

CALIFORNIA COASTAL COMMISSION

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W15d

Date: January 21, 2021

To: COMMISSIONERS AND INTERESTED PERSONS

From: STAFF

Subject: Request to Waive Time Limit for City of Carlsbad LCP Amendment No. LCP-6-CAR-20-0078-2 (Density Bonus Update) for the Commission Meeting of February 10-12, 2021

On November 19, 2020, the City of Carlsbad Local Coastal Program (LCP) Amendment No. LCP-6-CAR-20-0078-2 was filed in the San Diego District office. The amendment involves revisions to the City's Zoning Ordinance related to density bonus provisions. The proposed amendment repeals and replaces Chapter 21.86 Residential Density Bonus and Incentives or Concessions to implement changes in state law from AB 1763 (Chiu). 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 February 10-12, 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 and prepare a recommendation. In addition to the above item, the City submitted LCP Amendment No. LCP-6-CAR-20-0077-2 (Accessory Dwelling Unit Update), which is also filed and separately scheduled for an extension of time at this hearing. Commission staff is also reviewing LCP Amendment No. LCP-6-CAR-20-0032-1 (Floodplain Management Regulations) and a draft Implementation Plan submitted by the City in fulfillment of its 2015 LCP grant to address coastal hazards and comprehensively update its LCP. 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 60-day time limit for one year. However, it is anticipated that the amendment request will be scheduled for Commission action this spring.

PROCEDURE

MOTION:

I move that the Commission extend the 60-day time limit to act on the City of Carlsbad LCP Amendment No. LCP-6-CAR-20-0078-2 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.