



CALIFORNIA
COASTAL
COMMISSION



CALIFORNIA COASTAL COMMISSION

January 2011 Agenda

Long Beach – City Council Chambers
333 West Ocean Blvd.
Long Beach, CA 90802
(562) 972-9854

[Phone number will only be available during the meeting]



Wednesday, January 12, 2011, 10:00 a.m.
Thursday, January 13, 2011, 9:00 a.m.
Friday, January 14, 2011, 9:00 a.m.

This has been updated on Thursday, December 30, 2010

Visit the Commission's web: www.coastal.ca.gov for the latest updates.

10:00 A.M.

WEDNESDAY, JANUARY 12, 2011

1. CALL TO ORDER.

2. ROLL CALL.

3. GENERAL PUBLIC COMMENT. Public comments will be heard at 10 a.m. for no more than 30 minutes. For attendees who are unable to attend the early comment period, there will be a second comment period prior to or after the lunch break. Agenda items will begin or resume after public comment.

SOUTH COAST DISTRICT (ORANGE COUNTY)

4. CONSENT CALENDAR . See AGENDA CATEGORIES.

a. [Application No. 5-10-254 \(Pence, Newport Beach\)](#) Application of Sean Pence to add 526 sq.ft. to 2,454 sq.ft. single family home with attached 484 sq.ft., 2-car garage located on water front parcel (Semeniuk Slough). No grading is proposed, at 3 Canal Circle, Newport Beach, Orange County. (FSY-LB)

ENERGY, OCEAN RESOURCES and FEDERAL CONSISTENCY

5. **ENERGY, OCEAN RESOURCES and FEDERAL CONSISTENCY.** Report by the Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, negative determinations, matters not requiring public hearings, and status report on offshore oil & gas exploration & development. For specific information contact the Commission's Energy, Ocean Resources, and Federal Consistency Division office at (415) 904-5240.

SOUTH COAST DISTRICT

6. **DEPUTY DIRECTOR'S REPORT FOR ORANGE AND LOS ANGELES COUNTIES.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. For specific information contact the Commission's Long Beach office at (562) 590-5071.

a. [City of Laguna Beach LCP Amendment No. LGB-MAJ-3-08 \(Certification Review\)](#). Concurrence with the Executive Director's Determination that the action by the City of Laguna Beach, accepting certification of Parts 1 and 3 of LGB-MAJ-3-08 with modifications is acceptable. Part 1 of the amendment applied land use and zoning regulations to the 8.52 acre site at 1900 Laguna Canyon Road (known as ACT V) bringing that land into the City's certified LCP; Part 3 changed how building heights are measured and clarified parking garage regulations in certain zones; Part 2 related to the size of structures on beaches and in parks, and was resubmitted for further Commission review as LGB-MAJ-4-10. (KFS/MV-LB)

SOUTH COAST DISTRICT (Orange County)

7. **CONSENT CALENDAR (removed from Regular Calendar).** See **AGENDA CATEGORIES.**

8. **LOCAL COASTAL PROGRAMS (LCPs)** See **AGENDA CATEGORIES.**

a. [City of Laguna Beach LCP Amendment No. LGB-MAJ-4-10 \(Lifeguard Headquarters\)](#). Public hearing and action on request by City of Laguna Beach to certify the re-submittal of portion of amendment 3-08 to amend Land Use Plan Policy 12-F by altering the maximum square footage allowable for structures located within Public Recreation and parks land use designation. (JDA-LB)

b. [City of Dana Point LCP Amendment No. DPT-MAJ-1-10 \(Dana Point Harbor Revitalization IP\)](#). Public hearing and action on request by City of Dana Point to amend the LCP Implementation Plan to implement the recently approved (October 2009) Land Use Plan (LUP) amendment for the Dana Point Harbor Revitalization, replacing, in its entirety, the implementation sections in the Dana Point Specific Plan LCP relevant to the Dana Point Harbor. (FSY-LB)

c. [City of Laguna Beach Local Coastal Program Major Amendment No. 3-09A \(Medical Dispensaries\)](#). Request by the City of Laguna Beach to amend its certified Local Coastal Program (LCP) to make changes to the Implementation Plan that would define the term "medical marijuana dispensary" and prohibit that use throughout the City. Only the Implementation Plan portion of the City's certified LCP is affected by the proposed amendment. The amendment would be effective throughout the City of Laguna Beach, Orange County. (MV-LB)

9. **COASTAL PERMIT APPLICATIONS.** See **AGENDA CATEGORIES.** **Attention:** Items appearing in this section of the agenda may be moved to the Consent Calendar for this area by the Executive Director when, prior to taking up the Consent Calendar, staff and the applicant are in agreement on the staff recommendation. If an item is moved to the Consent Calendar it will be processed in the same manner as other Consent Calendar items (See **AGENDA CATEGORIES**) except that if that item is subsequently removed from the Consent Calendar by a vote of three or more commissioners, the item will be acted upon at the meeting in the order in which it originally appears on this Meeting Notice and in the manner Coastal Permit Applications are processed. The purpose of this procedural change is to expedite the Commission's coastal development permit process.

a. [Application No. 5-10-32 \(Evensen, Corona Del Mar\)](#) Application of Mr. & Mrs. Christian Evensen to demolish 2.5 level single-family home at top of coastal bluff and demolish detached 1-story, 3-car garage at toe of bluff and construct new 4,715 sq.ft., 4-story single-family home connected via tunnel and elevator to 1,084 sq.ft., 1-story 3-car garage, all of which will span the bluff face. Grading will consist of 1,888 cu.yds of cut/fill/export to location outside of coastal zone, at 3225 Ocean Blvd, Corona Del Mar, Orange County. (FSY-LB)

b. [Application No. 5-10-110 \(T- Mobile West Corp., Newport Beach\)](#) Application of T- Mobile West Corp. to remove concrete light pole and place new replacement steel light pole, mounted wireless antennas, underground vault, vent stacks, and 2 electrical meters within public right-of-way adjacent to Irvine Ave, near intersection of Irvine Ave., and Private Road, , located near Upper Newport Bay Regional Park, Newport Beach, Orange County. (JDA-LB)

c. [Application No. 5-10-162 \(City of Newport Beach, Harbor Resources Dept., Newport Beach\)](#) Application of City of Newport Beach, Harbor Resources Dept. for dredging to remove contaminated sediments from Rhine Channel; and remove and replace piles and portions of docks in same configuration, as needed to accommodate dredging, at Rhine Channel, Lower Newport Bay, Newport Beach, Orange County. (FSY-LB)

STATEWIDE

CLOSED SESSION. At a convenient time during the meeting, the Commission (CCC) will have a closed session to discuss items of pending litigation, including:

Malibu Colony Neighbors Alliance v. CCC (Cal. Dept. of Parks & Rec., RPI), Govt. Code §11126(e)(2)(A).
Wetlands Defense Fund et al. v. CCC (Cal. Dept. of Parks & Rec. et al., RPI), Govt. Code §11126(e)(2)(A).
City of Malibu v. CCC (Santa Monica Mountains Conservancy et al., RPI), Govt. Code §11126(e)(2)(A).
Ramirez Canyon Preservation Fund v. CCC (Santa Monica Mountains Conservancy et al., RPI), Govt. Code §11126(e)(2)(A).
Sierra Club v. Cal. Dept of Parks & Rec (County of San Luis Obispo et al., RPI), Govt. Code §11126(e)(2)(A).
Security National Guaranty v. CCC, Govt. Code §11126(e)(2)(A).
CCC v. Allen, Govt. Code §11126(e)(2)(A).
CCC v. Witter et al., Govt. Code §11126(e)(2)(A).

The Commission is authorized to discuss these matters in a closed session pursuant to Government Code Sections 11126(e)(2)(A) and (2)(C). In addition, the Commission may consider matters which fall under Government Code Section 11126(e)(2)(B) or (2)(C). The Commission may also consider personnel matters which fall under Government Code Section 11126(a).

10. **APPROVAL OF MINUTES.**

11. **COMMISSIONERS' REPORTS.**

12. **CONSERVANCY REPORT.**

13. **SANTA MONICA MOUNTAINS CONSERVANCY REPORT.**

14. **DEPUTY ATTORNEY GENERAL'S REPORT.**

15. **EXECUTIVE DIRECTOR'S REPORT** including reports and possible Commission action on legislation and water quality.

9:00 a.m.

THURSDAY, JANUARY 13, 2011

1. **CALL TO ORDER.**

2. **ROLL CALL.**

3. **GENERAL PUBLIC COMMENT.** Public comments will be heard at 9 a.m. for no more than 30 minutes. For attendees who are unable to attend the early comment period, there will be a second comment period prior to or after the lunch break. Agenda items will begin or resume after public comment.

SOUTH COAST DISTRICT (Los Angeles County)

4. **ADMINISTRATIVE PERMIT APPLICATIONS.** See **AGENDA CATEGORIES.**

a. [Application No. 5-10-265 \(Bratengen, Long Beach\)](#) Application of Mr. Kjell Bratengen to remove and replace private U-shaped floating boat dock and gangway in same location using existing piles, at 5436 The Toledo, Long Beach, Los Angeles County. (CP-LB)

5. **CONSENT CALENDAR.** See **AGENDA CATEGORIES.**

a. [Application No. 5-10-261 \(City of Los Angeles Public Works Dept., Los Angeles\)](#) Application of City of Los Angeles Dept. of Public Works to re-ballast Hyperion Treatment Plant's 5-mi. outfall by importing 20,000 cu.yds. of 8, 10, and 12-minus rock ballast and placing it along sides of last 3.5 miles of outfall pipe. Discharge of rock ballast will be localized to reduce sedimentation and turbidity, at 1200 Vista Del Mar, Playa del Rey, Los Angeles (AP-LB)

b. [Application No. 5-10-273 \(City of Long Beach Seawall Project, Long Beach\)](#) Application of City of Long Beach Dept. of Public Works to repair 400-ft. long segment of existing vertical concrete seawall by coring 4-in. diameter holes and installing soil anchors, with storage of temporarily-displaced boat docks at terminus of The Colonnade, at Naples Canal (north seawall, between 5607 Naples Canal and The Colonnade), , Naples Island, Long Beach, Los Angeles County. (CP-LB)

c. [Application No. 5-10-255 \(Chhabria, Hermosa Beach\)](#) Application of Raju Chhabria to demolish single family home, and construct 29 ft. 7 in. high, 4,489 sq.ft. single family home on beachfront lot, at 808 The Strand, Hermosa Beach, Los Angeles County. (JDA-LB)

SAN DIEGO DISTRICT

6. **CONSENT CALENDAR.** See **AGENDA CATEGORIES.**

a. [Application No. 6-10-75 \(San Diego Ocean Beach restroom replacement\)](#) Application of City of San Diego, Engineering and Capital Projects Dept. for partial demolition of existing restroom building and construction of 1,100 sq.ft., 1-story public restroom and shower facility on public beach, at 5195 Brighton Avenue, Ocean Beach, San Diego, San Diego County. (ES-SD)

b. [Application No. 6-10-81 \(Caltrans, San Diego Co.\)](#) Application of California Department of Transportation (Caltrans) to widen off ramp from northbound Interstate 5 to Las Pulgas Road from 1 to 2 lanes, and to widen portion of eastbound Las Pulgas Road from 1 to 2 lanes, within State's right-of-way, at northbound Interstate 5 off ramp to Las Pulgas Road, Camp Pendleton, San Diego County. (GB-SD)

c. [Application No. 6-10-86 \(SeaWorld, San Diego\)](#) Application of SeaWorld San Diego to construct improvements to update existing Shamu Show to include new stage set, lights and fountains, at 500 SeaWorld Drive, Mission Bay Park, San Diego, San Diego County. (MA-SD)

d. [Application No. 6-10-87 \(Bahia Hotel, San Diego\)](#) Application of the Bahia Hotel to remove remaining elements of failed pier and gangway, placement and removal of temporary access dock and gangway and construction of new access gangway and causeway to docks, at 998 West Mission Bay Drive, Mission Bay Park, San Diego, San Diego County. (DL-SD)

SAN DIEGO DISTRICT

7. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. For specific information contact the Commission's San Diego office at (619) 767-2370.

8. **CONSENT CALENDAR (removed from Regular Calendar).** See **AGENDA CATEGORIES**.

9. **LOCAL COASTAL PROGRAMS (LCPs)** See **AGENDA CATEGORIES**.

a. [Carlsbad LCP Amendment No. 3-08 \(HMP Implementation\) Time Extension](#). Public hearing and action to extend the 60-day time limit for Commission action up to one year on request by the City of Carlsbad to adopt the city-wide implementation program for its certified Habitat Management Plan. (DNL-SD)

b. [Carlsbad LCP Amendment No. 4-09C \(Adult Business Ordinance\)](#). Public hearing and action on request by the City of Carlsbad to amend several chapters of its Implementation Plan (IP) to update the definitions and location requirements for adult businesses. (TR-SD)

c. [Encinitas LCP Amendment No. 4-10 \(Cardiff-by-the-Sea Specific Plan\) Time Extension](#). Public hearing and action to extend the 60-day time limit for Commission action up to one year on request by the City of Encinitas to adopt the Cardiff-by-the-Sea Specific Plan as part of its certified Implementation Plan for the Cardiff community. (DNL-SD)

10. **COASTAL PERMIT APPLICATIONS.** See **AGENDA CATEGORIES**. **Attention:** Items appearing in this section of the agenda may be moved to the Consent Calendar for this area by the Executive Director when, prior to taking up the Consent Calendar, staff and the applicant are in agreement on the staff recommendation. If an item is moved to the Consent Calendar it will be processed in the same manner as other Consent Calendar items (See **AGENDA CATEGORIES**) except that if that item is subsequently removed from the Consent Calendar by a vote of three or more commissioners, the item will be acted upon at the meeting in the order in which it originally appears on this Meeting Notice and in the manner Coastal Permit Applications are processed. The purpose of this procedural change is to expedite the Commission's coastal development permit process.

a. [Application No. 6-10-37 \(Solana Beach public beach access stair replacement\)](#) Application of City of Solana Beach to remove and replace Del Mar Shores public beach access stairway and add lifeguard observation station, on bluff and beach fronting 190 Del Mar Shores Terrace (condominiums), Solana Beach, San Diego County. (DL-SD)

b. [Application No. 6-10-64 \(Riviera Pacific, San Diego\)](#) Application of Riviera Pacific, LLC to remodel 8,665 sq.ft., legal non-conforming 4-unit, 3-story, structure located on 5,104 sq. ft. bayfront lot, including various interior and exterior renovations, landscaping modifications, partial reconfiguration of existing roof, and demolition of 36 percent of exterior walls, reducing total existing square footage by 125 sq. feet, at 3726 Riviera Drive, Pacific Beach, San Diego, San Diego County. (MA-SD)

11. **PERMIT AMENDMENTS.** See **AGENDA CATEGORIES**. An Amendment below may be moved to the Consent Calendar for this area by the Executive Director when, prior to taking up the Consent Calendar, staff and the applicant are in agreement on the staff recommendation. If an item is moved to the Consent Calendar it will be processed like other Consent Calendar items (See above) except that if that item is subsequently removed from the Consent Calendar by a vote of 3 or more commissioners, the item will be acted upon at the meeting in the order in which it originally appears on this Meeting Notice and in the manner material amendments are processed.

a. [Permit No. F9010-A3 \(All Creatures Hospital, Inc., San Diego\)](#) Request by All Creatures Hospital, Inc. to amend permit for construction of veterinary clinic to delete Special Condition No. 1 requiring recordation of open space easement over floodplain portion of 60,092 sq. ft. site, at 3665 Via de la Valle, North City, San Diego, San Diego County. (TR-SD)

SOUTH CENTRAL COAST DISTRICT

12. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. For specific information contact the Commission's Ventura office at (805) 585-1800.

a. [City of Ventura LCP Amendment No. SBV-MAJ-1-08 \(Midtown Corridors Development Code\) and No. SBV-MAJ-2-08 \(Downtown Specific Plan\) Certification Review](#). Concurrence with Executive Director's determination that action by the City of Ventura, acknowledging receipt, acceptance, and agreement with the Commission's certification with suggested modifications, is legally adequate. (AT-V)

13. **CONSENT CALENDAR (removed from Regular Calendar).** See **AGENDA CATEGORIES**.

