

CALIFORNIA COASTAL COMMISSION

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F17b

Date: November 24, 2021

To: COMMISSIONERS AND INTERESTED PERSONS

From: STAFF

Subject: Request to Waive Time Limit for City of Oceanside LCP Amendment No. LCP-6-OCN-21-0066-1 (Cannabis Regulations II) for the Commission Meeting of December 17, 2021

On October 18, 2021, the City of Oceanside Local Coastal Program (LCP) Amendment No. LCP-6-OCN-21-0066-1 was filed in the San Diego District office. The amendment involves revisions to the City's Implementation Plan to revise existing definitions for cannabis uses to include non-medicinal (recreational) facilities. All cannabis uses (medicinal and recreational) will remain prohibited in the Coastal Zone. The proposed amendment will affect the certified LCP implementation plan only.

Pursuant to Section 30513 of the Coastal Act, the Commission must act on implementation plan amendments within 60 working days of filing. Based on the above-cited time limits, the proposed LCP amendment must be scheduled for review by the Commission at the December 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.

In addition to the above item, other Oceanside LCP amendment requests currently undergoing review include LCP-6-OCN-20-0087-3 (Time Extensions), LCP-6-OCN-20-0088-3 (Climate Action Ordinances) and LCP-6-OCN-21-0065-1 (Tattoo Regulations), as well as LCP-6-OCN-19-0147-3 (Coast Highway Corridor Incentive District), which was recently withdrawn by the City and will be resubmitted to allow additional time for review. Commission staff is requesting the time extension due to insufficient staff time to adequately review the amendment and prepare a recommendation. Given the scope of work, the volume of workload, staffing limits and operational constraints related to the current public health crisis, the requested time will allow for Commission review and resolution of any issues or scheduling conflicts that may arise.

Staff recommends the Commission extend the 60-day time limit for one year. However, it is anticipated that the amendment request will be scheduled as workload and City priorities can be accommodated.

PROCEDURE

MOTION:

I move that the Commission extend the 60-day time limit to act on the City of Oceanside LCP Amendment No. LCP-6-OCN-21-0066-1 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.