

CALIFORNIA COASTAL COMMISSION

CONSERVATION VOTING CHART

2002



Prepared By:

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&
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League for
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CALIFORNIA COASTAL COMMISSION CONSERVATION VOTING CHART 2002

INTRODUCTION

This California Coastal Commission Conservation voting chart is the product of a joint enterprise of the Sierra Club, Surfrider Foundation, and the League for Coastal Protection (LCP.) These voting charts have been prepared for the last 18 years.

The CCC voting chart for 2002 examines 37 votes. Votes analyzed were selected in consultation with coastal environmental activists based on their likely impact on natural coastal resources and their potential to set important statewide precedents. A description of the issues affected by each vote, as well as a record of individual Commissioners' votes and their alternates, appears in Appendix A. These votes have been compared with the official records kept by Coastal Commission staff. However, any errors are the sole responsibility of the preparers.

For in-depth discussion of key votes on a monthly basis, the Sierra Club publishes a free monthly newsletter, "California CoastWatcher", that is available free by subscription at <http://www.sierraclub.org/ca/coasts/coastwatcher.asp> .

BACKGROUND

The California Coastal Commission is an independent state agency created by the California Coastal Act of 1976 (<http://www.coastal.ca.gov/ccatc.html>). The mission of the Coastal Commission is to protect, conserve, restore, and enhance environmental and human-based resources of the California coast and ocean for environmentally sustainable and prudent use by current and future generations.

The Commission itself is comprised of 12 voting members and 4 non-voting members. Of the 12 voting members, 6 are elected officials and 6 are drawn from the public. The local elected official seats are filled by elected officials selected from specific geographical areas: San Diego, Central, North, North Central, South, South Central coasts regions.

The Commissioners come together for approximately one week per month in different coastal communities to deliberate the merits of proposed coastal development projects within the 1.5 million acre, 1100-mile long California coastal zone. The Commission and its staff review over 1,000 development proposals annually. More information regarding coastal commission members, staff, staff analysis and upcoming meetings and agendas can be found on the Commission's website at <http://www.coastal.ca.gov/>

The independence, balance and integrity of the Commission depends on its appointments process. California's Governor, the Senate Rules Committee under the leadership of the President Pro Tem of the Senate, and the Assembly Speaker each are entitled to select four Commissioners. Each Commissioner is entitled to appoint an alternate, subject to the approval of their appointing authority.

Appointments are normally made shortly after an appointing authority either assumes office (as in the case of the Governor), or a legislator ascends to the leadership of the Senate or the Assembly. During the period covered by this voting chart Commissioners were appointed to two-year terms, but served at the pleasure of their appointing authority and could be removed at any time. In 2003, the law concerning terms was amended, and the changes will be described in the voting chart for 2003.

The four non-voting members are appointed by their respective agencies: Trade and Commerce, Resources, State Lands Commission, and Business, Transportation, and Housing.

During 2002 the public members of the Commission were Chris Desser and Cynthia McClain-Hill (appointed by Gov. Davis), Pedro Nava and Sara Wan (appointed by the Senate Rules Committee lead by President Pro Tem John Burton), and Dr. William Burke (who replaced Cecilia Estolano in April 2002) and Patrick Kruer (appointed by Assembly Speaker Herb Wesson (who replaced Robert Hertzberg).

Regarding elected official positions on the Commission, during 2002 Patricia McCoy (Imperial Beach City Council), and later (starting in July 2002) Scott Peters (San Diego City Council) (appointed by Assembly Speakers Robert Hertzberg and Herb Wesson, respectively) represented the San Diego region; Shirley Dettloff (Huntington Beach City Council) (appointed by the Senate Rules Committee lead by President Pro Temp John Burton) represented the South region; Gregg Hart (Santa Barbara City Council) (appointed by Gov. Davis) represented the South Central region; Dave Potter (Monterey Co. Brd Supervisors)(appointed by Hertzberg and Wesson) represented the Central region; Mike Reilly (Sonoma Co. Brd Supervisors) (appointed by the Senate Rules Committee) represented the North Central region, and; John Woolley (Humboldt Co. Brd Supervisors)(appointed by Gov. Davis) represented the North region.