14. **NOTICE OF IMPENDING DEVELOPMENT.**

a. [UCSB Notice of Impending Development No. 3-10 \(West Campus Bluffs Vernal Pool Enhancement Project\)](#) Public hearing action on Notice of Impending Development by the University of California, Santa Barbara for enhancement of degraded vernal pool by improving existing 11,775 sq.ft. vernal pool habitat by additional 1,875 sq. ft., improvement of 200 linear ft. of existing public access trail, and 134 cu.yds. of grading (67 cu.yds. of cut and 67 cu.yds. of fill) on West Campus of the University of California, Santa Barbara. (ADB-V)

15. **COASTAL PERMIT APPLICATIONS.** See **AGENDA CATEGORIES**. **Attention:** Items appearing in this section of the agenda may be moved to the Consent Calendar for this area by the Executive Director when, prior to taking up the Consent Calendar, staff and the applicant are in agreement on the staff recommendation. If an item is moved to the Consent Calendar it will be processed in the same manner as other Consent Calendar items (See **AGENDA CATEGORIES**) except that if that item is subsequently removed from the Consent Calendar by a vote of three or more commissioners, the item will be acted upon at the meeting in the order in which it originally appears on this Meeting Notice and in the manner Coastal Permit Applications are processed. The purpose of this procedural change is to expedite the Commission's coastal development permit process.

[Items 15a and 15b below share a single, combined staff report.]

a. [Appeal No. A-4-VNT-08-057 \(Ventura County Harbor Dept.\)](#) Appeal by Graham and Bella Galliford, Arnie and Sherri Friedman, Chester and Jane Haines, and Bob Jurik on County of Ventura's request to construct 1,700 sq.ft., maximum 33-ft. in height (as measured from finished floor elevation), lifeguard tower and public restroom building to replace previous lifeguard tower approximately 25 ft. in height and public restroom structure in approximately same location on North end of Silver Strand Beach, west of intersection of San Nicolas Avenue and Ocean Drive, Oxnard, Ventura County. (ADB-V)

b. [Appeal No. A-4-VNT-08-100 \(Ventura County Harbor Dept.\)](#) Appeal by Graham and Bella Galliford, Arnie and Sherri Friedman, and Chester and Jane Haines from decision of County of Ventura granting amendment to permit allowing Ventura County Harbor Dept. to construct 1,700 sq.ft., maximum 33 ft. in height, lifeguard tower and public restroom building on Silver Strand Beach, as amended to prohibit construction of future shoreline protective device(s) to protect proposed structure, located west of intersection of San Nicolas Avenue and Ocean Drive, Ventura County. (ADB-V)

c. [Application No. 4-10-034 \(Duong, Los Angeles Co.\)](#) Application of Hinh Duong to construct 2-story, 35 ft. high, 768 sq.ft. single family home with attached 370.5 sq.ft., 2-car garage, 558 sq.ft. rooftop patio, 583 sq. ft. of deck space, private 1,500 gal. septic system, and 565 cu.yds. of grading (185 cu.yds. of cut, 380 cu.yds. of fill, and 195 cu.yds. of import), 4043 Latigo Canyon Road, Malibu, Los Angeles County. (ADB-V)

d. [Application No. 4-10-067 \(Hirsch, Los Angeles Co.\)](#) Application of Lindsay Hirsch to construct first and second floor 482 sq.ft. addition to 35-ft. high, 3-story 1,430 sq.ft. single family home with attached 3-car, 840 sq.ft., garage/basement within Monte Nido small lot subdivision. No change in building footprint or height is proposed; no grading is proposed, located at 25660 Aline Way, Calabasas, Santa Monica Mountains, Los Angeles County. (JJ-V)

SOUTH COAST DISTRICT (Los Angeles County)

15.5. **DEPUTY DIRECTOR'S REPORT FOR LOS ANGELES COUNTY.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. For specific information contact the Commission's Long Beach office at (562) 590-5071

16. **CONSENT CALENDAR (removed from Regular Calendar).** See **AGENDA CATEGORIES.**

17. **LOCAL COASTAL PROGRAMS (LCPs)** See **AGENDA CATEGORIES.**

a. [City of Long Beach, LCP Amendment No. LOB-MAJ-2-10. Time Extension.](#) Public hearing and action to extend time limit for Commission action up to 1-year to consider certification of City of Long Beach LCP Amendment No. 2-10. Amendment 2-10 would amend the Downtown Shoreline Planned Development District (PD-6) to remove the 150,000 gross square foot limit on size of aquarium allowed in Shoreline Park (Subarea 6). (CP-LB)

