



PO Box 889, La Jolla, CA 92038

458.456.7900

<http://www.LaJollaCPA.org>

info@LaJollaCPA.org

La Jolla Community Planning Association

Regular Meetings: 1st Thursday of the Month

Thursday, 4 September 2008, 6:00 pm

La Jolla Recreation Center, 615 Prospect Street

D R A F T AGENDA

6:00p

1. Welcome and Call To Order: **Joe LaCava**, President
2. Adopt the Agenda
3. Meeting Minutes Review and Approval: 7 August 2008
4. **President's Report – Possible Action Items**
 - A. Election Report – *No appeals filed, elections deemed final.*
 - B. Community Planners Committee – *Dark in August*
 - C. CPA Bylaws – *Ratify attached explanations for submittal to City.*
 - D. 5956 La Jolla Mesa – *See attached response from City.*
 - E. 8341 Paseo del Ocaso - *Consider ratification of attached letter by the PRC.*
 - F. La Jolla Shores PDO - *Consider proposal to amend PDO to define "minor" exemption.*
 - G. La Jolla Shores Coastal Low Flow Diversion Program – *Approve letter in support of City's grant application (see attached)*
 - H. La Jolla Parkway Trash Issue (Joe Dicks) – *Approve letter (attached)*
 - I. La Jolla Shores Lifeguard Station – *Private Appeal at City Council, Sep 16.*
 - J. Bird Rock Mixed Use – *CPA and Private Appeal at City Council October 14.*
5. **Officer's Reports**
 - A. Treasurer: **Jim Fitzgerald**
 - B. Secretary: **Darcy Ashley**
 1. Phil McConkey – *Ratify Secretary's finding no longer eligible (see attached letter).*
 2. *Set date for Special Election (within 120 days per bylaws)*
6. **Agency Reports – Information Only**
 - A. UCSD - Campus Community Planner: **Anu Delouri**, adelouri@ucsd.edu
 - B. City Of San Diego – City Planning & Community Investment Department
La Jolla Rep: **Lesley Henegar**, 619.235.5208, LHenegar@sandiego.gov
 - C. Council District 1 – Council President Scott Peters
Rep: **Keely Sweeney**, 619.236.6972, KSweeney@sandiego.gov
 - D. Council District 2 – Councilperson Kevin Faulconer
Rep: **Thyme Curtis**, 619.236.6622, TCurtis@sandiego.gov

If a Sign Language Interpreter, aids for the visually impaired, or Assisted Listening Devices (ALDs) are required, please contact the City's Disability Services Coordinator at 619-321-3208 at least (5) five work days prior to the meeting date to insure availability.

Times assigned are approximate; "Time Certain" means item will not be heard any earlier than listed time; order of agenda items may be modified at the beginning of the meeting.

7. Non-Agenda Public Comment

Comments on items not on the agenda and within CPA jurisdiction, two (2) minutes or less.

8. CONSENT AGENDA

Consent Agenda allows the Trustees to ratify actions of our joint committees and boards in a single vote with no discussion. The public may comment on consent items. Trustees and/or the general public may request that a consent item be pulled for full discussion.

Items pulled from the Consent Agenda are trailed to the next CPA meeting.

PDO – Planned District Ordinance Committee, Chair Tiffany Sherer, 2nd Mon, 4pm

CDP – Coastal Development Permit Committee, Chair Tony Crisafi, 2nd & 3rd Tues

PRC – La Jolla Shores Permit Review Committee, Chair Tony Espinoza, 4th Tues, 4pm

T&T – Traffic & Transportation Board, Chair Mark Broido, 4th Thurs, 4pm

A. DIMENSTEIN RESIDENCE

CDP ACTION: FINDINGS CAN BE MADE, 5-0-0

835 La Jolla Rancho Road – Substantial Conformance Review (SCR) of proposed modifications to existing Coastal Development Permit No. 427447 for a proposed single family residence.

B. DANIELS RESIDENCE

PRC ACTION: DENY PROJECT BECAUSE FINDINGS CANNOT BE MADE TO SUPPORT BASED ON BULK & SCALE AND FAILURE TO ADEQUATELY COMMUNICATE WITH ALL NEIGHBOR(S), 3-2-0.

7907 Princess Street - 2,259 square foot addition to existing single family residence comprised of new second story over part of existing first story, new basement area below expanded garage to allow for 3 cars and associated site walls and balconies.

C. LOMBROZO RESIDENCE

PRC ACTION: CONDITIONALLY APPROVE PROJECT AS FINDINGS CAN BE MADE TO SUPPORT SO LONG AS THE ROOF PITCH IS REDUCED TO 3.5:12 (FROM 4:12) AND TOWER IS REDUCED BY AN ADDITIONAL 18" (FOR A TOTAL OF 3 '-0" REDUCTION IN OVERALL HEIGHT) FROM THE SUBMITTED PLANS, 3-2-0.