KEY FINDINGS

- Since 1985, the California Coastal Commission's voting scores have ranged from a low of 25% in the latter half of 1996 to a high of 76% in 1997. The average Conservation Voting Score for the Coastal Commission over the intervening 18 years is 50%.
- The overall Conservation score for 2002 was 50%, with the Coastal Commission voting for the preferred alternative just half the time.
- The all-time high Commission Conservation score of 76% in 1997 is attributed primarily to the high visibility of coastal protection in the 1996 election, and the return of the Assembly from a Republican majority under Speaker Curt Pringle to a Democratic majority under Speaker Cruz Bustamante. Speaker Pringle's appointments, at 6%, had the lowest Conservation score for any appointing authority over the last 16 years and were largely responsible for the Commission's all-time low Conservation score of 25% in the latter half of 1996.
- The 2002 score (50%) represents an increase after a downward trend observed the previous four years. The Commission's Conservation score in 1999 was 64%. In 2000, the Commission's Conservation score dropped 14 points to 50%. In 2001, the Commission's Conservation score dropped even further by 9 points to 41%. Finally, the Commission's Conservation score increased 9 points to 50% in 2002.
- The increase in the Commission's Conservation voting score from 2001 to 2002 is attributed to the voting patterns of Commissioners under each appointing body. Pro Tem John Burton's appointments increased by 8 points from 2001 (56%) to 2002 (64%), Speaker Robert Hertzberg's (replaced later by Herb Wesson) appointments increased 9 points from 2001 (35%) to 2002 (44%), and Governor Gray Davis' appointments rose 16 points from 2001 (28%) to 2002 (44%).
- In 2002, there was a 20-point range in scores between Commissioners appointed by the three appointing bodies. Those Commissioners appointed by the Senate Rules Committee under the leadership of State Senator John Burton earned the highest Conservation score of 64%, Assembly Speaker Hertzberg/Wesson's appointees earned a Conservation score of 44%, and Governor Gray Davis' appointees earned a Conservation score of 44%.
- The Gubernatorial appointees earned a Conservation score of 44% which was the second highest score ever received by the Commissioners appointed by the Governor.
- Between individual commissioners, there was a 44 point range in score from a high of 75% by Commissioner Pedro Nava to a low score of 31% for Commissioner Scott

Peters. Three Commissioners had scores of 60% or higher: Pedro Nava (75%), Sara Wan (72%), and Dr. William A. Burke (63%)

- Of the 7 'elected' members (including the replacement of Patricia McCoy with Scott Peters in July) that served on the Commission during 2002, Patricia McCoy had the highest Conservation voting score at 56%. Councilmember Scott Peters had the lowest voting score at 31%.
- Of the 7 'public' members (including the replacement of Cecilia Estolano with Dr. William A. Burke in April), Pedro Nava had the highest Conservation voting score at 75%. Cynthia McClain-Hill had the lowest Conservation score of the 'public' members at 32%*.

*It should be noted that the Conservation voting score for each Commissioner includes the votes of the Commissioner's alternate which can raise or lower a Commissioner's score depending on the number of votes the alternate is present for and the alternate's voting pattern. Complete voting tables in Attachment A detail if a vote was made by the sitting Commissioner or his/her alternate.

**A '+' vote denotes a vote favoring coastal protection in the view of the Sierra Club Coastal Program, League for Coastal Protection & Surfrider Foundation, while a '-' vote denotes a vote damaging to the coast.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING SCORES: 1985-2002**

Year	Senate	Assembly	Governor	Commission
1985/86	50%	57%	14%	38%
1987	71%	64%	26%	66%
1988/89	63%	50%	14%	60%
1990/91	89%	55%	19%	58%
1992	83%	59%	30%	53%
1993	65%	38%	32%	34%
1994	68%	43%	31%	38%
1995	79%	42%	35%	50%
1996 (1-5/96)	85%	31%	21%	41%
1996 (6-11/96)	87%	6%	20%	25%
1997	78%	87%	42%	76%
1998	66%	66%	24%	44%
1999	72%	62%	54%	64%
2000	59%	46%	42%	50%
2001	56%	35%	28%	41%
2002	64%	44%	44%	50%

The Sierra Club and the League for Coastal Protection have tracked the Coastal Commission's Conservation Voting Record for the last 18 years.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART 2002
COMPARISON OF 2000 VS 2001 VS 2002**