18. **COASTAL PERMIT APPLICATIONS.** See **AGENDA CATEGORIES.** **Attention:** Items appearing in this section of the agenda may be moved to the Consent Calendar for this area by the Executive Director when, prior to taking up the Consent Calendar, staff and the applicant are in agreement on the staff recommendation. If an item is moved to the Consent Calendar it will be processed in the same manner as other Consent Calendar items (See **AGENDA CATEGORIES**) except that if that item is subsequently removed from the Consent Calendar by a vote of three or more commissioners, the item will be acted upon at the meeting in the order in which it originally appears on this Meeting Notice and in the manner Coastal Permit Applications are processed. The purpose of this procedural change is to expedite the Commission's coastal development permit process.

a. [Application No. 5-10-211 \(Grand Prix Association of Long Beach & City of Long Beach, Long Beach\)](#) Application of Grand Prix Association of Long Beach & City of Long Beach for 2011 Toyota Grand Prix of Long Beach (April 15-17, 2011), including installation and removal of temporary facilities for traffic and public accommodations, at Pacific Terrace area; bordered by Ocean Blvd, North; Long Beach marina on south; Los Angeles River on west; The Villa Riviera on east, Downtown Shoreline, Long Beach, Los Angeles County. (CP-LB)

b. [Application No. 5-10-263 \(City of Long Beach, Marine Bureau, Long Beach\)](#) Application of City of Long Beach, Marine Bureau for the Alamitos Bay Marina renovation project to renovate public marina facilities, including replacement of all docks and piles in Basins 1 through 7 (1,967 existing slips replaced by 1,625 new slips) repair of seawalls, installation of temporary 200-ft. long dock, maintenance dredging, creation of 10,500 sq. ft. eelgrass mitigation area in Marine Stadium, renovation/replacement of 13 restrooms, parking lot improvements, and landscaping, at 205 Marina Drive, Long Beach, Los Angeles County. (CP-LB)

19. **PERMIT AMENDMENTS.** See **AGENDA CATEGORIES.** An Amendment below may be moved to the Consent Calendar for this area by the Executive Director when, prior to taking up the Consent Calendar, staff and the applicant are in agreement on the staff recommendation. If an item is moved to the Consent Calendar it will be processed like other Consent Calendar items (See above) except that if that item is subsequently removed from the Consent Calendar by a vote of 3 or more commissioners, the item will be acted upon at the meeting in the order in which it originally appears on this Meeting Notice and in the manner material amendments are processed.

a. [Permit No. 5-91-286-A8 \(City of Los Angeles, Dept. of Public Works\)](#) Request by City of Los Angeles, Dept. of Public Works to amend Special Condition No. 3 to allow sale of 6 of remaining 20 City owned canyon rim lots (15229, 15233, 15241, 15253, 15261 and 15265 De Pauw Street). Money would be directed to an established Trust Fund and used solely for completion of all remaining phases of development of Potrero Canyon Park restoration project. Monies generated from sale of these 6 lots would fund design of final grading plans and park plans for Potrero Canyon Park restoration project. Permission to sell additional lots will require application for subsequent amendment, at 15101 Pacific Coast Highway, Los Angeles, Los Angeles County. (AP-LB)

ENFORCEMENT

20. **ENFORCEMENT REPORT.** Report by Chief of Enforcement on Statewide Enforcement Program. (LAH-SF)

9:00 a.m.

FRIDAY, JANUARY 14, 2011

1. **CALL TO ORDER.**

2. **ROLL CALL.**

3. **GENERAL PUBLIC COMMENT.** Public comments will be heard at 9 a.m. for no more than 30 minutes. For attendees who are unable to attend the early comment period, there will be a second comment period prior to or after the lunch break. Agenda items will begin or resume after public comment.

STATEWIDE

4. **Status Report on the LCP Program.** Report on status of Commission staff efforts on the Local Government Communication and Coordination Initiative to strengthen LCP program. (CL-SC; LF-SF)

NORTH CENTRAL COAST DISTRICT

5. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. For specific information contact the Commission's San Francisco office at (415) 904-5260.

CENTRAL COAST DISTRICT

6. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. For specific information contact the Commission's Santa Cruz office at (831) 427-4863.

7. **LOCAL COASTAL PROGRAMS (LCPs).** See **AGENDA CATEGORIES.**

a. [City of Pismo Beach LCP Amendment No. PSB-1-10 Part 1 \(Open Space Landscaping\). Time Extension.](#) Public hearing and action on extension of time limit to act on request by City of Pismo Beach to amend the LCP to allow for an increase in landscaping for certain open space properties. (MC-SC)

8. **NEW APPEALS.** See **AGENDA CATEGORIES.**

a. [Appeal No. A-3-SLO-10-053 \(San Luis Obispo Coastal Unified School District, San Luis Obispo Co.\)](#) Appeal by the Sierra Club's Santa Lucia Chapter and Julie Tacker of San Luis Obispo County decision granting permit with conditions to San Luis Coastal Unified School District to construct 4 solar panel structures - totaling about 9,000 sq. ft. (two carport topped solar arrays and two freestanding solar arrays), at Baywood Elementary School, 1330 9th Street in unincorporated community of Los Osos, San Luis Obispo County. (JB-SC)

b. [Appeal No. A-3-SLO-10-054 \(San Luis Obispo Coastal Unified School District, San Luis Obispo Co.\)](#) Appeal by the Sierra Club's Santa Lucia Chapter and Julie Tacker of San Luis Obispo County decision granting permit with conditions to San Luis Coastal Unified School District to construct 3 solar panel topped carport structures (totaling about 8,300 sq. ft.), at Monarch Grove Elementary School, 340 Los Osos Valley Road in unincorporated community of Los Osos, San Luis Obispo County. (JB-SC)

c. [Appeal No. A-3-SLO-10-055 \(San Luis Obispo Coastal Unified School District, San Luis Obispo Co.\)](#) Appeal by the Sierra Club's Santa Lucia Chapter and Julie Tacker of San Luis Obispo County decision granting permit with conditions to San Luis Coastal Unified School District to construct 3 solar panel topped carport structures (totaling about 16,600 sq. ft.), at Los Osos Middle School, 1555 El Morro Avenue in unincorporated community of Los Osos, San Luis Obispo County. (JB-SC)

