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President: Tony Crisafi
Vice President: Rob Whittemore
Treasurer: Jim Fitzgerald
Secretary: Dan Allen

La Jolla Community Planning Association

Regular Meetings: 1st Thursday of the Month
La Jolla Recreation Center, 615 Prospect Street

Thursday, 02 June 2011

F I N A L MINUTES – REGULAR MEETING

Present: Cynthia Bond, Devin Burstein, Laura Ducharme Conboy, Michael Costello, Dan Courtney, Tony Crisafi, Jim Fitzgerald, Orrin Gabsch, Joe LaCava, David Little, Tim Lucas, Nancy Manno, Phil Merten, Rob Whittemore.
Absent: Dan Allen, Tom Brady, Ray Weiss.

1. Welcome and Call To Order: Tony Crisafi, President @ 6:08 PM

President Crisafi offered corrections to the Agenda: Presidents Report, Agenda Item 7-D, Palazzo, "Response to CPA decision considering modifications, City Council appeal hearing rescheduled: September 2011".

2. Adopt the Agenda

Approved Motion: Motion to Adopt the Agenda as modified: (Fitzgerald/Courtney 13/0/1).

In favor: Bond, Burstein, Conboy, Costello, Courtney, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Merten, Whittemore.

Abstain: Crisafi.

3. Meeting Minutes Review and Approval: 19 May 2011

Approved Motion: Motion to approve the Minutes of May 19, 2011, (Fitzgerald/Whittemore 11/0/3).

In favor: Bond, Burstein, Conboy, Costello, Courtney, Fitzgerald, Gabsch, LaCava, Lucas, Manno, Whittemore.

Abstain: Crisafi, Little, Merten.

4. Elected Officials Report - Information Only

A. Council District 2 - Councilmember Kevin Faulconer

Rep: Katherine Miles, 619.236.6622, kmiles@sandiego.gov

Ms. Katherine Miles, the new representative for Councilmember Faulconer's District 2 office introduced herself and was welcomed by **President Crisafi**. **Ms Miles** reported Councilmember Faulconer is advocating for restoration of funds for the Libraries.

B. Council District 1 - Councilmember Sherri Lightner

Rep: Erin Demorest, 619.236.7762, edemorest@sandiego.gov

Ms. Demorest was present: Reported Councilmember Lightner continues to support and work for restoration of funds for Libraries and restoration of funds for Lifeguard training. Referred community members to Councilmember Lightner's website for updated/specific community information. **Trustee Fitzgerald** requested information re certification: Medical Marijuana petition. **Trustee Gabsch** requested information re: Shared Parking Agreements/Enforcement/Intensification of Use. **Trustee Courtney** commented re: Torrey Pines Corridor/delay of T & T Committee information meeting.

5. Non-Agenda Public Comment

Issues not on the agenda and within LJCPA jurisdiction, two (2) minutes or less.

A. UCSD - Planner: Anu Delouri, adelouri@ucsd.edu, <http://commplan.ucsd.edu/>

Ms. Delouri was present: referred community members to the Spring 2011 UCSD Newsletter for general information and specific updates on UCSD projects. **Trustee Lucas** inquired of **Ms. Delouri**: Would she remain for discussion of Agenda Item 12, (8600 & 8700 blocks of Nottingham Dr. 2 Hour Parking)? **Ms. Delouri** responded in the affirmative.

Ms. Esther Viti, Community Member asked for volunteers to join with The LJTC Nell Carpenter Beautification & Streetscape Clean Up Committee and Friends of Coast Walk Trail in a combined "Giant Clean Up" effort to clean Coast Walk Trail.

John Leek, Community Member reported on the successful effort to reconstruct the South Casa Beach stairway. **Mr. Leek** noted; Dan Daneri, San Diego Park & Recreation, was instrumental in facilitating the reconstruction, as was La Jolla Parks & Beaches, Inc.