Senate Appointments	<u>2000</u>	<u>2001</u>	<u>2002</u>
Nava	81%	71%	75%
Wan	62%	66%	72%
Reilly	61%	51%	56%
Dettloff	34%	39%	54%

Assembly Appointments	<u>2000</u>	<u>2001</u>	<u>2002</u>
Burke	NA	NA	63%
McCoy	35%	47%	56%
Potter	43%	20%	43%
Estolano	56%	52%	38%
Kruer	50%	19%	34%
Peters	NA	NA	31%

Governor Appointments	<u>2000</u>	<u>2001</u>	<u>2002</u>
Desser	54%	45%	55%
Woolley	40%	38%	50%
Hart	33%	18%	38%
McClain-Hill	35%	20%	32%

Average by Appointing Authority	<u>2000</u>	<u>2001</u>	<u>2002</u>
Senate	59%	56%	64%
Assembly	46%	35%	44%
Governor	42%	28%	44%

Overall Coastal Commission: 2000: 50% 2001: 41% 2002: 50%

Observation:

The Commission's overall Conservation score increased 9% from 2001 (41%) to 2002 (50%).

**CALIFORNIA COASTAL COMMISSION
 CONSERVATION VOTING CHART 2002
 RANKINGS BY APPOINTING AUTHORITY**

Senate Appointments	
Nava	75%
Wan	72%
Reilly	56%
Dettloff	54%

Assembly Appointments	
Burke	63%
McCoy	56%
Potter	43%
Estolano	38%
Kruer	34%
Peters	31%

Governor Appointments	
Desser	55%
Woolley	50%
Hart	38%
McClain-Hill	32%

Average by Appointing Authority	
Senate Pro Tem Burton	64%
Assembly Speaker Robert Hertzberg	44%
Governor Gray Davis	44%

Observation:

Coastal Commissioners appointed by the Senate Rules Committee earned a Conservation score of 64%, while both the Assembly Speaker appointees and the gubernatorial appointees earned a Conservation score of 44%.

**CALIFORNIA COASTAL COMMISSION
 CONSERVATION VOTING CHART 2002
 OVERALL COMMISSIONER RANKING**

Overall Commissioner Ranking		
	Commissioner	
1	Nava	75%
2	Wan	72%
3	Burke	63%
4	McCoy	56%
5	Reilly	56%
6	Desser	55%
7	Dettloff	54%
8	Woolley	50%
9	Potter	43%
10	Estolano	38%
11	Hart	38%
12	Kruer	34%
13	McClain-Hill	32%
14	Peters	31%

Average Voting Score: 50%

Observation:

Between individual commissioners, there was a 44 point range in score from a high of 75% by Commissioner Pedro Nava to a low score of 31% for Commissioner Scott Peters. Three Commissioners had scores of 60% or higher: Pedro Nava (75%), Sara Wan (72%), and Dr. William A. Burke (63%)

**CALIFORNIA COASTAL COMMISSION
 CONSERVATION VOTING CHART 2002
 COMPARISON OF ELECTED & PUBLIC MEMBERS**

Elected Members	
McCoy	56%
Reilly	56%
Dettloff	54%
Woolley	50%
Potter	43%
Hart	38%
Peters	31%

Average Voting Score: 47%

Public Members	
Nava	75%
Wan	72%
Burke	63%
Desser	55%
Estolano	38%
Kruer	34%
McClain-Hill	32%

Average Voting Score: 53%

Observation:

Of the 7 'elected' members (including the replacement of Patricia McCoy with Scott Peters) that served on the Commission, Patricia McCoy and Mike Reilly had the highest cConservation voting score at 56%. Councilmember Scott Peters had the lowest voting score at 31%.

Of the 7 'public' members (including the replacement of Cecilia Estolano with Dr. William A. Burke), Pedro Nava had the highest cConservation voting score at 75%. Cynthia McClain-Hill had the lowest cConservation score of the 'public' members at 32%.

