

CALIFORNIA COASTAL COMMISSION

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Th9c

DATE: August 20, 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 County of Humboldt Local Coastal Program Amendment No. LCP-1-HUM-21-0030-1 (Samoa Peninsula Wastewater Project)**

For the Commission Meeting of September 9, 2021

LCP AMENDMENT DESCRIPTION

The County of Humboldt transmitted Local Coastal Program (LCP) Amendment Application No. LCP-1-HUM-21-0030-1 to the Commission on March 2, 2021. The proposed amendment would amend the County's Humboldt Bay Area Plan Land Use Plan (LUP) and Implementation Plan (IP) to allow for the extension of sewer services outside the urban limit line of Samoa to rural lands on the Samoa Peninsula (North Spit of Humboldt Bay) within the boundaries of the Peninsula Community Services District in compliance with various requirements. The proposed amendment also includes a mapping change to rezone Residential Exurban (RX) lands in the Fairhaven area of the Samoa Peninsula from Residential Single-Family\No Further Subdivision Allowed (RS-X) to RS-X with a Qualified (Q) Combining Zone (i.e., RS-X-Q) where new development could only be approved subject to certain findings being made related to ESHA protection and flood risk reduction.

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"). On June 14, 2021, Commission staff deemed the subject application filed.

The Coastal Act requires the Commission to act on a combined LUP and IP amendment within 90 working days (Coastal Act sections 30510, 30512, 30513, and 30514). The 90-

working-day deadline for Commission action on this LCP amendment is October 20, 2021. Unless the Commission extends the deadline, the Commission will need to complete its action on this LCP amendment at the Commission's October 13-15, 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. Although Commission staff coordinated with County staff on the proposed amendment prior to local adoption and transmittal to the Commission, staff has not yet had sufficient time to complete its analysis of the submitted application and its potential impacts on coastal resources and prepare a staff recommendation. Therefore, staff recommends extending the deadline for Commission action. Commission staff has coordinated with County staff on scheduling and is targeting the December 2021 Commission meeting for a hearing on the amendment. The amendment is a priority of the County's, and although they would prefer an earlier hearing date, County staff understands Commission staff's time constraints and does not object to the time extension. While Commission staff is targeting the December 2021 Commission meeting for the Commission hearing, 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 County of Humboldt Local Coastal Program Amendment No. LCP-1-HUM-21-0030-1 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 October 20, 2021 to October 20, 2022**. An affirmative vote of a majority of the Commissioners present is needed to pass the motion.