



# County of Santa Barbara Planning and Development

Lisa Plowman, Director

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

PLANNING COMMISSION  
HEARING OF NOVEMBER 2, 2022

**RE: *Childcare Facilities and Minor Ordinance Amendments; 22ORD-00000-00004 and 22ORD-00000-00005***

Hearing on the request of the County of Santa Barbara Planning and Development Department (P&D) for the County Planning Commission (CPC) to consider recommending that the Board of Supervisors (Board):

- a) Adopt an ordinance (Case No. 22ORD-00000-00004) to amend the Santa Barbara County Land Use and Development Code (LUDC), of Chapter 35, Zoning, of the County Code, as set forth in Attachment C-2 to the staff report dated October 25, 2022.
- b) Determine that ordinance Case No. 22ORD-00000-00004 is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Sections 15061(b)(3) and 15301(p) of the State Guidelines for the Implementation of CEQA.
- c) Adopt an ordinance (Case No. 22ORD-00000-00005) to amend the Santa Barbara County Coastal Zoning Ordinance, Article II, of Chapter 35, Zoning, of the County Code, as set forth in Attachment D-2 to the staff report dated October 25, 2022.
- d) Determine that ordinance Case No. 22ORD-00000-00005 is exempt from the provisions of CEQA pursuant to Sections 15061(b)(3), 15265, and 15301(p) of the State Guidelines for the Implementation of CEQA.

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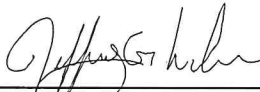
Dear Honorable Members of the Board of Supervisors:

At the Planning Commission hearing of November 2, 2022, Commissioner Bridley moved, seconded by Commissioner Martinez and carried by a vote of 4 to 0 (Ferini absent) to recommend that the Board:

1. Adopt an ordinance (Case No. 22ORD-00000-00004) to amend the Santa Barbara County Land Use and Development Code (LUDC), of Chapter 35, Zoning, of the County Code, as set forth in Attachment C-2 to the staff report dated October 25, 2022;

2. Determine that ordinance Case No. 22ORD-00000-00004 is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Sections 15061(b)(3) and 15301(p) of the State Guidelines for the Implementation of CEQA;
3. Adopt an ordinance (Case No. 22ORD-00000-00005) to amend the Santa Barbara County Coastal Zoning Ordinance, Article II, of Chapter 35, Zoning, of the County Code, as set forth in Attachment D-2 to the staff report dated October 25, 2022;
4. Determine that ordinance Case No. 22ORD-00000-00005 is exempt from the provisions of CEQA pursuant to Sections 15061(b)(3), 15265, and 15301(p) of the State Guidelines for the Implementation of CEQA.

Sincerely,



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Jeff Wilson  
Secretary Planning Commission

cc: Case File: 22ORD-00000-00004 and 22ORD-00000-00005  
Planning Commission File  
Jeff Wilson, Assistant Director  
Corina Venegas, Planner

**Attachments:**            **Attachment A – Findings**  
                                  **Attachment C – Resolution (LUDC)**  
                                  **Attachment D – Resolution (Article II)**

JW/dmv

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## ATTACHMENT A: FINDINGS FOR APPROVAL

Case Nos. 22ORD-00000-00004 and 22ORD-00000-00005

### 1.0. CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS

#### 1.1 State CEQA Guidelines Exemption Findings

- 1.1.1 **Case No. 22ORD-00000-00004.** The County Planning Commission finds, and recommends that the Santa Barbara County (County) Board of Supervisors (Board) find, that the proposed amendments to the County Land Use and Development Code (LUDC) (Case No. 22ORD-00000-00004) are exempt from environmental review pursuant to State CEQA Guidelines Section 15061(b)(3) and 15301(p).
- 1.1.2 **Case No. 22ORD-00000-00005.** The County Planning Commission finds, and recommends that the Board find, that the proposed amendments to the Article II, the Coastal Zoning Ordinance (CZO) (Case No. 22ORD-00000-00005), are exempt from environmental review pursuant to State CEQA Guidelines Sections 15061(b)(3), 15265, and 15301(p).

Please see the Notice of Exemption (Attachment B, incorporated by reference) for more information.

### 2.0 ADMINISTRATIVE FINDINGS

In compliance with CZO Section 35-180.6 and LUDC Section 35.104.060.A, the following findings shall be made by the County Planning Commission in order to recommend approval of a text amendment to the CZO and LUDC, and the Board shall adopt the following findings in order to approve a text amendment to the CZO and LUDC:

#### 2.1 The request is in the interests of the general community welfare.

The proposed amendments are in the interest of the general community welfare since the amendments will revise the CZO and LUDC to (1) be consistent with Government Code (GC) Section 65850.7 regarding the zoning permit exemption for electric vehicle charging stations, including hydrogen fueling stations, (2) correct and clarify existing text provisions, (3) implement new permitting and development standards for child care facilities, and (4) align standards for family day care homes with State law (Health and Safety Code Section 1596.78) to increase the supply of day care within County.

#### 2.2 CZO: The request is consistent with the Comprehensive Plan, the Coastal Land Use Plan (CLUP), the requirements of State planning and zoning laws and this Article [Article II, the CZO].

**LUDC: The request is consistent with the Comprehensive Plan, the requirements of the State planning and zoning laws, and this Development Code [LUDC].**

The proposed amendments are consistent with the Comprehensive Plan, CLUP, CZO, and LUDC because they will provide more effective implementation of the state planning and zoning laws by revising the CZO and LUDC to be consistent with state regulations and provide clear and efficient permit processes that will benefit the public. The proposed ordinance will not result in any inconsistencies with the adopted policies and development standards of the Coastal Land Use Plan and/or the Comprehensive Plan. The proposed ordinance amendments are also consistent with the remaining portions of the Article II Coastal Zoning Ordinance that would not be revised by this ordinance. Therefore, and as discussed further in the County Planning Commission Staff Report, dated October 25, 2022, under section 5.2, this ordinance is consistent with the Coastal Land Use

Plan and the Comprehensive Plan, the requirements of State planning and zoning Laws, and the Article II Coastal Zoning Ordinance.

**2.3 The request is consistent with good zoning and planning practices.**

The proposed amendments are consistent with sound zoning and planning practices to regulate land uses for the overall protection of the environment and community values since they will revise the CZO and LUDC to be consistent with State regulations regarding EV charging and hydrogen-fuel stations, correct and clarify existing text provisions, and encourage further development of child care facilities in locations where demand is greatest. Further, the proposed amendments will streamline certain permit processes, relax development standards, and correct and clarify existing regulations to further encourage and support the development of safe childcare services throughout the community, reduce barriers for childcare operators, and promote the expansion of EV charging and hydrogen-fueling station. As a result, the changes are consistent with good zoning and planning practices and will benefit the public. As discussed in Finding 2.2, above, the proposed amendments are consistent with the Comprehensive Plan, CLUP, CZO, and LUDC.