



Legislation Details (With Text)

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File created: 2/19/2010 **In control:** BOARD OF SUPERVISORS

On agenda: 9/21/2010 **Final action:** 9/21/2010

Title: HEARING - Consider recommendations regarding the NextG appeal (Case No. 10APL-00000-00007) of the Montecito Planning Commission's January 27, 2010 denial of the NextG Cellular Antenna ESB02 permit, Case No. 09CDP-00000-00052 located in the public right of way of Middle Road (adjacent to APN 009-170-005) in Montecito, First District, as follows: (EST. TIME: 24 MIN.)

- a) Uphold the appeal, Case No. 10APL-00000-00007, thereby overturning the Montecito Planning Commission's denial of 09CDP-00000-00052;
- b) Make the required findings for approval of Case No. 09CDP-00000-00052;
- c) Accept the exemptions to CEQA described in the Notices of Exemption prepared and adopted by the Public Utilities Commission, the lead agency, as adequate for this project pursuant to sections 15061(b)(3), 15301(b), 15301(c), 15302(c), 15303, and 15304(f) of the CEQA Guidelines; and
- d) Grant de novo approval of Case No. 09CDP-00000-00052 as revised, subject to the conditions of approval of the permit.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Sponsors: PLANNING AND DEVELOPMENT DEPARTMENT

Indexes:

Code sections:

Attachments: 1. Set Hearing Board Letter, 2. Attachments 1, 2, and 3, 3. Board Letter 3/16/10; Findings, 4. Public Comment Letters Pt. 1, 5. Public Comment Letters Pt. 2, 6. Public Comment Letters Pt. 3, 7. Public Comment Letters Pt. 4, 8. Public Comment Letter - Price, Postel and Parma, 9. NextG Presentation, 10. Staff Presentation, 11. Set Hearing Board Letter 7/13/10, 12. Board Letter 8/3/10, 13. Attachment A- NextG ESB02, 14. Attachment B- NextG Letter, 15. Attachment C- Kramer Letter, 16. Attachment D- Existing NextG Facility Photos, 17. Attachment E- Existing AT&T Facility Photos, 18. Attachment F- Alternative Site Analysis ESB02, 19. Attachment G- Site Comparison Photos ESB02, 20. Attachment H- BOS Letter ESB02, 21. Public Comment 8/3/10, 22. Presentation 8/3/10, 23. Board Letter 9/21/10, 24. Attachment A - Findings, 25. Attachment B - Notices of Exemption, 26. Attachment C - Permit with Conditions of Approval, 27. Attachment D - Project Plans and Photosimulations, 28. Attachment E - Bushberg Emissions Report, dated April 29, 2009, 29. Attachment F - NextG Letter, dated August 24, 2010, 30. Presentation 9/21/10, 31. Presentation 9/21/10 Revised, 32. Memorandum 9/21/10

Date	Ver.	Action By	Action	Result
9/21/2010	5	BOARD OF SUPERVISORS	Acted on as follows:	Pass
8/3/2010	4	BOARD OF SUPERVISORS	Continued, as follows:	Pass
7/13/2010	3	BOARD OF SUPERVISORS	Set for a hearing, as follows:	Pass
3/16/2010	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
3/2/2010	1	BOARD OF SUPERVISORS	Set for a hearing, as follows:	Pass

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COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY