

CALIFORNIA COASTAL COMMISSION

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Prepared June 18, 2021 for the July 8, 2021 Hearing

TO: Coastal Commissioners and Interested Persons

FROM: John Ainsworth, Executive Director
Bob Merrill, North Coast District Manager
Melissa Kraemer, Supervising Analyst

SUBJECT: **Executive Director's determination that the action of the City of Eureka accepting the Commission's certification of LCP Amendment No. LCP-1-EUR-20-0009-1 Part B (CS District Height Limit) is legally adequate.**

On February 12, 2021, the Commission approved the City of Eureka's Local Coastal Program (LCP) Amendment No. LCP-1-EUR-20-0009-1 Part B with one suggested modification. The Implementation Plan (IP) amendment amends the City's certified Coastal Zoning Code to increase the building height limit within the Service Commercial (CS) District from 35 feet to 55 feet. The Commission's suggested modification maintains the building height limit of 35 feet in the CS zone in those portions of the City northeast of Eureka Slough and inland of Highway 101 where structures taller than 35 feet would be out of character with existing building heights in the surrounding area and would impact existing scenic views of bay and estuarine wetlands, coastal agricultural lands, and forested hillsides available from public vantage points along the highway.

By its actions adopting Resolution 2021-24 and Ordinance 996-C.S. on May 18, 2021, the Eureka City Council has acknowledged and accepted the Commission's suggested modification. Pursuant to section 13544 of Title 14 of the California Code of Regulations, the Executive Director has determined that the actions taken by the City are legally adequate to satisfy the terms and requirements of the Commission's certification. If the Commission concurs, the amended LCP will become effective, and notification of this certification and Commission concurrence will be forwarded to the City.

Executive Director's Recommendation: Staff recommends that the Commission concur with the Executive Director's determination that the actions of the City of Eureka in accepting the Commission's certification with a suggested modification of LCP Amendment No. LCP-1-EUR-20-0009-1 Part B are legally adequate.

Exhibits

LCP-1-EUR-20-0009-1 Part B (CS Height Limit)

[Exhibit 1: Notification of Effective Certification Letter \(to send after Commission action\)](#)

[Exhibit 2: Resolution No. 2021-24 and Ordinance No. 996-C.S.](#)