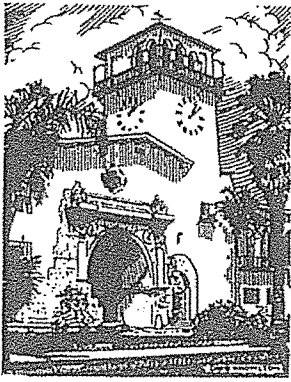


Attachment E



COUNTY OF SANTA BARBARA CALIFORNIA

PLANNING COMMISSION

COUNTY ENGINEERING BUILDING
123 E. ANAPAMU ST.
SANTA BARBARA, CALIF. 93101-2058
PHONE: (805) 568-2000
FAX: (805) 568-2030

TO THE HONORABLE BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA, CALIFORNIA

PLANNING COMMISSION
HEARING OF AUGUST 30, 2017

RE: *Tajiguas Landfill Comprehensive Plan Amendment and Government Code Conformity Determination; 17GPA-00000-00002, 17GOV-00000-00004*

Hearing on the request of the Santa Barbara County Public Works Department, Resource Recovery and Waste Management Division (RRWMD) to consider Case Nos. 17GPA-00000-00002 [application filed on June 9, 2017] and 17GOV-00000-00004 [request received on August 11, 2017], in compliance with Section 35.104.040 of the Santa Barbara County Land Use and Development Code (LUDC) to amend the "Waste Disposal Facility Overlay" designation for the Tajiguas Landfill; determine that the Revised Tajiguas Resource and Recovery Project (TRRP) is in conformance with the Comprehensive Plan in compliance with California Government Code Section 65402(a); and to adopt the Addendum to the Subsequent Environmental Impact Report (Case No. 12EIR-00000-00002, SCH #2012041068 and EIR Revision Letter and Errata dated May 27, 2016) pursuant to Public Resources Code Section 21166 and the State Guidelines for Implementation of the California Environmental Quality Act. The Addendum to the Subsequent Environmental Impact Report (SEIR), SEIR 12EIR-00000-00002, EIR Revision Letter and Errata, and all documents may be viewed at the Planning and Development Department, 123 East Anapamu Street, Santa Barbara and 624 West Foster Road, Suite C, Santa Maria. SEIR 12EIR-00000-00002 and the Final SEIR Revision Letter and Errata can also be found here: <https://santabarbara.legistar.com/LegislationDetail.aspx?ID=2761428&GUID=B9346B75-FC2B-4060-AE06-9C34D0741A17>. The application involves Assessor Parcel Numbers 081-150-019, 081-150-026, 081-150-032, and 081-150-042 located approximately 1,600 feet north of U.S. Highway 101 and addressed as 14470 Calle Real in the Gaviota Coast area, Third Supervisorial District.

Dear Honorable Members of the Board of Supervisors:

At the Planning Commission hearing of August 30, 2017, Commissioner Brown moved, seconded by Commissioner Blough and carried by a vote of 4 to 0 (St. John recused) to:

1. Recommend that the Board of Supervisors make the required findings for approval of the Comprehensive Plan Amendment specified in Attachment A of the staff report dated August 14, 2017, including CEQA findings;

2. After considering the environmental review documents included as Attachment B of the staff report dated August 14, 2017 [Addendum dated August 11, 2017 together with previously certified EIR No. 12EIR-00000-00002, SCH #2012041068 and EIR Revision Letter and Errata dated May 27, 2016], recommend that the Board of Supervisors determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report or Negative Declaration shall be prepared for this project;
3. Adopt a resolution recommending that the Board of Supervisors approve and adopt a resolution, included as Attachment C-1 of the staff report dated August 14, 2017, amending the Comprehensive Plan (17GPA-00000-00002), including amending the Tajiguas Landfill "Waste Disposal Facility Overlay" boundary to remove approximately 55.55 acres from the Overlay not needed for solid waste disposal operations and to include approximately 4.48 acres to accommodate the construction of the revised TRRP.
4. Determine that the Revised Tajiguas Resource Recovery Project, as shown in Attachment D of the staff report dated August 14, 2017, is in conformity with the Comprehensive Plan, including the Gaviota Coast Plan; and,
5. Direct staff to transmit the conformity report required by Government Code Section 65402(a) to the County of Santa Barbara Public Works Department, Resource Recovery and Waste Management Division and the Board of Supervisors. The County Planning Commission staff report, dated August 14, 2017, and the letter reflecting the County Planning Commission's action shall constitute the required report.

