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President: Joe LaCava  
Vice President: Tony Crisafi  
Treasurer: Jim Fitzgerald  
Secretary: Nancy Manno

## La Jolla Community Planning Association

Regular Meetings: 1<sup>st</sup> Thursday of the Month

Thursday, 05 November 2009  
La Jolla Recreation Center, 615 Prospect Street

### D R A F T MINUTES – REGULAR MEETING

Present: Michele Addington, Tom Brady, Michael Costello, Dan Courtney, Tony Crisafi, Jim Fitzgerald, Joe LaCava, David Little, Tim Lucas, Nancy Manno, Phil Merten, Greg Salmon. Ray Weiss.

Absent: Darcy Ashley, John Berol, Orrin Gabsch, Glen Rasmussen,

1. Welcome and Call To Order: **Joe LaCava**, President @ 6:05 PM

#### 2. Adopt the Agenda

**Approved Motion: To adopt the Agenda, (Costello/Addington 9/0/1)**

In favor: Addington, Brady, Costello, Crisafi, Fitzgerald, Little, Manno, Merten, Weiss.

Abstain: LaCava

3. **Meeting Minutes:** Review and Approval: 01 October 2009

**Approved Motion: To approve the minutes of 01 October 2009, (Merten/Brady 8/0/2)**

In favor: Addington, Brady, Costello, Crisafi, Fitzgerald, Little, Manno, Merten.

Abstain: LaCava, Weiss

#### 4. Elected Official Reports – Information Only

A. Council District 2 – Councilmember Kevin Faulconer

Rep: **Thyme Curtis**, 619.236.6622, [tcurtis@sandiego.gov](mailto:tcurtis@sandiego.gov)

Not present.

B. Council District 1 – Councilmember Sherri Lightner

Rep: **Erin Demorest**, 619.236.7762, [edemorest@sandiego.gov](mailto:edemorest@sandiego.gov)

Present: Made report: Commented: High Speed Rail project. Budget: Fiscal 2011 meeting & hearing 12 December 2009. Water restriction: rule change. Assembly Bill 811. Full report/information on these programs/projects can be accessed on Councilmember Lightner's web site. Trustees Courtney, Crisafi, Salmon, Weiss commented. Member: John Beaver commented.

#### 5. Non-Agenda Public Comment

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

A. UCSD - Planner: **Anu Delouri**, [adelouri@ucsd.edu](mailto:adelouri@ucsd.edu), <http://commplan.ucsd.edu/>

Present: Made reference to the second issue of the UCSD Newsletter and the UCSD Fact Sheet. Reported: construction has begun on the Southwest Fisheries Science Center, construction will commence December 2009 on the Sanford Consortium for Regenerative Medicine. Information/reports are available on the UCSD web site.

**Boy Scout Stephen Stojic**, Troop 506, presented a report, with photographs, on La Jolla traffic safety concerns, primarily in the Bird Rock area. **Scout Stojic** will discuss these concerns with his Scoutmaster, with the intention of enlisting Troop 506's assistance in addressing how the Troop might assist in making La Jolla a more safe and beautiful community.

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*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.*

*\*Time Certain simply means the item will not be heard any earlier than the listed time.*

**Member Ms. Marti Rice**, asked for assistance in determining the legality, (zoning), of an increased number of dumpsters/ increased garbage truck pick-ups and unsightly trash on adjacent sidewalks near the dumpsters on property near her residence at 1228 Park Row, La Jolla. President LaCava will provide follow-up.

**Member Ed Ward**, Mt Soledad Memorial Association, presented an invitation to the community to join him Saturday 07 November on Mt. Soledad for the annual Veterans Day ceremony.

**President LaCava**, responding to a question from **Trustee Little** regarding pedestrian light signals in the Bird Rock area that work intermittently. The City and the Bird Rock Community Council are aware of the problem: Signals at Colima & Midway cannot be repaired and are scheduled to be replaced in summer 2010.

#### **6. President's Report – Action Items Where Indicated**

A. Community Planners Committee (<http://www.sandiego.gov/planning/community/cpc/>)

An action taken in regard to the Medical Marijuana Dispensaries: The Committee voted to not have the dispensaries at storefronts.

