

CALIFORNIA COASTAL COMMISSION

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Th13a&b & 14a

2nd ADDENDUM

February 9, 2021

TO: Coastal Commissioners and Interested Parties

FROM: South Coast District Staff

SUBJECT: **ADDENDUM TO ITEMS Th13a&b and 14a, City of Long Beach Appeal Nos. A-5-LOB-17-0032 and A-5-LOB-20-0007 and CDP Application No. 5-18-0788 (BBAC) FOR THE COMMISSION MEETING OF THURSDAY, FEBRUARY 11, 2021.**

I. CHANGES TO STAFF REPORT

Commission staff recommends changes to the staff report dated January 21, 2021, including the special conditions included in the staff report, to clarify that if there are discrepancies between the subject coastal development permit (CDP) conditions and Long Beach's approved Tree Trimming and Removal Policy, the subject CDP requirements, which are more specific, apply.

The text in the staff report dated January 21, 2021, is shown in plain text. Language to be added is shown in **bold, underline** and language to be deleted is shown in **~~bold, strikethrough~~**.

A. Change to Special Condition 5 (page 36)

- ii. Include a plan for appropriate disposal of trees that require replacement pursuant to the final Tree Replacement Plan.

~~(1) The City shall adhere to the Special Conditions of CDP No. 5-08-187, the City's Tree Trimming and Removal Policy for trees located within the Commission's retained jurisdiction area. The City shall maintain trees within the project area subject to the terms of these CDPs for the life of the development. Any removal or replacement of trees within the project area in the future shall require an amendment to the CDPs, unless the Executive Director determines that no amendment is required.~~

- iii. If any annual report identifies impacts to mature trees within the project area, or if the Executive Director identifies cumulative impacts to habitat that supports nesting shorebirds within the project area, the Executive Director shall notify the City that a permit amendment is required to provide mitigation for the impacts. The City shall submit a permit amendment request to the Commission within sixty (60) days following notification from the Executive Director that a permit amendment is required.

D. The City shall adhere to the Special Conditions of CDP No. 5-08-187, the City's Tree Trimming and Removal Policy for trees located within the Commission's retained jurisdiction area. The City shall maintain trees within the project area subject to the terms of these CDPs for the life of the development. Any removal or replacement of trees within the project area in the future shall require an amendment to the CDPs, unless the Executive Director determines that no amendment is required. If there are discrepancies between CDP No. 5-08-187 and the subject CDPs (Nos. A-5-LOB-17-0032, A-5-LOB-20-0007, and 5-18-0788), the requirements of the subject CDPs shall apply.

D.E. The applicant shall undertake development in accordance with the approved final plans. Any proposed changes to the approved final plans shall be reported to the Executive Director. No changes to the approved final plans shall occur without a Commission-approved amendment to this coastal development permit unless the Executive Director determines that no amendment is legally required.

- B. Change to Findings and Declarations, Biological Resources & Water Quality, Bird Roosting, Breeding, and Nesting Habitat (page 76):** Clarify that if there are discrepancies between the subject CDP and Long Beach's approved Tree Trimming and Removal Policy, the subject CDP requirements, which are more specific, apply.

Special Condition 5 also requires the City to adhere to the special conditions of CDP No. 5-08-187, the City's Tree Trimming and Removal Policy (for areas within the Commission's retained jurisdiction), which prohibits any tree trimming and removal during nesting season unless determined to be necessary for public health and safety. If trimming or removal is required during nesting season, several specific protection measures must be implemented. The City has agreed to comply with its policy, which will be implemented throughout the life of the development, including during construction, unless replaced by a new City-wide policy pursuant to a new CDP or LCP amendment. **If there are discrepancies between CDP No. 5-08-187 and the subject CDPs, the requirements of the subject CDPs shall apply. ...**