7855 Revelle Drive – Demolish existing single story residence and build new single story 5,428 SF residence, including garages, pool and landscaping.

9. REPORTS FROM OTHER ADVISORY COMMITTEES

Information only unless otherwise noted

A. COMPACT (Community Planners Advisory Committee on Transportation)

CPA Delegate: **Vacant**, 4th Wed, 6:30pm, 202 C Street 12th floor

B. LA JOLLA COMMUNITY PARKING DISTRICT ADVISORY BOARD

CPA Delegate: **Orrin Gabsch**, 3rd Wed, 4pm, La Jolla Recreation Center

**6:30p
Time
Certain**

10. CHILDREN'S POOL LIFEGUARD STATION

CPA (10/04/07): TO APPROVE [CONCEPT] WITH CONDITION THAT THE BUILDING IS MADE MORE TRANSPARENT, 9-5-0.

CDP (8/19/08): NO RECOMMENDATION.

Children's Pool - Coastal Development Permit and Site Development Permit to demolish existing lifeguard station and construct a new 1,899 square-foot lifeguard station.

**7:30p
Time
Certain**

11. HILLEL of SAN DIEGO STUDENT CENTER

PRC ACTION: DENY THE PROJECT BECAUSE FINDINGS CANNOT BE MADE TO SUPPORT BASED ON DETRIMENTAL STREET VACATION, INSUFFICIENT PARKING AND NON-APPROVED USE OF A STUDENT CENTER IN THE PDO, 4-1-0.

8976 Cliffridge Avenue - Site Development Permit, Easement Abandonments and dedications, and Public Right of Way Vacation for a phased project to construct a 12,100 sf student center on a vacant 0.76 acre site on the south side of La Jolla Village Dr (with Phase 1 to use the existing single family residence at 8976 Cliffridge Ave as a student center until the main center is built). Including discussion of draft Mitigated Declaration.

12. KRETOWICZ RESIDENCE

Pulled by member of the public from the 8/02/2008 Consent Agenda.

CDP ACTION: FINDINGS CAN BE MADE TO APPROVE THE PROJECT WITH THE FOLLOWING CONDITION, TO EXCLUDE PROPOSED JACUZZI & TRELIS ON THE SEAWARD SIDE WHICH DOES NOT CONFORM TO ENVIRONMENTALLY SENSITIVE LANDS GUIDELINES. 6-1-0.

7957 Princess St. - Amend SDP for Environmentally Sensitive Lands for a 333 sq ft addition and remodel to an existing single family residence and a 52 SF addition to a casita.

13. ADJOURNEMENT

Next Regular Meeting: Thursday, 2 October 2008

Possible Agenda Items

- ✓ Chabad Center – Proposed 11,700 sf facility at 2466 Hidden Valley Road
Traffic Study available for viewing/downloading at <http://www.lajollacpa.org>. Plans and traffic study available for viewing at the La Jolla Library (downstairs).
- ✓ UCSD
Presentation of UCSD's efforts on Parking, Transportation, and Sustainability
- ✓ Coastal Permit Exemption – Possible Land Development Code Revision



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La Jolla Community Planning Association

Regular Meetings: 1st Thursday of the Month

Regular Meeting- D R A F T Minutes

Thursday, 7 August 2008, 6:00 pm

La Jolla Recreation Center, 615 Prospect Street

President: Joe LaCava

V.P. Glen Rasmussen

Secretary: Darcy Ashley

Present: Darcy Ashley, John Berol, Tony Crisafi, Jim Fitzgerald, Orrin Gabsch, Joe LaCava, Tim Lucas, Paul Metcalf, Michael Morton, Alice Perricone, Glen Rasmussen, Ray Weiss

Absent: David Little, Phil McConkey, Lance Peto

1. Welcome and Call To Order: President Joe LaCava called the meeting to order at 6:08pm

2. Adopt the Agenda

Approved motion: to adopt the agenda. (Fitzgerald/ Gabsch 8-0-0)

In favor: Ashley, Berol, Fitzgerald, Gabsch, Lucas, Perricone, Rasmussen, Weiss

3. Meeting Minutes Review and Approval: 3 July 2008

Approved motion: to approve the July 3rd minutes. (Weiss/ Fitzgerald 9-0-0)

In favor: Ashley, Berol, Fitzgerald, Gabsch, Lucas, Morton, Perricone, Rasmussen, Weiss

4. President's Report – Possible Action Items

A. CPC (<http://www.sandiego.gov/planning/community/cpc/>)

B. CPA Bylaws – *At Council in late Sept. Approve attached memo or refer to Bylaws Com.*

The LJCPA bylaws are expected to be on the docket at City Council in late September.