B. Medical Marijuana Dispensaries – 4 now open in La Jolla, City's Task Force.

**President LaCava** reported on the City Medical Marijuana Task Force: The Task Force, meeting each week, is attempting to develop definitive language and impose regulations regarding these dispensaries. The Task Force is considering designating the dispensaries as retail businesses with specifications for minimum distances from schools. **President LaCava** suggested interested community members might wish to comment prior to December 01, 2009

C. CEQA & Environmental Documents – Outstanding issue resolved, City Attorney's opines that CPA is not required to review before rendering a recommendation.

**President LaCava** reported: per the San Diego City Attorney, the LJCPA, acting as a Land Use advisory body, need not wait for environmental documents before proceeding to review a project. This opinion confirms traditional LJCPA policy of proceeding to review single-family houses, absent the environmental document. Regarding large projects, i.e., schools, churches, life guard stations, with substantive environmental documents that require consideration; LJCPA does review documentation prior to submitting recommendations.

D. MLPA – State decision delayed to Nov 9, still time to make comments

**President LaCava** noted that the State law, (Marine Life Protection Act), requiring portions of the California coastline be set aside to protect sea life is in a review process. Proposed changes to this law could have a profound effect on recreational and commercial fishing. **President LaCava** suggested concerned community members may wish to comment prior to November 09, 2009, and noted that Councilmember Lightner is preparing a response to the four proposals for reserves along the La Jolla coastline

E. Children's Pool Seal Dispersal Plan MND – Comment period open until Nov 9

**President LaCava** noted that this report can be accessed on line and concerned community members may comment prior to November 09, 2009.

F. LJ Shores Permit Review Committee – CPA seat still open.

**President LaCava** would appreciate nominations for this important and still open LJ Shores Permit Review Committee seat.

G. ACTION ITEM - Disqualification of **Trustee Bob Collins** due to absences. Recommendation to hold the seat open until March election as the term expires March 2010.

**President LaCava** noted that adhering to the LJCPA By laws: **Trustee Collins** is now disqualified because of four absences within the past twelve months. LJCPA By laws require ratification of this action and require an election to fill the vacant Trustee seat within 120 days of the vacancy. The 120 day period will expire on the date of the March 2010 election: therefore the LJCPA will hold the seat open until the March 2010 election, thereby filling the seat at the March 2010 election, fulfilling the 120 day requirement and eliminating the necessity of holding a special election. Trustees Costello and Weiss commented. President LaCava thanked Trustee Collins for his service and expressed the hope the LJCPA might continue to benefit from his good perspective of the La Jolla community.

**Approved Motion: To ratify the action disqualifying Trustee Collins and hold the Trustee seat open until the March 2010 election. (Fitzgerald/Addington 12/0/1).**

In favor: Addington, Brady, Costello, Courtney, Crisafi, Fitzgerald, Little, Lucas, Manno, Merten, Salmon, Weiss.  
Abstain: LaCava

**President LaCava** noted: There are 254 LJCPA memberships that will expire February 28, 2010. **President LaCava** urged the community to continue their valuable participation in the LJCPA organization, and reminded the community of the potential problems created by a lack of community involvement and support.

## 7. Officer's Reports

### A. Treasurer – Jim Fitzgerald

Beginning Balance: \$517.65 + Income \$201.04 – (Expenses \$81.93) = Ending Balance: \$636.76.

Expenses: Printing, telephone.

**Trustee Fitzgerald** commented on the generosity of the Membership 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.

### B. Secretary – Nancy Manno

Remarks, prepared by **John Berol**, read by **President LaCava**, for secretary **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 must have recorded attendance for one meeting and must submit an application, which is available at the membership table and on-line

## 10.

### A. SEWER GROUP 716

CPA: Information Only Item at Jan 8 2009 meeting

*Returned at request of Councilmember Sherri Lightner and City Council's NRC*

Replacements in the Village (Girard, Wall, Kline), residential west of Torrey Pines Road, some in the Shores (Amalfi, Lookout, Hillside). Project was deemed exempt from CEQA. Work may be in area of sensitive archaeological resources.

President LaCava noted: Projects in La Jolla, involving utility work, are presented to the LJCPA as an information only item, to inform the community of affected streets/street closures. This project, previously presented to the LJCPA, in January 2009, has been returned to the LJCPA at the request of Councilmember Lightner: This project, as originally scaled, did not involve archaeological concerns, The project was later expanded, primarily into the La Jolla Shores area, where there may be archaeological concerns. Councilmember Lightner, concerned there had been no public notice; felt the community should be made aware of these potential issues. In addition, City policy, in this instance, did not require a mitigated negative declaration. The City has developed a monitoring program to identify possible archeological resources that is part of the construction specifications.