**Coastal Commission Conservation
Voting Chart
2002**

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APPENDIX

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**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
JANUARY 2002**

January	Naval Training Center San Diego 7-Jan 6-01-148	Ballona Lagoon Enhancement 8-Jan 5-01-257	Malibu LCP 10-Jan
Commissioner			
Desser	Absent	Absent	+
Dettloff	-	-	+
Estolano	Absent	- [Alternate]	Absent
Hart	-	Absent	-
Kruer	-	-	- [Alternate]
McClain-Hill	-	-	Absent
McCoy	-	-	+
Nava	-	-	+
Potter	- [Alternate]	- [Alternate]	-
Reilly	Absent	Absent	-
Wan	-	-	+
Woolley	Absent	Absent	-
Outcome	Negative Vote	Negative Vote	Positive Vote

Naval Training Center (NTC), San Diego: Upon abandonment of the NTC, and despite objection from San Diego environmental groups, the Commission approved a plan by the City of San Diego to allow for significant private residential, resort and commercial development of the NTC, rather than pursue open space, habitat protection and public access for this public property.

Ballona Lagoon Enhancement: Over the objection of numerous environmental groups, the Commission accepted plans for dredging the lagoon and landscaping and fencing on the west part of the lagoon neither consistent with nor desirable for native habitat and saltwater marsh organisms. (Note: This decision was later invalidated following judicial review).

Malibu LCP: In a very close 5-5 vote, the Commission voted to keep ESHA protections in the Malibu LCP and to prevent expansion of local community baseball fields into native habitat on an existing state park.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
FEBRUARY 2002**

February	Monarch Village Santa Cruz 7-Feb A-3-02-1	Watsonville High School 7-Feb A-3-02-2	Sea World Expansion 7-Feb 2-2001-C
Commissioner			
Desser	Absent	Absent	Absent
Dettloff	-	-	-
Estolano	- [Alternate]	- [Alternate]	+ [Alternate]
Hart	-	-	-
Kruer	-	-	-
McClain-Hill	Absent	Absent	Absent
McCoy	+	-	-
Nava	+ [Alternate]	- [Alternate]	+ [Alternate]
Potter	- [Alternate]	-	-
Reilly	-	-	-
Wan	+	-	+
Woolley	+	-	-
Outcome	Negative Vote	Negative Vote	Negative Vote

Monarch Village, Santa Cruz: The Commission voted to allow a new 206-unit apartment complex to be built on 9.3 acres of land in Santa Cruz adjacent to Moore Creek with inadequate wetlands buffers threatening long-term water quality in Younger Lagoon.

Watsonville High School: The Commission approved a development plan by the City for a new high school on prime agricultural lands adjacent to sensitive wetlands without considering that available, less environmentally damaging locations were readily available.

Sea World Expansion, Mission Bay, San Diego : In siding with a beer company seeking to construct an amusement park with 100-foot high thrill rides, the Commission chose to ignore height limits in the LCP, along with the need to protect public coastal resources located on public park lands which were leased originally to establish a marine educational facility.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
MARCH 2002**

March	Adams, Banman, Block Seawalls Opal Cliffs 7-March A-3-01-109 A-3-01-117 A-3-01-118	La Playa aSun Simeon Sea Wall San Luis Obispo 7-March A-3-99-19	James Tunnel Carmel 7-March A-3-01-71
Commissioner			
Desser	Absent	Absent	Absent
Dettloff	+	+	+
Estolano	+ [Alternate]	+ [Alternate]	+
Hart	+	+	+
Kruer	+ [Alternate]	Absent	+ [Alternate]
McClain-Hill	Absent	Absent	Absent
McCoy	+	+ [Alternate]	+ [Alternate]
Nava	+	+	+
Potter	+	+	+
Reilly	+	+	+
Wan	+	+	+
Woolley	+	+	+
Outcome	Positive Vote	Positive Vote	Positive Vote

Opal Cliffs: Finding that the homes were not sufficiently threatened, the Commission denied a series of three seawalls in Santa Cruz, thereby protecting the public beach from concrete and rocks, and protecting scenic visual qualities of the beach.

La Playa San Simeon Sea Wall: Finding no evidence of a threat to three condominium buildings, the Commission denied a previously constructed unpermitted rock seawall covering the public beach, thereby insuring its removal and facilitating restoration of public sandy beach resources and public access.

