
ACTION SUMMARY

December 04, 2007

**COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 EAST ANAPAMU STREET, SANTA BARBARA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org

7:50 A.M. Convened and Recessed to Closed Session

9:00 A.M. Reconvened to Regular Session

Roll Call

Present: Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Pledge of Allegiance

Report from Closed Session

1) COUNTY COUNSEL

[File Reference No. 07-01172](#)

Closed Session Agenda

County Counsel reported that by a vote of 4-1, with First District Supervisor Salud Carbajal voting no, the Board of Supervisors authorized the Chair to sign a Settlement Agreement and Mutual Release in the case Carpinteria Valley Farms, et al. v County of Santa Barbara.

Details of this announcement may be obtained in the Office of County Counsel.

Approval of Minutes of the November 27, 2007 meeting

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, to Approve the Minutes. The motion carried unanimously.

Administrative Agenda

Resolutions to be Presented at 11:45 A.M.

A-1) SUPERVISOR FIRESTONE

[File Reference No. 07-01166](#)

Adopt a Resolution of Commendation honoring Linda Weisman, Health Services Lab Supervisor, the Lompoc Medical Records staff; Alesia Davis, Victoria Aviles, Sylvia Melendrez, Deanna Patague, and Alexandra Winfield, and Dora Robles, Departmental Assistant, Public Health Department Employees, for their dedication, customer service and excellence in performance of their duties at the Clinical Laboratories, Lompoc Medical Records, and Santa Maria Clinic as the December 2007 Santa Barbara County Employees of the Month.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Adopted

RESOLUTION NO. 07-387

The motion carried unanimously.

A-2) SUPERVISOR WOLF[File Reference No. 07-01171](#)

Adopt a Resolution of Commendation honoring Harry Mira upon his retirement from the General Services Department after 31 years of dedicated service to the employees and citizens of Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Adopted

RESOLUTION NO. 07-388

The motion carried unanimously.

Administrative ItemsA-3) AUDITOR-CONTROLLER[File Reference No. 07-01156](#)

Consider recommendations regarding the Property Tax Administrative Cost Fee for 2007-08 (SB2557), as follows:

- a) Receive and file report prepared by the Santa Barbara County Auditor-Controller establishing the 2007-08 Property Tax Administrative Cost Fee; and
- b) Adopt the Resolution to impose the fee pursuant to Revenue and Taxation Code sections 95.3 and 97.75.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Acted on as follows:

- a) **Received and filed.**
- b) **Adopted.**

RESOLUTION NO. 07-389

The motion carried unanimously.

A-4) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 07-01130](#)

Consider recommendations regarding the approval of contract for Human Resources Information System, as follows:

- a) Approve and authorize the Chair to execute a contract with High Line Corporation (not a local vendor) for the purchase and implementation of a Countywide automated Human Resources Information System in the amount of \$763,287;
- b) Authorize the Assistant CEO/Human Resources Director to approve amendments to the agreement provided that any such amendment is not in excess of ten percent (10%) of the total contract dollar amount; and
- c) Authorize and approve a Budget Revision Request to release previously designated salary savings in the amount of \$454,759 for the execution of this contract.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Acted on as follows:

- a) **Approved; Chair to Execute.**
- b) **Authorized.**
- c) **Approved.**

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Firestone, Supervisor Gray and Supervisor Centeno
Noes: 1 - Supervisor Wolf

A-5) GENERAL SERVICES[File Reference No. 07-01157](#)

Approve and authorize the Chair to execute an agreement with Sansum - Santa Barbara Medical Foundation Clinic Occupational Medical Center (a local vendor) to provide treatment of occupational injuries/illnesses, for the period of December 1, 2007 through November 30, 2010 in an amount per medical procedure not to exceed the State of California Workers Compensation Official Medical Fee Schedule or other approved contract rate for non-fee schedule procedures.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-6) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 07-01167](#)

Authorize a budget appropriation to provide for the Federal Community Development Block Grant (CDBG) award in CDBG Federal (Fund 0064) for \$2,074,256. (4/5 vote required)

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Authorized. The motion carried unanimously.

