

County of Santa Barbara BOARD OF SUPERVISORS

ACTION SUMMARY

September 24, 2002

**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.

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 Schwartz, Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Urbanske

Invocation: Megan Ewart, Human Resources

Report from Closed Session

No reportable action taken.

Approval of Minutes of the September 17, 2002 meeting

A motion was made by Supervisor Marshall, seconded by Supervisor Schwartz, to Approve the Minutes. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Gray

Abstentions: 1 - Supervisor Urbanske

Administrative Agenda

Resolution to be Presented at 11:45 AM

A-1) SUPERVISOR SCHWARTZ [File Reference No. 02-00955](#)

Adopt a Resolution of Commendation for Superior Court Judge Joseph Lodge for 44 Years of Dedicated Service to the Santa Barbara County Judiciary.

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

RESOLUTION NO. 02-329

The motion carried unanimously.

Resolutions to be Presented at 2:00 PMA-2) SUPERVISOR MARSHALL [File Reference No. 02-00967](#)

Adopt a resolution proclaiming September 2002 as National Alcohol and Drug Addiction Recovery Month.

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

RESOLUTION NO. 02-330

The motion carried unanimously.

A-3) SUPERVISOR ROSE [File Reference No. 02-00968](#)

Adopt a Resolution of Commendation for Deputy Probation Officer Lynn Andrew Watts upon his retirement after 27 years of service to the County of Santa Barbara.

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

RESOLUTION NO. 02-331

The motion carried unanimously.

A-4) SUPERVISOR SCHWARTZ [File Reference No. 02-00954](#)

Adopt a Resolution of Commendation for the Santa Barbara Neighborhood Clinics East Side Medical Clinic.

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

RESOLUTION NO. 02-332

The motion carried unanimously.

Administrative ItemsA-5) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 02-00952](#)

Consider recommendations regarding Drug Medi-Cal treatment services contracts, for the period of July 1, 2001 through June 30, 2003, as follows:

- a) Approve and execute a contract with Zona Seca, Inc., at certified treatment sites located in Santa Barbara and Lompoc for a two-year provisional contract amount of \$393,967;
- b) Approve and execute a contract with Good Samaritan Shelter, Inc., at certified treatment sites in

Santa Maria for a two-year provisional contract amount of \$453,000;

c) Authorize the Director of Alcohol, Drug, and Mental Health Services to approve amendments to the proposed contracts, providing that any such amendments or modifications do not exceed ten percent (10%) of the original total contract value.

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

a) and b) Approved; Chair to execute.

c) Authorized.

The motion carried unanimously.

A-6) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

[File Reference No. 02-00953](#)

Approve and execute Amendment No. 2 to the County 42 agreement with the State Alcohol and Drug Program (State ADP) increasing the funding in Fiscal Year 2001-02 (Year One) by an additional \$244,247, for a total of \$6,518,923. The original State Agreement contracts with the County of Santa Barbara for \$5,226,412 for each of the three successive years, and Amendment No. 2 increases the first year allocation by a total of \$1,292,511.

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

A-7) COUNTY EXECUTIVE OFFICE

[File Reference No. 02-00965](#)

Approve Budget Revision requests. (EXHIBIT A WITH POSTED AGENDA)

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

A-8) GENERAL SERVICES

[File Reference No. 02-00966](#)

Consider the adoption of two (2) personnel resolutions, as follows:

a) Adopt a personnel resolution, effective September 16, 2002, as follows:

- i. Add one Management Specialist Position, Salary Range 6370 (\$5,816-\$7,101 per month);
- ii. Delete Special Duty Allowance of 5% for two Risk Analyst Supervisors within budget units 8630 and 8631, General Services;

b) Adopt a personnel resolution, effective September 29, 2003, to delete one Management Specialist Position, Salary Range 6370 (\$5,816-\$7,101 per month).

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

a) Adopted.

RESOLUTION NO. 02-333

b) Adopted.

RESOLUTION NO. 02-334

The motion carried unanimously.

