

CALIFORNIA COASTAL COMMISSION

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**F20a**

July 26, 2018

TO: Commissioners and Interested Persons

FROM: Karl Schwing, Deputy Director
Charles Posner, Supervisor of Planning
Liliana Roman, Coastal Program Analyst

RE: **Concurrence with the Executive Director's determination that the action of the City of San Clemente accepting certification with suggested modifications of Major LCP Amendment No. 1-16 (LCP-5-SCL-16-0012-1, Comprehensive LUP Update) is legally adequate. For Commission review at its August 10, 2018 meeting in Redondo Beach.**

On March 17, 2016, the City submitted to the Commission's South Coast District office the subject Comprehensive LUP Update with City Council Resolution No. 16-02 for Commission certification. The Local Coastal Program (LCP) amendment is a comprehensive update to the Land Use Plan (LUP) portion of the LCP which includes all the necessary policies to meet the requirements of and conform to the policies of Chapter 3 of the California Coastal Act and involves a complete replacement of the existing 1996 certified LUP with this revised updated version. However, as approved by the Commission, per Policy GEN-10 of the Updated LUP, the version of the LUP last certified in 1996 shall continue to apply to the Capistrano Shores Mobile Home Park community until an LCP amendment which specifically addresses this community has been certified.

On February 8, 2018, the Commission approved Major LCP Amendment No. 1-16 (LCP-5-SCL-16-0012-1, Comprehensive LUP Update) with suggested modifications. On June 12, 2018, the San Clemente City Council unanimously adopted Ordinance No. 18-19 approving and adopting the Local Coastal Program Comprehensive Land Use Plan Update, as modified by the Commission. On July 16, 2018, the City submitted the LUP Update/Amendment adopted by the City Council to the Executive Director for a determination that it is consistent with the Commission's February 8, 2018 action.

Pursuant to Section 13544 of the California Code of Regulations, Title 14, Division 5.5, the Executive Director must determine whether the City's action is legally adequate and report that determination to the Commission. In this case, the Executive Director has determined that the City's action is legally adequate. Unless a majority of the Commissioners present object to the Executive Director's determination, the certification of the City of San Clemente LCP Amendment No. 1-16 (LCP-5-SCL-16-0012-1) shall become effective upon filing of the required Notice of Certification with the Secretary of Resources as provided in Public Resources Code Section 21080.5(d)(2)(E).

STAFF RECOMMENDATION

Staff recommends that the Commission concur with the Executive Director's determination that the City's action is legally adequate.