NORTH COAST DISTRICT

9. **DEPUTY DIRECTOR'S REPORT.** Report by Deputy Director on permit waivers, emergency permits, immaterial amendments & extensions, LCP matters not requiring public hearings, and on comments from the public. For specific information contact the Commission's Eureka office at (707) 445-7833.

10. **CONSENT CALENDAR (removed from Regular Calendar).** See **AGENDA CATEGORIES.**

11. **LOCAL COASTAL PROGRAMS (LCPs)** See **AGENDA CATEGORIES.**

a. [Humboldt County LCP Amendment No. HUM-MAJ-1-09 \(New Heart Community Church\). Certification Review.](#)

Concurrence with the Executive Director's determination that the resolutions adopted by Humboldt county accepting certification of HUM-MAJ-2-9 (New Heart Community Church) are legally adequate. The amendment involves amendments to both the County's certified Land Use Plan and Implementation Plan to change the plan and zoning designations of an approximately 4.5-acre parcel at 899 Murray Road at the intersection of the Highway 101 South off-ramp and West Murray Road in the McKinleyville area (APN 511-401-039) from commercial recreation (CR) to public facilities-urban (PF-urban). (MBK-E)

12. **NEW APPEALS.** See **AGENDA CATEGORIES.**

a. [Appeal No. A-1-MEN-10-39 \(Hohnloser, Mendocino Co.\)](#) Appeal by Commissioners Wan & Sanchez from decision of County of Mendocino granting permit with conditions to Jorg Hohnloser for Coastal Development Boundary Line Adjustment to reconfigure 2 legal parcels creating lots of 1.21+- acres & 1.42+- acres, at 36420 & 36430 South Highway One, Anchor Bay, Mendocino County. (TG-E)

13. **COASTAL PERMIT APPLICATIONS.** See **AGENDA CATEGORIES.** **Attention:** Items appearing in this section of the agenda may be moved to the Consent Calendar for this area by the Executive Director when, prior to taking up the Consent Calendar, staff and the applicant are in agreement on the staff recommendation. If an item is moved to the Consent Calendar it will be processed in the same manner as other Consent Calendar items (See **AGENDA CATEGORIES**) except that if that item is subsequently removed from the Consent Calendar by a vote of three or more commissioners, the item will be acted upon at the meeting in the order in which it originally appears on this Meeting Notice and in the manner Coastal Permit Applications are processed. The purpose of this procedural change is to expedite the Commission's coastal development permit process.

a. [Appeal No. A-1-MEN-09-9 \(Moore, Mendocino Co.\)](#) Appeal by Gordon Moore from decision of County of Mendocino granting permit with conditions to William Moore for installation of extension of culvert to capture flow within 24-ft. long section of water course and fill of culverted area to grade in front of real estate office at Irish Beach residential subdivision to provide more parking area and prevent vehicles from accidentally driving into the water course, at 44001 Noyo Way, Manchester, Mendocino County. (RSM-E) **[POSTPONED]**

Future Meetings: The next meetings of the Coastal Commission are February 9-11, 2011 in San Diego County and March 9-11, in Santa Cruz County.

See **future agenda items** (these are items submitted to the Coastal Commission and *could* be scheduled on future meeting agendas).

Future Agenda Items

Updated December 29, 2010

The items listed below may be coming before the Commission during the next few months. Publication of this list is provided for the purpose of facilitating public participation in the Commission's activities and is not required by law. The list's inclusion in this Meeting Notice also does not constitute, nor substitute for any of the notice requirements contained in the Coastal Act and Commission regulations. Also, please be aware that the details of a submittal may change as staff review proceeds, and that not all submittals of potential significance may appear on the listing below.

Statewide

- **Workshop on Recreational Boating Issues and Concerns in Marina Redevelopment, A** Workshop will be held at the November meeting on issues related to redevelopment of recreational harbors and marinas and the Coastal Act policies to protect recreational boating opportunities, including lower cost boating, with emphasis on marinas from Santa Barbara County south. The Workshop will include panel participants drawn from agencies, public and private marina interests and recreational boating groups. The workshop agenda and materials related to the workshop will be available on the Commission's website prior to the hearing.

Energy, Ocean Resources & Federal Consistency Unit

- **Poseidon Huntington Beach** desalination project
- **Caltrans High Speed Rail**, LOSSAN Mass Transit. High Speed Train throughout California (south of Sacramento to the San Francisco Bay Area, the Central Valley, and southern California) with one component, which may be separate or combined with it, is LOSSAN, Passenger Rail Improvements, Los Angeles to San Diego (LOSSAN) Rail Corridor

Central Coast District

- **Arana Gulch Master Plan.** City of Santa Cruz CDP application for habitat management and trails in Arana Gulch and connecting to Frederick Street and 7th Avenue.
- **La Bahia Hotel.** City of Santa Cruz LCP amendment to apply a new zoning district and site standards to the historic La Bahia building to facilitate redevelopment of the site as a resort hotel with restaurant and conference facilities.
- **Santa Cruz Harbor Dredging.** Santa Cruz Port District CDP application for a multi-year permit to authorize recurring dredging operations at the Santa Cruz Harbor.