Presented by: San Diego City Senior Engineer: **Rania Sars Amen** & San Diego City Senior Planner: **Carrie Purcell**. Trustees **Salmon, Courtney, Crisafi, Costello, Weiss, Little** had

Questions made comments. **President LaCava** thanked the City staff and noted no action was needed.

### B. SEWER GROUP 715 – Information Only

Update on sewer work under construction in the Village.

**President LaCava** noted that this item should not have been placed on the Agenda; there was a misunderstanding; the Project is underway.

## 11. CHILDREN'S POOL ROPE BARRIER

CPA: Jan-08, Findings cannot be made, 7-2-1.

CPA: Dec-08, Reaffirm previous motion that findings cannot be made, 8-3-1.

Coastal Development Permit (CDP) to erect temporary rope barrier during seal pupping season, Dec 15 through May 30. Unlike previous requests for the upcoming season, this request is for annual placement in perpetuity.

*Discussion will be limited to changes, if any, that would support reconsideration of the CPA's previous recommendation that the CDP findings cannot be made.*

Project presented by City of San Diego District Manager Park & Recreation **Dan Danieri**. Trustees **Brady, Costello, Little, Lucas, Merten, Weiss** commented. Community members **Rosina Beaver, Portia Wadsworth, Rodger Wiggins, Fran Zimmerman** commented.

**Approved Motion: Motion to reject the Children's Pool Rope Barrier because it would conflict with the public beach vertical access policies of the La Jolla Community Plan and Local Coastal Program. (Merten/Salmon 7/5/1).**

In favor: Addington, Brady, Costello, Lucas, Manno, Merten, Salmon.

Opposed: Courtney, Crisafi, Fitzgerald Little, Weiss.

Abstain: LaCava

## **12. PROSPECT STREET CLOSURE (GIRARD TO HERSCHEL) - JOSE'S COURTROOM EATING CONTEST**

T&T Action: To support the proposal as presented, 6-0-0

Dec 6, 8 am to 9 pm. Closure to accommodate outdoor music and food to be followed (post-parade) by Jose's Courtroom Eating Contest. Closure does not interfere with parade route.

**President LaCava** provided information/clarification regarding planned street closures and specific time of the street closures for both the Christmas Parade and Jose's Courtroom Eating Contest. **Bill McHugh**, representing Jose's Courtroom, presented the proposal: In addition to the Eating Contest there will be a Beer/Margarita Garden, Children's Face Painting, Music and Community participants will be encouraged to donate new, unwrapped toys supporting the "It's All About The Kids" charity. **Trustee Fitzgerald** questioned a possible conflict between Parade music and the Beer Garden music. **Mr. McHugh** responded that at the point where the Parade reaches the area of the Beer Garden the volume of their music would be lowered to insure there will be no disruption of the Parade. **Trustees Addington, Courtney, Little, Lucas, Merten** commented. Community members **John Beaver, Barry Graceman** commented.

**Approved Motion: Motion to accept the Traffic & Transportation action and recommend approval of the street closure. (Little/Addington 12/0/1).**

In favor: Addington, Brady, Costello, Courtney, Crisafi, Fitzgerald, Little, Lucas, Manno, Merten, Salmon, Weiss.

Abstain: LaCava

## **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 full discussion.

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

PDO – Planned District Ordinance Committee, Chair Ione Stiegler, 2<sup>nd</sup> Mon, 4pm

DPR – Development Permit Review Committee, Chair Tony Crisafi, 2<sup>nd</sup> & 3<sup>rd</sup> Tues, 4pm

PRC – LJShores Permit Review Committee, Chair Helen Boyden, 4<sup>th</sup> Tues, 4pm

T&T – Traffic & Transportation Board, Chair Todd Lesser, 4<sup>th</sup> Thurs, 4pm

PDO – No meeting in October (no projects)

PRC – No meeting in October (lack of quorum)

### **A. Kearsarge Substantial Conformance**

DPR ACTION: Findings can be made for SCR, 8-0-0

1745 Kearsarge Road - Substantial Conformance Review for previous PDP 386484, SDP 386481, and CPD 385449.

Minor changes to exterior design, garage & parking locations, reduction in hardscape & increase in coverage.

