

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST DISTRICT OFFICE
89 SOUTH CALIFORNIA STREET, SUITE 200
VENTURA, CA 93001-2801
VOICE (805) 585-1800
FAX (805) 641-1732



Th13a

August 20, 2020

TO: California Coastal Commissioners and Interested Parties

FROM: Steve Hudson, District Director

SUBJECT: **City of Malibu Local Coastal Program Amendment No. LCP-4-MAL-19-00164-3 (Prohibit the Use of Pesticides) Time Extension to be heard at the Thursday, September 10, 2020 Commission Hearing.**

On December 27, 2019, the City of Malibu submitted the subject amendment request to amend the Land Use Plan (LUP) portion of the certified City of Malibu Local Coastal Program (LCP) with regards to a citywide prohibition on pesticides.

On June 19, 2020, the Executive Director deemed the City's amendment to be in proper order and legally adequate to comply with the submittal requirements of Coastal Act Section 30510(b). Pursuant to Coastal Act Section 30513 and California Code of Regulations, Title 14, Section 13522, an amendment to the certified LUP must be scheduled for public hearing and the Commission must take action no later than 90 working days from the date the amendment was properly submitted. In the subject case, the 90th working day will be October 26, 2020.

Coastal Act Section 30517 and California Code of Regulations, Title 14, Section 13535(c) state that the Commission may extend the 90 working day time limit for good cause for a period not to exceed one year. Commission staff is requesting an extension to the 90 working day time limit in order to allow adequate time to review and analyze the amendment and to allow greater scheduling flexibility. Although staff believes this matter will be brought to hearing in the near term, extending the deadline will allow for uncertainty in the review process and flexibility for coordination with the City of Malibu, establishing hearing schedules, and managing competing workload items. Therefore, staff recommends that the Commission extend the 90 working day deadline for a full year, as provided by the Coastal Act, to allow the subject amendment to be brought to hearing at a later date.

PROCEDURE

MOTION:

I move that the Commission extend the 90 working day time limit to act on the City of Malibu LCP Amendment No. LCP-4-MAL-19-0164-3 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.