Sincerely,



Dianne M. Black
Secretary to the Planning Commission

cc: Case File: 17GPA-00000-00002 and 17GOV-00000-00004
Planning Commission File
Dianne M. Black, Assistant Director
Owner: County of Santa Barbara, Public Works Department, Resource Recovery Waste Management Division (RRWMD), Attn: Mark Schleich, Director of RRWMD
Joan Hartmann, Third District Supervisor
Cerene St. John, Third District Planning Commissioner
Danielle Drossel, Deputy County Counsel
Tess Harris, Planner

Attachments: **Attachment A – Findings**
 Attachment C – Planning Commission Resolution for a Comprehensive Plan Amendment

DMB/dmv

ATTACHMENT A: FINDINGS

1.0 CEQA FINDINGS

ADDENDA TO ENVIRONMENTAL IMPACT REPORT OR NEGATIVE DECLARATION

FINDING THAT PREVIOUS ENVIRONMENTAL DOCUMENT CAN BE USED PURSUANT TO CEQA GUIDELINES SECTIONS 15162 AND 15164:

1.1 CONSIDERATION OF THE ADDENDUM TO 12EIR-00000-00002 AND FULL DISCLOSURE

The Planning Commission has considered the Addendum (Attachment B of the staff report, dated August 11, 2017 and incorporated herein by reference), together with the previously certified EIR 12EIR-00000-00002, Revision Letter and Errata dated May 27, 2016 for the Tajiguas Resource Recovery Plan Project (TRRP), together with the Tajiguas Landfill Expansion Project (01EIR-05), the November 8, 2006 Addendum, and the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project Subsequent EIR (08EIR-00000-00007) (Attachment F of the staff report, dated July 12, 2016 and incorporated herein by reference). The Addendum to 12EIR-00000-00002 reflects the independent judgment and analysis of the Planning Commission and has been completed in compliance with CEQA. The Addendum, together with the EIR 12EIR-00000-00002 and other EIR documents, is adequate for this proposal. On the basis of the whole record, including the Addendum, the previously certified CEQA document, and any public comments received, the Planning Commission recommends that the Board of Supervisors finds that no subsequent environmental review shall be prepared according to CEQA Guidelines Section 15162 since there are no substantial changes proposed in the project which will require major revisions to the EIR; no substantial changes have occurred with respect to the circumstances under which the project is undertaken; and there is no new information of substantial importance.

1.2 LOCATION OF DOCUMENTS

The documents and other materials which constitute the record of proceedings upon which this decision is based are in the custody of the Secretary of the Planning Commission of the Planning and Development Department located at 123 East Anapamu Street, Santa Barbara, CA 93101.

1.3 FINDINGS ADDRESSING ADDENDUM ISSUE AREAS

The Addendum to 12EIR-00000-00002 that was prepared for the Revised TRRP project addressed the following issues: visual resources/aesthetics, air quality, biological resources, hazards and hazardous materials, geologic processes, cultural resources, noise, land use, and water resources. Each of these impacts are addressed in the Addendum to 12EIR-00000-00002 (Attachment B to the staff report, incorporated herein by reference).

