

CALIFORNIA COASTAL COMMISSION

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**W17**

DATE: November 4, 2020

TO: Coastal Commission and Interested Persons

FROM: John Ainsworth, Executive Director

SUBJECT: **DRAFT MINUTES** of MEETING of September 9-11, 2020 and
September 17, 2020 Special Meeting
(Virtual Hearing #5)

WEDNESDAY, September 9, 2020

1. **CALL TO ORDER and ROLL CALL.** The meeting of the California Coastal Commission was called to order at 9 a.m. by Chair Padilla. Present: Bochco, Vice Chair Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Uranga, Wilson, Chair Padilla. Non-voting present: Hernandez-Wong & Ketchum. (Absent: Gold and Rice.)
2. **VIRTUAL MEETING PROCEDURES.**
3. **AGENDA CHANGES.** Staff reported changes to the day's agenda.
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.

(Rice returned to room.)

5. **Chair's Report.** None.

STATEWIDE

6. **EXECUTIVE DIRECTOR'S REPORT.**
 - a. **Executive Director's Report.** – Informational only.
 - b. **Commission Correspondence.** – None.
 - c. **Legislative Report.** – Trilled to Thursday. Informational only.

SOUTH COAST DISTRICT (ORANGE COUNTY)

ADMINISTRATIVE CALENDAR

7. **ADMINISTRATIVE CALENDAR.** Staff recommended that the Commission concur with the Executive Director's determination. There being no objection, Chair Padilla ruled that the Commission **concurred**.
 - a. **Application No. 5-19-0979 (San Jacinto LLC, Newport Beach)**
 - b. **Application No. 5-20-0184 (Horowitz, Newport Beach)**

CONSENT CALENDAR

8. **CONSENT CALENDAR.** Staff recommended that the Commission approve the consent calendar with conditions.
 - a. **Application No. 5-19-0218 (Beach House LLC, Seal Beach). Postponed.**
Motion & vote: Bochco moved to approve the consent calendar pursuant to the staff recommendations and recommended a yes vote, seconded by Groom. The vote was 10 in favor (Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Chair Padilla), One opposed (Wilson). **Approved.**
 - b. **Application No. 5-19-1460 (Cooper, Seal Beach)**
 - c. **Application No. 5-20-0095 (CD Asset Company, LLC, Laguna Beach)**

(Uranga out of room.)

9. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 3 items [W11b, W13b, and W13e] to the expanded consent calendar and recommended approval. [Note: W11b (LCP-5-NPB-19-0016-1); W13b (5-18-0982) and W13e (5-19-1155).]
Motion & vote: Bochco moved to approve the consent calendar pursuant to the staff recommendations and recommended a yes vote, seconded by Groom. The vote was 12-0 in favor (Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved.**

(Uranga returned to room.)

SOUTH COAST DISTRICT (ORANGE COUNTY)

10. **DEPUTY DIRECTOR'S REPORT FOR ORANGE COUNTY.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, and on comments from the public relating to the Deputy Director's report. There being no objection, Chair Padilla ruled that the Commission **concurred**.

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

- a. **City of Newport Beach LCP Amendment No. (LCP-5-NPB-19-0016-1) (Parking Management Overlay District).**

Motion I & vote: Howell moved to deny the IP Amendment as submitted and recommended a yes vote, seconded by Hart. The vote was 12 in favor (Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Denied IP Amendment as submitted.**

Motion II & vote: Howell moved to certify the IP Amendment with suggested modification and recommended a Yes vote, seconded by Hart. The vote was 12 in favor (Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved IP Amendment with suggested modification.**

- b. **City of Laguna Beach LCP Amendment No. LCP-5-LGB-20-0004-3.** Moved by staff to the expanded consent calendar. **Concur.**

12. **NEW APPEALS.**

- a. **Appeal No. A-5-LGB-20-0017 (Lions Pride Exempt Trust, Laguna Beach)** Staff recommended that the Commission determine the appeal raised a substantial issue on the grounds on which the appeal was filed. There being no objection, Chair Padilla ruled that the Commission **found substantial issue** and the de novo hearing continued.