A-9) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 02-00978](#)

Consider the adoption of two resolutions, as follows:

a) Adopt a resolution, effective September 16, 2002, to establish the class of Management Specialist R (Class 005021), Range 6370 (\$5,816-\$7,101 per month);

b) Adopt a resolution, effective October 14, 2002, as follows:

ESTABLISH JOB CLASSIFICATION

Effective October 14, 2002, establish the class of Early Care & Education Program Quality Improvement Specialist (Class 002412), Range 5580 (\$3,922-\$4,788 per month);

DELETE JOB CLASSIFICATION

Effective October 14, 2002, delete the class of Early Care & Education Program Quality Improvement Coordinator (002411), Range 6020 (\$4,885-\$5,963 per month).

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

a) Adopted.

RESOLUTION NO. 02-335

b) Adopted.

RESOLUTION NO. 02-336

The motion carried unanimously.

A-10) PARKS[File Reference No. 02-00958](#)

Approve a budget revision to appropriate \$60,000 from the Orcutt Quimby Fee Trust Fund (#1397) for the preparation of the Orcutt Parks, Recreation, and Open Space Implementation Plan, Fourth District.

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

A-11) PARKS[File Reference No. 02-00959](#)

Approve a budget revision to appropriate \$15,000 from the South Coast West Quimby Fee Trust Fund (#1400) as partial funding for the construction of a new playground at the University Circle Open Space area in unincorporated west Goleta, Second District.

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

A-12) PLANNING AND DEVELOPMENT[File Reference No. 02-00951](#)

Consider recommendations regarding a grant application to the Habitat Conservation Fund Grant Program, as follows:

a) Adopt a resolution approving submittal of a \$150,000 grant application to the State Department of Parks and Recreation Habitat Conservation Fund Grant Program to acquire one vacant Del Playa blufftop parcel in Isla Vista from a willing seller, Third District;

b) Approve the allocation of \$25,440 from interest accrued from Planning & Development Mitigation Trust Fund to provide a portion of the 50% non-state match;

c) Approve the Notice of Exemption (categorical exemption) for the Isla Vista Blufftop Parcels Acquisition Project.

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

a) Adopted.

RESOLUTION NO. 02-337

b) and c) Approved.

The motion carried unanimously.

A-13) PUBLIC WORKS

[File Reference No. 02-00838](#)

Approve and execute a Grant Deed to facilitate the proposed conveyance of fee ownership of County owned land on Brown Road (APN 113-180-001) to the Maretti and Minetti Ranch Company pursuant to the Vacant Land Purchase Contract executed by the Board on August 13, 2002, Guadalupe, Fourth District.

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

A-14) PUBLIC WORKS

[File Reference No. 02-00956](#)

Approve and execute a professional services contract with John D. McInnes for environmental services for the period of October 1, 2002 through September 30, 2003, in an amount not to exceed \$89,621.

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

A-15) PUBLIC WORKS

[File Reference No. 02-00961](#)

Accept a Notice of Completion for work performed by the AJ Diani Construction Company, Inc. (a local vendor) for construction of 1998 STIP Augmentation Program Fiscal Year 2000-01 Asphalt Concrete Overlay and authorize the Clerk of the Board to record, Third and Fifth Districts.

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

A-16) PUBLIC WORKS

[File Reference No. 02-00962](#)

Consider recommendations regarding Construction of General Fund Miscellaneous Concrete Repair and Asphalt Concrete Overlay (Project No. 810461) Second and Third Districts, as follows:

a) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by Granite Construction Company (a local vendor), in the amount of \$765,129.93;

b) Accept Notice of Completion and authorize the Clerk of the Board to record.

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

a) Approved.

b) Accepted.

The motion carried unanimously.

A-17) PUBLIC WORKS

[File Reference No. 02-00964](#)

Consider recommendations regarding the Continuous Deflective System (CDS) Project for removing pollutants from storm water runoff and to protect water quality, First, Second and Third Districts, as follows:

a) Approve the CDS Project and the CEQA Notice of Exemption;

b) Approve plans and specifications for the project;

c) Authorize the Public Works Director to advertise and receive bids for the project.

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

a) and b) Approved.

c) Authorized.

The motion carried unanimously.

