

CALIFORNIA COASTAL COMMISSION

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Th8b

DATE: November 24, 2021

TO: Coastal Commissioners and Interested Persons

FROM: Kate Huckelbridge, Deputy Director, North Coast District
Bob Merrill, District Manager
Melissa Kraemer, District Supervisor

SUBJECT: **Extension of Time Limit for Commission Action on City of Eureka Local Coastal Program Amendment No. LCP-1-EUR-20-0072-2 (Sign Ordinance)**

For the Commission Meeting of December 16, 2021

LCP AMENDMENT DESCRIPTION

The City of Eureka transmitted Local Coastal Program (LCP) Amendment Application No. LCP-1-EUR-20-0072-2 to the Commission on November 9, 2020. The proposed amendment to the City's Implementation Plan (IP) would (1) repeal and replace the sign ordinance portion of the IP (Eureka Municipal Code Title 10 Chapter 5 Article 17), and (2) amend related sections of the IP pertaining to signs (Articles 18, 22, 26, and 29).

Coastal Act section 30510 requires proposed LCP amendment submittals to contain materials sufficient for a thorough and complete review. Once that requirement is satisfied, an amendment is deemed submitted (or "filed"). After receiving the transmitted LCP amendment on November 9, 2020, Commission staff requested certain information necessary to complete the application on November 23, 2020. The City provided some of the requested information on September 21, 2021 and the remaining information on October 20, 2021. On November 3, 2021, Commission staff deemed the subject application filed.

The Coastal Act requires the Commission to act on an IP amendment within 60 working days (Coastal Act sections 30510, 30512, 30513, and 30514). The 60-working-day deadline for Commission action on this IP amendment is January 31, 2022. As no Commission meeting is scheduled for January 2022, the only Commission meeting prior to the deadline is the Commission's December meeting. Therefore, unless the Commission

extends the deadline, the Commission will need to complete its action on this LCP amendment at the Commission's December 15-17, 2021 meeting.

Coastal Act section 30517 authorizes the Commission to extend, for good cause, the time limit for Commission action on the proposed LCP amendment for a period not to exceed one year. Staff has not had sufficient time to complete its analysis of the submitted application and its conformance with the City's Land Use Plan, complete its coordination with the City, and prepare a staff recommendation in time for the December 2021 meeting. Therefore, staff recommends extending the deadline for Commission action.

Commission staff has coordinated with City staff on scheduling and is targeting the February or March 2022 Commission meeting for a hearing on the amendment. While Commission staff is targeting a Commission meeting in the first quarter of 2022, staff recommends that the Commission extend the deadline for a full year to allow for uncertainty in the review process and/or scheduling issues that may arise, as extension requests are only considered once.

STAFF RECOMMENDATION

Staff recommends that the Commission vote to extend the deadline for Commission action on the proposed LCP amendment for one year.

Motion: I move that the Commission extend the time limit to act on City of Eureka Local Coastal Program Amendment No. LCP-1-EUR-20-0072-2 for a period of one year.

Staff recommends a **YES** vote. Passage of this motion will result in a one-year extension of the deadline for Commission action on the proposed LCP amendment, **changing the deadline for Commission action from January 31, 2022 to January 31, 2023**. An affirmative vote of a majority of the Commissioners present is needed to pass the motion.