James Tunnel, Carmel: The Commission denied a request to hollow out a cliff and drill a tunnel underneath an existing home to provide for private beach access to a Carmel mansion.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
APRIL 2002**

April	22nd District Del Mar 8-Apr 6-02-11	S.D. Sewer Waiver 8-Apr CC-10-02	S.B. Airport Expansion 9-Apr CC-58-01	Hartunian (LA) 10-Apr R-5-00-229	B+K Monterey 11-Apr 3-01-101	North Shore Mandalay Bay 12-Apr Maj-1-00
Commissioner						
Desser	-	Absent	-	-	Absent	Absent
Dettloff	-	+	-	-	-	-
Estolano	- [Alternate]	+ [Alternate]	-	-	-	-
Hart	-	-	-	-	-	-
Kruer	-	Absent	- [Alt.]	Absent	- [Alternate]	- [Alternate]
McClain-Hill	Absent	Absent	-	-	-	-
McCoy	+	+	+	+	-	-
Nava	+	+	+	-	-	-
Potter	Absent	Absent	-	-	-	-
Reilly	- [Alternate]	+ [Alt.]	- [Alt.]	+	-	Absent
Wan	-	+	+	+	-	+
Woolley	Absent	Absent	Absent	-	-	-
Outcome	Negative Vote	Positive Vote	Negative Vote	Negative Vote	Negative Vote	Negative Vote

22nd Agricultural Assn: The Commission approved a new development adjacent to wetlands without addressing continuing Coastal Act violations and environmental damage in Del Mar.

SD Sewer Waiver: The Commission voted to protect ocean water quality and swimmers by denying San Diego's long-polluting and inadequate sewer treatment facilities at Pt. Loma and to require that they be upgraded to secondary stage levels.

SB Airport Expansion: The Commission voted, in direct violation of the Coastal Act, to allow an unnecessary airport expansion project in wetlands at the Goleta Slough.

Hartunian (LA): The Commission failed to revoke a building permit that allowed a tennis court on a designated open space area.

B+K Monterey: The Commission voted to allow housing development in ESHA in the Del Monte dunes area on the Monterey Peninsula.

North Shore Mandalay: The Commission approved a massive housing project adjacent to wetlands and in an extremely sensitive habitat area in Oxnard containing near-extinct plants.

**CALIFORNIA COASTAL COMMISSION
 CONSERVATION VOTING CHART
 MAY 2002**

May	Oceano Dunes State Park 8-May 4-82-300
Commissioner	
Burke	-
Desser	-
Dettloff	-
Hart	-
Kruer	-
McClain-Hill	-
McCoy	-
Nava	-
Potter	-
Reilly	-
Wan	-
Woolley	-
Outcome	Negative Vote*

Oceano Dunes Permit: Despite a decades long failure by State Parks to comply with the decades of explicit, extreme and ongoing Coastal Act, and numerous violations and violations of state and federal endangered species laws, the Commission failed to take action against, or even slightly curtail, unlimited dune buggy riding and camping in the sand dunes in San Luis Obispo, where Snowy Plovers and other endangered birds and animals live.

* In this instance the Commission failed to take naction on this after a lengthy hearing. It was considered a negative vote because not Not a single Commissioner so much as evenput forward a motion to address this important issue.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
JUNE 2002**

June	Manchester Resort 11-June LCP-A-1-2001	CALTRANS Route 90 Extension 11-June 5-01-432	South County Housing 13-June 3-01-105	Monroe Sea Cave 14-June 601-139
Commissioner				
Burke	+	-	Absent	+ [Alternate]
Desser	Absent	Absent	Absent	Absent
Dettloff	+	-	- [Alternate]	+ [Alternate]
Hart	Absent	Absent	-	+
Kruer	+	-	-	+
McClain-Hill	Absent	-	Absent	Absent
McCoy	+	-	Absent	Absent
Nava	+	+	Absent	+
Potter	+ [Alternate]	- [Alternate]	-	+
Reilly	+	+	-	+
Wan	+	+	-	+
Woolley	Absent	Absent	-	+
Outcome	Positive Vote	Negative Vote	Negative Vote	Positive Vote

Manchester Resort: The Commission denied a request by Manchester Resortsdevelopers to construct 12-story resort towers, close public streets, eliminate public use and beach access, and convert public beach and public facilities into a private luxury resort in Oceanside.

CALTRANS Route 90 Extension: The Commission granted a permit to build a bridge and highway extension through wetlands in Marina Del Rey, Los Angeles.