The chair has drafted a response. The bylaw committee will meet to determine final responses to the six issues from our bylaws that will require City Council approval of the proposed deviations. The bylaw committee will review the subject and bring a draft to the trustees for ratification at the September meeting.

C. CPA Policies –

i. Chair is directed to file an appeal when City approves project denied by the CPA, whether on the consent agenda or at a full hearing. Filing shall be ratified at the next meeting of the CPA; otherwise it is to be withdrawn.

ii. Chair is directed to request a time extension on Process 2 applications as allowed under the Municipal Code.

iii. Chair is directed to send notice of CPA action to City of San Diego immediately after the meeting rather than waiting to approve the minutes at the following month's meeting.

Approved Motion: To adopt the policies C.i., C.ii., C.iii.. Rasmussen/Gabsch 10-0-0)

In favor: Ashley, Berol, Fitzgerald, Gabsch, Lucas, Metcalf, Morton, Perricone, Rasmussen, Weiss

- D. Special Election – Voting was closed at 7pm. Michele Addington, Leslie Lucas, Cindy Thorsen, Esther Viti adjourned to the voting room to count ballots. Maryanne Greene from the City Attorney's office was there as an observer.

The results announced were: Mike Costello 82, Bob Collins 81, Tom Brady 80. Therefore, Mike Costello and Bob Collins will fill the seats that expire in March 2010 vacated by Tim Golba & Sherri Lightner. Tom Brady will fill the seat that expires in March 2009 vacated by Dave Abrams. The new trustees will be seated at the September 4th meeting.

The section of the bylaws that pertains to challenging the election was read by the Secretary. The ballots will be destroyed by the Election committee chair Tim Lucas in one week if there is no challenge to the results.

- E. 5956 La Jolla Mesa – A letter has been sent to the City, a response has not been received.
- F. Bird Rock Mixed Use – an appeal of the Planning Commission decision on this project was made on behalf of the LJCPA, since the PC vote was not consistent with the LJCPA action.

Approved Motion: To ratify the appeal of the July 17, 2008 Planning Commission decision on Bird Rock Station to San Diego City Council. (Gabsch/ Fitzgerald 8-1-2)

In favor: Ashley, Berol, Crisafi, Fitzgerald, Gabsch, Lucas, Rasmussen, Weiss

Opposed: Metcalf

Abstained: Morton, Perricone

- G. Non-conforming PDO Signage- no action planned at this time due to lack of community interest.
- H. La Jolla Shores Lifeguard Station – *The project was approved by the LJCPA. It was appealed by others, will be at City Council Sept 16th.*
- I. Children's Pool Lifeguard Station - The permanent facility will be addressed starting this month at CDP. The temporary fencing and structure were deemed necessary by the lifeguards to do their jobs.

5. Officer's Reports

- A. Treasurer: Jim Fitzgerald-

Previous ending balance: \$720.47. Collected at July meeting: \$126

Expenses: \$64 printing, \$51 phone. Ending balance: \$731.12

- B. Secretary: Darcy Ashley- no report.

6. Agency Reports

- A. UCSD -Campus Community Planner: Anu Delouri, adelouri@ucsd.edu

Not present, no report. Anu will make a presentation on parking at UCSD at the October LJCPA meeting.

- B. City Of San Diego – City Planning & Community Investment Department

La Jolla Rep: Lesley Henegar, 619.235.5208, LHenegar@sandiego.gov

Not present- no report.

C. Council District 1 – Council President Scott Peters

Rep: Keely Sweeney, 619.236.6972, KSweeney@sandiego.gov

- i. Smoke shops- a letter has been sent to the City Attorney's office to express community concern on this issue.
- ii. Undergrounding- all the trench work is finished in the Barber Tract.
- iii. The Beach Alcohol Ban will be on the ballot in November. When asked, Keely said that if this ballot measure is defeated, the current bans in La Jolla would not be affected, this would not affect the La Jolla Shores Beach alcohol ban.
- iv. Ray Weiss asked that Scott Peters provide some public assurance that he would not support any action the City might take to install metered parking while the Parking Board is not operating.
- v. Scott Peters does not have a position on Bird Rock Station.

D. Council District 2 – Councilperson Kevin Faulconer

Rep: Thyme Curtis, 619.236.6622, TCurtis@sandiego.gov

- i. There is a new initiative that would provide a plan for revenue generated in the Mission Bay area to stay in Mission Bay
- ii. Soledad Mountain Road is expected to open in October.