South Central Coast District

- **R-4-06-163 (Malibu Valley Farms, Inc., Santa Monica Mountains)** Request by Save Open Space to revoke Coastal Development Permit 4-06-163 granted to Malibu Valley Farms, Inc. for after-the-fact approval of an approximately 6-acre equestrian facility, Los Angeles County.
- **Coastal Development Permit Applications 4-09-056, 057, 058, 059, 060, & 0061 (Lunch, Vera, Mulryan, Morleigh, & Ronan LLLPs)** for a lot line adjustment between 2 parcels; 5 new single family residences ranging from 7,317 sq. ft. to 12,004 sq. ft. in size on five adjoining parcels; a 6,010 linear ft., 20 ft. wide access road; 1,441 linear ft. of retaining walls; a new 7,800 linear ft. waterline with 900 linear ft., 10 ft. wide maintenance road; and approximately 76,150 cu. yds. of grading.

Future Agenda Items (continued)

South Coast District

- **Coastal Development Permit Application No. 5-09-182 Shea Homes** (Parkside Estates) coastal development permit application for up to 170 residential lots, roads and park; construction of up to 170 single family homes, related infrastructure, public active park and/or open space area, new storm drain, new pump facility at the Slater/Wintersburg storm water pump station, improvements to the flood control channel, replace sewer pump, and new sewer force-main, occurring within a vacant 50 acre area in Huntington Beach, Orange County.

San Diego Coast District

- **Application No. 6-10-41 (UCSD, San Diego)** Application of University of California, San Diego (Scripps Institution of Oceanography) to construct 40,100-sq.ft., 3-story Marine Ecosystem Sensing, Observation, and Modeling (MESOM) research and education facility, including laboratories, office, conference and support space, on 2 existing parking lots along the west side of La Jolla Shores Drive at Biological Grade Road, Scripps Institution Of Oceanography campus, La Jolla, San Diego, San Diego County

Agenda Categories

Below are described the standard categories of agenda items.

ADMINISTRATIVE PERMIT APPLICATIONS. If a person objects to issuance of an administrative permit or permit conditions, that person is allowed 3 minutes to request removal of the application from the administrative calendar. If four or more Commissioners vote to remove an item from this calendar, the approval is revoked, and the application will be scheduled for action at a later meeting.

COASTAL PERMIT APPLICATIONS. The Commission may vote at the conclusion of the public hearing, or it may continue the matter to a subsequent meeting. Time limits are determined by the Chair but generally are 15 minutes combined total time per side. The applicant may reserve some time for rebuttal after the opponents speak.

CONSENT CALENDAR. Three minutes will be allowed to each side to address the Commission on whether to remove an application from this calendar. It takes 3 or more Commissioners to remove an item from the consent calendar, in which case it will be scheduled for further hearing & action at a later meeting.

ENFORCEMENT ACTIONS. Public hearing and action on proposed Cease and Desist Orders, Restoration Orders, and recordation of Notices of Violation.

FEDERAL CONSISTENCY. See time limits under COASTAL PERMIT APPLICATIONS above.

LOCAL COASTAL PROGRAMS (LCPs). LCPs consisting of a land use plan and implementation plan are prepared by local governments and provide the standards for issuing coastal permits after approval by the Commission. Copies of LCP reports are available on request from the Commission office. Oral testimony may be limited to 5 minutes or less for each speaker, depending on the number wishing to be heard. Copies of all correspondence will be provided to the Commission.

NEW APPEALS. (Note: This agenda item requires an initial determination of whether the appeal raises a “substantial issue” and may **not** include a *de novo* public hearing on the merits of the project.)

When staff recommends “substantial issue,” a public hearing on the question will only be held if 3 or more Commissioners ask for it. If three Commissioners do not request a hearing on “substantial issue” the matter automatically proceeds to *de novo* public hearing either at this or a later Commission meeting. If staff recommends “no substantial issue,” public testimony will be taken only on the question whether the appeal raises a “substantial issue.” Generally and at the discretion of the Chair, testimony is limited to 3 minutes total per side.

If the Commission finds “substantial issue” and there is no staff recommendation on the merits of the project, the *de novo* hearing will be scheduled for a subsequent meeting.

PERMIT AMENDMENTS or EXTENSIONS. Public hearing and action on requests to amend or extend permits previously issued by the Commission.

RECONSIDERATIONS. Public hearing and action to reconsider previous actions.

REVISED FINDINGS. Public hearing and vote to approve revised findings for a previous Commission action. The only issue is whether the findings adequately reflect the Commission action. The hearing is not to reargue the merits of the prior action.

VOTING on APPLICATIONS. Hearing and action on coastal development permits continued from a previous meeting. The time limits are 5 minutes combined total time per side, and the applicant may reserve time for rebuttal.