South County Housing: The Commission approved a 48-unit apartment complex, partially on public land in a public park in Pacific Grove, Monterey County.

Monroe Sea Cave, Solana Beach: The Commission denied a permit to fill in a sea cave and build aalso turned down applications for seawall construction.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
AUGUST 2002**

August	Carpentaria LCP 6-Aug A1-01	US Army Fort Ord 6-Aug CD-15-02	Pacifica Revetment 9-Aug A-2-00-10 2-00-9
Commissioner			
Burke	+	-	-A [Alternate]
Desser	+	Absent	-
Dettloff	+	-	-
Hart	-	-	-
Kruer	Absent	Absent	Absent
McClain-Hill	-	-	Absent
Nava	+	-	+
Peters	Absent	Absent	Absent
Potter	+	-	-
Reilly	Absent	Absent	Absent
Wan	+	-	-
Woolley	Absent	Absent	+
Outcome	Positive Vote	Negative Vote	Negative Vote

Carpentaria LCP: The Commission approved an LCP with strong seawall prohibitions and public access provisions, and denied a request to rezone agricultural land for residential condominium development.

US Army Fort Ord: The Commission denied a request to remove a crumbling building and unsightly rock seawall on the public beach at Stilwell Hall, Fort Ord, Monterey County, thereby missing an opportunity to restore the beach.

Pacifica Revetment: The Commission approved a giant 700-foot long unnecessary rock seawall covering over 32,000-square feet of public beach simply because the City of Pacifica (San Mateo County) claimed to have only enough money to build the wall, not to remove it. The Commission failed to even obtain assurances that the City would build no further seawalls. Note: The City subsequently built similar unpermitted “emergency” seawalls on this same stretch of beach.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
SEPTEMBER 2002**

September	Sea World Expansion 9-Sep 6-01-129	Bruce C&D 9-Sep CCC-02-CD-1	SD Sewer Treatment Reversal 9-Sep CC-28-02	Malibu LCP ESHA 12-Sep LCP	Malibu LCP Pt. Dume 13-Sep LCP
Commissioner					
Burke	Absent	+	-	Absent	Absent
Desser	Absent	Absent	Absent	+	+
Dettloff	-	+	+	+	+
Hart	-	+	-	-	-
Kruer	-	+	-	-	-
McClain-Hill	-	+	Absent	-	Absent
Nava	+ [Alternate]	+ [Alternate]	- [Alternate]	+	+
Peters	-	+	-	-	-
Potter	-	+	-	-	-
Reilly	+ [Alternate]	+ [Alternate]	- [Alternate]	+	-
Wan	Abstained	+	-	+	+
Woolley	Absent	Absent	Absent	+	-
Outcome	Negative Vote	Positive Vote	Negative Vote	Positive Vote	Negative Vote

Sea World Expansion, Mission Bay San Diego: The Commission approved a permit for a 95-foot tall thrill ride, commercial concessions, and privatization of 5.5 acres of public park and wetlands related to conversion of a public marine educational facility to a private amusement park owned by a beer company.

Bruce Cease and Desist Order: In supporting coastal protection, the Commission issued an order requiring removal of an illegal seawall in Encinitas, San Diego County.

San Diego Sewer Reversal: Bowing to political pressure including the removal of Coastal Commissioner Patricia McCoy, the Commission reversed itself and abandoned protection of water quality in San Diego voting instead to allow San Diego to continue to its decades-long practice of not complying with the Clean Water Act by refusing to upgrade local sewage treatment to secondary levels.

Malibu LCP Pt. Dume: In a pair of critical votes related to protection of environmentally sensitive habitat (ESHA) in Malibu, the Commission first narrowly defeated an effort by several Commissioners and the City to eliminate all ESHA protections in the City of Malibu; then, in a

failed attempt to appease the City, the Commission voted to allow crucial habitat in the Pt. Dume area of the City to be destroyed by future development. To date the City has refused to implement its LCP.