7. Non-Agenda Public Comment - Comments on items not on the agenda and within CPA jurisdiction, two (2) minutes or less.

- A. Sheila Harden- CCDC. Announced that the office will move to Horton Plaza on August 18th.
- B. Esther Viti- Nell Carpenter Beautification Committee of the LJTC- announced the next cleanup will be held September 20th. Contact her for information: 619.742.1373.
Three new sidewalk benches were installed in La Jolla Shores.
- C. Sally Fuller- La Jolla Music Society is holding a free concert on August 14th at Scripps Park.
- D. Anne Cleveland- LJTC- The meeting August 14 has been cancelled. The first meeting of the Christmas Parade & Holiday Festival committee will meet Wednesday August 13th at 6pm at GDC Construction.
- E. Mike Costello- No Three Stories- Asked for community assistance when Bird Rock Station goes to City Council.
- F. Joe Dicks- On La Jolla Parkway the trash has gotten out of control. He is looking for support to get this corrected.
- G. Sherri Lightner- candidate for Council District 1.
- H. Ray Weiss- identified a new problem in the Village area- there are restaurants that may be operating at noise levels above what is allowed.
- I. Orrin Gabsch- called for the community to take action on Bird Rock Station. He inquired what the options were about hiring professional experts/attorney on behalf of the Planning Group.
- J. Mary Coakley- the ribbon cutting for the Map will be Sept 12th.

8. COMMITTEE REPORTS / CONSENT AGENDA

Note: Items pulled from the Consent Agenda are trailed to the next meeting.

A. Planned District Ordinance Committee (PDO)

Chair: **Tiffany Sherer**, 2nd Mon, 4pm, La Jolla Recreation Center

SUPPORTING DOCUMENTS: n/a

No meeting, no report.

B. Coastal Development Permit Review Committee (CDP)

Chair: **Tony Crisafi**, 2nd & 3rd Tues, 4pm, La Jolla Recreation Center

SUPPORTING DOCUMENTS: Committee Report for July 2008

1. SAUVAGE RESIDENCE (*Final Review, 7/08/2008*)

CDP ACTION: FINDINGS CAN BE MADE, 9-0-1

1375 & 1410 Inspiration Drive – Demolish existing, combine two lots, and construct two-story 16,987 sf single family residence.

Approved Motion: To accept the recommendation of the CDP committee that the findings can be made to approve the Sauvage residence and forward the recommendation to the City. (Metcalf/ Fitzgerald 10-0-0)

In favor: Ashley, Berol, Fitzgerald, Gabsch, Lucas, Metcalf, Morton, Perricone, Rasmussen, Weiss

Recused: Crisafi

2. DIX RESIDENCE (*Final Review, 7/15/2008*)

CDP ACTION: FINDINGS CAN BE MADE with Conditions, 6-1-0

6879 Fairway Road – SDP for Environmentally Sensitive Lands to construct a pool.

Approved Motion: To accept the recommendation of the CDP committee that the findings can be made to approve the Dix residence and forward the recommendation to the City. (Ashley/ Fitzgerald 11-0-0)

In favor: Ashley, Berol, Crisafi, Fitzgerald, Gabsch, Lucas, Metcalf, Morton, Perricone, Rasmussen, Weiss

3. KRETOWICZ RESIDENCE (*Final Review, 7/15/2008*)

CDP ACTION: FINDINGS CAN BE MADE with Conditions, 6-1-0

7957 Princess St. - Amend SDP for Environmentally Sensitive Lands for a 333 sq ft addition and remodel to an existing single family residence and a 52 SF addition to a casita.

Approved Motion: To accept the recommendation of the CDP committee that the findings can be made to approve the Kretowitz residence with the following condition: To exclude the proposed Jacuzzi and trellis on the seaward side which does not conform to environmentally sensitive lands guidelines and forward the recommendation to the City. (Metcalf/ Crisafi 6-5-0)

In favor: Crisafi, Fitzgerald, LaCava, Metcalf, Perricone, Rasmussen

Opposed: Ashley, Berol, Gabsch, Lucas, Weiss

Recused: Morton

C. La Jolla Shores Permit Review Committee (LJSPRC)

Chair: **Tony Espinoza**, 4th Tues, 4pm, La Jolla Recreation Center

SUPPORTING DOCUMENTS: Committee Report for Jun 24 2008, Jul 22 2008.

1. Changes in Procedures – Information Only

Procedure changes, including limiting project reviews to only two meetings and limiting meetings to two hours maximum. A summary of these updated procedures will be posted on the CPA website.

2. **DANIELS RESIDENCE** (6/24/2008 Review)

LJSPRC ACTION: FINDINGS CAN NOT BE MADE BECAUSE SIGNIFICANT ISSUES MUST BE SATISFIED: FAR, HISTORICAL, TREE HEIGHTS. APPLICANT TO RETURN TO PRC WITH HISTORICAL REPORT, ADDRESS SIGNIFICANT ISSUES ON CYCLE REPORT; WORK WITH THE NEIGHBORS ON TREES AND PRIVATE VIEW ISSUES. 5-0-0.

