

CALIFORNIA COASTAL COMMISSION

South Coast District Office
301 E Ocean Blvd., Suite 300
Long Beach, CA 90802-4302
(562) 590-5071



F21a

LCP-5-RDB-22-0047-1 (City of Redondo Beach)

November 18, 2022

EXHIBITS

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Exhibit 1 - Resolution No. CC-2208-060 & Ordinance No. O-3237-22

RESOLUTION NO. CC-2208-060

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, REQUESTING CERTIFICATION BY THE CALIFORNIA COASTAL COMMISSION OF AMENDMENTS TO THE COASTAL LAND USE PLAN IMPLEMENTATION ORDINANCE (TITLE 10, CHAPTER 5 OF THE MUNICIPAL CODE) CONSISTENT WITH STATE LAW, WHICH IS INTENDED TO BE CARRIED OUT IN A MANNER FULLY IN CONFORMITY WITH THE COASTAL ACT; AND PROVIDING THAT THE AMENDMENTS TO THE CITY'S LOCAL COASTAL PROGRAM WILL TAKE EFFECT AUTOMATICALLY UPON COASTAL COMMISSION APPROVAL PURSUANT TO PUBLIC RESOURCES CODE SECTION 30514 AND TITLE 14, SECTION 13551 OF THE CALIFORNIA CODE OF REGULATIONS

WHEREAS, on September 11, 2003, the California Coastal Commission certified the Local Coastal Plan ("LCP") of the City of Redondo Beach (LCP Amendment No. RDB-LCP-1-02); and

WHEREAS, State Law enables the City of Redondo Beach to adopt land use implementing ordinances for the Local Coastal Program; and

WHEREAS, the City intends to revise procedures for Administrative Design Review; and

WHEREAS, on June 16, 2022, the Planning Commission conducted duly noticed public hearing, accepted public testimony, considered the proposed amendments, CEQA exemption, and adopted Resolution No. recommending that the City Council adopt an ordinance amending the Coastal Land Use Plan Implementing Ordinance provisions pertaining to procedures for Administrative Design Review; and

WHEREAS, on August 2, 2022 the City Council held a duly noticed public hearing to introduce an ordinance to amend the Coastal Land Use Implementing Ordinance and approved the proposed amendments to Title 10, Chapter 5 of the Redondo Beach Municipal Code (Coastal Land Use Plan Implementing Ordinance) pertaining to procedures for Administrative Design Review; and

WHEREAS, the amendment to the Coastal Land Use Implementation Ordinance is consistent with the Coastal Land Use Plan and the Comprehensive General Plan of the City; and

WHEREAS, the amendments to the Coastal Land Use Plan Implementing Ordinance are consistent with the City's Local Coastal Plan (LCP); and

WHEREAS, the amendment does not require a vote of the people under Article XXVII of the City Charter; and

WHEREAS, the proposed amendments to the Municipal Code are exempt from the California Environmental Quality Act of 1970, as amended (CEQA), and State and local guidelines adopted pursuant thereto, as the zoning amendments will not result in direct or reasonably foreseeable indirect physical change in the environment and the activity is not considered a project in accordance with the requirements of Sections 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines; and

WHEREAS, Public Resources Code Section 30514 provides, in relevant part, that, “Any proposed amendments to a certified local coastal program shall be submitted to, and processed by, the commission in accordance with the applicable procedures and time limits specified in Sections 30512 and 30513”; and

WHEREAS, California Code of Regulations, Title 14, Section 13551, requires the City to adopt a resolution to submit an amendment to the LCP to the Coastal Commission for review and approval.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council hereby finds that the above recitals are true and correct and are incorporated herein by reference as if set forth in full.

SECTION 2. The City Council hereby submits the proposed amendments to the Coastal Land Use Implementation Ordinance to the Coastal Commission for certification pursuant to Public Resources Code Section 30514 and California Code of Regulations, Title 14, Section 13551(b) as an amendment which will take effect automatically upon Commission approval.

SECTION 3. Pursuant to Public Resources Code Section 30510, the City Council: (1) hereby certifies that if the amendments to the LCP are certified by the Coastal Commission, the City Council intends to carry out the amendments to the LCP contained in Ordinance No. 3237-22 in a manner fully in conformity with Division 5.5 of the Public Resources Code; and (2) hereby directs City Staff to provide the Coastal Commission with materials sufficient for a thorough and complete review, to the extent feasible and appropriate.

