

ATTACHMENT K: COASTAL COMMISSION SUBMISSION RESOLUTION

**RESOLUTION OF THE BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

IN THE MATTER OF SUBMITTING AN AMENDMENT TO THE) RESOLUTION NO. 25 - _____
SANTA BARBARA COUNTY LOCAL COASTAL PROGRAM TO)
AMEND THE COASTAL ZONING ORDINANCE, ARTICLE II OF) Case Nos.:
CHAPTER 35, ZONING, OF THE SANTA BARBARA COUNTY) 24ORD-00015, -00018, -00025
CODE, REGARDING DEVELOPMENT STANDARDS IN)
ACCORDANCE WITH SENATE BILL (SB) 9 REGULATIONS)
(GOVERNMENT CODE (GC) SECTIONS 65852.21 AND)
66411.7); COMMERCIAL TELECOMMUNICATION)
FACILITIES; UPDATING ALLOWED USES IN THE C-1 ZONE)
DISTRICT; AND IMPLEMENTING CLARIFICATIONS AND)
NECESSARY REVISIONS TO THE EXISTING ACCESSORY)
DWELLING UNIT (ADU) AND JUNIOR ACCESSORY)
DWELLING UNIT (JADU) ORDINANCE FOR REVIEW AND)
CERTIFICATION BY THE CALIFORNIA COASTAL)
COMMISSION.)

WITH REFERENCE TO THE FOLLOWING:

- A. **WHEREAS**, on January 7, 1980, by Resolution No. 80-12, the Board of Supervisors of the County of Santa Barbara (Board) adopted the Santa Barbara County Coastal Land Use Plan;
- B. **WHEREAS**, on July 19, 1982, by Ordinance No. 3312, the Board adopted the Santa Barbara County Coastal Zoning Ordinance (CZO), Article II, of Chapter 35, Zoning, of the Santa Barbara County Code;
- C. **WHEREAS**, on September 16, 2021, the State Legislature adopted Senate Bill (SB) 9 (GC Section 65852.21 and 66411.7) requiring local agencies to ministerially permit urban lot splits or two-unit development on a single-family residential zone if certain criteria are met;
- D. **WHEREAS**, on September 19, 2024, the State Legislature adopted SB 450 (GC Section 65852.21 and 66411.7) that enacts certain changes to SB 9 to require local governments to provide homeowners with reasons and remedies if an application is denied, and require local objective zoning, subdivision, and design standards to be related to the design or improvements of a parcel, and make clarifying technical edits to GC Section 65852.21;
- E. **WHEREAS**, on September 27, 2018, the Federal Communications Commission (FCC) released a Declaratory Ruling and Third Report and Order (FCC 18-133, "Small Cell Order", 47 USC § 332(c)(7) and 253(a); Small Cell Order ¶ 86) that limits local authority over small wireless infrastructure

deployment, fees, and objective aesthetic requirements for use of the public rights-of-way. The FCC Small Cell Order aesthetic requirements went into effect on April 15, 2019;

- F. **WHEREAS**, on March 26, 2024, the State Legislature adopted AB 477 to relocate and consolidate State ADU law into a new Government Code Chapter, Chapter 13, Accessory Dwelling Units, Government Code Sections 66310 through 66342;
- G. **WHEREAS**, in September 2024, the State Legislature adopted AB 2533 and SB 1211 to update and clarify regulations related to the review and permitting of ADU and JADUs subject to GC Sections 66310 through 66342;
- H. **WHEREAS**, the Board, having found it to be in the interest of the general community welfare, consistent with the County's Comprehensive Plan, Coastal Land Use Plan, the Article II Coastal Zoning Ordinance, the Santa Barbara County Code, the requirements of State planning and zoning law, and consistent with good zoning and planning practices, adopted the following amendment to the Santa Barbara County Local Coastal Program:
 - 1. On February 4, 2025, the Board adopted Ordinance No. _____ (Case Nos. 24ORD-00015, -00018, and -00025) (Exhibit --) an amendment to the County's Local Coastal Program by amending the CZO, Article II of Chapter 35, Zoning, of the County Code, regarding SB 9, Commercial Telecommunication Facilities, ADU/JADU, and other minor amendments.
- I. **WHEREAS**, the Board of Supervisors held duly noticed public hearings, as required by Government Code Section 65856, on the amendments referenced above, at which the amendment was explained and comments invited from the public;
- J. **WHEREAS**, this amendment to the Local Coastal Program is consistent with the provisions of the Coastal Act of 1976, the Santa Barbara County Coastal Land Use Plan, and the requirements of State planning and zoning laws as amended to this date; and
- K. **WHEREAS**, the Board of Supervisors now wishes to submit this amendment to the California Coastal Commission for certification.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

- 1. The above recitations are true and correct.
- 2. Pursuant to the provisions of Government Code Sections 65856 and 65857 of the and Public Resources Code Section 30514, the above described changes have been adopted as an amendment to the Santa Barbara County Local Coastal Program.

3. The Board of Supervisors certifies that this amendment is intended to be carried out in a manner fully in conformity with the California Coastal Act.
4. The Board directs the Planning and Development Department to submit this Local Coastal Program amendment to the California Coastal Commission for review and certification.
5. The Chair and the Clerk of this Board are hereby authorized and directed to sign and certify all documents and other materials in accordance with this Resolution to reflect the above described action by the Board of Supervisors.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this 4th day of February, 2025, by the following vote:

AYES:

NOES:

ABSTAINED:

ABSENT:

LAURA CAPPS, CHAIR
BOARD OF SUPERVISORS

ATTEST:

MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By _____
Deputy Clerk

APPROVED AS TO FORM:

RACHEL VAN MULLEM
COUNTY COUNSEL

By  _____
Deputy County Counsel