13. **COASTAL PERMIT APPLICATIONS.**

- a. **Appeal No. A-5-LGB-18-0014 (Harle & Olvera, Laguna Beach) - Postponed.**
- b. **Application No. 5-18-0982 (Bolsa Chica Conservancy, Huntington Beach)**
Moved by staff to the expanded consent calendar. **Approved with conditions.**
- c. **Application No. 5-19-0971 (Dana Point Harbor Partners, LLC, Dana Point)**

Motion & vote: Hart moved to approve pursuant to the staff recommendation, as modified to include additional recreational activities in the harbor, and recommended a yes vote, seconded by Rice. The vote was 10 in favor (Bochco, Brownsey, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson), zero opposed. **Approved with conditions.**

(Padilla and Escalante out of room.)

[The Commission recessed for lunch at 12:20 and returned at 1:09pm.]

- d. **Application No. 5-19-1036 (Blue Lagoon Community Association, Laguna Beach)**

Motion & vote: Hart moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Groom. The vote was 11 in favor (Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson), zero opposed. **Approved with conditions.**

- e. **Application No. 5-19-1155 (Wojtaszek, Laguna Beach).** Moved by staff to the expanded consent calendar. **Approved with conditions.**

- f. **Application No. 5-19-1239 (City of San Clemente Department of Public Works Parking Meter Program)**

Motion & vote: Bochco moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Uranga. The vote was 11 in favor (Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson), zero opposed. **Approved with conditions.**

(Padilla out of room.)

- g. **Application No. 5-19-1466 (City of Newport Beach Dock Improvements)** (Note: Staff recommended to eliminate Special Condition 6c.)

Motion & vote: Groom moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. The vote was 11 in favor (Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson), zero opposed. **Approved with conditions and elimination of Special Condition 6c.**

(Padilla out of room.)

14. **REVISED FINDINGS.**

- a. **Appeal No. A-5-LGB-20-0001 (City of Laguna Beach Parking Fee Program).** adopted the revised findings.

Motion and vote: Bochco moved to approve the revised findings pursuant to the staff recommendation and recommended a yes vote, seconded by Rice. Commissioners on the prevailing side are: Chair Padilla, Bochco, Vice Chair Brownsey, Escalante, Hart, Turnbull-Sanders, Rice, Uranga, and Wilson. The vote was 6 in favor (Bochco, Brownsey, Escalante, Hart, Rice, Uranga, Chair Padilla), zero opposed. **Revised Findings adopted.**

(Padilla returned to room.)

STATEWIDE

15. **APPROVAL OF MINUTES.** (August 2020).

Motion and vote: Bochco moved to approve the minutes and recommended a yes vote, seconded by Brownsey. The vote was 11 in favor (Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Chair Padilla), zero opposed. **Approved.**

(Wilson out of room.)

16. **COMMISSIONERS' REPORTS.** Informational only.

17. **COMMISSION SUB-COMMITTEE REPORTS.** Informational only.

18. **CONSERVANCY REPORT.** Informational only.

19. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.** Informational only.

20. **SANTA MONICA BAY RESTORATION REPORT.** No Report.

21. **DEPUTY ATTORNEY GENERAL'S REPORT.** No Report.

The Commission recessed for the day at 2:23p.m. and went into Closed Session

THURSDAY, SEPTEMBER 10, 2020

1. **CALL TO ORDER and ROLL CALL.** The meeting of the California Coastal Commission was called to order at 9 a.m. by Chair Padilla. Present: Bochco, Vice Chair Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla. Non-voting present: Ketchum and Wong-Hernandez. (Absent: Gold and Rice.)

Report of Closed Session.

The Commission received litigation information and advice on the following cases:

Friends of Oceano Dunes v. CCC, et. al.
Shear Development v. CCC

The Commission received litigation information and advice and took action on the following cases and a matter of potential litigation:

Friends of Oceano Dunes v. CCC

(Rice returned to room.)

2. **VIRTUAL MEETING PROCEDURES.**
3. **AGENDA CHANGES.** Staff reported changes to the day's agenda.
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.
5. **CONSENT CALENDAR.** Staff recommended that the Commission approve the consent calendar with conditions.

