

## ATTACHMENT 2: NOTICE OF EXEMPTION

**TO:** Santa Barbara County Clerk of the Board of Supervisors

**FROM:** Jessica Steele, Planner  
Planning and Development Department

The project or activity identified below is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

**APN:** N/A

**Case Nos.:** 17ORD-00000-00001 (Montecito Land Use and Development Code), 17ORD-00000-00002 (County Land Use and Development Code), and 17ORD-00000-00003 (Coastal Zoning Ordinance)

**Location:** The proposed ordinance amendments would apply to all unincorporated areas of Santa Barbara County.

**Project Title:** Program 2.8: Transitional and Supportive Housing Ordinance Amendments

**Project Applicant:** N/A

### **Project Description:**

**Case No. 17ORD-00000-00001** will amend Division 35.2, Montecito Zones and Allowable Land Uses, Division 35.4, Montecito Standards for Specific Land Uses, and Division 35.10, Glossary, of Section 35-2, the Montecito Land Use and Development Code (MLUDC), of Chapter 35, Zoning, of the Santa Barbara County Code to implement new regulations regarding the permitting of transitional and supportive housing pursuant to Government Code Sections 65582 and 65583(a)(5).

**Case No. 17ORD-00000-00002** will amend Article 35.2, Zones and Allowable Land Uses, Article 35.4, Standards for Specific Land Uses, and Article 35.11, Glossary, of Section 35-1, the Santa Barbara County Land Use and Development Code (LUDC), of Chapter 35, Zoning, of the Santa Barbara County Code to implement new regulations regarding the permitting of transitional and supportive housing pursuant to Government Code Sections 65582 and 65583(a)(5).

**Case No. 17ORD-00000-00003** will amend Division 2, Definitions, Division 4, Zoning Districts, and Division 7, General Regulations, of the Article II, the Coastal Zoning Ordinance (CZO), of Chapter 35, Zoning, of the County Code to implement new regulations regarding the permitting of transitional and supportive housing pursuant to Government Code Sections 65582 and 65583(a)(5).

Government Code Section 65582 defines the terms “supportive housing,” “target population,” and “transitional housing.” Government Code Section 65583(a)(5) states: “Transitional housing and supportive housing shall be considered a residential use of property, and shall be subject only to those restrictions that apply to other residential dwellings of the same type in the same zone.” The County’s three zoning ordinances do not define or explicitly list transitional and supportive housing as allowed uses.

The proposed zoning ordinance amendments clarify that transitional and supportive housing are allowed in certain zones. Specifically, the amendments (1) add the definitions of “transitional housing,” “supportive housing,” and “target population” to the zoning ordinances, and (2) specify that transitional housing and supportive housing are allowed as residential uses in all zones where special care homes and one-, two-, and multiple-family dwellings are currently allowed, subject only to those restrictions that apply to other special care homes and one-, two-, and multiple-family dwellings in the same zone.

**Name of Public Agency Approving Project:**

County of Santa Barbara

**Name of Person or Agency Carrying Out Project:**

Planning and Development Department  
Long Range Planning Division

**Exempt Status:**

- Ministerial
- Statutory Exemption, Section 15265
- Categorical Exemption
- Emergency Project
- Declared Emergency
- No Possibility of Significant Effect, Section 15061(b)(3)

**Cite specific CEQA and/or CEQA Guideline Section(s):**

Case Nos. 17ORD-00000-00001 (MLUDC), 17ORD-00000-00002 (LUDC), and 17ORD-00000-00003 (CZO). Section 15061(b)(3) – No possibility of significant effect.

Case No. 17ORD-00000-00003 (CZO). Section 15265 – CEQA does not apply to activities and approvals pursuant to the California Coastal Act by any local government for the preparation and adoption of a local coastal program.

**Reasons to Support Exemption Findings:**

The following provides a brief discussion of findings to support the following exemptions:

Section 15061(b)(3)

CEQA Guidelines Section 15061(b)(3) exempts Case Numbers 17ORD-00000-00001 (MLUDC), 17ORD-00000-00002 (LUDC), and 17ORD-00000-00003 (CZO) from CEQA. The County’s zoning ordinances allow various dwelling types in certain zones. These dwellings may be occupied by related or unrelated persons living together. The occupants may include persons who were experiencing homelessness and suffer from one or more disabilities. These are the same occupants of transitional and supportive housing. Therefore, the zoning ordinances currently allow transitional and supportive housing as special care homes and in one-, two-, and multiple-family dwellings. However, the zoning ordinances do not explicitly list transitional and supportive housing as allowed residential uses.

The proposed zoning ordinance amendments clarify that transitional and supportive housing are allowed as residential uses. Proposed transitional and supportive housing projects would need to comply with the same permitting requirements and development standards that apply to other residential uses of the same type in the same zone.

In summary, the proposed amendments to the MLUDC, LUDC, and CZO clarify that the zoning ordinances already allow transitional and supportive housing. The project would not allow any new uses and would not change the amount of physical development that is currently allowed pursuant to the zoning ordinances. As a result, there is no change in circumstances and no possibility the project may have a significant effect on the environment.

Section 15265

CEQA Guidelines Section 15265 exempts Case Number 17ORD-00000-00003 (CZO) from CEQA. This project is a local government activity that will affect portions of the County located within the Coastal Zone, and require the preparation and adoption of local coastal program amendments. As a result, the proposed amendments to the CZO are statutorily exempt from CEQA pursuant to CEQA Guidelines Section 15265.

Lead Agency Contact Person: Jessica Steele, Planner

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Department/Division Representative: \_\_\_\_\_  
Dan Klemann, Deputy Director

Date: \_\_\_\_\_

Date of Final Action on Project: \_\_\_\_\_

Distribution: Hearing Support Staff

Date Filed by County Clerk: \_\_\_\_\_