

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Vice-Chair

Second District - Janet Wolf

Third District - Doreen Farr, Chair

Fourth District - Joni Gray

Fifth District - Steve Lavagnino

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, August 21, 2012

9:00 AM

**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, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org.

9:00 A.M. Convened to Regular Session

CONVENED 9:01 A.M.

Roll Call

Present: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the August 14, 2012 Meeting

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, to Approve the Minutes. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

12:00 P.M. Recessed to Closed Session

Report from Closed Session

COUNTY COUNSEL

[12-00009](#)

Closed Session Agenda

No reportable action taken.

Public Comment Period

Persons 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. 09-368) (12-00001)

WHEN TESTIFYING BEFORE THE BOARD OF SUPERVISORS, PERSONAL ATTACKS AND OTHER DISRUPTIVE BEHAVIOR ARE NOT APPROPRIATE.

10:00 AM - 10:03 AM (3 MIN)

RE: Politics in Santa Barbara County - Dr. Robert L. Johns addressed the Board

RE:Announcement of Red Flag Fire Alert in Santa Barbara County to Remain in Effect Through Wednesday, August 22, 2012 - Chandra L. Wallar, County Executive Officer, addressed the Board

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.

Resolutions to be Presented at 9:00 A.M.

A-1) SUPERVISOR CARBAJAL [12-00681](#)

Adopt a Resolution of Commendation honoring Steve Cushman upon his retirement as President of the Santa Barbara Region Chamber of Commerce.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 12-184

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-2) SUPERVISOR CARBAJAL [12-00685](#)

Adopt a Resolution of Commendation honoring Greater Santa Barbara Youth Baseball upon its 40 years of serving local youth.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 12-185

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-3) SUPERVISOR FARR [12-00660](#)

Adopt a Resolution of Commendation honoring Celia Caldwell of the Planning and Development Department as August 2012 Santa Barbara County Employee of the Month.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 12-186

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-4) SUPERVISOR FARR [12-00661](#)

Adopt a Resolution of Commendation honoring the 100th anniversary of Devereux.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 12-187

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-5) SUPERVISOR FARR [12-00682](#)

Adopt a Resolution of Commendation honoring the 100th Anniversary of the Santa Ynez Library.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 12-188

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-6) SUPERVISOR FARR[12-00663](#)

Adopt a Resolution of Commendation honoring Custody Deputy, Special Duty Tracey Joanne Martinez upon her retirement from the Sheriff's Office after over 22 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 12-189

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-7) SUPERVISOR GRAY[12-00672](#)

Adopt a Resolution of Commendation honoring Custody Deputy Denise Suzanne Beach upon her retirement from the Sheriff's Office after over 20 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 12-190

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Administrative ItemsA-8) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE[12-00620](#)

Approve budget revisions and transfers necessary to close the County of Santa Barbara's accounting records for all County funds for Fiscal Year 2011/2012 ended June 30, 2012. (4/5 Vote Required)

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-9) COMMUNITY SERVICES

12-00684

Consider recommendations regarding an Agreement between the County of Santa Barbara and the Land Trust for Santa Barbara County for Construction of the Franklin Trail, First District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute an Agreement between the County of Santa Barbara and the Land Trust for Santa Barbara County for the construction of the Franklin Trail;
- b) Authorize the use of Park Development Mitigation Funds from South Coast East Development Mitigation Fee Fund (Fund 1404) in the amount of \$75,000.00 as the County’s contribution towards the planning, permitting and development of the Franklin Trail;
- c) Approve Budget Revision Request No. 0002466 in the amount of \$75,000.00; and
- d) Find that pursuant to the California Environmental Quality Act (CEQA) Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore these actions are within the scope of the project covered by the Mitigated Negative Declaration (12NGD-00000-00003) approved and adopted by the Board for this project on March 13, 2012, and that therefore no new environmental document is required.

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

- a) Approved; Chair to execute.**
- b) Authorized.**
- c) and d) Approved.**

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-10) COUNTY EXECUTIVE OFFICE[12-00689](#)

Consider amending the 2012 meeting schedule of the Board of Supervisors by changing the location of the regularly scheduled meetings of September 11, October 9, November 13 and December 11, 2012 from Santa Maria to Santa Barbara.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-11) COUNTY EXECUTIVE OFFICE[12-00688](#)

Consider recommendations regarding the transfer of the Risk Management Program, as follows:

- a) Authorize the County Executive Officer to transfer the Risk Management Program from the General Services Department to the County Executive Office (CEO);
- b) Adopt a Resolution reallocating positions in the General Services/Risk Management Program to the County Executive Office; and
- c) Direct staff to return to the Board with any necessary budget revisions to actualize the transfer the Risk Program to the CEO's office.

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

a) Authorized.

b) Adopted.

