

**CALIFORNIA COASTAL COMMISSION**

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**W10a**

TO: Commissioners and  
Interested Persons

DATE: November 21, 2019

FROM: Staff

SUBJECT: Request to Waive Time Limit for City of Carlsbad LCP Amendment No. LCP-6-CII-19-0145-1 (Ocean View Point) for the Commission Meeting of December 11-13, 2019

On October 14, 2019, the City of Carlsbad Local Coastal Program (LCP) Amendment No. LCP-6-CII-19-0145-1 was filed in the San Diego District office. The amendment is a request to modify the land use designation and zoning on seven parcels located at the southern terminus of Twain Avenue. The property is identified as a "standards area" in the City's Habitat Management Plan (HMP), part of the certified LCP land use plan, and this amendment will formalize new boundaries for the HMP preserve within the subject site. The proposed amendment will affect both the certified LCP land use plan and implementation plan.

Pursuant to Section 30512 of the Coastal Act, the Commission must act on land use plan amendments within 90 working days of complete submittal or filing. Pursuant to Section 30513 of the Coastal Act, the Commission must act on implementation plan amendments within 60 working days of filing. Amendments containing both land use and implementation plan components, must be acted upon by the Commission within 90 working days of filing. Based on the above-cited time limits, the proposed LCP amendment must be scheduled for review by the Commission at the February 12-14, 2020 meeting. However, Section 30517 of the Coastal Act and Section 13535(c) of the California Code of Regulations state that the Commission may extend for good cause any applicable time limits for a period not to exceed one year.

Although the mandated review period might be possible for the Ocean View Point LCPA, Commission staff is also currently reviewing a draft Implementation Plan submitted by the City in fulfillment of its 2015 LCP grant to address coastal hazards and comprehensively update its LCP. Staff is prioritizing that review and is therefore requesting the time extension for the project-driven LCP amendment to allow adequate time to review both matters.

Staff recommends the Commission extend the 90-day time limit for one year. However, it is anticipated that the amendment request will be scheduled for early 2020.

**MOTION:**

I move that the Commission extend the 90-day time limit to act on the City of Carlsbad LCP Amendment No. LCP-6-CII-19-0145-1 for one year.

**STAFF RECOMMENDATION:**

Staff recommends a YES vote. An affirmative vote of the majority of the Commissioners present is needed to pass the motion.