7907 Princess Street - 2703 square foot addition to existing single family residence comprised of new second story over part of existing first story, new basement area below, expanded garage to allow for (3) cars, and associated site walls and balconies.

The applicant asked that this be pulled so that they can return to PRC to try and resolve the issues.

3. **ZAHID RESIDENCE** (7-22-2008 Review)

LJSPRC ACTION: FINDINGS CAN BE MADE, 4-0-0

7884 Lookout Drive - New two-story detached guesthouse with four car garage.

Approved Motion: To accept the recommendation of the PRC that the findings can be made to approve the Zahid residence and forward the recommendation to the City. (Metcalf/ Fitzgerald 10-0-1)

In favor: Ashley, Berol, Crisafi, Fitzgerald, Gabsch, Metcalf, Morton, Perricone, Rasmussen, Weiss

Abstained: Lucas

D. Traffic and Transportation Board (T&T)

Chair: **Mark Broido**, 4th Thurs, 4pm, La Jolla Recreation Center

SUPPORTING DOCUMENTS: draft Minutes for July 24, 2008.

1. **LA JOLLA MOTOR CLASSIC**

T&T ACTION: Approve with Conditions (7-0)

5th annual event at Scripps Park, no parking along the park, potential closure of Coast Blvd from Prospect to Girard.

Pulled by: Fitzgerald/Rasmussen

2. **HILLEL OF San Diego STUDENT CENTER**

→ *Will be heard by full CPA at September Meeting*

T&T ACTIONS:

- a. Cannot make findings on Street Vacation (3-2-1)
- b. Deny project due to parking issues (4-0-2)
- c. Project creates an inadequate transportation plan with impacts on adjacent intersections and pedestrian movements (4-2-0).

8976 Cliffridge Avenue – SDP, Easement Abandonments and dedications, and R/W Vacation for a phased project to construct a 12,100 sf student center on a vacant 0.76 acre site on the south side of La Jolla Village Drive.

No action taken on this project since it will be addressed by the trustees at the September meeting when PRC has finished its review.

President LaCava asked for volunteers from the planning group to review the Mitigated Negative Declaration to provide a summary of the document to the Trustees. Glen Rasmussen volunteered.

9. REPORTS FROM OTHER ADVISORY COMMITTEES

- Information only unless otherwise noted

A. **COMPACT** (*Community Planners Advisory Committee on Transportation*)

CPA Delegate: **Vacant**, 4th Wed, 6:30pm, 202 C Street 12th floor

No report.

B. **LA JOLLA COMMUNITY PARKING DISTRICT ADVISORY BOARD**

CPA Delegate: **Vacant**, 3rd Wed, 4pm, La Jolla Recreation Center

1. Ratify President's appointment of Orrin Gabsch as CPA delegate, Ray Weiss as CPA alternate.

Approved Motion: To ratify the appointment of Orrin Gabsch and Jim Fitzgerald as representative and alternate to the La Jolla Community Parking District Advisory Board. (Morton/ Fitzgerald 9-0-2)

In favor: Ashley, Berol, Crisafi, Fitzgerald, Lucas, Metcalf, Morton, Perricone, Rasmussen

Abstained: Gabsch, Weiss

10. VONS

→ *Item pulled by trustees from June Consent (applicant could not make July mtg).*

SUPPORTING DOCUMENTS: PDO Minutes of 5/05/2008, Applicant's graphics.

PDO ACTION: Façade improvements in conformance, 9-0; New signage in conformance, 6-3.

7600 Girard Ave - Façade improvements and new signage.

Presentation by Chris Wines representing VONS. Presentation of square footage allowed & square footage of the signs. His presentation shows that the square footage of the signs proposed is less than what is allowed under the PDO.

Orrin Gabsch- Concern expressed about the way that this proposal alters the original proposal for signage when VONS was rebuilt. The goal was to ensure that it looked like a grocery store with one tenant- not a strip mall. Therefore this proposal with multiple company signage looks more like the strip mall that was to be avoided.

Mike Morton – concern about the fact that the signs are not located near the doors where the shops are located for marketing purposes rather than providing information to customers.

Gabsch- Asked how many of the companies are run by someone other than VONS. Answer was Wells Fargo. Jamba Juice, Starbucks, the Pharmacy are staffed with VONS employees.

Roger Wiggans- cautioned the group to be fair about requirements for the definition of "grocery store".