Meeting Rules and Procedures

SPEAKER SIGN-UP & TIME LIMITS. If you wish to speak, please fill out a "Request to Speak" form and give it to a staff person. Forms are available near the door to the meeting room. Time limits are indicated on the back of speaker sign-up forms, and under 'agenda categories' later in this summary. Generally, the Chairman will determine time limits for each speaker. Time limits for permit items are **combined total time** for all speakers in favor of or in opposition to the project.

SUGGESTIONS FOR SUBMISSION OF WRITTEN MATERIALS. Written materials should be submitted to Commission staff no later than three working days before the hearing. In the upper right hand corner of the first page of your submittal please identify the agenda item number & your name. Please summarize your position in two or three pages. You may attach any exhibits you feel are necessary. **Please Note:** You are discouraged from submitting written materials to the Commission on the day of the hearing, unless they are visual aids. It is difficult for Commissioners to carefully consider late submittals.

LOCATION of MEETINGS. The Commission meets once a month in different locations of the State in order to facilitate public participation. Staff attempts, whenever possible, to schedule matters for hearings that will be relatively close to the location of a proposed development. However, legal deadlines for action may require that the hearing on an item take place in a different area than the proposed project.

NO FAXs will be accepted at the meeting site. You may be able to make prior arrangements with staff or a Commissioner to send a fax, but you will be responsible for paying the hotel or meeting site for its receipt.

CAMPAIGN CONTRIBUTIONS. Government Code Section 84308 requires Commissioners to disqualify themselves from voting on any matter if they have received a campaign contribution of more than \$250 from an interested party. If you intend to speak on any hearing item, please indicate on your speaker slip and/or in your testimony, if you have made campaign contributions of more than \$250 to any Commissioner within the last year, and if so, to which Commissioners you contributed.

CONTACTS with COMMISSIONERS. Written materials sent to Commissioners must also be sent to staff. All non-procedural communications must become part of the record. For a summary of these requirements, please call the receptionist at (415) 904-5200.

PUBLIC STATEMENTS ABOUT ITEMS NOT ON THIS AGENDA. Before lunch each day there will be time for public statements about Commission work other than items that are pending before the Commission. Persons wishing to speak should fill out a sign-up slip, and limit presentations to 3 minutes. You may always submit written comments to the Commission office, and copies will be distributed to Commissioners.

WHEN WILL MY AGENDA ITEM BE HEARD? It is not possible to predict how quickly the Commission will complete agenda items or how many will be postponed to a later date. The Commission begins each session at the time listed on the Meeting Notice and considers each item in the sequence listed, except in extraordinary circumstances. The Commission may consider an item even though interested persons are not present.

STAFF RECOMMENDATIONS. A written staff report is available for most items on this agenda. At the end of the agenda description the author's initials and a code indicating his/her headquarters office are identified (E=Eureka SF=San Francisco SC=Santa Cruz V=Ventura LB=Long Beach SD=San Diego). Staff reports are usually distributed 10 days before the meeting. If you are interested in any item on this Meeting Notice contact the nearest Commission office to get a copy of the staff report. It may also be on the Commission's web site.

VISUAL PRESENTATIONS/MATERIALS. Powerpoint presentations must be accompanied by a USB flash drive, flash memory card, or compact disk. A slide projector & laptop will be available from our audio-visual technician, and they can assist you in its use. All materials exhibited to the Commission during the hearing (slides, maps, etc) are part of the public record and must be kept by the Commission for 60 days after final Commission action on the matter. Your materials will be returned upon written request.

PUBLIC & ADMINISTRATIVE RECORDS. Some public records for agenda items are available for inspection at the meeting, and are available in the Commission office. Please call to make an appointment to see any file you are interested in. If you need a verbatim transcript of the proceedings, a court reporter is present at the hearing. If you decide to challenge a final decision of the Commission in court, please request preparation of the administrative record by letter to the Administrative Records Section at the Commission office in San Francisco, and indicate in your letter a description of the agenda item and date(s) of Commission action. Such a record must include a transcript of the proceedings at the hearing and you must contact the court reporter to order the transcript for the record.

CLOSED SESSION. At any time during the meeting the Commission may meet to consider possible and pending litigation in a session closed to the public pursuant to the attorney-client privilege and statutory exemption to the Open Meeting Act (Government Code Section 11126e).

ACCESS TO HEARINGS. The hearings are wheelchair accessible. If accommodation for other disabilities is required, please call (415) 904-5200.

MORE INFORMATION. For more information about this agenda, contact one of the following staff members:

(Del Norte, Humboldt & Mendocino Counties) Bob Merrill (707) 445-7833;
(Sonoma, Marin, San Francisco & San Mateo Counties) Ruby Pap (415) 904-5260,
(Santa Cruz, Monterey & San Luis Obispo Counties) Dan Carl (831) 427-4863,
(Santa Barbara & Ventura Counties, Malibu & Santa Monica Mountains) Steve Hudson (805) 585-1800,
(Los Angeles & Orange Counties) Teresa Henry (562) 590-5071,
(San Diego County) Sherilyn Sarb (619) 767-2370,
(Energy) Alison Dettmer (415) 904-5240,
(Federal Consistency) Mark Delaplaine (415) 904-5280,
(Statewide) Vanessa Miller (415) 904-5200.

A Telecommunication Device for the Deaf (TDD) is available at (415) 904-5200.

The Coastal Commission is not equipped to receive comments on any official business by electronic mail. Any information relating to official business should be sent to the appropriate Commission office using U.S. Mail or courier service.