The purpose of the project is to accommodate the relocated AD Facility, which will be accomplished by revising the Waste Disposal Facility Overlay boundary. There are no substantial changes proposed in the project which will require major revisions to the EIR because the project's geographic scope and facilities remain generally the same. The project is visually subordinate, will minimize vegetation clearance, would not disturb agricultural operations on neighboring parcels, would not

increase biological resource impacts, does not contain cultural resources, will not result in a greenhouse gas emissions increase, does not change noise exposure, and minimizes land disturbance to the maximum extent feasible. Updated studies and analyses included in the Addendum provide substantial evidence that the project would not result in new significant environmental effects or a substantial increase in the severity of previously identified significant effects as compared to the project approved by the Board of Supervisors and analyzed in the Final Subsequent EIR (12EIR-00000-00002 [SCH #2012041068]), certified on July 12, 2016 (Attachment F to the staff report, incorporated herein by reference).

In addition, no substantial changes have occurred with respect to the circumstances under which the project is undertaken because landfill operations would continue to occur within the landfill operational area. Changes are proposed to move the footprint of some of the TRRP facilities outside the Coastal Zone; however, the changes do not result in any new significant environmental effects or a substantial increase in the severity of previously identified significant effects. Further, there is no new information of substantial importance that shows a) that the Revised TRRP will have significant effects not discussed in the SEIR for the approved project, b) that significant effects will be substantially more severe than previously shown, c) that mitigation measures or alternatives have been found feasible that the County has declined to adopt, or d) that there are considerably different mitigation measures or alternatives that will substantially reduce significant project effects and which the County has declined to adopt.

2.0 ADMINISTRATIVE FINDINGS

2.1 COMPREHENSIVE PLAN AMENDMENT FINDINGS

Findings Required for Approval of Amendments (§35.104.060).

An application for an Amendment to the Comprehensive Plan, Development Code or Zoning Map may be approved only if the review authority first makes all of the following findings, as applicable to the type of Amendment.

A. Findings for Comprehensive Plan, Development Code and Zoning Map Amendments.

1. The request is in the interests of the general community welfare.

The Tajiguas Landfill has been in operation and served the community since 1967 for the disposal of municipal solid waste. The request is in the interests of the general community welfare because the project will alter the Waste Disposal Facility Overlay to accommodate the relocated AD Facility. The Revised TRRP is intended to substantially extend the life of the Tajiguas Landfill, meet or exceed the requirements of Assembly Bill 341 to recycle 75% of waste by 2020, provide a long-term (20+ year) solution to the region's solid waste management needs, and ensure that the facility is reasonably accessible to all communities currently served by the Tajiguas Landfill while minimizing environmental and community impacts. The project would provide long-term financial stability to limit impacts to the affected ratepayers.

In addition, the project would be in the interest of the general community

welfare because it would:

Process MSW currently disposed of at the Tajiguas Landfill with a diversion rate goal of 60 percent.

Maximize the reduction of future greenhouse gas emissions associated with the transportation, processing and disposal of MSW consistent with CalRecycle's Anaerobic Digestive Initiative and Assembly Bill 32.

Provide green energy to the region by specifically producing energy that is certified as "Renewable Portfolio Standard" eligible as defined by the California Energy Commission.

Provide a cost-effective tipping fee for solid waste management services compared to alternative disposal methods¹.

Construct and operate a project that can adapt to the changing waste management needs of the region.

Provide a safe and humane work environment for all employees.

The Amendment will enable landfill-related facilities, including the Anaerobic Digester (AD) Facility, to be located within the Overlay boundary. The Amendment will remove approximately 55.55 acres on APN 081-150-026 from the Waste Disposal Facility Overlay, which is not needed for solid waste disposal operations and much of which is mapped as Environmentally Sensitive Habitat (ESH) in the Gaviota Coast Plan. The Amendment will also change the Waste Disposal Facility Overlay to add 4.48 acres of existing permitted operational Landfill area to accommodate changes to the Tajiguas Resource Recovery Project. The Revised TRRP provides the flexibility to augment and adapt resource recovery processes at the Landfill, and does not include expansion of the waste disposal area or overall Landfill capacity. Further, the project will not reduce the total acreage of agricultural operations on Baron Ranch.