John Berol-

Approved Motion: To reject the recommendation of the PDO committee and deny approval of this signage plan based on concerns about location of multiple signs across the length of the building, the signs should be clustered and send the recommendation to the City. (Rasmussen/ Gabsch 6-3-1)

In favor: Ashley, Fitzgerald, Gabsch, Metcalf, Perricone, Rasmussen

Opposed: Berol, Metcalf, Morton

Abstained: Weiss (It conforms to the PDO, yet is not good for the community.)

11. Coastal Permit Exemption - INFORMATION ONLY

SUPPORTING DOCUMENTS: Attached draft from the City

Possible change to land development code to eliminate "50% wall preservation" limitation in exchange for building only to 80% of allowed FAR and 90% of allowed height.

Dan Joyce from CPCI will be making a presentation at the September meeting. This discussion is being held to provide an opportunity for the trustees to identify questions that Dan can address when he comes.

*Please provide the number of CDP permits versus the number of building permits granted under the current categorical exemption within the La Jolla Community; in other words, what percentage of new construction/remodels are subject to public notice/community review?

*What is the City's purpose in making such a change; what problem is the City trying to fix?

*What does the City hope to gain in making such a change; what are the expected benefits?

*It is theoretically possible to get to a 3-story building at 27 feet (90% of 30 feet), especially in a hillside setting. How would the 40% of FAR on the 2nd floor restriction apply if the project had a 3rd story or penthouse?

*Under this exemption would the building permit be treated as a "new construction" or a "remodel"?

*Is there a way to notice to neighbors?

12. Adjourned to September 4, 2008

Submitted 8-10-08 Darcy Ashley



PO Box 889, La Jolla, CA 92038

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info@LaJollaCPA.org

La Jolla Community Planning Association

Phil McConkey
1599 Coast Walk
La Jolla, CA 92038

August 28, 2008

Dear Phil,

In the last twelve months of regular meetings of the La Jolla Community Planning Association, you have missed four meetings. The meetings missed are as follows: September 2007, March, June and August 2008. The minutes of the organization have been reviewed to confirm this information. Please see the attendance list on the LJCPA website, which is updated monthly. If you believe that there has been an error in recording your attendance information, please contact me.

The result of missing four meetings within the previous twelve months is that the trustee becomes ineligible to serve. This letter is notification that you are no longer eligible to serve. (Article VI, Section 1, F) Written notification of this has also been sent to LJCPA President Joe LaCava, so that it will be placed on the September 4, 2008 meeting agenda for ratification by the Board.

You are eligible to re-run for your position. If you would like to do so, please inform LJCPA President Joe LaCava.

Sincerely,

Darcy Ashley
LJCPA Secretary

cc: Joe LaCava, President
Glen Rasmussen, V.P.



La Jolla Community Planning Association

5 September 2008

Ms. Julé Rizzardo
State Water Resources Control Board
Division of Financial Assistance
1001 I Street, 16th Floor
Sacramento, CA 95814

RE: Proposition 84 ASBS Grant Program: La Jolla Shores ASBS Protection
Implementation Program (Pin #14080)

Dear Ms. Rizzardo,

The La Jolla Community Planning Association (CPA) is a non-profit group that interacts with the City of San Diego on behalf of the La Jolla community with regard planning, development, and permitting of activities within La Jolla. Specifically, the CPA has been recognized by the City Council to make recommendations to the City Council, Planning Commission, City staff and other governmental agencies on land use matters, specifically concerning the preparation of, adoption of, implementation of, or amendment to, the General Plan or a land use plan when a plan relates to the La Jolla Community Plan boundaries. The CPA also advises on other land use matters as requested by the City or other governmental agency.

On behalf of the La Jolla CPA, I am writing this letter of support for the City of San Diego as they apply for Proposition 84 funding for the La Jolla Shores Area of Significant Biological Significance (ASBS) Protection Implementation Program (Pin #14080). The Program involves the implementation of a series of projects designed to protect, enhance, and restore the functions and beneficial uses of the La Jolla State Marine Conservation Area (ASBS #29) and San Diego-Scripps State Marine Conservation Area (ASBS #31), both of which are highly valued marine areas within the State of California that are unique to La Jolla.

The City of San Diego has shown their commitment to ASBS protection and restoration prior to their request for Proposition 84 funding. In January 2006, the City of San Diego and its cooperative partners formed the La Jolla Shores Coastal Watershed Management Group. This group was organized to facilitate the development of an integrative, comprehensive guide to systematically identify non-point discharges and human impacts to the La Jolla ASBS and Critical Coastal Areas (CCA) in the watershed and to define solutions to correct these impacts. The result of their efforts was the creation of the La Jolla Shores Integrated Coastal Watershed Management Plan (ICWMP), which was adopted by the City of San Diego on June 24, 2008 and

accepted by the University of California, San Diego/Scripps Institute of Oceanography on May 15, 2008. The ICWMP was funded by the State Water Resources Control Board (Board) through Proposition 50 Integrated Regional Water Management (IRWM) program and is consistent with IRWM Plan Standards.

