

CALIFORNIA COASTAL COMMISSION

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W16a

Date: July 21, 2022

To: **COMMISSIONERS AND INTERESTED PERSONS**

From: **STAFF**

Subject: **Request to Waive Time Limit for City of Carlsbad LCP Amendment No. LCP-6-CAR-21-0087-3 (LCP Update) for the Commission Meeting of August 10-12, 2022**

On April 22, 2022, the City of Carlsbad Local Coastal Program (LCP) amendment #LCP-6-CAR-21-0087-3 was filed in the San Diego District office. The amendment involves replacing the Land Use Plans (LUPs) for five LCP segments with a single new LUP; amending the Village and Barrio Master Plan and Poinsettia Shores Master Plan; and amending land use and zoning designations for two parcels. The proposed amendment will affect the certified LCP land use plan and implementation plan.

Pursuant to Section 30512 of the Coastal Act, the Commission must act on land use plan amendments within 90 days of complete submittal or filing. Pursuant to Section 30513 of the Coastal Act, the Commission must act on implementation plan amendments within 60 days of filing. Amendments containing both land use and implementation plan components, must be acted upon by the Commission within 90 days of filing. Based on the above-cited time limits, the proposed LCP amendment must be scheduled for review by the Commission at the August 10-12, 2022 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. The proposed LCP amendment is a comprehensive update that will require extensive review and coordination among San Diego Coast District and statewide staff. Additionally, Commission staff is also reviewing City of Carlsbad LCP Amendment Nos. LCP-6-CII-21-0041-1 (West Oaks) and LCP-6-CII-22-0017-1 (Chick-fil-A). Given the scope of work, the volume of workload, 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. The City has been consulted and has indicated the request for postponement is acceptable. Therefore, staff recommends the Commission extend the 90-day time limit for one year.

PROCEDURE

MOTION:

I move that the Commission extend the 90-day time limit to act on the City of Carlsbad LCP Amendment No. LCP-6-CAR-21-0087-3 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.