In summary, the project is in the interest of the general community welfare because it provides more suitable land for facility development and efficient operations without adversely affecting ESH or adjacent agricultural land. Overall, it provides a way for the County to meet its solid waste management goals and State mandates.

2. The request is consistent with the Comprehensive Plan, the requirements of the State planning and zoning laws, and this Development Code.

The request is consistent with the County's Comprehensive Plan including, but not limited to, the Land Use Element, Gaviota Coast Plan, and State planning and zoning laws as discussed in these Findings and in Section 6 of the staff report, dated August 14, 2017 and incorporated herein by reference. Since the inland Tajiguas Landfill property is exempt from zoning permit requirements pursuant to LUDC Section 35.10.040.G.1.b., the Revised TRRP is not subject to the LUDC, as discussed in Section 5.3 of the staff report, dated August 14, 2017

¹ As part of the Vendor RFP process conducted in 2009, a cost-effective tipping fee was determined to be less than \$100/ton.

and incorporated herein by reference. Therefore, the portion of the finding regarding consistency with the Development Code is not applicable.

3. The request is consistent with good zoning and planning practices.

The project is consistent with good zoning and planning practices as it is consistent with local and state planning regulations, as discussed in Section 6 of the staff report, dated August 14, 2017 and incorporated herein by reference. The congruity of the Waste Disposal Facility Overlay and the landfill operational area provides for good zoning and planning practices because the Overlay identifies areas in the County for the disposal of waste materials. Keeping the Waste Disposal Facility Overlay and landfill operational area consistent provides for a better understanding of where landfill activities are currently located and where landfill activities could take place in the future.

Further, the modification to the Overlay is intended to facilitate the Revised TRRP, the purpose of which is to reduce emissions and extend the life of the Landfill. This will result in delaying the need to find alternative sites for solid waste disposal in the future, which is consistent with good zoning and planning practices. The project would retain the landfill use for the community, and the acreage to be incorporated into the Waste Disposal Facility Overlay from the County-owned Baron Ranch is located within the existing Solid Waste Facilities Permit operational area boundary and Landfill operational area. The project would also remove land from the Overlay that is not anticipated to be used for Landfill development or activities. The change to the Overlay would not impact the long-term viability of nearby agricultural operations. In addition, the Revised TRRP, which would be facilitated by the Amendment to the Overlay boundary, will not result in significant adverse environmental impacts as identified in Finding 1.0. The Revised TRRP is consistent with the Environmental Quality Assurance Program (EQAP) action items. Therefore, this finding is consistent with good zoning and planning practices.

B. Additional finding for Comprehensive Plan Amendments.

1. Government Code Section 65358 requires a Comprehensive Plan amendment to be in the public interest. If the request is for an amendment to the Comprehensive Plan, then the review authority shall also find that the request is deemed to be in the public interest.

The project is in the public interest because it benefits the Tajiguas Landfill operations by providing suitable land for facility development without developing further in the Coastal Zone or adversely affecting the long-term open space, recreation activity, and agriculture operations on the Baron Ranch parcel. The project is also in the public interest because it amends the Waste Disposal Facility Overlay to accommodate the relocated AD Facility.

As discussed in Finding 1, above, incorporated herein by reference, the project would substantially extend the life of the Tajiguas Landfill, meet or exceed the requirements of Assembly Bill 341 to recycle 75% of waste by 2020, provide a long-term solution to the region's solid waste management needs, provide green

energy to the region, and ensure that the facility is accessible to all communities currently served by the Tajiguas Landfill, all of which are in the public interest.

ATTACHMENT C PLANNING COMMISSION RESOLUTION

RESOLUTION OF THE SANTA BARBARA COUNTY PLANNING COMMISSION
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF RECOMMENDING TO THE)
BOARD OF SUPERVISORS THE ADOPTION OF)
AN AMENDMENT TO THE LAND USE ELEMENT) RESOLUTION NO.: 17- 11
OF THE SANTA BARBARA COUNTY)
COMPREHENSIVE PLAN AND THE LAND USE) CASE NO.: 17GPA-00000-00002
ELEMENT MAPS TO IMPLEMENT THE CHANGES)
TO THE LOCATION OF THE WASTE DISPOSAL)
FACILITY OVERLAY BY REMOVING 55.55 ACRES)
ON APN 081-150-026 AND ADDING 4.48 ACRES ON)
APN 081-150-032.)

