Co.)** Staff recommended that the Commission issue the order.

**Motion & vote:** Vargas moved to issue **Cease and Desist Order No. CCC-16-CD-03** pursuant to the staff recommendation and recommended a yes vote, seconded by Shallenberger. Chair Bochco ruled that the vote was unanimous in favor of the motion. **Approved.**

- 5.4. **Administrative Penalty No. CCC-16-AP-01 (Lent, Malibu, Los Angeles Co.)** Staff recommended that the Commission issue the Administrative Penalty.

**Motion & vote:** Vargas moved to issue **Consent Administrative Civil Penalty No. CCC-16-AP-01** pursuant to the staff recommendation and recommended a yes vote, seconded by Shallenberger.

**Amending motion & vote:** Shallenberger moved to increase the penalty to 6.5 million and recommended a yes vote, seconded by Diaz. The roll call vote was 5 in favor (Diaz, Groom, Luevano, Shallenberger, Bochco) and 5 opposed (McClure, Mitchell, Turnbull-Sanders, Uranga, Vargas). **Motion failed.**

**Amending motion & vote:** Vargas moved to amend the penalty to 50% of the maximum and recommended a yes vote, seconded by Mitchell. The roll call vote was unanimous in favor of the motion. **Approved.**

**Vote on the main motion as amended:** Chair Bochco ruled that the vote was unanimous in favor of the motion. **Approved.**

*[Kinsey returned. Shallenberger departed. Pestor arrived. Turnbull-Sanders & Vargas out of room]*

**CLOSED SESSION REPORT.** The Commission received litigation information and advice regarding the following cases:

*Horizontal Development LLC et al. v. CCC*  
*Martins Beach 1 LLC et al. v. Turnbull Sanders et al.*  
*One matter of threatened litigation*

The Commission received litigation information and advice and provided direction regarding the following cases:

*416 Grand Blvd. LLC et al. v. CCC*  
*Grassroots Coalition v. CCC (Lester et al., RPI),*



## SOUTH CENTRAL COAST DISTRICT

6. **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 Bochco ruled that the Commission concurred.
7. **CONSENT CALENDAR (removed from Regular Calendar).** None.
8. **LOCAL COASTAL PROGRAM (LCPs).**
  - a. **County of Santa Barbara Local Coastal Program Amendment No. LCP-4-STB-15-0044-1 (2015 Housing Element Implementation) Certification Review.** Staff recommended that the Commission concur with the Executive Director's determination that the action by the County of Santa Barbara is legally adequate. There being no objection, Chair Bochco ruled that the Commission concurred.

*[Howell arrived]*

- b. **City of Carpinteria Local Coastal Program Amendment No. LCP-4-CPN-16-0024-1 (Short-Term Rental Ordinance).** Staff recommended approval as submitted.

**Motion & vote:** Kinsey moved to reject the Implementation Plan as submitted and recommended a no vote, seconded by Howell. The roll call vote was 1 in favor (Diaz) and 9 opposed (Groom, Howell, Kinsey, Luevano, McClure, Mitchell, Pestor, Uranga, Bochco). **Approved as submitted.**

- c. **County of Ventura Local Coastal Program Amendment No. LCP-4-VNT-16-0033-1 (Phase II A Update).** Staff recommended denial as submitted and approval with modifications.

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

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

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

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

9. **NEW APPEAL.**

- a. **Appeal No. A-4-VNT-16-0090 (Verizon Wireless, Ventura Co.)** Staff recommended that the Commission determine that the appeal raised no substantial issue on the grounds on which the appeal was filed.

**Motion & vote:** Groom moved to determine that **Appeal No. A-4-VNT-16-0090** raised no substantial issue on the grounds on which the appeal was filed and recommended a yes vote, seconded by Uranga. Chair Bochco ruled that the vote was unanimous in favor of the motion. **No substantial issue found.**

*[Turnbull-Sanders returned]*

10. **NOTICE OF IMPENDING DEVELOPMENT.**

- a. **UCSB Notice of Impending Development No. UCS-NOID-0006-16 (North Campus Open Space Restoration Project).** Staff recommended approval.

**Motion & vote:** Turnbull-Sanders moved to approve **Notice of Impending Development No. UCS-NOID-0006-16** and recommended a yes vote, seconded by Uranga. Chair Bochco ruled that the vote was unanimous in favor of the motion. **Approved.**

11. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 4-16-0631 (University of California at Santa Barbara (UCSB), Santa Barbara Co.)** Staff recommended approval with conditions.

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

**SOUTH COAST DISTRICT (LOS ANGELES COUNTY)**

12. **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 Bochco ruled that the Commission concurred.

13. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 3 items [15a, 15d, 16a] to the expanded consent calendar and recommended approval with conditions.

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

14. **NEW APPEALS.**

- a. **Appeal No. A-5-VEN-16-0083 (Lighthouse Brooks LLC, Venice, Los Angeles)** Staff recommended that the Commission determine that **Appeal No. A-5-VEN-16-0083** raised substantial issue on the grounds on which the appeal was filed. There being no objection, the Commission **found substantial issue** and Chair Bochco opened the de novo hearing. Staff recommended denial.

**Motion:** Diaz moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by McClure.

**Amending motion & vote:** Diaz moved to include the standard and special conditions as presented by the applicant and recommended a yes vote, seconded by McClure. The roll call vote was 9 in favor (Kinsey, Luevano, McClure, Mitchell, Turnbull-Sanders, Uranga, Diaz, Howell, Bochco) and 2 opposed (Groom, Pector). **Approved.**

**Vote on main motion:** The roll call vote was 9 in favor (Kinsey, Luevano, McClure, Mitchell, Turnbull-Sanders, Uranga, Diaz, Howell, Bochco) and 2 opposed (Groom, Pector). **Approved with conditions.**

*[Bochco and Mitchell departed]*

15. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-15-0591 (Tuna Club & City of Avalon, Avalon, Los Angeles Co.)**  
Moved by staff to the expanded consent calendar. **Approved with conditions.**
- b. **Application No. 5-16-0100 (Haagen, Playa Del Rey, Los Angeles)** Staff recommended approval with conditions.