Motion & vote: Bochco moved to approve the consent calendar pursuant to the staff recommendations and recommended a yes vote, seconded by Wilson. The vote was 11 in favor (O'Malley, Bochco, Brownsey, Escalante, Groom, Hart, Mann, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved.**

- a. **Application No. 6-19-1013 (Caulfield et al., Oceanside)**

(Howell out of room.)

6. **CONSENT CALENDAR (removed from Regular Calendar)**. Staff moved 11 items [Th8a, Th8b, Th8c, Th10a, Th10c, Th11a, Th13a, Th13b, Th16a, Th16b, & Th19b] to the expanded consent calendar and recommended approval. [Note: Th8a (LCP-6-OCN-20-0048-1); Th8b (LCP-6-SAN-19-0141-2); Th8c (LCP-6-SAN-20-0045-2); Th13a (LCP-4-MAL-19-0164-3); Th13b (LCP-4-STB-20-0028-1); Th16a (LCP-5-LOB-18-0100-3-Part C); Th16b (LCP-5-LOB-20-0042-2); Th10a (6-18-0745), Th10c (6-20-0231), Th11a (6-90-271-A1) & Th19b (5-19-1167).]

Motion & vote: Brownsey moved to approve the consent calendar pursuant to the staff recommendations and recommended a yes vote, seconded by Hart. The vote was 12 in favor (O'Malley, Bochco, Brownsey, Escalante, Groom, Hart, Howell, Mann, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved.**

(Howell returned to room.)

SAN DIEGO COAST DISTRICT

7. **DEPUTY DIRECTOR'S REPORT**. Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, and on comments from the public relating to the Deputy Director's report. There being no objection, Chair Padilla ruled that the Commission **concurred**.

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

- a. **City of Oceanside LCP Amendment No. LCP-6-OCN-20-0048-1 (Article 41 Revisions) Time Extension**. Moved by staff to the expanded consent calendar. **Approved.**
- b. **City of San Diego LCP Amendment No. LCP-6-SAN-19-0141-2 (Civic San Diego Dissolution) Certification Review**.. Moved by staff to the expanded consent calendar. **Concur.**
- c. **City of San Diego LCP Amendment No. LCP-6-SAN-20-0045-2 (Inclusionary Housing Regulations) Time Extension**. Moved by staff to the expanded consent calendar. **Approved.**

9. **NEW APPEALS**.

- a. **Appeal No. A-6-NOC-02-087 (Newland Group, Inc., Tierra Alta, San Diego)**

Motion & vote: Bochco moved to find no substantial issue pursuant to the staff recommendation and recommended a yes vote, seconded by Groom. The vote was 11 in favor (Bochco, Brownsey, Groom, Hart, Luce, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **No Substantial Issue found.**

(Howell out of room.)

- b. **Appeal No. A-6-LJS-19-0198 (San Diego Children's Pool Retaining Wall, San Diego)**

Motion & vote: Hart moved to find no substantial issue pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. The vote was 11 in favor (Bochco, Brownsey, Groom, Hart, Luce, Mann, O'Malley, Rice, Uranga, Wilson, Padilla), zero opposed. **No Substantial Issue found.**

(Howell out of room.)

- c. **Appeal No. A-6-SAN-20-0029 (San Diego Municipal Waterways Maintenance Plan)** Staff recommended that the Commission determine the appeal raised substantial issue on the grounds on which the appeal was filed. There being no objection, Chair Padilla ruled that the Commission **found substantial issue** and the de novo hearing continued.

(Howell out of room.)

10. COASTAL PERMIT APPLICATIONS.

- a. **Application No. 6-18-0745 (Wulbert, Encinitas).** Moved by staff to the expanded consent calendar. **Approved with conditions.**

- b. **Application No. 6-19-1291 (DeSimone, Schragger, & Oene, Solana Beach)**

Motion & vote: Rice moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. The vote was 5 in favor (Bochco, Hart, Howell, Rice, Padilla), 7 opposed (Brownsey, Groom, Luce, Mann, O'Malley, Uranga, and Wilson) **Denied.**

- c. **Application No. 6-20-0231 (California Department of Transportation Cable Fencing).** Moved by staff to the expanded consent calendar. **Approved with conditions.**

(Howell returned to room.)

