



**COUNTY OF SANTA BARBARA
PLANNING AND DEVELOPMENT**

MEMORANDUM

TO: Board of Supervisors

FROM: John Zorovich, Deputy Director, Energy, Minerals & Compliance Division

STAFF CONTACT: Jacquelynn Ybarra, Planner, email: jybarra@countyofsb.org

DATE: September 27, 2023

HEARING DATE: October 3, 2023

RE: Appeal of the Planning Commission Approval of the Revision to Permit Condition No. 38, MM BIO-16 (Golden Eagle Take Permit) for the Strauss Wind Energy Project (Case No. 23RVP-00031), Third and Fourth Supervisorial Districts

The Applicant, BayWa r.e. Wind, LLC, has withdrawn their application for a Permit Revision to Condition of Approval no. 38 of the Conditional Use Permit for the Strauss Wind Energy Project (Case No. 23RVP-00031). The Planning Commission's conditional approval of the Permit Revision on August 9, 2023 was stayed upon the filing of the appeal, and as a result of the Applicant's application withdrawal, the Board of Supervisor's original approval of the project, Case No. 16CUP-00000-00031 on January 28, 2020 is final.

Recommended Action

- a) Accept the Applicant's withdrawal of the Permit Revision request, Case no. 23RVP-00031;
- b) Acknowledge that upon withdrawal of the Permit Revision request 23RVP-00031, there is no action for the Board of Supervisors to take on the permit and drop the item from the Board of Supervisor's agenda; and
- c) Determine that the above action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5).

Attachments:

1. Withdrawal Letter, dated September 26, 2023



Errin Briggs, Supervising Planner
Planning & Development
County of Santa Barbara
123 E. Anapamu St.
Santa Barbara, CA 93101

September 26, 2023

Subject: Withdraw of permit request for proposed changes to Condition 38
(case no. 23RVP- 00031)

Dear Mr. Briggs,

We received you email yesterday informing us that you have received the letter from USFWS regarding our eagle take permit and that it satisfies the requirement on Condition 38. At this time we would like to withdraw our permit request for the proposed changes to Condition 38 (case no. 23RVP-00031).

Sincerely,

Michael McCormick

Michael McCormick
Sr. Developer