WITH REFERENCE TO THE FOLLOWING:

- A. On December 22, 1980, by Resolution No. 80-566, the Board of Supervisors of the County of Santa Barbara adopted the Comprehensive Plan for the County of Santa Barbara.
- B. On November 8, 2016, by Resolution No. 16-266, the Board of Supervisors of the County of Santa Barbara amended the Santa Barbara County Comprehensive Plan Land Use Element, and adopted the Gaviota Coast Plan.
- C. The proposed amendment is consistent with the Santa Barbara County Comprehensive Plan, including the Gaviota Coast Plan and the requirements of California planning, zoning, and development laws.
- D. Citizens, California Native American Indian tribes, public agencies, public utility companies, and civic, education, and other community groups have been provided the opportunity for involvement in compliance with Government Code Section 65351.
- E. The County contacted and offered to conduct consultations with California Native American tribes in compliance with Government Code Sections 65352.3 and 65352.4.
- F. This County Planning Commission has held a duly noticed hearing in compliance with Government Code Section 65353 on the proposed amendment to the Comprehensive Plan, at which hearing the amendment was explained and comments invited from persons in attendance.
- G. The County Planning Commission has determined that the proposed amendments and ordinances are consistent with the Comprehensive Plan, including the Gaviota Coast Plan, and provide the greatest community welfare without compromising community values, environmental quality, or the public health and safety, as included in the findings in Attachment A of the County Planning Commission staff report dated August 14, 2017, which is incorporated by reference.

NOW, THEREFORE IT IS HEREBY RESOLVED as follows:

- 1. The above recitations are true and correct.
- 2. The County Planning Commission now finds that it is in the interest of the orderly development of the County and important to the preservation of the health, safety and general welfare of the

residents of the County to recommend that the Board of Supervisors adopt a Resolution amending the Comprehensive Plan (Case No, 17GPA-00000-00002) to revise the location of the Waste Disposal Facility Overlay as shown on the exhibit attached to said Resolution.

3. In compliance with the provisions of Sections 65354 of the Government Code, this County Planning Commission recommends that the Board of Supervisors of the County of Santa Barbara, State of California, following the required noticed public hearing, approve and adopt the Comprehensive Plan Amendment, based on the findings included as Attachment A of the County Planning Commission staff report dated August 14, 2017.
4. This County Planning Commission endorses and transmits a certified copy of this Resolution to the Board of Supervisors in compliance with Government Code Section 65354.
5. The Chair of this Planning Commission is hereby authorized and directed to sign and certify all maps, documents, and other materials in accordance with this Resolution to show the above mentioned action by the County Planning Commission.

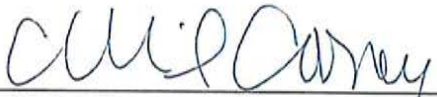
PASSED, APPROVED AND ADOPTED this 30th day of August, 2017 by the following vote:

AYES: Cooney, Brown, Ferini, Blough

NOES:

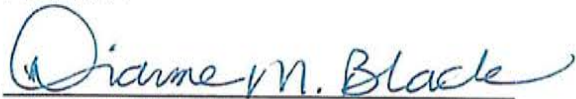
ABSTAIN: St. John (recused)

ABSENT:



C. MICHAEL COONEY, Chair
Santa Barbara County Planning Commission

ATTEST:



DIANNE BLACK
Secretary to the County Planning Commission

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
COUNTY COUNSEL

By: 
Deputy County Counsel

EXHIBIT:

1. Board of Supervisors Resolution Amending the Comprehensive Plan (Case No. 17GPA-00000-00002)

EXHIBIT 1

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

IN THE MATTER OF ADOPTING AN AMENDMENT) RESOLUTION NO. 17-_____
TO THE LAND USE ELEMENT OF THE SANTA)
BARBARA COUNTY COMPREHENSIVE PLAN BY) Case No.: 17GPA-00000-00002
AMENDING THE LAND USE OVERLAY)
DESIGNATIONS – EAST MAP OF THE GAVIOTA)
COAST PLAN TO IMPLEMENT CHANGES TO THE)
LOCATION OF THE WASTE DISPOSAL FACILITY)
OVERLAY.)

WITH REFERENCE TO THE FOLLOWING:

- A. On December 22, 1980, by Resolution No. 80-566, the Board of Supervisors of the County of Santa Barbara adopted the Comprehensive Plan for the County of Santa Barbara.
- B. On November 8, 2016, the Board of Supervisors adopted Resolution No. 16-266 adding the Gaviota Coast Plan Area to the Comprehensive Plan Land Use Element with adoption of the Gaviota Coast Plan.
- C. The Board of Supervisors received and considered the County Planning Commission's recommended actions and held a duly noticed public hearing, as required by Section 65355 of the Government Code on the proposed amendment to a General Plan, at which hearing the proposed amendment was explained and comments invited from persons in attendance.
- D. Citizens, California Native American Indian tribes, public agencies, public utility companies, and civic, education, and other community groups have been provided the opportunity for involvement in compliance with Government Code Section 65351.
- E. The County contacted and offered to conduct consultations with California Native American tribes in compliance with Government Code Sections 65352.3 and 65352.4.
- F. The County Planning Commission of the County of Santa Barbara held a duly noticed public hearing, as required by Government Code Section 65353, on the proposed amendment, at which hearing the amendment was explained and comments invited from the persons in attendance.
- G. The County Planning Commission, after holding a duly noticed public hearing on the above described amendment to the Comprehensive Plan, endorses and transmits to the

Board of Supervisors said recommended amendment by resolution in compliance with Government Code Section 65354.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

1. The above recitations are true and correct.
2. The Board of Supervisors now finds, consistent with its authority in Government Code Section 65358, that it is in the public interest to provide for the orderly development of the County and important to the preservation of the health, safety, and general welfare of the residents of the County to adopt this amendment to the Land Use Overlay Designations - East Map of the Gaviota Coast Plan, identified as Exhibit A to this Resolution and incorporated herein by reference.
3. In compliance with the provisions of Government Code Section 65356, the above change is hereby adopted as an amendment to the Land Use Element of the County Comprehensive Plan.
4. Pursuant to the provisions of Government Code Section 65357, the Clerk of the Board is hereby directed to make the documents amending the Santa Barbara County Comprehensive Plan, including the diagrams and text, available to the public for inspection.
5. The Chair and the Clerk of this Board are hereby authorized and directed to sign and certify all maps, documents, and other materials in accordance with this Resolution to reflect the above described action by the Board.
6. Pursuant to the provisions of Government Code Section 65357 the Clerk of the Board is hereby authorized and directed to send endorsed copies of said maps to the planning agency of each city within this County.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____, 2017 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

JOAN HARTMANN, CHAIR
BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA

ATTEST:

MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By: _____
Deputy Clerk

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
COUNTY COUNSEL

By: _____
Deputy County Counsel

EXHIBIT:

- A. East Map of the Gaviota Coast Plan – Proposed Waste Disposal Facility Overlay (Case No. 17GPA-00000-00002)

APN: 081-090-008

APN: 081-090-010

APN: 081-150-026
(County Owned)

APN: 081-150-032
(County Owned)




APN: 081-150-002

APN: 081-150-042
(County Owned)

APN: 081-150-019
(County Owned)

APN: 081-150-041

Exhibit A

-  Existing Waste Disposal Facility Overlay
-  Proposed Waste Disposal Facility Overlay
-  Coastal Zone Boundary

