



COASTAL DEVELOPMENT PERMIT EXEMPTION NO PERMIT REQUIRED

Date: January 4, 2022

Case No.: BPC-2021-10245

Applicant Name: Josh Shields

Project Location: 715 Ocean Front

Project Planner: So Kim, Assistant Director of Community Development

Project Description: The proposed project involves the following repair to an existing multi-story single-family residence:

- 1) Reframe and/or repair portions of the exterior deck
 - a. Second level – 14.7% of the deck area which equates to 2.27% of the entire floor area
 - b. Third level – 43.22% of the deck area which equates to 2.5% of the entire floor area
 - c. Fourth level – 22.6% of the deck area which equates to 3% of the entire floor area
- 2) Repair footings associated with the exterior decks – less than 1% of total foundation area
- 3) Reconstruct and/or repair 40% of the existing vertical columns located at the front garage area
- 4) Replace deck waterproofing, tiles, guardrails, and stucco in-kind

The digital plans are available to view via the following link:

<https://www.lagunabeachcity.net/home/showdocument?id=10381&t=637768283894190999>

Pursuant to Municipal Code Section 25.07.008 (Exemptions), the proposed development is without risk of adverse environmental effect on coastal resources, including public access, and therefore do not require a Coastal Development Permit (CDP) for the reason(s) checked below:

☐ Improvements to Structures Other Than Single-Family. The proposed improvements to an existing structure (including attached fixtures and landscaping) other than single-family dwellings or public works facilities are not classified as one of the following:

- 1) Nonexemptions (a) through (g) contained in the list above under Improvements to Single-family Homes;
- 2) Changes the intensity of use of the structure;
- 3) Conversion of an existing multiple-unit residential structure or visitor-serving commercial use to a use involving a fee ownership or long-term leasehold, including but not limited to a condominium or stock cooperative conversion;
- 4) Significant alteration of land forms including removal or placement of vegetation on a beach or sand dune, in a wetland or stream, within 100' of the edge of a coastal bluff or stream or in a highly scenic area, and/or in an environmentally sensitive area.

☒ Repair and Maintenance. The proposed repair and maintenance activities do not result in an addition to, or enlargement or expansion of, the object of such repair and maintenance activities, and are not classified as one of the following:



- a) Repair or maintenance of a sea wall revetment, bluff retaining wall, breakwater, groin, culvert, outfall or similar shoreline work that involves any of the following:
 - 1. Substantial alteration of the foundation including pilings and other surface and subsurface structures,
 - 2. The placement, whether temporary or permanent, of rip-rap, or artificial berms of sand or other beach material, or any other form of solid material, on a beach or in coastal waters, streams, wetlands, estuaries and lakes, or on shoreline protective works,
 - 3. The replacement of 20% or more of the materials of an existing structure with materials of a different kind,
 - 4. The presence, whether temporary or permanent, of mechanized construction equipment or materials on any sand area or bluff or environmentally sensitive area or within 20' of coastal waters or streams;
- b) Replacement of 20% or more of a sea wall revetment, bluff retaining wall, breakwater, groin, or similar protective work under one ownership, unless destroyed by natural disaster;
- c) Any method of routine maintenance dredging that involves:
 - 1. The dredging of 100,000 cubic yards or more within a 12 month period; or in
 - 2. The placement of dredge spoils of any quantity within an environmentally sensitive area, or any sand area, within 50' of the edge of a coastal bluff or environmentally sensitive area, or within 20' of coastal waters or streams; or
 - 3. The removal, sale, or disposal of dredge spoils of any quantity that would be suitable for beach nourishment in an area the Coastal Commission has declared by resolution to have a critically short sand supply that must be maintained for protection of structures, coastal access or public recreational use;
- d) Any repair or maintenance to facilities or structures or work located in an environmentally sensitive area, any sand area, within 50' of the edge of a coastal bluff or environmentally sensitive area; or within 20' of any coastal waters or streams that include:
 - 1. The placement or removal, whether temporary or permanent, of rip-rap, rocks, sand or other beach materials or any other forms of solid materials,
 - 2. The presence, whether temporary or permanent, of mechanized equipment (excluding small hand tools, such as power saws, hand drills, nail guns) or outdoor storage of construction materials within the areas identified above in this subsection;

Please be advised that only the project described above is exempt from the permit requirements of the certified Local Coastal Program for Laguna Beach. Any change in the project may cause it to lose its exempt status. This certification is based on information provided by the project applicant. If any of the submitted information is found to be incorrect or incomplete, this exemption will become invalid, and any development occurring at that time must cease until a Coastal Development Permit is obtained.

Exemption determinations are appealable to the Coastal Commission by the applicant or any person who, in person or through a representative, informed the City of the nature of his or her concerns or who for good cause was unable to do either. The appeal shall be filed with the Coastal Commission within 10 working days from the date of the Coastal Commission receipt and filing of a complete record of exemption. The grounds for appeal to the Commission shall be limited to an allegation that the development is not exempt as set forth above.

Community Development Department
City of Laguna Beach
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