

July 26, 2022

Board of Supervisors Hearing

**Local Coastal Program Phase 2C Amendments for  
Environmentally Sensitive Habitat Areas and  
Santa Monica Mountains Dark Sky Outdoor Lighting**

*Case No. PL17-0083*



**Resource Management Agency, Planning Division  
Abigail Convery, Case Planner  
Aaron Engstrom, Planning Manager  
Dave Ward, AICP, Planning Director**

# Phase 2C Amendment Timeline

- Began drafting of ESHA Amendments in 2015-2016
- Planning Commission in August 2018
- Woolsey and Hill Fire - Postponed BOS Hearing
- Updates for Dark Skies and State Laws
- Planning Commission in August 2021
- Board of Supervisors – October 19, 2021
- Coastal Commission – April 6, 2022
- Board of Supervisors – July 26, 2022
- Coastal Commission – Summer/Fall 2022

# Overview of LCP Certification Process

## Board of Supervisors Hearing

- Action: BOS Adopts Resolution:
  - Acknowledge receipt of California Coastal Commission (CCC) resolution for certification
  - Accept and agree to all terms or suggested modifications to amendment
  - Agree to issue permits based upon the amended Local Coastal Program

## California Coastal Commission Hearing

- Action: CCC Executive Director Determination
  - Determines the Board's action are legally adequate
  - Reports determination to CCC at public meeting
  - Commission accepts or disagrees with determination

# CCC Suggested Modifications Overview

## Minor Grammatical Corrections/Permit Processing Procedures

## Compliance with Coastal Act Policies

- Vegetation removal in fuel modification zones
- Beach maintenance and management

## Consistency with Other Jurisdictions

- Outdoor Night Lighting
- Fencing
- In-Lieu Fee Program

# Fuel Modification Zones in ESHA

## Issue:

New state fire law is not balanced adequately with Coastal Act ESHA protections

## CCC Concern:

Applicant can clear ESHA to bare ground up to 10 Acres or 300 feet







### **Mandatory Fuel Modification Zone (FMZ)**

- Required by VCFPD
- State law 100 Feet
- Full Clearance

### **Expanded Fuel Modification Zone (FMZ)**

- Requested by Applicant
- Mandatory FMZ to 300 feet
- Thinning Only

# Beach Management and Maintenance Activities

## Issue:

Numerous uses, management entities, and various maintenance activities are occurring on Hollywood and Silver Strand Beaches

## CCC Concern:

Activities occur without permits and there is a need for a comprehensive management plan for the area



Golf cart and self-propelled wagons



# Beach Management and Maintenance Activities

## Solution:

- Beach maintenance activities require permits
- Comprehensive beach management plan
- Remove sea level rise analysis requirements



# Lighting, Fencing, In-Lieu Fee

- **Issue:**  
ESHA and Dark Sky policies and standards are less restrictive than adopted in LA County and City of Malibu Local Coastal Program
- **CCC Concern:**  
Ensure consistency across Local Coastal Program ESHA chapters in region

# Outdoor Lighting

## Solution:

- No lighting of new residential sports courts
- Exempt fixtures less than 60 lumens that are fully shielded and directed downward
- Thresholds for light color temperature and trespass
- Purpose and intent about minimizing light pollution, skyglow and light trespass

# Fencing in ESHA

## Solution:

- No new perimeter fencing or outside the mandatory fuel modification zone



# In-Lieu Fee Program

## Solution:

- Interim in-lieu fee CPI inflation adjustment
- Extended interim in-lieu fee expiration date





# Recommended Actions

**1.CERTIFY** that your Board of Supervisors (Board) has reviewed and considered this Board letter and all exhibits hereto, and has considered all comments received during the public hearing process;

**2.APPROVE** and **ADOPT** the Resolution attached as Exhibit 1, acknowledging the receipt of the California Coastal Commission's (Coastal Commission) resolution of certification (Exhibit 6), which includes the Coastal Commission's suggested modifications (Exhibits 2, 3 and 4) to the Phase 2C amendments to the County's Local Coastal Program (No. LCP-4-VNT-21-0069-2), and accepting and agreeing to those modifications;

**3.DIRECT** the Planning Director pursuant to the directive provided in the Coastal Commission action letter attached as Exhibit 5, to transmit your Board's Resolution to the Executive Director of the Coastal Commission; and

**4.SPECIFY** the Clerk of the Board of Supervisors, 800 S. Victoria Avenue, Ventura, CA 93009, as the custodian and location of the documents and materials that constitute the record of proceedings upon which these decisions are based.



# Discussion and Questions?

Planning Staff Available for Questions

Other County/Agency Staff Available on Zoom:

- Ventura County Fire Protection District
- Ventura County Harbor Department

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