

An aerial photograph of a rugged, mountainous landscape. The terrain is characterized by steep, rocky slopes and deep, narrow gullies. The vegetation is sparse and appears as patches of green and brown. In the lower portion of the image, a coastline is visible, showing a dark blue body of water meeting a sandy beach and a road or path that runs along the shore. The overall scene is one of a wild, natural environment.

**Applicant Appeal of Arroyo Hondo
Steelhead Passage Project**

Case No. 06APL-00000-00033

Santa Barbara County Board of Supervisors

September 26, 2006

Planning Commission Recommendation

- **Approve project & revised conditions**
- **Consider the Negative Declaration**
- **Adopt the required findings - CEQA**

Appellant Issues

3:1 Mitigation Ratio: Cond. #69

Construction Days & Hours: Cond. #72

Bi-annual Bio Reports: Cond. #78

Appellant Issues

3:1 Mitigation Ratio

- 3:1 ratio is “extraordinary”
- Not applicable to restoration projects
- Insufficient site space & funding
- Replace 3:1 with 1:1

Response

Standard ratio for temporary impacts

Purpose –achieve long-term restoration of area (1:1)

No differential treatment based on project intent or type

Appellant Issues

Construction Days & Hours

Construction M-F, 7:30 – 4:30 only

No noise sensitive receptors

Allow 6 day work week during daylight

No County permission/oversight

Response

Condition revised by PC - 6 days & extended hours

County oversight – ensure effective monitoring & compliance

County – discretionary judgments

Staff supports revision per Board Letter

Appellant Issues

Bi-annual Reports

Bi-annual reports excessive

County-approved biologist not needed

Condition #78 not necessary

Response

Bi-annual reports:

Timely identification & resolution of problems

Assessment of compliance with plan

County-approved biologist:

Standard condition

Competency & expertise

Consistency with policies & conditions

Staff Recommendation

(Board Letter page 1)

1. Adopt the required findings for the project, as specified in the PC action letter, including CEQA findings
2. Consider the Mitigated Negative Declaration prepared by CDFG for purposes of approving the project and adopt the mitigation monitoring program contained in the conditions of approval
3. Deny the appeal, upholding the Planning Commission's approval with conditions of Development plan 06DVP-00000-00010
4. Grant *de novo* approval of the project subject to the conditions included in the Planning Commission's action letter