A-7) PARKS[File Reference No. 07-01071](#)

Approve and authorize the Chair to execute Amendment No. 2 to the Agreement to Maintain Providence Landing Park in Lompoc, Third District.
(Set Hearing for 2/12/2008. time estimate 30 minutes)

A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Continued, as follows: February 12, 2008 in Santa Maria on the Departmental Agenda (EST. TIME: 30 MIN.) The motion carried by the following vote:

Ayes: 4 - Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno
Noes: 1 - Supervisor Carbajal

A-8) PARKS[File Reference No. 07-01163](#)

Consider recommendations regarding the authorization for the County to enter into two separate concession lease agreements, the first to operate the restaurant at Arroyo Burro Beach County Park; and the second to operate the General Store at Jalama Beach County Park, as follows:

- a) Accept the Santa Barbara Shellfish Co., Inc. as the approved proposer to operate the restaurant at Arroyo Burro Beach County Park, under lease with the County;
- b) Authorize staff to proceed to negotiate concession lease agreements with Santa Barbara Shellfish Co., Inc. for the Arroyo Burro Beach Restaurant;
- c) Accept Donald, Kathleen, and Steven Eittreim as the approved proposer to operate the Jalama Beach Store, under lease with the County; and
- d) Authorize staff to proceed to negotiate concession lease agreements with Donald, Kathleen, and Steven Eittreim for the Jalama Beach Store.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Acted on as follows:

- a) **Accepted.**
- b) **Authorized.**
- c) **Accepted.**
- d) **Authorized.**

The motion carried unanimously.

A-9) PLANNING AND DEVELOPMENT[File Reference No. 07-01058](#)

Consider recommendations regarding the Fisheries Enhancement Fund - Safety Equipment Reimbursement Program, as follows:

- a) Approve \$15,000 from the Fisheries Enhancement Fund (FEF) to reimburse those commercial fishers who demonstrate that they have purchased specified safety equipment for their fishing vessels;
- b) Direct staff to continue to fund the Safety Equipment Reimbursement Program as long as the FEF balance remains below \$75,000; and
- c) Direct staff to solicit eligible fishers for reimbursements.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Acted on as follows:

- a) through c) **Approved.**

The motion carried unanimously.

A-10) PLANNING AND DEVELOPMENT[File Reference No. 07-01165](#)

Consider recommendations regarding the Montecito Growth Management Ordinance (MGMO), as follows:

- a) Review the Planning and Development Director's annual report regarding the health and safety findings relative to continuing the Montecito Growth Management Ordinance No. 3916; and
- b) Determine that the public health and safety continues to be jeopardized by residential construction such that that MGMO will remain in effect.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Acted on as follows:

- a) **Accepted.**

- b) **Approved.**

The motion carried unanimously.

A-11) PLANNING AND DEVELOPMENT[File Reference No. 07-01168](#)

Consider recommendations regarding the Guggia Agricultural Preserve Non-Renewal, Case No. 07AGP-00000-00023, Fifth District, as follows:

- a) Accept the request for non-renewal of Agricultural Preserve 70-AP-54; and
- b) Execute the Notice of non-renewal by the County Land conservation Contract for Assessor's Parcel No. 128-094-016, located northwest of the intersection of Main Street and Rosemary Road in the Santa Maria area.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Acted on as follows:

- a) **Accepted.**
- b) **Approved; Chair to Execute.**

The motion carried unanimously.

A-12) PLANNING AND DEVELOPMENT[File Reference No. 07-01169](#)

Consider recommendations regarding the Guggia Agricultural Preserve Non-Renewal, Case No. 07AGP-00000-00022, Fifth District, as follows:

- a) Accept the request for non-renewal of Agricultural Preserve 70-AP-55; and
- b) Execute the Notice of non-renewal by the County Land conservation Contract for Assessor's Parcel No. 128-094-014, located 1,300 feet northwest of the intersection of Main Street and Rosemary Road in the Santa Maria area.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Acted on as follows:

- a) **Accepted.**
- b) **Approved; Chair to Execute.**

The motion carried unanimously.

A-13) PUBLIC HEALTH [File Reference No. 07-01159](#)

Consider recommendations regarding Housing Opportunities of People with AIDS (HOPWA) Agreement including enhancements for housing services, as follows:

- a) Authorize the Public Health Department Director to execute Agreement 07-065538 with the California Department of Public Health Office of AIDS for the HOPWA program for the period of July 1, 2007 to June 30, 2010 in the amount of \$443,661; and
- b) Authorize the Director of the Public Health Department to execute any amendments to Agreement 07-65538 provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Acted on as follows:

a) and b) Authorized.

