

ATTACHMENT 3

NOTICE OF EXEMPTION

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Daniel T. Klemann, Deputy Director, Long Range Planning

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: Not applicable

Case Nos.: 14GPA-00000-00018, 13ORD-00000-00011, 15RZN-00000-00004, 06MIS-00000-00008 (California Coastal Commission Case No. LCP-4-SB-17-0048-1)

Location: Coastal Zone of Eastern Goleta Valley

Project Title: Eastern Goleta Valley Community Plan

Project Applicant: County of Santa Barbara

Project Description: Acknowledge and accept the Coastal Commission's certification with 13 suggested modifications of the County of Santa Barbara's Local Coastal Program amendments regarding Eastern Goleta Valley.

Name of Public Agency Approving Project: County of Santa Barbara

Name of Person or Agency Carrying Out Project: County of Santa Barbara

Exempt Status:

- Ministerial
- Statutory Exemption
- Categorical Exemption
- Emergency Project
- Declared Emergency

Cite specific CEQA and/or CEQA Guideline Section: CEQA Guidelines Section 15265 states, in relevant part:

- (a) *CEQA does not apply to activities and approvals pursuant to the California Coastal Act (commencing with Section 30000 of the Public Resources Code) by:*
 - (1) *Any local government as defined in Section 30109 of the Public Resources Code, necessary for the preparation and adoption of a local coastal program,...*
- (b) *CEQA shall apply to the certification of a local coastal program...by the California Coastal Commission.*

(c) This section shifts the burden of CEQA compliance from the local agency ... to the California Coastal Commission. The Coastal Commission's program of certifying local coastal programs...has been certified under Section 21080.5, Public Resources Code.

Reasons to support exemption findings: In certifying those portions of the Eastern Goleta Valley Community Plan, Coastal Zoning Ordinance, and Eastern Goleta Valley Residential Design Guidelines that apply within the Coastal Zone, the California Coastal Commission complied with CEQA, completing environmental review. CEQA Guidelines Section 15265 states that CEQA does not apply to local governments to adopt a local coastal program, and shifts the burden of CEQA compliance to the Coastal Commission. Thus, the Board of Supervisors' action to acknowledge and accept the Coastal Commission's certification of a Local Coastal Program amendment with 13 suggested modifications is exempt from further environmental review.

Nevertheless, in approving the Eastern Goleta Valley Community Plan as a whole, which applies to both inland and coastal areas of the Eastern Goleta Valley, and the amendments to the Coastal Zoning Ordinance on October 20, 2015, the County relied upon the Eastern Goleta Valley Community Plan Final Environmental Impact Report (EIR) for environmental review, which the Board of Supervisors certified on October 20, 2015. The EIR (14EIR-00000-00005) analyzed impacts associated with the whole of the project, inland and coastal, associated with Case Nos. 14GPA-00000-00018, 14GPA-00000-00019, 11ORD-00000-00015, 13ORD-00000-00011, 11RZN-00000-00002, and 15RZN-00000-00004. In adopting the Eastern Goleta Valley Residential Design Guidelines on November 21, 2006, which also applies to both the inland and coastal areas of the Eastern Goleta Valley, the Board of Supervisors found the project to be exempt pursuant to CEQA Guidelines Sections 15305 and 15183.

Lead Agency Contact Person: Julie Harris **Phone #:** (805) 568-3543

Department/Division Representative: _____ **Date:** _____

Date of Final Action: November 7, 2017

distribution: Hearing Support Staff

Date Filed by County Clerk: _____