



COUNTY OF SANTA BARBARA
PLANNING AND DEVELOPMENT

MEMORANDUM

TO: Planning Commission

FROM: Florence Trotter-Cadena, Planner

DATE: January 28, 2009

RE: 08APL-00000-00010, Scheller Appeal of King Pole Barn

On November 12, 2008 the Scheller Appeal of the King Pole Barn was heard by the Commission. At that time the Commission voted to continue the project to January 28, 2009 to allow staff and County Counsel to review the County's position on easements. The Commission also requested that the property owners try to resolve this issue outside of the County's jurisdiction.

In the event that the Planning Commission determines the appeal should be denied, staff recommends the following revision to the Recommendation and Procedures section of the staff report, dated October 27, 2008.

2.0 RECOMMENDATION AND PROCEDURES

Follow the procedures outlined below and conditionally approve Case No. 08APL-00000-00010 marked "Officially Accepted, County of Santa Barbara November 12, 2008 Planning Commission Exhibit 1", based upon the project's consistency with the Comprehensive Plan and based on the ability to make the required findings.

Your Commission's motion should include the following:

1. Adopt the required findings for the project specified in Attachment A of this staff report.
2. Accept the exemption dated January 28, 2009, included as Attachment B, pursuant to CEQA Sections PRC 21080(b)(1) and Guideline 15268 – Ministerial projects are exempt from the requirements of CEQA.
3. Deny the appeal 08APL-00000-00010, thereby upholding the Planning and Development Department's approval of Land Use Permit No. 08LUP-00000-00024.

4. Grant de novo approval of Land Use Permit, 08LUP-00000-00024.

Refer back to staff if the Planning Commission takes other than the recommended action for appropriate findings and conditions.

Attachment: CEQA Exemption 15268

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