SECTION 4. The City Clerk shall certify the passage and adoption of this resolution and shall enter the same in the Book of Original Resolutions.

PASSED, APPROVED, AND ADOPTED this 2nd day of August, 2022.

DocuSigned by:

William C. Brand

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William C. Brand, Mayor

APPROVAL AS TO FORM:

DocuSigned by:

Michael W. Webb

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Michael W. Webb, City Attorney

ATTEST:

DocuSigned by:

Eleanor Manzano

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Eleanor Manzano, CMC, City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF REDONDO BEACH)

I, Eleanor Manzano, City Clerk of the City of Redondo Beach, California, do hereby certify that the foregoing Resolution No. CC-2208-060 was duly passed, approved and adopted by the City Council of the City of Redondo Beach, California, at a regular meeting of said City Council held on the 2nd day of August, 2022, by the following vote:

AYES: NEHRENHEIM, HORVATH, OBAGI.JR., EMDEE

NOES: NONE

ABSENT: LOEWENSTEIN

ABSTAIN: NONE

DocuSigned by:
Eleanor Manzano
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Eleanor Manzano, CMC
City Clerk

ORDINANCE NO. 3237-22

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, ADOPTING AN ORDINANCE AMENDING TITLE 10, CHAPTER 5 COASTAL LAND USE PLAN IMPLEMENTING ORDINANCE PERTAINING TO PROCEDURES FOR ADMINISTRATIVE DESIGN REVIEW

WHEREAS, the City Council has been made aware that new non-residential development and additions under a certain threshold subject to the current provisions of the Administrative Design Review criteria and procedures within the Redondo Beach Municipal Code do not require a public notice and are not appealable (except by the applicant and/or property owner); and

WHEREAS, the City Council at their meeting of April 5th, 2022, directed City staff to prepare amendments to the Administrative Design Review procedures which would provide for a notice of pending decision and appeal process for qualifying non-residential projects, and increase the public notice radius for all projects that are subject to Administrative Design Review; and

WHEREAS, the Planning Commission took public testimony and considered the ordinance amendments on the 16th day of June, 2022; and

WHEREAS, the Planning Commission held a duly noticed public hearing, took public testimony, and considered the ordinance amendments on June 16, 2022 and made certain recommendations to the City Council for consideration; and

WHEREAS, notice of the time and place of the public hearing where the ordinance amendments would be considered was given pursuant to State law and local ordinance by publication in the Easy Reader at least 10 days prior to the public hearing; and

WHEREAS, on August 2, 2022, the City Council held a duly noticed public hearing, considered the Planning Commission recommendations, heard public testimony, discussed and considered the proposed amendments.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. RECITALS. The above recitals are true and correct, and the recitals are incorporated herein by reference as if set forth in full.

SECTION 2. AMENDMENT OF CODE. Title 10, Chapter 5 Section 10-5.2500 “Administrative Design Review” Subsection (e) to be amended as follows:

“(e) **Notice of pending decision.** Notice of a pending decision by the Community Development Director shall be given as follows for all non-residential development under Section 10-5.2500(a)(9) and for new multiple-family developments. (For purposes of this section, new multiple-family developments shall mean development of two (2) or three (3) dwelling units on a vacant lot or in conjunction with demolition of fifty (50%) percent or more of the total floor area of existing development on the lot. New development shall not include a “second unit” as defined in Section 10-5.402.)

(1) By mailing a written notice thereof, not less than ten (10) working days prior to the date of pending approval to the applicant, to the owner of the subject property and to the owners of properties within 300 feet of exterior boundary of the subject property or properties; such notices shall be sent by first class mail, with postage prepaid, using the addresses from the last adopted tax roll, if available.

(2) By posting such notice in at least one prominent place on or about each parcel which is the subject of the proposed action, or upon utility poles or sticks along or about the street line of such parcel.

(3) The content of the notice of pending decision for an Administrative Design Review shall contain the following information:

a. The date of filing of the application and the name of the applicant;

b. The file number assigned to the application;

c. A description of the proposed development and its location;

d. The date at which the application is expected to be approved; and

e. A statement that revisions to the proposed project will be considered by the Community Development Director upon the written request of any person provided that such written request is received by the Community Development Director within ten (10) working days from the date of sending the notice.”