11. PERMIT AMENDMENTS.

- a. **Permit No. 6-90-271-A1 (Jorgensen and Urquidi, Encinitas).** Moved by staff to the expanded consent calendar. **Approved with conditions**

[The Commission recessed for lunch at 1:15pm and returned at 2:04pm.]

SOUTH CENTRAL COAST DISTRICT

12. DEPUTY DIRECTOR'S REPORT.

Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, and on comments from the public relating to the Deputy Director's report. There being no objection, Chair Padilla ruled that the Commission **concurred.**

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

- a. **City of Malibu LCP Amendment No. LCP-4-MAL-19-0164-3 (Prohibit the Use of Pesticides) Time Extension.** Moved by staff to the expanded consent calendar. **Approved.**
- b. **County of Santa Barbara LCP Amendment No. LCP-4-STB-20-0028-1 (Policies and Standards for Coastal Hazards and Planning for Sea Level Rise). Time Extension.** Moved by staff to the expanded consent calendar. **Approved.**

14. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 4-18-1261 (City of Goleta Fire Station, Santa Barbara County).**

Motion & vote: Howell moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Hart. The vote was 12 in favor (Bochco, Brownsey, Groom, Hart, Howell, Luce, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved with conditions.**

SOUTH COAST DISTRICT (LOS ANGELES COUNTY)

15. **DEPUTY DIRECTOR'S REPORT FOR LOS ANGELES COUNTY.**

Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, and on comments from the public relating to the Deputy Director's report. There being no objection, Chair Padilla ruled that the Commission **concurred.**

16. **LOCAL COASTAL PROGRAM (LCPs).**

- a. **City of Long Beach LCP Amendment No. 3-18C (LCP-5-LOB-18-0100-3-Part C).** Moved by staff to the expanded consent calendar. **Concur.**
- b. **City of Long Beach 20-01841 LCP Minor Amendment No. 2-20 (LCP-5-LOB-20-0042-2 - Time Extensions for Permits).** Moved by staff to the expanded consent calendar. **Concur.**

[Items Th17a and Th18a below will share a combined staff report and hearing,]

17. **PERMIT AMENDMENTS.**

- a. **Permit Nos. A-5-VEN-17-0051-A1/5-17-0892-A1 (305 Ocean Front Walk Development, LLC, Venice, Los Angeles).** Dual Permit jurisdiction.

Motion I & vote: Groom moved to approve A-5-VEN-17-0051-A1 pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco The vote was 12 in favor (Bochco, Brownsey, Groom, Hart, Howell, Luce, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved with conditions.**

Motion II & vote: Groom moved to approve 5-17-0892-A1 pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. The vote was 12 in favor (Bochco, Brownsey, Groom, Hart, Howell, Luce, Mann, O'Malley, Rice, Uranga, Wilson, Padilla), zero opposed. **Approved with conditions.**

18. **NEW APPEALS.** See AGENDA CATEGORIES description on page 16.

- a. **Appeal No. A-5-VEN-20-0023 (305 Ocean Front Walk Development, LLC,** Venice, Los Angeles). Staff recommended that the Commission determine the appeal raised a substantial issue on the grounds on which the appeal was filed. There being no objection, Chair Padilla ruled that the Commission **found substantial issue** and **opened** the de novo hearing.

Motion I & vote: Groom moved to approve A-5-VEN-20-0023 pursuant to the staff recommendation and recommended a yes vote, seconded by Bochco. The vote was 12 in favor (Bochco, Brownsey, Groom, Hart, Howell, Luce, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved de novo permit.**

- b. **Appeal No. A-5-VEN-17-0016 (Korchia,** Venice, Los Angeles).

Motion & vote: Howell moved to find no substantial issue pursuant to the staff recommendation and recommended a yes vote, seconded by Groom. The vote was 6 in favor (Brownsey, Groom, Howell, Rice, Uranga, and Chair Padilla), 5 opposed (Hart, Luce, Mann, O'Malley, and Wilson). **No Substantial Issue found.**

(Bochco out room.)

19. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 5-19-0243 (Bel Air Bay Club,** Pacific Palisades, Los Angeles). **Postponed.**
- b. **Application No. 5-19-1167 (Harley GCS, LLC,** Venice, Los Angeles). Moved by staff to the expanded consent calendar. **Approved with conditions.**
- c. **Application No. 5-19-1244 (TSNH Investments, LLC,** Hermosa Beach) .

Motion & vote: Hart moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Rice. The vote was 9 in favor (Brownsey, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Chair Padilla), 2 opposed (Luce and Wilson). **Approved with conditions.**

(Bochco out room.)

d. **Application No. 5-20-0142 (316 24th St. Holdings, LLC, Hermosa Beach).**

Motion & vote: Uranga moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Groom. The vote was 12 in favor (Bochco, Brownsey, Groom, Hart, Howell, Luce, Mann, O'Malley, Rice, Uranga, Wilson, Padilla), zero opposed. **Approved with conditions.**

(Bochco returned to room.)

e. **Application No. 5-20-0223 (Wang, Hermosa Beach).**

Motion & vote: Bochco moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Brownsey. The vote was 11 in favor ((Bochco, Brownsey, Groom, Hart, Howell, Luce, Mann, O'Malley, Rice, Uranga, Chair Padilla), 1 opposed (Wilson). **Approved with conditions.**

f. **Application 5-20-0237 (Munjal, Santa Monica)**

Motion & vote: Bochco moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Brownsey The vote was 12 in favor (Bochco, Brownsey, Groom, Hart, Howell, Luce, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved with conditions.**

The Commission recessed for the day at 5:48p.m.

FRIDAY, SEPTEMBER 11, 2020

1. **CALL TO ORDER and ROLL CALL.** The meeting of the California Coastal Commission was called to order at 9:00 a.m. by Chair Padilla. Present: Bochco, Vice Chair Brownsey, Escalante, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla. Non-voting present: Hernandez-Wong & Ketchum. (Absent: Gold.)
2. **VIRTUAL MEETING PROCEDURES.**
3. **AGENDA CHANGES.** Staff reported changes to the day's agenda.
4. **GENERAL PUBLIC COMMENT.** Members of the public addressed the Commission on various issues affecting the coast.
5. **CONSENT CALENDAR.**
6. **CONSENT CALENDAR (removed from Regular Calendar).** Staff moved 6 items [F9a thru F9d, F15a and F15b] to the expanded consent calendar and recommended approval. [Note: F9a (LCP-3-CAP-20-0029-1-Part A); F9b (LCP-3-CAP-20-0030-1-Part B); F9c (LCP-3-PSB-20-0037-1); F9d (. LCP-3-GRB-20-0046-1); F15a (9-20-0268) and F15b (9-20-0008).]

Motion & vote: Wilson moved to approve the consent calendar pursuant to the staff recommendations and recommended a yes vote, seconded by Brownsey. The vote was 11 in favor (Bochco, Brownsey, Escalante, Groom, Howell, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), zero opposed. **Approved.**

(Hart out of room.)

NORTH CENTRAL COAST DISTRICT

7. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, and on comments from the public relating to the Deputy Director's report. There being no objection, Chair Padilla ruled that the Commission **concurred.**

(Hart out of room.)

CENTRAL COAST DISTRICT

8. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, and on comments from the public relating to the Deputy Director's report. There being no objection, Chair Padilla ruled that the Commission **concurred.**

(Hart out of room.)

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

- a. **City of Capitola De Minimis LCP Amendment No. LCP-3-CAP-20-0029-1-Part A (ADUs).** Moved by staff to the expanded consent calendar. **Concurred.**
- b. **City of Capitola LCP Amendment No. LCP-3-CAP-20-0030-1-Part B (Signs).** Moved by staff to the expanded consent calendar. **Concurred.**
- c. **City of Pismo Beach LCP Amendment No. LCP-3-PSB-20-0037-1 (Residential Very-High-Density Overlay and 855 4th Street Re-Designation/Re-Zoning).** Moved by staff to the expanded consent calendar. **[Denied certification of the City of Pismo Beach LUP Amendment as submitted; Approved LUP Amendment with suggested modification; Denied IP Amendment as submitted; Approved IP Amendment with suggested modification.]**
- d. **City of Grover Beach De Minimis LCP Amendment No. LCP-3-GRB-20-0046-1 (ADUs).** Moved by staff to the expanded consent calendar. **Concurred.**

(Hart out of room.)

