

CALIFORNIA COASTAL COMMISSION

South Coast Area Office
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Th9b

May 21, 2020

TO: Commissioners and Interested Persons

FROM: Karl Schwing, Deputy Director
Shannon Vaughn, District Manager
Eric Stevens, District Supervisor
Meg Vaughn, Staff Analyst

RE: **Request to extend the time limit for Commission action on City of Huntington Beach LCP Amendment Request No. LCP-5-HNB-19-0011-1 for Commission Action at its June 11, 2020 meeting.**

On March 6, 2019, the City of Huntington Beach Community Development Department submitted to the Commission's South Coast District office a request to amend the City of Huntington Beach certified Local Coastal Program (LCP) Implementation Plan (IP). The submittal was deemed incomplete on March 19, 2019. On May 4, 2020, a response was received containing the additional information necessary to complete the LCP Amendment (LCPA). The amendment request was submitted via City Council Resolution No. 2018-60, and includes City Council Ordinance Nos. 4089 – 4093 (Replaces the name "Planning and Building Department" with "Community Development Department"); Ordinance No. 4136 (Add Definition for "Wireless Small Cell Sites" and Establish a Wireless Permit Process); Ordinance No. 4137 (Address Sales and Cultivation of Marijuana); Ordinance No. 4156 (Allow Alcohol Sales at Golf Courses with Zoning Administrator Approval Rather than Planning Commission Approval); Ordinance Nos. 4131, 4132, 4133, 4144, 4146 (Remove References to the California Government Code). The LCP amendment would amend the Implementing Ordinances (IP) portion of the certified LCP to reflect changes to the IP made by the City over the last three years. The LCP amendment request affects only the IP portion of the certified LCP.

After reviewing the transmitted documents for consistency with the LCP and LCP amendment submittal requirements of Sections 13518-13520 and Sections 13551-13553 of Title 14 of the California Code of Regulations, respectively, the Executive Director determined on May 4, 2020 that LCP Amendment Request No. 1-19 (LCP-5-HNB-19-0011-1) is in proper order and legally adequate to comply with the submittal requirements. Therefore, LCP Amendment Request No. 1-19 (LCP-5-HNB-19-0011-1) is deemed officially received as of May 4, 2020.

Pursuant to Section 30513 of the Coastal Act, an LCP amendment that includes changes to the IP portion of a certified LCP must be scheduled for a public hearing and the Commission must take action within sixty days of receipt of a complete submittal. Sixty days from the date of the City's filing of the complete submittal is July 2, 2020. Coastal Act Section 30517 and Section 13535(c) of the Coastal Commission Regulations allow the Commission to extend for good cause the sixty-day time limit for a period not to exceed one year. Commission staff is requesting the extension to allow for sufficient time for staff to coordinate with City staff and prepare a recommendation. 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 Huntington Beach Local Coastal Program Amendment No. LCP-5-HNB-19-0011-1 for a period of one year."

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