SECTION 3. GENERAL PLAN. The amendments to the Zoning Ordinance are consistent with the General Plan.

a. Land Use Element, Goal 1E. Ensure that the types of land uses developed in the City complement and do not adversely affect the quality of life and health of the City's residents, businesses, and visitors.

b. Land Use Element, Policy 1.1.2. Establish density limits and standards which ensure that new development maintains and enhances the overall quality of life, scale, and physical characteristics which are the City's assets.

SECTION 4. COASTAL LAND USE PLAN. The amendments to the Coastal Land Use Plan Implementing Ordinance are consistent with the City's Local Coastal Plan (LCP).

- c. Land Use Section. The following policies set forth land use guidelines for the future development in the City's Coastal zone.
 - i. 5. New developments within the commercial recreational land use district will be subject to approval by the city based on compatibility with surrounding land uses.

SECTION 5. CHARTER AMENDMENT. These amendments do not require a vote of the people under Article XXVII of the City Charter.

SECTION 6. CEQA. This Ordinance is exempt from the requirements of the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines because there is no possibility that this Ordinance or its implementation would have a significant negative effect on the environment. (14 Cal. Code Regs. § 15061(b)(3).) City staff shall cause a Notice of Exemption to be filed as authorized by CEQA and the State CEQA Guidelines.

SECTION 7. INCONSISTENT PROVISIONS. Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 8. SEVERANCE. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 9. PUBLICATION AND EFFECTIVE DATE. This Ordinance shall be published by one insertion in the official newspaper of said City, and same shall go into effect and be in full force and operation on the date that is thirty (30) days after its final passage and adoption and the date on which the California Coastal Commission certifies the Ordinance, whichever is later.

PASSED, APPROVED AND ADOPTED this 6th day of September, 2022.

DocuSigned by:

Nils H. Nehrenheim
Nils H. Nehrenheim,
Mayor Pro Tempore

For William C. Brand, Mayor

APPROVED AS TO FORM:

DocuSigned by:

Michael W. Webb

Michael W. Webb, City Attorney

ATTEST:

DocuSigned by:

Eleanor Manzano

Eleanor Manzano, CMC, City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF REDONDO BEACH)

I, Eleanor Manzano, City Clerk of the City of Redondo Beach, California, do hereby certify that Ordinance No. 3237-22 was introduced by the City Council of the City of Redondo Beach, California at a regular meeting of said City Council held on the 2nd day of August, 2022 and passed and adopted by the City Council of the City of Redondo Beach, California, at a regular meeting of said City Council held on the 6th day of September 2022, and there after signed and approved by the Mayor and attested by the City Clerk, and that said ordinance was adopted by the following vote:

AYES: NEHRENHEIM, LOEWENSTEIN, HORVATH, EMDEE

NOES: NONE

ABSENT: OBAGI.JR

ABSTAIN: NONE

DocuSigned by:

Eleanor Manzano

72F2AC718C214CE
Eleanor Manzano, CMC
City Clerk

Exhibit 2 - Administrative Draft of Changes to the Certified Implementation Plan

Language of the currently certified IP is shown in plain text.
The City's proposed additions are shown in underlined text.
The City's proposed deletions are shown in ~~strike-through~~.

Section 10-5.2500(e)

Notice of pending decision. Notice of a pending decision by the Community Development Director shall be given as follows for all new non-residential development under Section 10-5.2500(a)(9) and for new multiple-family developments. (For purposes of this section, new multiple-family developments shall mean development of two (2) or three (3) dwelling units on a vacant lot or in conjunction with demolition of fifty (50%) percent or more of the total floor area of existing development on the lot. New development shall not include a "second unit" as defined in Section 10-5.402.)

- (1) By mailing a written notice thereof, not less than ten (10) working days prior to the date of pending approval to the applicant, to the owner of the subject property and to the owners of properties within ~~300~~400 feet of exterior boundary of the subject property or properties; such notices shall be sent by first class mail, with postage prepaid, using the addresses from the last adopted tax roll, if available.
- (2) By posting such notice in at least one prominent place on or about each parcel which is the subject of the proposed action, or upon utility poles or sticks along or about the street line of such parcel.
- (3) The content of the notice of pending decision for an Administrative Design Review shall contain the following information:
 - a. The date of filing of the application and the name of the applicant;
 - b. The file number assigned to the application;
 - c. A description of the proposed development and its location;
 - d. The date at which the application is expected to be approved; and
 - e. A statement that revisions to the proposed project will be considered by the Community Development Director upon the written request of any person provided that such written request is received by the Community Development Director within ten (10) working days from the date of sending the notice.