

**CALIFORNIA COASTAL COMMISSION**

South Coast District Office  
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August 18, 2020

# Th16a

**TO:** Commissioners and Interested Persons

**FROM:** Steve Hudson, Deputy Director  
Zach Rehm, District Supervisor  
Dani Ziff, Staff Analyst

**SUBJECT:** Concurrence with the Executive Director's determination that the action by the City of Long Beach accepting certification of LCP Amendment No. LCP-5-LOB-18-0100-3 Part C with suggested modifications is legally adequate.

On December 28, 2018 the City of Long Beach submitted a request to amend the Implementation Plan (IP) of the City of Long's Beach's Local Coastal Program (LCP). The request was submitted to the Commission's South Coast District office with City Council Resolution Nos. RES-18-0030, RES-17-0108, RES-18-0050, and RES-18-0082. Parts A and B of LCP Amendment LCP-5-LOB-18-0100-3, for changes to the certified implementing ordinances relating to conditional use permits, unattended donation bins, and massage establishments, were approved by the Commission as submitted by the City on June 12, 2019 and August 9, 2019, respectively.

Part C of LCP Amendment No. LCP-5-LOB-18-0100-3 (LCPA 3-18C) revises regulations relating to assembly uses, urban agriculture, wireless telecommunications facilities, and adult-use cannabis. On February 12, 2020, the Commission approved LCPA 3-18C with suggested modifications to clarify permitting requirements in the coastal zone and protect coastal resources including water quality, sensitive habitat, biological resources, recreational opportunities, public coastal views, and bluff stability. This entailed revising the categories of projects that require coastal development permits (CDPs) and are exempt from permit requirements, adding findings that are required to approve a local CDP, inserting notes where permitting requirements are vague, correcting typos, and maintaining existing resource protections.

On July 7, 2020, within 180 days of Commission action on Part C of the LCP amendment, the Long Beach City Council unanimously adopted Ordinance No. 20-0025, incorporating the modifications suggested by the Commission pursuant to its approval. On July 22, 2020, the City submitted Ordinance No. 20-0025 adopted by the

City Council to the Executive Director for a determination that the City's action is consistent with the Commission's February 12, 2020 action (**Exhibit 1**).

Pursuant to Section 13544 of the California Code of Regulations, Title 14, Division 5.5, the Executive Director must determine that the action taken by the City of Long Beach acknowledging receipt and acceptance of and agreement with the Commission's certification of the above-referenced LCP amendment with suggested modifications is legally adequate and report that determination to the Commission. In this case, the Executive Director has determined that the City's action is legally adequate. Unless a majority of the Commissioners object to the Executive Director's determination, the certification of City of Long Beach LCP Amendment No. LCP-5-LOB-18-0100-3 Part C shall become effective upon the filing of the required Notice of Certification with the Secretary of Natural Resources as provided in Public Resources Code Section 21080.5(d)(2)(E).

## **STAFF RECOMMENDATION**

Staff recommends that the Commission concur with the Executive Director's determination that the City's action is legally adequate.