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

- c. **Application No. 5-16-0251 (Mascola, Venice, Los Angeles)** Staff recommended approval with conditions.

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

- d. **Application No. 5-16-0584 (City of Long Beach Leeway Sailing Center Pier)**  
Moved by staff to the expanded consent calendar. **Approved with conditions.**

16. **PERMIT AMENDMENTS.**

- a. **Permit No. 5-83-470-A1 (Salumbides, Venice, Los Angeles)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

The Commission recessed for the day at 8:50 p.m.

## FRIDAY, DECEMBER 9, 2016

1. **CALL TO ORDER.** The meeting of the California Coastal Commission was called to order at 9:00 a.m. by Vice Chair Turnbull-Sanders.
2. **ROLL CALL.** Present: Vice Chair Turnbull-Sanders, Diaz (alternate), Groom, Howell, Kinsey, Luevano, McClure, Pester (alternate), Uranga, Garcia-Erceg. Absent: Chair Bochco, Mitchell. Non-voting present: April
3. **AGENDA CHANGES.**
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.

### NORTH 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, Vice Chair Turnbull-Sanders ruled that the Commission concurred.
6. **CONSENT CALENDAR (removed from Regular Calendar).** None.
7. **NEW APPEALS.**
  - a. **Appeal No. A-2-SON-16-0093 (Strening, Sonoma Co.)** Staff recommended that the Commission determine that **Appeal No. A-2-SON-16-0093** raised no substantial issue.

**Motion & vote:** Kinsey moved to determine that **Appeal No. A-2-SON-16-0093** raised no substantial issue on the grounds on which the appeal was filed and recommended a yes vote, seconded by McClure. Vice Chair Turnbull-Sanders ruled that the vote was unanimous in favor of the motion. **No substantial issue found.**

*[Turnbull-Sanders out of room; Kinsey acting as chair]*

8. **COASTAL PERMIT APPLICATIONS.**
  - a. **Application No. A-2-MAR-12-008 (Trivelpiece, Marin Co.) [POSTPONED]**

### CENTRAL COAST DISTRICT

9. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, and on comments from the public. There being no objection, Commissioner Kinsey ruled that the Commission concurred.

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

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

a. **San Luis Obispo County LCP Amendment No. LCP-3-SLO-15-0013-1-Part B (Resource Management System).** [POSTPONED]

b. **Monterey County LCP Amendment No. LCP-3-MCO-16-0041-1 (Medical Cannabis Regulations).** [POSTPONED]

c. **Santa Cruz County LCP Amendment No. LCP-3-SCO-16-0052-1 (Vacation Rental Update).** Staff recommended denial of the Implementation Plan as submitted and approval with suggested modifications.

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

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

d. **Morro Bay LCP Amendment No. LCP-3-MRB-16-0056-2-Part A (Density Bonus).** Staff recommended approval as submitted.

**Motion & vote:** Howell moved to certify the Land Use Plan as submitted and recommended a yes vote, seconded by Groom. Commissioner 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 Groom. Commissioner Kinsey ruled that the vote was unanimous in opposition to the motion. **Approved as submitted.**

*[Turnbull-Sanders returned]*

e. **Morro Bay LCP Amendment No. LCP-3-MRB-16-0056-2-Part B (Reasonable Accommodations).** Concurrence with the Executive Director's determination that the request by City of Morro Bay to amend the Implementation Plan to allow procedures for reasonable accommodations for persons with disabilities is de minimis. There being no objection, Vice Chair Turnbull-Sander ruled that the Commission concurred.

f. **Morro Bay LCP Amendment No. LCP-3-MRB-16-0056-2 Part C (Emergency Shelters and Housing).** Staff recommended approval as submitted.

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

## 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, Vice Chair Turnbull-Sanders ruled that the Commission concurred.
13. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 2 items [14a, 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 Pestor. Vice Chair Turnbull-Sanders ruled that the vote was unanimous in favor of the motion. **Approved with conditions.**

[Diaz departed]

14. **COASTAL PERMIT APPLICATIONS.**
  - a. **Application No. 9-16-0490 (Southern California Edison, Santa Catalina Island, Los Angeles Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**
  - b. **Application No. 9-15-1649 (Horizontal Development, LLC, Newport Beach)** Staff recommended approval with conditions.

**Motion & vote:** Uranga moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Kinsey. The roll call vote was 8 in favor (Groom, Howell, Kinsey, Luevano, McClure, Pestor, Uranga, Turnbull-Sanders) and one opposed (Garcia-Erceg). **Approved with conditions.**

15. **PERMIT AMENDMENTS.**
  - a. **Permit No. E-98-027-A4/CC-041-00 (Level 3 Communications LLC, San Luis Obispo Co.)** Moved by staff to the expanded consent calendar. **Approved with conditions.**

## NORTH COAST DISTRICT

16. **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, Vice Chair Turnbull-Sanders ruled that the Commission concurred.
17. **CONSENT CALENDAR (removed from Regular Calendar).** None.

There being no old or new business the meeting of the California Coastal Commission adjourned at 12:10 p.m.

Respectfully submitted,

John Ainsworth  
Executive Director

Approved as written on \_\_\_\_\_

Dayna Bochco  
Chair