Trustee LaCava announced, with great sadness, the death of George Sutton. A valued and dedicated community member, George Sutton volunteered tirelessly on a multitude of issues affecting La Jolla and the Bird Rock Community, where he and his family made their home. He served as a board member on the La Jolla Traffic & Transportation Board and the Bird Rock Community Council. His many kindnesses and his efforts on behalf of the La Jolla Community will be greatly missed. Our thoughts and prayers are with his family.

Ms. Peggy Davis, LJCPA Member, 8387 Paseo del Ocaso, La Jolla Shores. **Ms. Davis** requested the assistance and the advice of the LJCPA re the residence currently under construction at 8368 Paseo del Ocaso. **Ms. Davis** believes there are Code infractions. **Mr. Peter Gantzel**, LJCPA Member expressed his concerns regarding the project. **Trustee Whittemore** noted his concerns re what may be characterized as "Adverse Decisions," regarding situations similar to what was described by **Ms. Davis** and **Mr. Gantzel**. **Trustee LaCava** suggested referral to **President Crisafi** and **Trustee Merten** and **Trustee Whittemore** to consider **Ms. Davis** and **Mr. Gantzel's** concerns.

Ms. Cindy Thorsen, LJCPA Member, discussed the 7th Update to the Land Development Code and suggested the Trustees and the Community should review/familiarize themselves with the documents relating to the proposed revisions. **Ms. Thorsen** distributed a document listing the 33 Amendments for proposed change along with instructions for access to the relevant Municipal Code Sections.

Ms. Kathleen Keehan, San Diego County Bicycling Association: Presented information re an education program available to Planning Groups to encourage cycling in the community. Requested placement on the LJCPA Agenda and/or the Traffic & Transportation Board Agenda.

Ms. Sherry Nooravi, Community Member, representing Residents for Torrey Pines Safety: requested the support of the LJCPA and the La Jolla Community, at the June 23, 2011 Traffic & Transportation Committee meeting, to vote for the option that will bring safety to the La Jolla Community.

Trustee Lucas requested the Community send letters to the California Coastal Commission requesting the restoration of Princess Street Beach Access.

Trustee Courtney commented on the Torrey Pines Road Corridor Project.

Ms. Melinda Merryweather, LJCPA Member, Commented on the Princess Street Beach Access, in agreement with **Trustee Lucas**, requested letters be submitted to California Coastal Commission.

6. Officer's Reports

A. Secretary: Dan Allen / Nancy Manno

Presented by **President Crisafi**, for secretary Dan Allen/Nancy Manno: If you want your attendance recorded today, please sign-in at the back of the room. You are entitled to attend without signing in, but only by providing proof of attendance can you maintain membership or become a Trustee. If you want your attendance recorded without signing-in at the back, then hand to me before the end of the meeting a piece of paper with your printed full name, signature and a statement that you want your attendance recorded. Eligible non-members wishing to join the LJCPA must have recorded attendance for one meeting and must submit an application, which is available at the membership table and on-line.

B. Treasurer: Jim Fitzgerald

Beginning Balance: \$308.87 + Income \$160.08 – (Expenses \$151.89) = Ending Balance: \$317.06.

Expenses include: Printing, telephone. **Trustee Fitzgerald** noted: The printing costs for May (\$114.95) were approximately double because the Agenda/supporting documents were printed twice to support both the cancelled and the regular Meeting. **Trustee Fitzgerald** commented on the special generosity of the Membership and Trustees and reminded Trustees, Members and guests: LJCPA is a non-profit organization and must rely solely on the generosity of the community and the Trustees. All donations must be in cash to preserve anonymity.

7. President's Report - Action Items Where Indicated

A. Committee Appointment - P. Benton ratification / DPR Committee

Trustee Costello commented, requested confirmation of Mr. Benton's attendance and membership status.

