

CALIFORNIA COASTAL COMMISSION

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F8a

February 15, 2019

TO: Commissioners and Interested Persons**FROM:** Karl Schwing, Deputy Director
Shannon Vaughn, District Supervisor
Fernie Sy, Coastal Program Analyst**RE: Request to extend the time limit for Commission action on City of Dana Point LCP Amendment Request No. 1-18 (LCP-5-DPT-18-0088-1). For Commission Action at its March 6-8, 2019 meeting in Los Angeles.**

On December 7, 2018, the Commission's South Coast District office in Long Beach received a request from the City of Dana Point to amend its certified Local Coastal Program (LCP). The LCP amendment request was submitted to the Commission's South Coast District office with City Council Resolution No. 18-09-18-05 and City Council Ordinance No. 18-07. LCP Amendment No. 1-18 modifies and adds various provisions to the Zoning Ordinance, the Implementation Plan (IP) component of the City of Dana Point Local Coastal Program, commonly known as the '1996' LCP. The proposed LCP amendment only affects the certified Implementation Plan (IP).

In a letter dated December 20, 2018, the City was asked to provide additional information. Commission staff received a written response from the City on January 11, 2019. After reviewing the transmitted documents, the Executive Director determined on January 28, 2019 that LCP Amendment Request No. 1-18 is in proper order and legally adequate to comply with the submittal requirements of Section 30510 of the Coastal Act and Section 13553 of the California Code of Regulations (Title 14). Therefore LCP Amendment Request No. 1-18 is deemed officially submitted as of January 28, 2019.

Pursuant to Sections 30513 of the Coastal Act, an LCP amendment that includes changes to the Implementation Plan (IP) portions of a certified LCP must be scheduled for a public hearing and the Commission must take action within sixty (60)-days of a complete submittal. The sixtieth working day after the City's filing of the complete submittal is April 24, 2019. Coastal Act Section 30517 and Section 13535(c) of the Coastal Commission Regulations state that the Commission may extend for good cause the sixty (60)-day time limit for a period not to exceed one (1) year. Staff recommends that the Commission extend the time limit for up to the full year because extension requests are only considered once, and it is prudent to allow for the maximum amount of time to properly schedule the requested amendment for public hearing in case of unexpected delays resulting from uncertainty in the review process and/or scheduling issues that may arise.

STAFF RECOMMENDATION

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

MOTION: *"I move that the Commission extend the time limit to act on City of Dana Point Local Coastal Program Amendment No. 1-18 for a period of one year."*

An affirmative vote of a majority of the Commission present is needed to pass the motion.