



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Planning and
Development
Department No.: 053
For Agenda Of: January 21, 2014
Placement: Set hearing on 1/21/14
for 2/4/14
Estimated Tme: 2 hrs 22 mins on 2/4/14
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Glenn Russell, Ph.D. Director, Planning and Development
Director (805) 568-2085
Contact Info: Alice McCurdy, Deputy Director, Development Review
(805) 568-2518
SUBJECT: Set Hearing to Consider the Appeals (Case No. 13APL-00000-00037 and 13APL-00000-00038) of the County Planning Commission's Approval of the Paradiso del Mare Ocean and Inland Estates Project (Case Nos. 06CDH-00000-00038, 06CDH-00000-00039, 07CUP-00000-00065, 09CDP-00000-00045, 10CUP-00000-00039, and 10CDP-00000-00094)

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: N/A

Other Concurrence: N/A

Recommended Actions:

On January 21, 2014, set a hearing for February 4, 2014, to consider the appeal of the County Planning Commission's December 4, 2013 approval of the Paradiso del Mare Ocean and Inland Estates Project.

On February 4, 2014, staff recommends that your Board take the following actions:

1. Deny the appeals, Case Numbers 13APL-00000-00037 and 13APL-00000-00038;
2. Make the required findings for approval of the project specified in Attachment-1 of the February 4, 2014 Board Letter, including CEQA findings;
3. Certify the Environmental Impact Report, 09EIR-00000-00003 (included as Attachment-3 of this Board Letter, dated January 21, 2014) as modified by the August 2013 Updated Biological Resources Section (3.4) of the EIR (included as Attachment-4 of this Board Letter, dated January 21, 2014), EIR Revision Letter RV1 dated March 19, 2013 (included as Attachment-5 of this Board Letter, dated January 21, 2014), and EIR Revision Letter RV2, (included as

Attachment-6 of this Board Letter, dated January 21, 2014) and adopt the mitigation monitoring program contained in the conditions of approval; and,

4. Approve *de novo* the project, Case Numbers 06CDH-00000-00038, 06CDH-00000-00039, 09CDP-00000-00045, 07CUP-00000-00065, 10CUP-00000-00039, and 10CDP-00000-00094 subject to the conditions of approval included as Attachment-2 of the February 4, 2014 Board Letter.

Alternatively, refer back to staff if your Board takes other than the recommended action for appropriate findings and, if necessary, conditions of approval.

Summary Text:

The analysis related to this agenda item will be docketed with a separate Board Agenda Letter for the February 4, 2014 hearing.

Special Instructions:

The Clerk of the Board shall publish a legal notice at least 10 days prior to the hearing on February 4, 2014. The notice shall appear in the Santa Barbara News-Press. The Clerk of the Board shall fulfill noticing requirements. A minute order of the hearing and copy of the notice and proof of publication shall be returned to Planning and Development, attention David Villalobos.

Attachments:

- Attachment 1: Marc Chytilo Appeal Application, received December 16, 2013
- Attachment 2: Santa Barbara Trails Council Appeal Application, received December 16, 2013
- Attachment 3: Environmental Impact Report 09EIR-00000-00003 (Volumes I and II provided via CD to Board Members); Available on the P&D Website at:
<http://www.sbcountyplanning.org/projects/06CDH-00038/index.cfm>
- Attachment 4: August 2013 Updated Biological Resources Section (3.4) of the EIR
- Attachment 5: EIR Revision Letter RV1, dated March 19, 2013
- Attachment 6: EIR Revision Letter RV2, dated November 12, 2013
- Attachment 7: Public Comments and Responses to the August 2013 Updated Biological Resources Section (3.4) of the EIR
- Attachment 8: Planning Commission Staff Report, dated February 21, 2013
- Attachment 9: Memo to the Planning Commission, dated March 19, 2013
- Attachment 10: Memo to the Planning Commission, dated November 12, 2013
- Attachment 11: Planning Commission Action Letter, dated December 10, 2013

Authored by:

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