Approved Motion: Motion to ratify the appointment of Paul Benton, Development Permit Review Committee, effective twenty-eight days from date (05/25/2011) of Membership Application. Laura DuCharme Conboy to chair DPR committee meetings through June, (LaCava/Burstein 10/3/1).

In favor: Bond, Burstein, Conboy, Costello, Fitzgerald, Gabsch, LaCava, Merten, Manno, Whittemore.

Oppose: Courtney, Little, Lucas.

Abstain: Crisafi.

B. Aron Residence - Hearing Officer hearing June 1st

President Crisafi reported: Project approved June 06, 2011. **President Crisafi** to review the revised Project drawings.

C. Kooklani - Planning Commission hearing June 23

President Crisafi reported this Project has been appealed. **President Crisafi** will review the Project drawings at the City. Applicant has declined to send drawings to the Community.

D. Palazzo - Response to CPA decision considering modifications. City Council appeal hearing rescheduled to September 2011 at Applicants request. President Crisafi noted Applicant has declined to return to LJCPA.

E. Ad Hoc Committee report - Information Only

Chair: Devin Burstein

Trustee Burstein announced the next meeting of the Ad Hoc Committee is scheduled for Wednesday, June 08, 2011.

F. Trustee Removal for Lack of Eligibility: Greg Salmon: action item.

President Crisafi reported: LJCPA Secretary Dan Allen has provided written notification: Trustee Greg Salmon has missed four (4) LJCPA Meetings within a twelve (12) month period: 02 September 2010, 02 December 2010, 03 March 2011, 18 May 2011. Per LJCPA Bylaws: "Section 4. Trustee Removal for Lack of Eligibility: A Trustee shall be removed from the Board of Trustees, upon a majority vote of the Board of Trustees, if, during a regularly scheduled public meeting, the Secretary presents documentation and has notified the Trustee in question, that the Trustee is ... (b) the Trustee is no longer eligible to serve as a Trustee due to not meeting the member attendance requirements in Article VI, Section 1. F of these Bylaws." **Trustee LaCava**, noting that Greg Salmon had been informed and does not protest, with regret, offered the Motion.

Approved Motion: Motion to remove Greg Salmon as Trustee of the La Jolla Community Planning Association, (LaCava/Fitzgerald 12/0/2).

In favor: Bond, Burstein, Conboy, Courtney, Fitzgerald, Gabsch, LaCava, Little, Lucas, Merten, Manno, Whittemore.

Abstain: Crisafi, Costello.

G. Form Special Election Committee: action item.

Adhering to the LJCPA Bylaws, **President Crisafi** announced there would be a Special Election for one (1) vacancy, called for volunteers to staff a Special Election Committee: LJCPA Member **Robert Collins**, **Trustees LaCava** and **Lucas** volunteered to form an Election Committee.

H. Temporary FAR restrictions in La Jolla Shores

President Crisafi requests La Jolla Shores Permit Review Committee to assume task of reviewing La Jolla Shores Floor Area Ratio re: temporary regulations and/or guidelines, including Single-family, Multi-family, Commercial/Mixed-Use, and to initiate these regulations/guidelines as temporary measures, for La Jolla Shores, until the La Jolla Shores Planned District Ordinance, (PDO) can be updated. LJCPA Members **Helen Boyden**, **Barry Graceman** commented. **Trustee Whittemore** commented, LJCPA Member **Ms. Kathleen Neil** commented.

I. Consideration of District One Councilmember Lightner's and City of San Diego letters to the Coastal Commission regarding the Kretowicz CDP, public beach access at Princess Street - action item.

President Crisafi encouraged community members to communicate their concerns by letter to the California Coastal Commission. LJCPA Member **Melinda Merryweather** reminded Community Members the Coastal Commission hearing is a Public Hearing; anyone may speak.

8. CONSENT AGENDA – Ratify or Reconsider Committee Action

Consent Agenda allows the Trustees to ratify actions of our joint committees and boards in a single vote with no presentation or debate. The public may comment on consent items.