The projects proposed under La Jolla Shores ASBS Protection Implementation Program were identified in the ICWMP and will provide the next step in ASBS protection. *Securing the grant is critical to the ongoing ASBS protection.* Therefore, the La Jolla Community Planning Association strongly encourages the Board to approve the City of San Diego's grant application.

The La Jolla CPA will derive the following benefits from the La Jolla Shores ASBS Protection Implementation Program:

- Helping us protect the interests of the La Jolla community;
- Helping us support the La Jolla Community Plan and Local Coastal Program Land Use Plan with regard to parks and beautification efforts through the improvements to Kellogg Park; and
- Helping us protect our parks, beaches, and coastal waters through runoff and pollutant loading reductions.

Sincerely,
La Jolla Community Planning Association

Joe LaCava
President



La Jolla Community Planning Association

D R A F T (Revised 8-20-2008)

TO: Bernard Turgeon, CPCI
Marianne Green, CAO
CC: Council District 1 Office
Date: _____
RE: La Jolla Community Planning Association draft By-Laws

In June 2008 we received an email from the CAO outlining 6 issues with the draft bylaws that require City Council action for approval. We have provided below an explanation of why we included these items in our bylaws and why they should be approved by the City Council.

Issue 1. Corporate Bylaws

CP 600-24 preamble at page 2 states, "Planning groups that are also incorporated under the laws of the State of California, shall maintain corporate bylaws separate from the planning group bylaws."

- *The La Jolla Community Planning Association has submitted corporate bylaws which are not separate from their planning group bylaws.*
- *A few examples of references to the corporate nature of the group include Art. I, Secs. 1 and 4, Art. II, Sec. 7, and Art. VI, Sec. 1(D).*

Corporate bylaws notwithstanding, there are other deviations from CP-600-24 listed below.

Response: The Administrative Guidelines note that "...there are a number of provisions typically included in corporation bylaws that are contrary to the intent of the Policy." Apparently the objection is not to any specific language in our draft bylaws but merely the corporate appearance. A careful reading reveals that the draft bylaws do *not* include any typical provisions that are contrary to either 600-24 or the Brown Act. If the bylaws are otherwise compliant while being patterned after corporate bylaws the deviation should be considered minor, and of no material consequence.

Issue 2. Art. III, Sec. 3, p. 5 – Terms.

Omits reference to CP 600-24 Art. III, Sec. 4 which clarifies the term limit policy.

Response: Inserting this reference to draft language was not deemed necessary; nevertheless, inserting the reference does not change the intent of the bylaws and we would accept including the reference as follows:

TO: Bernard Turgeon, CPCI, Marianne Green, CAO
CC: Council District 1 Office
Date: _____
RE: La Jolla Community Planning Association draft By-Laws
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Insert as a new closing paragraph: “Trustee Terms shall otherwise conform to Council Policy 600-24, Article III, Section 3.”

Issue 3. Art. IV, Sec. 3, p. 6 – Vacancies.

Omits provision that says planning group will be deemed inactive if it fails to reach 12 members after an additional 60 days. This deviates from CP-600-24 Art. IV, Sec 3.

Response: Nothing in these bylaws precludes the City from enforcing 600-24. Note that the bylaws read “...there are less than 12 elected LJCPA Trustees in good standing, the LJCPA shall report in writing the efforts made to fill the vacancy to the City.” The City can then take the action it deems necessary at that time.

Issue 4. Art. VI, Sec. 2(x), p. 9 – Special meetings.

Allows three members instead of a majority of the board to call a special meeting. This deviates from CP 600-24 Art. VI, Sec. 2(x).

Response: This item is alleged to be in conflict with the Brown Act; however, the draft bylaws have a distinct difference in that the required notice is *longer* than the 72 hours for a Regular Meeting and *longer* than the *allowed 24 hours* for a Special Meeting. We wanted this provision to assure that a minority portion of the Board has the power to call a meeting. It would seem that the Brown Act’s requirement of a “majority approval” is designed as compensation for the reduced notice period of only 24 hours. Since the LJCPA wants a smaller group to be able to call a meeting, we have *increased* the required notice period.

<u>Document</u>	<u>Required Votes</u>	<u>Required Notice</u>
Brown Act	Majority of board	<u>24 hours</u> notice
Draft bylaws	3 Elected Members or President	<u>One week</u> notice

Perhaps, as a compromise, the CPA can make two changes:

1. We can change the name from “special meeting” to something else (“meetings other than regular meetings”?) to avoid the perception of a conflict with the Brown Act while still retaining this provision.
2. Add language for “Special Meetings” that is fully compliant with the Brown Act; that is, majority of board and 24 hours notice. This could serve the planning group in the rare cases that something arises between regular meetings that needs to be addressed by the planning group.