**CALIFORNIA COASTAL COMMISSION
 CONSERVATION VOTING CHART
 OCTOBER 2002**

October	Ocean Colony seawall 10-Oct CCC-02-CD-02
Commissioner	
Burke	Absent
Desser	+
Dettloff	+
Hart	+
Kruer	+ [Alternate]
McClain-Hill	+ [Alternate]
Nava	+
Peters	Absent
Potter	+
Reilly	+ [Alternate]
Wan	+
Woolley	+
Outcome	Positive Vote

Ocean Sea Colony Seawall, Half Moon Bay: The Coastal Commission approved a cease and desist order against Ocean Colony Partners and their Half Moon Bay Golf Links, requiring ordering instead that an illegal riprap seawall in fronting of a golf hole at adjacent to the luxury Ritz Carlton resort hresort hotel be removed and that the public beach and beach access be restored.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
NOVEMBER 2002**

November	Re-Election of Chair
Commissioner	
Burke	-
Desser	+
Dettloff	+
Hart	-
Kruer	-
McClain-Hill	-
Nava	+
Peters	-
Potter	-
Reilly	+
Wan	+
Woolley	-
Outcome	Negative Vote

Continuance on Chair: In an unprecedented Commission vote (7-5), seven Commissioners voted to delay a routine decision to re-elect the Commission Chair, resulting in an effort by developers to undermine the independence of the Commission. Although public interest advocate and Chairwoman Sara Wan was subsequently removed, developers failed as moderates Mike Reilly and Dr. William Burke were elected Chair and Vice-Chair, respectively, at the Commission's December 2002 meeting.

**CALIFORNIA COASTAL COMMISSION
CONSERVATION VOTING CHART
DECEMBER 2002**

December	Sea Turtle Resolution 10-Dec	Arnold & Miller 10-Dec CCC-02-CD-03	Hellman Ranch C&D 10-Dec CCC-02-CD-5	BLM South Spit 11-Dec	Arco Dos Pueblos Golf Links 11-Dec A-4-93-154	Morro Bay Power Plant (Duke) 12-Dec	Northcoast River Water Export 13-Dec
Commissioner							
Burke	+	+	+	+	+ [Alt.]	+ [Alt.]	Absent
Desser	+	Absent	Absent	+	+	+	+
Dettloff	+	+	+	-	+	+	+
Hart	+	+	+	+	+	+	+
Kruer	+	Absent	+	+	+	+	Absent
McClain-Hill	Absent	Absent	Absent	+	+	+	+
Nava	+	+	+	+	+	+	+
Peters	Absent	Absent	Absent	+	+	+	Absent
Potter	+ [Alt.]	+ [Alt.]	+ [Alt.]	+	+	+	+
Reilly	+ [Alt.]	+ [Alt.]	+ [Alt.]	-	+	+	+
Wan	+	+	+	+	+	+	+
Woolley	Absent	Absent	Absent	-	+	+	+
Outcome	Positive Vote	Positive Vote	Positive Vote	Positive Vote	Positive Vote	Positive Vote	Positive Vote

Sea Turtle Resolution: The Commission approved a historic resolution promoting sea turtle conservation in California.

Arnold & Miller: The Commission approved an order directing San Mateo property owners to remove a fence blocking an easement and public beach access trail, which the owners had illegally blocked for 17 years.

Hellman Ranch: The Commission approved an order to require development of a Seal Beach subdivision stop until a satisfactory mitigation plan was developed to deal with discovery of Native American remains.

BLM South Spit: The Commission approved a management plan by the Bureau of Land Management for the South Spit of Humboldt Bay and added a condition ordering that no vehicles be allowed on the beach during Snowy Plover nesting season.

Arco Dos Pueblos: After more than a decade of struggle, the Coastal Commission voted unanimously to protect the Gaviota Coast from a proposed golf course development along a mile of undeveloped Santa Barbara coastline, and in the process protected habitat for numerous endangered species, including White Tailed Kites, Monarch Butterflies, and Red-Legged Frogs.

Morro Bay Power Plant: The Commission voted unanimously to require that dry cooling systems be used in the Morro Bay Power Plant upgrade (San Luis Obispo) after hearing evidence from studies showing that the existing once-through cooling system is destroying the entire Morro Bay estuary every three days.

Gualala and Albion River Water Export Plan, Mendocino County: The Commission voted unanimously to protest a plan to divert large amounts of winter water river runs to support suburban sprawl in Southern California. The plan, which would have destroyed Northcoast rivers and fisheries, involved using barges and giant plastic bags to capture river water and tug it for sale in Southern California. The project was abandoned following the Commission's objection.