

CALIFORNIA COASTAL COMMISSION

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F13b

Date: October 28, 2021

To: COMMISSIONERS AND INTERESTED PERSONS

From: STAFF

Subject: Request to Waive Time Limit for City of Carlsbad LCP Amendment No. LCP-6-CII-21-0040-1 for the Commission Meeting of November 17-19, 2021

On August 5, 2021, the City of Carlsbad Local Coastal Program (LCP) amendment #LCP-6-CII-21-0040-1 was filed in the San Diego District office. The amendment involves revisions to the land use designation and zoning on nine parcels located southwest of the intersection of Palomar Airport Road and Palomar Oaks Way. The proposed amendment will affect both the certified LCP land use and implementation plan.

Pursuant to Section 30512 of the Coastal Act, the Commission must act on land use plan amendments within 90 days of complete submittal or filing. Pursuant to Section 30513 of the Coastal Act, the Commission must act on implementation plan amendments within 60 days of filing. Amendments containing both land use and implementation plan components, must be acted upon by the Commission within 90 days of filing. Based on the above-cited time limits, the proposed LCP amendment must be scheduled for review by the Commission at the November 17-19, 2021 meeting. However, Section 30517 of the Coastal Act and Section 13535(c) of the California Code of Regulations state that the Commission may extend for good cause any applicable time limits for a period not to exceed one year.

Commission staff is requesting the time extension due to insufficient staff time to adequately review the amendment, notify and consult with tribes, and prepare a recommendation. In addition to the above item, Commission staff is also reviewing LCP-6-CAR-21-0077-2 (ADU Update) and LCP-6-CAR-21-0078-2 (Density Bonus Update). Given this workload volume and operational constraints related to the current public health crisis, the requested time will allow for Commission review and resolution of issues or scheduling conflicts that may arise.

Staff recommends the Commission extend the 90-day time limit for one year. However, it is anticipated that the amendment request will be scheduled for Commission action this winter.

PROCEDURE

MOTION:

I move that the Commission extend the 90-day time limit to act on the City of Carlsbad LCP Amendment No. LCP-6-CII-21-0040-1 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.