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Issue 5. Art. VI, Sec. 2(v), p. 11 – Consent items.

Omits public right to pull consent items. This deviates from CP 600-24 Art. VI, Sec. 2(v).

Response: In addition to the comment above we have also been advised that the current bylaw language is also in conflict with the Brown Act. Accordingly, we propose to amend our bylaws as follows.

(5) CONSENT AGENDA – Consent items may be placed on the Consent Agenda based upon the recommendations of both Standing and Community Joint Committees and Boards. For items to be considered for a “Consent Agenda” all of the following are required:

- (a) A committee of the LJCPA or a Community Joint Committee or Board has discussed the item at a noticed meeting,
- (b) All interested members of the public were given an opportunity to address the Committee or Board, and
- (c) The item has not substantially changed since the Committee or Board consideration.

The comments of the Committee or Board and those made by interested members of the public should be reflected in the minutes of the Committee or Board. Any interested member of the public may comment on a consent agenda item. ~~If a motion is made by a Trustee to pull an item from the consent agenda, and the motion is seconded~~ If any interested member of the public takes a consent agenda item off the consent agenda by request, this item will be placed on the Trustees’ next monthly or special meeting for a full discussion, subject to subparagraph (7) below, or referral to a Standing Committee or Community Joint Committee or Board.

We believe this revised language is compliant with CP 600-24 and the Brown Act.

Issue 6. Art. VI, Sec. 2 (b), p. 12 – Subcommittee composition.

CP 600-24 Art. VI, Sec 2(b) requires subcommittees to be composed of a majority of Board members. Clarify whether the Community Joint Committees and Boards are committees or subcommittees of the planning group. If they are a majority of the committee members must be Board members.

Response: The LJCPA bylaws provide for an extensive subcommittee structure to ensure that as many stakeholders can sit on reviewing committees as possible and ensure the committees represent the broadest cross-section of the community. The four major subcommittees have 34 seats, and that doesn’t include other committees such as elections, bylaws, etc. Realistically these subcommittees can not be filled by the 18 elected members (trustees) alone. Unlike other communities La Jolla has an extraordinary amount of activity since it is in the coastal zone and there is frequent redevelopment of residential and commercial buildings. In 2007 the City issued

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240 Public Notices for projects in the community of La Jolla, an average of 20 per month. Only with our extensive subcommittee structure and army of committee members are we able to review all the projects in a timely and comprehensive manner. While not yet part of the 600-24 or our bylaws, we think the staff's suggested "Acknowledgement of Responsibilities by Non-Planning Group Member of a Subcommittee" (Attachment 1, draft Administrative Guidelines) is an excellent step in the right direction and a better way to address this issue than to require a majority of committee members to be Board members.



La Jolla Community Planning Association

September ____ 2008

To the Honorable Mayor Jerry Sanders and Council President Scott Peters:

La Jolla's main entrance and exit point – La Jolla Parkway – has been consistently plagued with an on-going and unsightly collection of garbage. This garbage is making a poor statement about the La Jolla community to visitors and residents, alike. The current clean-up efforts of Cal Trans and the City are inadequate, especially during the busy summer months. Residents cannot “self-help” with weekend clean-ups because of the dangerous traffic situation. Our community leaders need to propose a better solution.

La Jolla Parkway (both east and west from freeways 5 and 52 to the throat), and the ramps from La Jolla Parkway to and from La Jolla Scenic South (including the one connecting Via Capri to La Jolla Parkway), constitute the primary gateway in and out of our world-famous community. There is enough trash along this route to fill several trash dumpsters, and it is a gravely poor reflection on La Jolla. The first thing most people see entering La Jolla, and the last thing they see when leaving, is a community littered with trash. What kind of message does it send to the thousands of visitors who make use of our parks, beaches, shops, hotels and restaurants each day? It sends the very clear message that littering is acceptable here; that it is okay to leave trash wherever convenient; that our village, beaches and neighborhoods are fine depositories for cigarette butts, used diapers, beer bottles, soft drink cans, fast food bags, tissues, napkins, abandoned furniture, and old advertising signs. And, ultimately, it sends the message that our community is in decline and may no longer be a place worth traveling to. These are not the messages that we want to send.

La Jolla needs, and is entitled to a more frequent clean-up of its roadways, especially La Jolla Parkway, which is the first and last impression most visitors have when they spend time in La Jolla. We need to insist that this section of roadway get greater attention and more frequent clean-ups so that La Jolla's gateway proudly reflects the natural beauty of our historic community.

Sincerely,
La Jolla Community Planning Association

Joe LaCava
President