

CAPISTRANO BAY DISTRICT
AGENDA REPORT
July 28, 2026

Shoreline Committee

ITEM 7a

Miller CDP Application Status

A meeting with Coastal staff and our consultants took place at the end of June. This meeting was supposedly to begin a discussion on conditions set by staff and to see if some conditions could be removed or revised. Instead of getting anything done, it turned out that the Long Beach staff wants to turn this over to the Coastal staff in San Francisco, so nothing was accomplished and there have been no further meetings at this time.

A problem came up with the new Miller Emergency CDP application that was recently submitted that might be related to the lack of movement on the test case permit. This is discussed in the next agenda item below.

ITEM 7b

City of DP Local Coastal Plan Amendment/Miller ECDP

The City has been working for at least two years on amending some outdated items in the certified LCP, none of which affected Beach Road development standards. However, at the 'eleventh hour' Coastal staff tried to add some conditions to the amendment that pertained to Beach Road in the hopes of getting it passed at the scheduled hearing on June 11th. Fortunately, our consultants were watching this closely and demanded the Beach Road related part of the LCP amendment submittal be removed. As a result, the entire hearing was hurriedly postponed. There is no word on a subsequent hearing and we expect the conditions related to Beach Road will be eventually removed as a result of the letter sent to Coastal staff from our counsel, Steve Kaufmann, citing numerous omissions and violations of the Coastal Act on the part of CCC staff, primarily that of providing public review of all proposed changes. Beach Road was essentially denied due process.

This nonsense is most likely clouding Coastal staff's movement on approving the Miller test case permit and the new Miller Emergency CDP.