Height remains the same. Site located in the RS-1-5 Zone.

### **B. Anderson Residence**

DPR ACTION: Findings can be made for CDP & SDP, 6-0-1

7512 Hillside Drive - Coastal Development Permit & Site Development Permit to amend CDP 11378 & SDP 11379 for access pathway and landscaping improvements for site located in RS-1-1.

### **C. Neptune Apartments Pulled by Trustee Merten**

DPR ACTION: The findings cannot be made for CDP & SDP due to proposed bulk & scale and community character of proposed structure as required by the La Jolla Community Plan, 4-2-0.

6767 Neptune Place - Coastal Development Permit & Site Development Permit to demolish existing buildings and construct 24 residential for rent units on a 0.56 acre site in the RM-3-7 Zone.

### **D. Bellevue Lot Line Adjustment**

DPR ACTION: Findings can be made for CDP and Parcel Map, 5-0-0.

5421 Bellevue Avenue - Coastal Development Permit & Parcel Map for a Lot Line Adjustment to adjust the south property line of Lot 13 approximately 23 ft for inclusion to the neighboring property in the RS-1-7 zone.

E. Dickins/Johnston Residence **Pulled by Applicant**

DPR ACTION: The findings cannot be made for the CDP because the second story setback over the garage does not maintain integrity of streetscape and does not meet community character section of the La Jolla Community Plan page 90. 6-0-0

9410 La Jolla Shores Drive - Coastal Development Permit to demolish existing residence and construct a 5,794 sf single family residence on a 15,061 sf site in the RS-1-4 zone.

F. Miller Residence

DPR ACTION: The findings can be made for preliminary approval subject to review of City environmental document. 5-0-0

1505 Buckingham Drive - Coastal Development Permit to demolish an existing residence and construct a 9,621 sf single-family residence on a 0.90-acre site in the RS-1-1 zone.

G. Bird Rock Decorative Street Lighting

T&T Action: To support the proposal as presented, 7-0-0

Addition of decorative street lighting in center median of La Jolla Blvd from Camino de la Costa to Midway Avenue.

H. Remove Valet Parking at 7863 Girard Ave (fka Jack's)

T&T Action: To support the proposal, 7-0-0

With closure of the restaurants the valet parking spaces are no longer being used.

I. Vallecitos & Ave De La Playa - Change Green Curbs to White Curbs

T&T Action: To support the proposal as presented, 6-0-0

Block west of Camino del Oro. Last year curbs were painted to green to increase turnover and for ease of passenger & equipment loading/unloading. White curbs (3 minutes) are expected to be more effective.

**Approved Motion: To accept the recommendation of the DPR Committee: to approve (A) Kearsarge Substantial Conformance and forward the recommendation to the City. To accept the recommendation of the DPR committee: to approve (B) Anderson Residence and forward the recommendation to the City. To accept the recommendation of the DPR committee: to approve (D) Bellevue Lot Line Adjustment and forward the recommendation to the City. To accept the recommendation of the DPR committee: to approve (F) Miller Residence and forward the recommendation to the City. To accept the recommendation of the T & T committee: to approve (G) Bird Rock Decorative Street Lighting and forward the recommendation to the City. To accept the recommendation of the T & T committee: to approve (H) Remove Valet Parking at 7863 Girard Avenue (fka Jack's) and forward the recommendation to the City. To accept the recommendation of the T & T committee: to approve (I) Vallecitos & Ave De La Playa - Change Green Curbs to White Curbs and forward the recommendation to the City. (Weiss/Courtney 12/0/1**

In favor: Addington, Brady, Costello, Courtney, Crisafi, Fitzgerald, Little, Lucas, Manno, Merten, Salmon, Weiss.  
Abstain: LaCava

## 9. REPORTS FROM OTHER ADVISORY COMMITTEES

*Information only unless otherwise noted*

A. LA JOLLA COMMUNITY PARKING DISTRICT ADVISORY BOARD – *Inactive*

B. COASTAL ACCESS AND PARKING BOARD – Meets 1<sup>st</sup> Tues, 4pm, Rec Center

**President LaCava** reported: More favorable parking rates for Parking Pass Program, with a goal of increasing the number of employees parking in the Parking Structures.