The motion carried unanimously.

A-14) PUBLIC WORKS [File Reference No. 07-01164](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied for the Construction of 2006/2007 Measure "D" and Prop 42 Asphalt Concrete Overlay and Reconstruction, County Project # 810528, by the Contractor, Union Asphalt, Inc. (a local vendor), P. O. Box 1280, Santa Maria, California 93456, in the amount of \$1,634,004.21, Third, Fourth and Fifth Districts.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.

A-15) SOCIAL SERVICES [File Reference No. 07-01143](#)

Consider the recommendation regarding the Memorandum of Understanding between the In-Home Supportive Services Public Authority and UDWA/AFSCME, as follows:

a) Approve and authorize the Chair to execute the negotiated MOU between the In-Home Supportive Services Public Authority and UDWA/NUHHCE/AFSCME/AFL-CIO, to include:

- Increased wages to \$10.50 per hour effective July 1, 2008, and \$11.00 per hour effective July 1, 2009;
- Increased number of enrollees to health benefits for IHSS caregivers to 378 as soon as the MOU is approved, to 406 effective July 1, 2008, and to 437 effective July 1, 2009; and
- Extension of all other provisions of the existing MOU for 3 years, through June 30, 2010.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute. The motion carried unanimously.

Board of Supervisors

- A-16) SUPERVISOR WOLF [File Reference No. 07-01153](#)
Approve the reappointment of Dr. Marc C. Juretic to the Santa Barbara Regional Health Authority, Second District.
A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.
- A-17) SUPERVISOR WOLF [File Reference No. 07-01154](#)
Approve the reappointment of Daniel R. Herlinger to the Santa Barbara Regional Health Authority, Second District.
A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.
- A-18) SUPERVISOR WOLF [File Reference No. 07-01155](#)
Approve the reappointment of James Joseph Raggio to the Santa Barbara Regional Health Authority, Second District.
A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.

Hearing Requests

- A-19) COUNTY EXECUTIVE OFFICE [File Reference No. 07-01161](#)
Set hearing to development the 2008 Legislative Platform, as follows:
a) Receive a report from Thomas Walters and Associates on legislative efforts at the federal level;
b) Receive a report on identified issues and projects included on the County's 2008 legislative platform; and
c) Adopt the County's 2008 Legislative Platform
A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: December 11, 2007 in Santa Maria (EST. TIME: 60 MIN.) The motion carried unanimously.
- A-20) PUBLIC WORKS [File Reference No. 07-01162](#)
Set hearing to receive and file a report regarding the Public Works Department 2007 Customer Satisfaction Survey.
A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: December 11, 2008 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.

Administrative Agenda

A-21) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-01173](#)

Consider the recommendation regarding changes to Civil Service Rule VIII, as follows:

Adopt an amendment to Civil Service Rule VIII to allow CEO/Human Resources to certify all qualified candidates on Firefighter Trainee and Firefighter employment lists to the Fire Department for employment consideration.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Adopted

RESOLUTION NO. 07-390

The motion carried unanimously.

A-22) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-01174](#)

Consider recommendations regarding position changes in two departments, as follows:

a) Adopt a resolution, effective 12/03/07, establishing the classification of Retirement Staff Counsel Senior and allocating one position in this classification in the Santa Barbara County Employees' Retirement System; and

b) Adopt a resolution, effective 12/03/07, designating an Executive Secretary position in the Parks Department as exempt from the Civil Service System in accordance with Section 27-25(A), subsection 11, of the Santa Barbara County Code.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Adopted

a) Adopted.

RESOLUTION NO. 07-391

b) Adopted.

RESOLUTION NO. 07-392

The motion carried unanimously.

A-23) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-01170](#)

Declare Christmas Eve and New Year's Eve as one-time holidays for 2007.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:16 A.M. - 10:15 A.M. (59 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, to Approve the Administrative Agenda as Amended. The motion carried unanimously.

[File Reference No. 07-00001](#)

PUBLIC COMMENT

HEARING TIME: 10:16 A.M. - 10:38 A.M. (22 MIN.)

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. **THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (07-00001)**

RE: Board Meeting Procedures/Government Spending Issues - George Alvarez Addressed the Board.

RE: Management of County Operations - Dr. Robert Johns Addressed the Board.