A-18) PUBLIC WORKS

[File Reference No. 02-00970](#)

Release the Monument Deposits in the amount of \$6,000, posted for Tract No. 14,340, Phases II and III Forte Ranch Project, collected to guarantee the setting of the interior monumentation, Second District.

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

A-19) PUBLIC WORKS

[File Reference No. 02-00971](#)

Release the Monument Deposit in the amount of \$5,000, posted for Tract No. 14,416 Quinta Isabella, collected to guarantee the setting of the interior monumentation, First District.

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

A-20) PUBLIC WORKS

[File Reference No. 02-00974](#)

Consider recommendations regarding construction of Fiscal Year 1999-2000 STIP Augmentation Program Asphalt Concrete Overlay (Project No. 810448), First, Second and Third Districts, as follows:

a) Review and approve the Statement of Final Quantities for work performed and materials supplied by Granite Construction Company (a local vendor) in the amount of \$2,137,382.60;

b) Accept Notice of Completion and authorize the Clerk of the Board to record.

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

a) Approved.

b) Accepted.

The motion carried unanimously.

A-21) PUBLIC WORKS

[File Reference No. 02-00975](#)

Consider recommendations regarding Santa Ynez Airport installation of an Automated Weather Observation System (AWOS) (Project No. 862247) and application for State Matching Grant and Grant and Programs Services Contract for installation, Third District, as follows:

a) Adopt a resolution applying for a State Matching Grant not to exceed \$116,890 from the State of California - Department of Transportation;

b) Authorize the Public Works Director to execute the Grant application;

c) Authorize the Public Works Director to act as agent on behalf of the County of Santa Barbara pertaining to the acceptance of the Grant Allocation and the Grant Agreement.

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

a) Adopted.

RESOLUTION NO. 02-338

b) and c) Authorized.

The motion carried unanimously.

A-22) SHERIFF

[File Reference No. 02-00957](#)

Approve and execute a destruction of records request for accounting records, prior to 1999, that are no longer required by law to be retained.

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

A-23) SHERIFF

[File Reference No. 02-00960](#)

Approve an estimated \$906,180 in resource and use allocation of State COPS funds for supplemental law enforcement equipment, programs and/or personnel in Fiscal Year 2002-03.

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

A-24) TREASURER-TAX COLLECTOR

[File Reference No. 02-00969](#)

Approve an increase of Indigent Burial fees to \$1,175 per burial, effective October 1, 2002.

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

Board of Supervisors

A-25) SUPERVISOR SCHWARTZ

[File Reference No. 02-00973](#)

Approve the appointment of Lenore Christine Pierce to the Affirmative Action Commission, First District.

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

Hearing Requests

A-26) AUDITOR-CONTROLLER

[File Reference No. 02-00963](#)

Set a hearing to consider the Annual County Financial Audit for Fiscal Year ended June 30, 2002, as follows:

- a) Receive and file the County of Santa Barbara Comprehensive Annual Financial Report (CAFR), Financial Highlights, and General Purpose Financial Report of the Redevelopment Agency for the Fiscal Year ending June 30, 2002;
- b) Receive a presentation by the Auditor's Office that provides a high-level overview of the CAFR and the Redevelopment Agency financial statements in the new reporting model format prescribed by Governmental Accounting Standards Board Statement 34.

A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: October 15, 2002 (EST. TIME: 30 MIN.) The motion carried unanimously.

A-27) COUNTY EXECUTIVE OFFICE and AUDITOR-CONTROLLER

[File Reference No. 02-00972](#)

Set a hearing to consider recommendations regarding first quarter Fiscal Year 2002-03 Budget Update and FY 2003-04 Budget Workshop # 1, as follows:

- a) Accept and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2002-03 Financial Status Report as of September 30, 2002 showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors;
- b) Accept an update on the forecasted FY 02-03 financial condition on June 30, 2002, significant exposures facing the county and some leading indicators of possible financial challenges facing the county starting in FY 03-04;
- c) Review and provide direction as appropriate on Budget Expansion Requests deferred until after the 1st Quarter during the June 2002 Budget Hearings for FY 02-03.

A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: November 12, 2002 in Santa Maria (EST. TIME: 180 MIN.) The motion carried unanimously.