**President LaCava**, in response to **Trustee Little's** request for clarification of the membership and responsibilities of the Coastal Access & Parking Board, (CAP): During the period 1970 through early 1990 the California Coastal Commission collected mitigation fees from large scale projects in La Jolla; the fees were to be used to establish a fund for programs to alleviate the traffic and parking impact created by these large scale projects. The Coastal Commission did not make use of the fund. Subsequent negotiations between the La Jolla community, the Coastal Commission and the City of San Diego resulted in the development of a Memorandum Of Understanding. The Coastal Access & Parking Board originated in the mid 1990's, with a very specific, albeit narrow, mandate: The Coastal Commission relinquished the fund to the City of San Diego with the caveat that one-half the money be used to alleviate parking and circulation issues in La Jolla and one-half be used to develop a shuttle system in La Jolla, serving a remote parking area. Promote La Jolla was assigned as fiduciary agent of the nine member CAP board. Over the past several years the CAP Board has purchased parking passes to underground garages at a 30%+ discount and then resold the passes to local employees to encourage parking in the garages rather than on

the streets. Discounted bus passes were also made available, however that program was terminated early in 2009 when MTS discontinued monthly bus passes. The shuttle system was studied extensively and was deemed not viable, given the limited funds allocated. There was general agreement that the CAP programs were well run. The CAP Board was then folded into the Community Parking Advisory Board and stopped meeting. In early 2009 **President LaCava**, became aware of a potential nexus between a debt incurred by Promote La Jolla and the Coastal Access & Parking funds held by Promote La Jolla, as fiduciary agent. Although there were assurances from Promote La Jolla that First Republic Bank could not and would not seize these funds, **President LaCava**, in an abundance of caution, took the initiative to reconstitute the CAP board. Unfortunately the Board was not reconstituted in time to protect the CAP funds and First Republic Bank did seize the Coastal Access and Parking funds to satisfy the Promote La Jolla debt. Currently Promote La Jolla owes the Coastal Access & Parking account approximately \$65,000.00. Promote La Jolla continues to work with First Republic Bank and San Diego City, however at this time there is no indication when the debt will be repaid. The Coastal Access & Parking Board is comprised of 3 members of the LJCPA, 3 members of the LJTC, 3 members of PLJ. **President LaCava** is interim chair of the Board

### **13. SAN DIEGO TRIATHLON**

T&T Action: To support the proposal as presented, 5-2-0.

Cycling leg will include route up Soledad Road to Soledad Mountain Road to La Jolla Scenic South down Via Capri and Hidden Valley Road up Torrey Pines Road to La Jolla Village. March 21, 7am to 10am. Triathlon and supporting activities with estimated 2000 competitors will be March 19-21 primarily centered on Mission Bay.

Presented by **Mike Kitts** for the San Diego Sports Commission. **Trustees Addington, Brady, Courtney, Crisafi, Fitzgerald, Lucas, Manno, Merten, Weiss** questioned/commented. **President LaCava** commented, suggested Mr. Kitts contact the three churches at the intersection of Nautilus and Soledad Mountain Road.

**Approved Motion: To support the Traffic & Transportation action to approve the San Diego Triathlon proposal as presented. (Weiss/Little 8/3/2).**

In favor: Brady, Crisafi, Fitzgerald, Little, Manno, Merten, Salmon, Weiss.

Opposed: Addington, Courtney, Lucas

Abstain: Costello, LaCava

### **14. LITTERING SIGNS – LA JOLLA SCENIC NORTH**

T&T ACTION: To approve signs on existing posts, 8-1-0

*Pulled from CPA's October 1, 2009 Consent Agenda*

Signage on La Jolla Scenic North, facing northbound and southbound.

Presented by **President LaCava**, in the absence of City staff. Comments/questions by Trustees Costello, Fitzgerald, Little, Lucas, Merten, Salmon, Weiss.

**Approved Motion: To approve the Traffic & Transportation action to approve Littering Signs on existing posts. (Weiss/Little 8/4/1)**

In favor: Addington, Brady, Crisafi, Fitzgerald, Lucas, Manno, Merten, Weiss.

Opposed: Costello, Courtney, Little, Salmon

Abstain: LaCava

### **15. ADJOURNMENT: 8:20 PM**

***Next Regular Meeting: Thursday, 3 December 2009***