RE: Invocation/Homeless Veterans Services - Sister Janet Corcoran Addressed the Board.

RE: Property Taxes/Toro Canyon Property Issues - John Thorndike, IV Addressed the Board.

RE: Agricultural Land Use Proposals - Bob Field Addressed the Board.

RE: Politicians and Politics - Floyd Meyer Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

Department requests to continue Departmental Agenda Item No. 1) to January 8, 2008

1) PLANNING AND DEVELOPMENT

[File Reference No. 07-01104](#)

HEARING - Adopt by resolution the necessary amendment to the County's CEQA Guidelines and Environmental Thresholds documents to effectuate a Beneficial Ecological Restoration Project definition and habitat replacement requirements, as follows: (EST. TIME: 1 HR.)

a) Adopt a Resolution amending the County of Santa Barbara Guidelines for the Implementation of the California Environmental Quality Act for the definition and requirements for a Beneficial Ecological Restoration Project;

b) Adopt a Resolution amending the County of Santa Barbara Environmental Thresholds and Guidelines Manual - Habitat Replacement/Compensation Guidelines to provide corresponding reference for Beneficial Ecological Restoration Projects; and

c) Find that these amendments are statutorily exempt from the California Environmental Quality Act pursuant to Sections 15378(a) of the Guidelines for Implementation of CEQA.

HEARING TIME: 10:48 A.M. - 10:49 A.M. (1 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Wolf, that this matter be Continued, as follows: January 8, 2008 in Santa Barbara (EST. TIME: 60 MIN.)

The motion carried unanimously.

2) PUBLIC WORKS[File Reference No. 07-01012](#)

HEARING - Consider recommendations regarding Road Excavation and Encroachment Permit Fees, All Districts, as follows: (EST. TIME: 5 MIN.)

a) Consider the adoption of an ordinance (Second Reading) entitled "Adopting a Schedule of Fees for Services Provided by the Department of Public Works in Connection with the Issuance of Permits for, and Related Supervision of, Encroachments and Excavations in County Highways";

b) Approve an annual fee adjustment linked to the Consumer Price Index (CPI) for the Fee schedule;

c) Authorize the Public Works Director to update and administer approved unit prices for Bonding and Fee purposes for FY 2007-08, and update these annually based on increases linked to the California Construction Cost Index (CCCI);

d) Approve Notice of Exemptions from the California Quality Act of 1970 (CEQA) exemption under Public Resource Section 21080 Subdivision (b)(8)(A) & (B) and Title 14 (California Code of Regulations), Section 15273 for the Fee Ordinance.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:57 AM - 11:04 AM (7 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Acted on and continued, as follows:

a) Read by title; waived reading of the ordinance in its entirety, introduction approved, amended as follows: Fee No. 1 on Exhibit A "Fee Schedule" will remain at \$5 for franchise holders (utilities) but will increase to \$68 in all other instances. Adoption (second reading) set for December 11, 2007.

b) through d) Continued to December 11, 2007.

The motion carried unanimously.

3) SUPERVISOR WOLF[File Reference No. 07-01151](#)

HEARING - Receive a presentation from the Santa Barbara Regional Health Authority CEO, R. Lyle Luman, regarding recent organizational and name changes to the Santa Barbara Regional Health Authority. (EST. TIME: 15 MIN.)

HEARING TIME: 11:05 AM - 11:22 AM (17 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Received and filed. The motion carried unanimously.

4) COUNTY EXECUTIVE OFFICE[File Reference No. 07-01147](#)

HEARING - Consider adoption of the 2008 Board of Supervisor's schedule of meeting dates and locations. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:23 AM - 11:30 AM (7 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Acted on as follows:

Adopted 2008 schedule of meeting dates and locations as reflected in Attachment A of County Executive Office Board Letter dated December 4, 2007, amended as follows: No meeting to be held on Tuesday, November 25, 2008 due to Thanksgiving Holiday.

The motion carried unanimously.

5) GENERAL SERVICES[File Reference No. 07-01031](#)

HEARING - Consider recommendations regarding the Green Team's Annual Update 2007, as follows: (EST. TIME: 20 MIN.)

- a) Accept the Green Team's 2006-2007 Annual Update; and
- b) Accept the Integrated Pest Management (IPM) Update from the Grounds Management Committee.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:31 AM - 12:28 AM (57 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Acted on as follows:

a) and b) Accepted.