A-28) PLANNING AND DEVELOPMENT

[File Reference No. 02-00976](#)

Set a hearing to consider recommendations regarding Dierberg Four L.P. Comprehensive Plan Amendment, Rezone and Agricultural Preserve Replacement Contract, located south of the intersection of Dominion Road and Orcutt-Garey Road (APN 129-180-023, -033, -034), Garey area, Fifth District, as follows:

- a) Consider Case No. 99-GP-006 to amend the Comprehensive Plan to change the land use designation from A-II, Rural Agriculture 40 acre minimum parcel size, to A-II-100, Rural Agriculture 100 acre minimum parcel size;

b) Consider Case No. 99-RZ-006 to rezone the property from the Unlimited Agriculture (U) zone district under the provisions of Ordinance 661, to AG-II-100, Agriculture II 100 acre minimum parcel size pursuant to Section 35-325 of Article III of Chapter 35 of the County Code;

c) Consider Case No. 99-AP-009 to execute an agreement to place the subject property under a new agricultural preserve contract.

A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: November 12, 2002 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.

Resolution to be Presented at 2:00 PM

A-29) SUPERVISOR MARSHALL

[File Reference No. 02-00979](#)

Adopt a resolution recognizing the County of Santa Barbara Charitable Giving Campaign Kick-Off.

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

RESOLUTION NO. 02-339

The motion carried unanimously.

Approval of Administrative Agenda

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

[File Reference No. 02-00025](#)

PUBLIC COMMENT

Accepted Public Comment

People 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. 92-398) (02-00,025)

RE: Rancho Miranda Special Events Issues - Fourth District Supervisor Joni Gray and Fifth District Supervisor Tom Urbanske addressed the Board.

RE: Senior Citizens and Crime Prevention - Dr. Barbara Griggs addressed the Board.

RE: Fire Safety and Gated Community - John Thorndike IV addressed the Board.

RE: County Litigation and Housing Issues - Ernest Armenta addressed the Board.

RE: Rancho Miranda, Shortage of Nurses and Affordable Housing - Sister Janet Corcoran addressed the Board.

Departmental Agenda -- Public Hearings

Department Requests Continuance of Item No. 1 to October 22, 2002.

1) **PLANNING AND DEVELOPMENT**

[File Reference No. 02-00825](#)

HEARING - Consider recommendations regarding Coastal Resource Enhancement Fund (CREF) 2003-07 Fee Assessment, as follows:

- a) Consider staff's recommendations regarding the amount of mitigation fees required of four major oil and gas developments for the 2003-07 CREF assessment period;
- b) Approve the amendment of CREF Guidelines to include the approved mitigation fees and minor updates.

A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Continued, as follows: October 22, 2002.

The motion carried unanimously.

2) **ALCOHOL, DRUG AND MENTAL HEALTH SERVICES**

[File Reference No. 02-00917](#)

HEARING - Accept the Alcohol & Drug Program's "Strategic Plan" outlining service priorities for alcohol and drug prevention, early intervention, treatment and recovery support for Fiscal Year 2002-03 through FY 2006-07. (EST. TIME: 30 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Rose, seconded by Supervisor Urbanske, that this matter be Acted on as follows: Conducted public hearing and received and filed Strategic Plan.

The motion carried unanimously.

3) **COUNTY EXECUTIVE OFFICE**

[File Reference No. 02-00977](#)

HEARING - Consider recommendations from the Legislative Program Committee meeting of September 17, 2002 regarding actions relative to Statewide Ballot Initiatives Qualified for the November 5, 2002 Ballot, as follows: (EST. TIME: 30 MIN.)

- a) Support Proposition 46, the Housing and Emergency Shelter Trust Fund Act of 2002;
- b) Take no position on Propositions 47, 48, and 49;
- c) Consider, without a recommendation from the Legislative Program Committee, Proposition 51, Transportation. Allocation of Sales and Use Taxes Raised from Sale or Lease of Motor Vehicles;
- d) Support Proposition 52, Election Day Voter Registration.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

Acted on as follows:

A motion was made by Supervisor Rose, seconded by Supervisor Schwartz that recommendation a) be acted on as follows:

a) Approved support of Proposition 46.

