

**City of Newport Beach
General Plan/LCP Implementation Committee Minutes**

Date: January 29, 2014

Location: Newport Beach Civic Center – 100 Civic Center Drive
Newport Coast Meeting Room (Bay E, Second Level, Room 2017)

Members Present: Edward Selich, Mayor Pro Tem (Chair); Tony Petros, Council Member; Nancy Gardner, Council Member; Fred Ameri, Planning Commissioner; Jay Myers, Planning Commissioner; and Michael Toerge, Member-At-Large

Members Absent: Bradley Hillgren, Planning Commission Chair

Staff: Kimberly Brandt, Community Development Director; Brenda Wisneski, Deputy Community Development Director; Patrick Alford, Planning Manager; and Daniel Campagnolo, Administrative Systems Manager

Public: Jim Mosher, Philip Bettencourt, Mike Mohler, George Basye, Chris Yelich, and W.R. Dildine

1) CALL MEETING TO ORDER

The meeting was called to order at 3:32 p.m.

2) ROLL CALL

Chair Selich invited everyone to introduce themselves.

3) APPROVAL OF MINUTES

Mr. Jim Mosher pointed out a few typographical errors.

The minutes of the January 15, 2014, meeting were approved as amended by a vote of 6-0 with Selich, Gardner, Petros, Ameri, Myers, and Toerge voting in favor.

4) CURRENT BUSINESS

A. LCP Phasing

Planning Manager Patrick Alford informed the Committee that California Coastal Commission (CCC) staff was unable to attend the meeting; therefore, discussion on this item would be deferred.

B. Permit Jurisdiction

Mr. Alford gave a PowerPoint presentation (attached) covering the following topics:

- An overview of coastal development permits, exemptions, and categorical exclusions
- Categorical Exclusion Order No. E-77-5

- Post certification permit authority and appeal areas

Administrative Systems Manager Daniel Campagnolo continued the presentation by explaining how the Post Certification Permit and Appeal Jurisdiction Map would be drawn.

Mr. Alford presented potential phasing options that could be used if the Categorical Exclusion Order (Cat Ex) were allowed to continue in the canyon areas and the bluff properties in Irvine Terrace and Pacific Drive. He used the City of Santa Barbara Cat Ex as an example and its limitations.

A discussion ensued on the restrictions contained in the Santa Barbara Cat Ex, properties that would be subject to appeal to the CCC, the appeal process, and the prospect of keeping the Cat Ex in appealable areas.

Chair Selich summarized the Committee's direction as moving ahead with a program that maintains the Cat Ex and minimizes the impacts of the appeal areas.

Mr. Alford stated that staff would proceed with redrawing the Permit and Appeal Jurisdiction Map, but would start from scratch rather than using the 1981 map as a starting point.

Mr. Jim Mosher commented on the following:

- Whether the timeshare exemption was in the original Coastal Act.
- How sea level rise would affect boundaries based on the mean high tide line.
- Appeal boundaries bisecting properties.
- Whether the City would have permit authority on County properties.
- CCC findings necessary to approve a Cat Ex.

Mr. Bill Dildine commented on land use issues that he brought up with the Land Use Element Advisory Committee and the Balboa Village Advisory Committee.

5) COMMITTEE ANNOUNCEMENTS OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)

A discussion ensued on how the Committee can be best proceed given the lack of participation by CCC staff.

6) PUBLIC COMMENTS

Public comments are invited on agenda and non-agenda items generally considered to be within the subject matter jurisdiction of the Committee. Speakers must limit comments to three (3) minutes. Before speaking, we invite, but do not require, you to state your name for the record. The Committee has the discretion to extend or shorten the speakers' time limit on agenda or non-agenda items, provided the time limit adjustment is applied equally to all speakers.

None.

7) **NEXT MEETING**

Wednesday, February 26, 2014, at 12:30 p.m.

8) **ADJOURNMENT**

The meeting adjourned at approximately 4:43 p.m.

Edward Selich, Chair