The motion carried unanimously.

6) GENERAL SERVICES[File Reference No. 07-01080](#)

HEARING - Consider the recommendation regarding the acquisition of Surplus Caltrans' Property at Burton Mesa and Harris Grade, Folio #003530, Third District, as follows: (EST. TIME: 15 MIN.)

a) Direct General Services staff to purchase Parcels 2261-01-02 and 2265-01-01 located at the intersection of Burton Mesa and Harris Grade Roads, in Lompoc, through Caltrans public sale process which requires competing for the parcels in a public auction in order to eliminate the public use restriction set by Caltrans policy (Option #1).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:45 P.M. - 2:23 P.M. (38 MIN.)

Acted on as follows:

Received and filed staff report and conducted public hearing.

A motion was made by Supervisor Carbajal, Seconded by Supervisor Wolf as follows:

Directed General Services staff to purchase, from Caltrans, Parcels 2261-01-02 and 2265-01-01 located at the intersection of Burton Mesa and Harris Grade Roads, in Lompoc, under Caltrans' rules that require that the sale of any surplus land offered exclusively to government agencies restricts the use for public use only. County would designate use as being "open space". (Option #4)

The motion failed by the following vote: (4/5 Vote Required)

Ayes: 3 - Supervisor Wolf, Supervisor Carbajal, Supervisor Firestone

Noes: 2 - Supervisor Centeno, Supervisor Gray

No further action taken.

7) PLANNING AND DEVELOPMENT[File Reference No. 07-01112](#)

HEARING - Consider recommendations regarding the closure, conversion and subdivision of mobile home parks, as follows: (EST. TIME: 1 HR.)

- a) Receive a report on existing County regulations regarding the closure, conversion or subdivision of mobile home parks; and
- b) Direct the Planning and Development Department to return with ordinance amendments.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:23 P.M. - 2:54 P.M. (31 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Acted on as follows:

Received staff presentation and conducted public hearing.

- a) Received.
- b) Directed staff to return in January 2008 with a draft urgency moratorium which protects mobile home park tenants/owners rights.

Further directed staff to return to the Board as appropriate with ordinance amendments protecting tenants/owners property rights regarding closure, conversion and subdivision of mobile home parks.

The motion carried unanimously.

8) PLANNING AND DEVELOPMENT[File Reference No. 07-01109](#)

HEARING - Consider recommendations regarding the Special Care Homes located in residential areas, as follows: (EST. TIME: 1 HR.)

- a) Receive report on legal restrictions regarding the number of clients residing in special care homes located in residential areas; and
- b) Consider whether to direct the Planning and Development Department to return with ordinance amendments.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:55 P.M. -3:04 P.M. (9 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Acted on as follows:

Received and filed staff report and conducted public hearing.

- a) Received.
- b) Directed the Planning and Development Department to return as appropriate with ordinance amendments.

The motion carried unanimously.

9) PLANNING AND DEVELOPMENT[File Reference No. 07-00051](#)

HEARING - Consider an appeal filed by Patrick Nesbitt, the applicant, (Case No. 06APL-00000-00041) of the County Zoning Administrator's October 23, 2006 denial of the request for a Variance to the Floor Area Ratio maximum for a residential dwelling (Case No. 05VAR-00000-00005) in the Summerland area, First District, as follows: EST. TIME: 1 HR.)

Either:

- a) Approve the appeal; adopt the required findings for the project, including CEQA findings; and grant de novo approval of the Variance request, subject to the conditions of approval; or
- b) Deny the appeal, thereby upholding the Zoning Administrator's decision; and grant a continuance to allow staff to come back with findings to support denial of the Variance.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:20 P.M. - 4:05 P.M. (45 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Acted on as follows:

Received and filed staff report and conducted public hearing.

Approved the appeal; adopted the findings for the project, including CEQA findings; and granted de novo approval of the Variance request, subject to the conditions of approval.

The motion carried by the following vote:

Ayes: 4 - Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Noes: 1 - Supervisor Carbajal

Adjourned at 4:05 PM

**The Board of Supervisors Adjourned the Meeting of December 4, 2007 in
Honor of Ed Parker and Laurence Armstrong of Lompoc and Louis
Carpio Santa Barbara.**

Adjourned to

December 11, 2007

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Announcements

<http://www.countyofsb.org>