The motion carried by the following vote:

Ayes: 4 - Supervisor Marshall, Supervisor Rose, Supervisor Schwartz, Supervisor Urbanske
Abstentions: 1- Supervisor Gray

A motion was made by Supervisor Urbanske, seconded by Supervisor Rose that recommendation b) be acted on as follows:

b) Approved support of Proposition 47.

The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Rose, Supervisor Urbanske
Abstentions: 2- Supervisor Gray, Supervisor Schwartz

Note: The Board did not take a position on Proposition 48 or Proposition 49.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose that recommendation c) be acted on as follows:

c) Approved opposition to Proposition 51.

The motion carried by the following vote:

Ayes: 4 - Supervisor Marshall, Supervisor Rose, Supervisor Schwartz, Supervisor Urbanske
Abstentions: 1- Supervisor Gray

A motion was made by Supervisor Marshall, seconded by Supervisor Rose that recommendation d) be acted on as follows:

d) Approved support of Proposition 52.

The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Rose, Supervisor Schwartz
Abstentions: 2- Supervisor Gray, Supervisor Urbanske

4) PLANNING AND DEVELOPMENT

[File Reference No. 02-00496](#)

HEARING - Consider recommendations regarding the Planning and Development Program for compliance with the National Pollutant Discharge Elimination System (NPDES) Phase II Storm Water Regulations, as follows: (EST. TIME: 1 HR.)

a) Receive a report (Board Letters dated September 24, 2002, July 2, 2002 and June 25, 2002) on Planning and Development's program for compliance with the National Pollutant Discharge Elimination System (NPDES) Phase II Storm Water Regulations;

b) Approve CEQA Notices of Exemption for the County of Santa Barbara Environmental Thresholds and Guidelines Manual (Attachment H);

c) Adopt the following components of Planning and Development's program for compliance with the National Pollutant Discharge Elimination System (NPDES) Phase II Storm Water Regulations:

- i. Policy Interpretive and Implementation Guidelines for Hillside and Watershed Protection Policies 3, 4, 5 and 7 (Coastal Plan Policy equivalents 3-15, 3-16, 3-17 and 3-19) (Attachment A to the Board Letter dated September 24, 2002);
 - ii. Adopt a resolution to amend the County Environmental Thresholds and Guidelines Manual creating a new section addressing surface and storm water quality impacts (Attachments E and F to the Board Letter dated September 24, 2002);
 - iii. Best management practices manuals for construction site runoff control identified in Attachment D to the Board Letter dated September 24, 2002;
- d) Approve CEQA Notice of Exemption for the Grading Ordinance revisions (Attachment G to the Board Letter dated September 24, 2002);
- e) Consider the introduction (First Reading) of an Ordinance amending Chapter 14 of the Santa Barbara County Code (Santa Barbara County Grading, Erosion and Sediment Control Ordinance) (Attachment B to the Board Letter dated September 24, 2002).

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Conducted public hearing and received and filed report.

b) Approved.

c) i - Adopted.

ii - Adopted.

Resolution No. 02-340

iii - Adopted.

d) Approved.

e) Read title, waived reading of Ordinance in its entirety. Introduction approved as amended; second reading (adoption) set for October 1, 2002.

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Gray

Noes: 1 - Supervisor Urbanske

2:00 P.M. Presentation of Resolutions and Awards

Planning Items and Public Hearings

5) PUBLIC WORKS

[File Reference No. 02-00824](#)

HEARING - Consider the appeal of Teresa Seiler of Certificate of Compliance 01-CC-89 (APN 153-290-008), Second District, as follows: (EST. TIME: 1 HR.)

a) Uphold the decision of the County Surveyor, and direct the County Surveyor to send a notice of intent to record a notice of violation by certified mail to the owner of APN 153-290-008 in accordance with California Government Code Section 66499.36 if the owner does not file for a Conditional Certificate of Compliance within 30 calendar days of the appeal hearing decision. Additionally, send a notice of intent to record a notice of violation by certified mail to the owner of APN 153-290-005 in accordance with California Government Code Section 66499.36 if the owner does not show valid proof to the County Surveyor of legality of the parcel within 60 calendar days of written notification;