Anyone may request that a consent item be pulled for reconsideration and full discussion.

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

PDO – Planned District Ordinance Committee, Chair Ione Stiegler, 2nd Mon, 4pm

DPR – Development Permit Review Committee, 2nd & 3rd Tues, 4pm

PRC – LJ Shores Permit Review Committee, Chair Helen Boyden, 4th Tues, 4pm

T&T – Traffic & Transportation Board, Chair Todd Lesser, 4th Thurs, 4pm

A. Trunkey Residence

PRC ACTION: Findings can be made for a SDP. Findings can also be made for a CDP. 5-0-1
7595 Hillside Drive-Slope repair on environmentally sensitive lands.

B. Wells /Tyler Residence

PRC ACTION: The findings can be made for a SDP and a CDP. Because this is a single story residence the rear setback is acceptable. 4-1-1

8217 Paseo del Ocaso-Demolish an existing SFR and construct 2532sf one-story home plus garage.

C. Taste of the Cove

T&T ACTION: Approve Coast Blvd component 6-1-1

Coast Boulevard (Aug 31st) - Closure of north side (adjacent to Scripps Park) to on-street parking, 6a to 11p

Coast Boulevard (Sept. 1st) - Closure of north side to on-street parking, 6a to noon

Approved Motion: Motion:

To accept the recommendation of the La Jolla Shores Permit Review Committee: (A) Trunkey Residence, 7595 Hillside Drive: Slope repair on environmentally sensitive lands. Findings can be made for a SDP; Findings can be made for a CDP, and forward the recommendation to the City.

To accept the recommendation of the La Jolla Traffic & Transportation Committee: (C) Taste of the Cove: To approve these two components:

1) Aug 31, 2011: Closure of north side of Coast Boulevard (adjacent to Scripps Park) to on-street parking: 6:00am – 11:00pm

2) September 01, 2011: Closure of north side of Coast Boulevard to on-street parking: 6:00am - 12 Noon, and forward the recommendation to the City.

(LaCava/Burstein 13/0/1)

In favor: Bond, Burstein, Conboy, Costello, Courtney, Fitzgerald, Gabsch, LaCava, Little, Lucas, Merten, Manno, Whittemore.

Abstain: Crisafi.

At the request of **Trustee Merten**: A separate vote was recorded for Consent Agenda Item B.

Approved Motion: Motion: To accept the recommendation of the La Jolla Shores Permit Review Committee: (B) Wells /Tyler Residence: 8217 Paseo del Ocaso: Demolish an existing SFR, construct 2532sf one-story home plus garage. This is a single story residence: the rear setback is acceptable: Findings can be made for a SDP and a CDP, and forward the recommendation to the City, (LaCava/Fitzgerald 10/2/2)

In favor: Burstein, Conboy, Costello, Courtney, Fitzgerald, LaCava, Little, Lucas, Manno, Whittemore.

Oppose: Bond, Merten.

Abstain: Crisafi, Gabsch.

9. REPORTS FROM OTHER ADVISORY COMMITTEES -Information only

A. LA JOLLA COMMUNITY PARKING DISTRICT ADVISORY BOARD - Inactive

B. COASTAL ACCESS AND PARKING BOARD - Meets 1st Tues, 4pm, Rec. Center

10. Sewer Pipeline Rehabilitation Project O-1 - begin Fall 2011 - Info only

Rep: Maryam Liaghat, City of San Diego Capital Projects (619) 533-3758 mliaghat@sandiego.gov

La Jolla Scenic S., La Pintura Dr., Castejon Dr., Soledad Rd., Palomino Ct., Colgate Circle, Rutgers Rd., Via Cortina.

Ms. Maryam Liaghat presented: Sewer Pipeline Rehabilitation O-1 is part of a program established by the City of San Diego and the Environmental Protection Agency mandating the rehabilitation of old and deteriorated concrete sewer mains and water lines. **Trustee Lucas** questioned re: open trenches: work will utilize trenchless technology. **Trustee Courtney**: hours of operation? Daytime only, 8:30 am – 3:30 pm. **President Crisafi**: Cautioned re sensitive habitat in canyon areas.

11. Children's Pool Beach Closure

Rep: Dan Daneri, City of San Diego Parks & Rec. 619-235-5914 ddaneri@sandiego.gov

Presented: **Mr. Dan Daneri**: An application has been filed with the City of San Diego for a (Process 5) Community Plan Amendment and Coastal Development Permit to annually close public access to La Jolla Children's Pool in perpetuity, by placing barricades with 30-inch x 36-inch signs at the top of the concrete stairs during harbor seal pupping season, from December 15 to May, within the La Jolla Community Plan Area Coastal Overlay, (appealable), and Coastal Height Limit zones. Council District 1.

Trustees Gabsch, LaCava, Burstein questioned **Mr. Daneri** and **Mr. Morris Dye**.

Community Members registering their disapproval with the proposal presented by **Mr. Daneri: Melinda Merryweather, John Steel, Justin Schlaefli, Marie Hunrichs, Ken Hunrichs, Bryant Smythe, John Leek, Thomas Lynch, Roman Castro for Tim Choi, Christopher Davis, Tim Choi, Ashley Davis, Al Silebi, Melinda Merryweather, Dan Byrnes, David Pierce, Don Perry. Trustee Whittemore**, in support of the Motion: expects CEQA will apply and given the state of the City's finances, the City should not consider closing the Children's Pool Beach. **Trustee Lucas** expressed his disappointment with San Diego City Council. **Trustee Costello** spoke to the inappropriate use of the Marine Mammal Protection Act, (MLPA).

Approved Motion: Motion: The La Jolla Community Planning Association, opposes in the strongest possible way, annually closing public access to the La Jolla Children's Pool. Public access to the La Jolla Children's Pool should remain open year round, in perpetuity. The La Jolla Children's Pool is a unique, priceless asset for Children, for all the citizens of California, and a critical part of the La Jolla Community. In addition, the La Jolla Community Planning Association opposes the closure of the Children's Pool Beach, as the findings for a CDP cannot be made because the closure is not in accordance with the vertical access to the beach and coastline provisions of the California Coastal Commission approved La Jolla Community Plan, Local Coastal Program and Land Use Plan, (Burstein/Courtney 11/1/2).

In favor: Bond, Burstein, Conboy, Costello, Courtney, Gabsch, Little, Lucas, Manno, Merten, Whittemore.

Oppose: Fitzgerald.

Abstain: Crisafi, LaCava.

Approved Motion: Motion: Re: The application filed with the City of San Diego for a (Process 5) Community Plan Amendment and Coastal Development Permit to annually close public access to La Jolla Children's Pool in perpetuity, by placing barricades with 30-inch x 36-inch signs at the top of the concrete stairs during harbor seal pupping season, from December 15 to May, within the La Jolla Community Plan Area Coastal Overlay, (appealable), and Coastal Height Limit zones. Council District 1. The La Jolla Community Planning Association recommends that Department of Park & Recreation not pursue initiation of said Community Plan Amendment and the Planning Commission not approve such initiation, (LaCava 12/1/1).

In favor: Bond, Burstein, Conboy, Costello, Courtney, Gabsch, LaCava, Little, Lucas, Manno, Merten, Whittemore.

Oppose: Fitzgerald.

Abstain: Crisafi.

In reference to Agenda Item 11: Children's Pool Beach Closure: A Room Vote was requested. The Room Vote from the floor of approximately thirty persons appeared to be unanimous in favor of the Trustees' action. Trustee Fitzgerald requested his participation in the Room Vote be noted as in opposition. Trustee Conboy requested her participation in the Room Vote be noted as an abstention.