10. **NOTICE OF IMPENDING DEVELOPMENT/LONG RANGE DEVELOPMENT PLAN.**

- a. **UC Santa Cruz Notice of Impending Development SCZ-NOID-0004-20 (Younger Lagoon Reserve Beach Public Access Management Plan, Santa Cruz).** **Postponed.**

11. **NEW APPEALS.**

- a. **Appeal No. A-3-SCO-20-0027 (Sisney, Opal Cliffs, Santa Cruz Co.)** Staff recommended that the Commission determine the appeal raised a substantial issue on the grounds on which the appeal was filed. There being no objection, Chair Padilla ruled that the Commission **found substantial issue** and the de novo hearing continued.

(Hart out of room.)

12. **COASTAL PERMIT APPLICATIONS.**

- a. **Application No. 3-18-1230 (Port San Luis Repair and Maintenance, Avila Beach, San Luis Obispo Co.)**

Motion: Howell moved to approve pursuant to the staff recommendation and recommended a yes vote, seconded by Brownsey.

Amending Motion & vote: Amending Motion & vote: Howell moved to modify Special Condition 4b to allow the required marine mammal observer to be Port San Luis Harbor District staff provided that person was trained to meet the required criteria via a program designed by Cal Poly University and working as an independent observer, away from any other related Port activities, each day that observation was required, and with the Executive Director's ongoing review and approval, and asked for a yes vote, seconded by Wilson. The vote was 6 in favor (Brownsey, Groom, Howell, Rice, Wilson, Chair Padilla), 5 opposed (Bochco, Escalante, Hart, Mann, O'Malley). **Approved.**

Vote on the main motion. The vote was 10 in favor (Bochco, Brownsey, Groom, Hart, Howell, Mann, O'Malley, Rice, Uranga, Wilson, Chair Padilla), 1 opposed (Escalante). **Approved with modification to conditions.**

(Hart returned to room. Uranga out of room)

NORTH COAST DISTRICT

13. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, and on comments from the public relating to the Deputy Director's report. There being no objection, Chair Padilla ruled that the Commission **concurred.**

(Uranga out of room)

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY

14. **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. **No Report.**
15. **COASTAL PERMIT APPLICATIONS.**
 - a. **Application No. 9-20-0268 (State Lands Commission, Santa Barbara Co.).** Moved by staff to the expanded consent calendar. **Approved with conditions.**
 - b. **Application No. 9-20-0008 (San Diego Gas & Electric Company (SDGE), Camp Pendleton, San Diego Co.).** Moved by staff to the expanded consent calendar. **Approved with conditions.**

16. **FEDERAL CONSISTENCY.**

- a. **CD-0007-19 (Corps of Engineers, Los Angeles Co.). Postponed**

ENFORCEMENT

17. **ENFORCEMENT REPORT. Postponed**

There being no old or new business, the meeting of the California Coastal Commission adjourned at 12:24pm.

Respectfully submitted,

John Ainsworth
Executive Director

Approved as Submitted _____

Steve Padilla
Chair

SPECIAL MEETING
9:00 a.m.
THURSDAY, SEPTEMBER 17, 2020

1. **CALL TO ORDER and ROLL CALL.**
2. **VIRTUAL MEETING PROCEDURES.**

ENERGY, OCEAN RESOURCES AND FEDERAL CONSISTENCY

[Items Th3a and Th4a below will share a combined staff report and hearing,]

3. **NEW APPEALS.**
 - a. **Appeal No. A-3-MRA-19-0034 (California American Water Company, et. al., Monterey Co.). Postponed.**
4. **COASTAL PERMIT APPLICATIONS.**
 - a. **Application No. 9-19-0918 (California American Water Co., Seaside, Monterey Co.). Withdrawn.**