OR:

b) Grant the appeal of Teresa Seiler, and direct the County Surveyor to issue two (2) Certificates of Compliance for APN 153-290-008 and APN 153-290-005 as set forth in California Government Code Section 66499.35.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Continued, as follows: October 22, 2002. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

6) PLANNING AND DEVELOPMENT

[File Reference No. 02-00818](#)

HEARING - Consider the appeal of Jennifer Foster, agent for the applicant Nuevo Energy Company, of the Planning Commission's June 20, 2002 denial of the Tranquillon Ridge Oil and Gas Development Project (Case No. 94-DP-027 RV02), as follows: (EST. TIME: 30 MIN.)

a) Adopt the required findings for the project (Attachment A to this Board Letter dated September 10, 2002);

b) Deny the appeal;

c) Deny the Tranquillon Ridge Oil and Gas Development application (94-DP-027 RV02).

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

NOTE: PUBLIC HEARING CLOSED. PUBLIC TESTIMONY WILL BE LIMITED TO COMMENT ON PROPOSED FINDINGS.

Acted on and continued, as follows:

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, as follows:

- a) Adoption of findings continued to October 22, 2002.
- b) Conceptually denied appeal.
- c) Conceptually denied 94-DP-027 RVO2.

The motion carried by the following Vote:

Ayes: 3 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall

Noes: 2 - Supervisor Gray and Supervisor Urbanske

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, as follows:

Continued to October 22, 2002 for final action and adoption of associated findings. Public hearing closed, testimony will be limited to comment on proposed findings.

The motion carried by the following Vote:

Ayes: 3 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall,

Noes: 2 - Supervisor Gray and Supervisor Urbanske

7) PLANNING AND DEVELOPMENT

[File Reference No. 02-00817](#)

HEARING- Consider the appeal of Jennifer Foster, agent for the Applicant Nuevo Energy Company and uphold the Planning Commission's action to approve the Lompoc Oil and Gas (LOGP) Produced Water Treatment Upgrade and Expansion (94-DP-027 RV 04), as follows: (EST. TIME: 30 MIN.)

- a) Adopt the required findings for the project (Attachment A of the June 20, 2002 Planning Commission staff report, including CEQA findings);
- b) Certify the Environmental Impact Report (01-EIR-04) as modified by the June 20, 2002 Errata sheet for purposes of the LOGP Produced Water Treatment Upgrade and Expansion Project, and adopt the mitigation monitoring program contained in the conditions of approval (Attachment C of the June 20, 2002 Planning Commission staff report);
- c) Deny the appeal;
- d) Uphold the Planning Commission's action to approve the LOGP Produced Water Treatment Upgrade and Expansion (94-DP-027 RV04).

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

- a) Adopted.
- b) Certified.
- c) Denied.
- d) Upheld.

The motion carried unanimously.

8) PLANNING AND DEVELOPMENT[File Reference No. 02-00816](#)

HEARING - Consider the appeal of Brien Vierra, agent for the Applicant Tosco Refining Company, and uphold the Planning Commission's action to approve the Sisquoc Pipeline Bi-Directional Flow Project (Case No. 91-DP-003 RV05), as follows: (EST. TIME: 30 MIN.)

- a) Adopt the required findings for the project (Attachment A of the June 20, 2002 Planning Commission staff report, including CEQA findings);
- b) Certify the Environmental Impact Report (01-EIR-04) as modified by the June 20, 2002 Errata sheet for purposes of the Sisquoc Pipeline Bi-Directional Flow Project and adopt the mitigation monitoring program contained in the conditions of approval (Attachment C of the June 20, 2002 Planning Commission staff report);
- c) Deny the appeal;
- d) Uphold the Planning Commission's action to approve the Sisquoc Pipeline Bi-Directional Flow Project (91-DP-003 RV05).

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

- a) Adopted.
- b) Certified.
- c) Denied.
- d) Upheld.

The motion carried unanimously.

Adjourn to October 1, 2002

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Adjourn

Announcements

THE MEETING OF SEPTEMBER 24, 2002 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, SEPTEMBER 26, 2002 AT 5:00 P.M. ON GATV CHANNEL 20.

<http://www.countyofsb.org>