



Planning Commission
Meeting
03-15-21

**Item
4.F.**

Commission Agenda Report

To: Chair Jennings and Members of the Planning Commission

Prepared by: Jessica Thompson, Associate Planner

Approved by: Richard Mollica, Planning Director

Date prepared: March 4, 2021 Meeting date: March 15, 2021

Subject: Coastal Development Permit No. 20-018 - An application for a new vehicular and pedestrian access gate to the Sycamore Park neighborhood (Continued from March 1, 2021)

Location: 6480 Via Escondido Drive, not within the appealable coastal zone

APN: 4460-009-003

Owner: Sycamore Tennis Court Association

RECOMMENDED ACTION: Continue this item to the May 3, 2021, Regular Planning Commission.

Section 13.12 of Malibu LCP's Local Implementation Plan requires that each CDP application be noticed based on whether the decision on the CDP is subject to appeal to the Coastal Commission. This hearing was noticed as an application that is not subject to appeal to the Coastal Commission. This determination was made based on evidence provided by the applicant. The City's determination has been challenged by an interested party. Pursuant to Malibu LCP's Local Implementation Plan Section 13.10.1, when an appealability determination is challenged, the City must notify the Coastal Commission's Executive Director who will make a determination with respect to correct category of the CDP application. In a letter dated February 21, 2021, the Coastal Commission stated the Executive Director did not agree with the Planning Director's determination that the proposed project is not appealable to the Coastal Commission the Coastal Commission and therefore Coastal Commission staff will schedule a hearing on the jurisdictional determination matter at the next Commission meeting (April 2021) as required by Malibu LIP Section 13.10.1(D). Staff will determine whether to move forward with a hearing on May 3, 2021, or take some other action regarding the application prior to preparation of the May 3, 2021, agenda.