DPMC Devaney Pate Morris & Cameron LLP

Question:

Placement of Adaptation Plan

Local Coastal Program amendment?

- Existing hazard policies are in LCP
- Complies with grant requirements
- Limits CCC jurisdiction
- Focuses review, tailored to Del Mar
- Del Mar not required to agree to changes proposed by CCC if alternatives available

Community Plan amendment?

- Would likely satisfy SB 379
- Avoids CCC certification process
- But,
  - Adaptation Plan would not be considered by CCC in reviews
  - Fails to comply with grants
  - Lengthy, expensive amendment process
  - Negative effect on future grant awards
  - Strained relationship with CCC
  - Most implementing ordinances in LCP

Both LCPA and CP amendment?

- All LCPA benefits, plus
- SB 379 compliance
- However, requires additional approval process

Conclusion:

Either LCPA or both are least risky, most beneficial