

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA
 89 SOUTH CALIFORNIA ST., SUITE 200
 VENTURA, CA 93001
 (805) 585-1800

**F8d**

DATE: November 20, 2018

TO: Commissioners and Interested Persons

FROM: Steve Hudson, Deputy Director

SUBJECT: **City of Malibu LCP Amendment No. LCP-4-MAL-18-0083-2 Time Extension to be heard at the December 14, 2018 Commission Hearing in Newport Beach.**

On November 2, 2018, the City of Malibu submitted an amendment to the Land Use Plan (LUP) portion of its certified Local Coastal Program (LCP). The amendment proposes to update the existing Public Access Map with more accurate information regarding vertical and lateral easements, viewpoints, and public beaches.

On November 7, 2018, the Executive Director deemed the City's amendment to be "submitted" in that the submittal was in proper order and legally adequate to comply with the submittal requirements of Coastal Act Section 30510(b). Pursuant to Coastal Act Section 30512 and California Code of Regulations, Title 14, Section 13537, an amendment to the LUP portion of the certified LCP must be scheduled for a public hearing and the Commission must take action no later than 90 days from the date the complete amendment was received. In the subject case, the 90th day will be February 5, 2019.

Coastal Act Section 30517 and California Code of Regulations, Title 14, Section 13535 (b) states that the Commission may extend for good cause the 90-day time limit for a period not to exceed one year. Commission staff is requesting an extension to the 90-day time limit in order to allow adequate time to schedule the item at a local hearing venue. Staff is planning to schedule LCP-4-MAL-18-0083-2 for the March 2019 Commission hearing. Although staff believes this matter will be brought to a hearing in the near-term, staff recommends that the Commission extend the deadline for a full year as provided by the Coastal Act to allow for uncertainty in the review process and flexibility for coordination with the City of Malibu staff. Therefore, staff recommends that the Commission extend the 90-day time limit to act upon City of Malibu LCP Amendment No. LCP-4-MAL-18-0083-2 for one year.

STAFF RECOMMENDATION

Staff recommends that the Commission vote to extend the deadline for Commission action for one year.

MOTION: *I move that the Commission extend the 90-day time limit to act on the City of Malibu LCP Amendment No. LCP-4-MAL-18-0083-2 for one year.*

RECOMMENDATION: Staff recommends a **YES** vote. An affirmative vote of a majority of the Commission present is needed to pass the motion.