12. 8600 & 8700 blocks of Nottingham Dr. 2 Hour Parking

Previous Action (May '11): Pulled from Consent Agenda

T&T Action (April '11): Motion to approve 6-0-0 Request is to extend the 2-hour parking

Community Members **Mr. Herbert Lazerow, Ms. Roseann Brozinsky, Mr. Brian Miller, Ms. Helen Boyden, Ms. Sally Fuller** spoke to the egregious parking problems on Nottingham Drive. **Trustees Conboy, Costello, Courtney, Gabsch, LaCava, Lucas, Whittemore, President Crisafi** discussed the extremely difficult parking problems residents must contend with in the residential neighborhoods adjacent to UCSD. **Trustee LaCava** suggested Ms. Boyden consider obtaining a petition from homeowners on the 8500 block for 2-hour time limited parking and file an application with the city. **Ms. Anu Delouri**, Senior Community Planner, UCSD, will make the concerns voiced by Community Members and the Trustees known to appropriate UCSD Staff.

Approved Motion: Motion to accept the La Jolla Traffic & Transportation Committee Action, to approve the request for 2 Hour Parking limit on 8600 & 8700 blocks of Nottingham Drive, and forward the recommendation to the City, (Fitzgerald/Whittemore 12/1/1).

In favor: Bond, Burstein, Conboy, Costello, Courtney, Fitzgerald, Gabsch, LaCava, Lucas, Manno, Merten, Whittemore.

Oppose: Little.

Abstain: Crisafi.

13. Consideration of revision of Item 33 proposed in the 7th update to the LDC -

Possible Action Item - Item 33 changes the treatment of Separately Regulated Uses in the La Jolla Shores PDO.

Previous LJCPA Action (May 19 '11): Sent to LJSPRC for consideration.

LJPRC Action (May 24 '11): The committee recommends that schools & churches be removed from the list of uses allowed by right as found in §1510.0303 (d) and §1510.0303 (e) of the LJSPDO and be subject to the permit process for Separately Regulated Uses. The committee wants very strongly to continue the specific protections for uses as prescribed in the LJS PDO. Motion approved - 5-0-0

Trustee LaCava presented: The intent of the City is to bring the language of the La Jolla Shores PDO into conformity with the language of the other Planned Districts and to insure equal protections afforded to all Planned Districts. At the 05/18/11 LJCPA meeting, at the direction of **President Crisafi**, consideration of the revision of Item 33 was returned to the LJSPRC Committee for discussion. **Trustee LaCava** was present at the LJSPRC Committee meeting where concerns regarding the proposed revisions were put forward. **Trustee LaCava** returned to City Staff with concerns raised by LJSPRC Committee members: City Staff responded quickly and admirably, providing revised draft language, (copies provided to Trustees attached to 06/02/11 Agenda). **Trustee LaCava** presented language revisions and responded to questions. **Trustees Conboy, Costello, Courtney, Fitzgerald, Gabsch, Lucas, President Crisafi** commented/discussed/questioned extensively. LJCPA Members **Helen Boyden** and **Cindy Thorsen** contributed comments and voiced concerns regarding the proposed language and the LDC process.

Trustee Laura DuCharme Conboy expressed concern regarding the language of the Motion re: Student Centers and abstained.

Approved Motion: Motion to recommend approval of the language for Issue #33: Land Development Code Update No. 7 – Issue #33, La Jolla Shores Planned District Ordinance, Summary as applies to Single Family Zone: with the added prohibition: Child Care Centers and Student Centers are Not Allowed along with All Other Separately Regulated Uses, (Courtney/Fitzgerald 11/0/3).

In favor: Bond, Costello, Courtney, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Merten, Whittemore.

Abstain: Burstein, Conboy, Crisafi.

Respectfully submitted, Nancy Manno, for Secretary Dan Allen

14. Adjourn @ 9:30 PM to next Regular Monthly Meeting, July 7, 2011, 6:00 pm

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