RESOLUTION NO. 12-191

c) Directed.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-12) DISTRICT ATTORNEY

[12-00664](#)

Adopt a Resolution authorizing the District Attorney to renew an Agreement with the California Department of Insurance for a Workers' Compensation Insurance Fraud Prosecution Unit for Fiscal Year 2012/2013.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 12-192

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-13) DISTRICT ATTORNEY

[12-00665](#)

Receive and file the Real Estate Fraud Prosecution Program Report for Fiscal Year 2011/2012.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Received and filed. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-14) GENERAL SERVICES

12-00678

Consider recommendations regarding the acceptance of a gift for the Santa Barbara Courthouse Clock Room, First District, as follows: (4/5 Vote Required)

- a) Receive restored Seth Thomas Tower Clock and Clock Room Improvements in the net assets value amount of \$210,000.00 from the Santa Barbara Courthouse Legacy Foundation;
- b) Approve a Budget Revision Request that accounts for the donation; and
- c) Acknowledge the countless volunteer hours of Mostyn Gale, the Courthouse Clock Master.

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

- a) **Accepted.**
- b) **Approved.**
- c) **In recognition of his volunteer efforts, County Executive Officer Chandra L. Wallar presented a crystal cube with Santa Barbara County Courthouse image to Mostyn Gale.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-15) GENERAL SERVICES[12-00679](#)

Consider recommendations regarding the purchase of Caltrans excess land at Burton Mesa/Harris Grade Road, Resource Recovery, ORES 003651, Third District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute the 90-Day Option Agreement for Purchase of Excess Land between the State of California, Department of Transportation (Caltrans) and the County of Santa Barbara to acquire that certain excess land (approximately 14.1 acres) identified as Caltrans Parcel 2261-01-03 which is located Southeast of the intersection of Burton Mesa Boulevard and Harris Grade Road (Old Route 1), in Lompoc, in the amount of \$41,800.00;
- b) Adopt the Notice and Resolution of Intent to Purchase Real Property which states that the acquired property shall be used as currently zoned (open space/passive recreation), and set the date of November 6, 2012, for acceptance of Caltrans Director's Deed DD 002261-01-03;
- c) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15325: Class 25 consists of transfers of ownership in interests in land in order to preserve open space; and
- d) Approve a Budget Revision Request to appropriate \$41,800.00 from Resource Recovery Retained Earnings for acquisition of excess land from Caltrans (Parcel 2261-01-03).

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Acted on as follows:.

a) Approved; Chair to execute;

b) Adopted.

RESOLUTION NO. 12-193

c) and d) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-16) GENERAL SERVICES

12-00690

Acting as the Successor Agency to the former County of Santa Barbara Redevelopment Agency:

Consider recommendations regarding a Lease Agreement with Paradise Ivy, LLC at 881 Embarcadero Del Mar, Isla Vista, Third District, as follows:

- a) Approve and authorize the Chair to execute a Lease Agreement in substantial conformity with the draft lease agreement between the Successor Agency to the former Redevelopment Agency and Paradise Ivy, LLC, allowing residents of the Paradise Ivy Project to utilize fifteen (15) parking spaces for residential purposes within the parking lot currently owned by the Successor Agency to the former County of Santa Barbara Redevelopment Agency, located at 881 Embarcadero Del Mar, in Isla Vista; and
- b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301; approve and direct staff to file the attached Notice of Exemption on that basis.

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

- a) Approved; Chair to execute; and**
- b) Approved.**

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-17) PLANNING AND DEVELOPMENT

[12-00676](#)

Consider recommendations regarding the Coastal Resource Enhancement Fund (CREF) Five-Year Assessment (2013-2017), as follows:

- a) Approve the amendment of the Coastal Resource Enhancement Fund Guideline for the purpose of assessing 2013-2017 CREF fees; and

- b) Determine that the assessment of the CREF fees for the period of 2013 through 2017 is exempt from CEQA pursuant to Sections 15061(b)(3) and 15378(b)(4) of the State Guidelines for the implementation of the California Environmental Quality Act.

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

a) and b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-18) PUBLIC HEALTH

12-00677

Consider recommendations regarding a Pueblo Radiology Lease Agreement for office and service space within Building 3, 1st Floor at 315 Camino del Remedio, Second District, as follows:

- a) Approve and authorize the Chair to execute a Lease Agreement with Pueblo Radiology Medical Group, Inc. for office and service space in Building 3, 1st Floor located at 315 Camino del Remedio, Santa Barbara, CA 93110, in the incorporated area of Santa Barbara, APN 059-140-029, for the period of September 1, 2012 through August 31, 2017;
- b) Determine that entering into a new Lease Agreement with Pueblo Radiology Medical Group, Inc. is exempt from CEQA review pursuant to 14 CCR 15301 (“existing facilities”); and
- c) Approve the filing of a Notice of Exemption on that basis.

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

a) Approved; Chair to execute.

b) and c) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-19) PUBLIC WORKS

12-00673

Consider recommendations regarding 2012 Las Palmas Drive Reconstruction, Project No. 862352, Second District, as follows:

- a) Approve plans and specifications for the 2012 Las Palmas Drive Reconstruction Project No. 862352;
- b) Award the Construction Contract in the amount of \$302,585.00 to the lowest responsible bidder, Toro Enterprises Incorporated, 2101 East Ventura Boulevard, Oxnard, California 93036, subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project, as required under California Law;
- c) Approve and authorize the Chair to execute the Construction Contract, upon return of the Contractor’s executed contract documents, and the review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;
- d) Approve a contingency fund of \$27,629.25 for the 2012 Las Palmas Drive Reconstruction Project No. 862352;
- e) Find that the proposed actions are administrative activities that do not constitute a “Project” within the meaning of CEQA, pursuant to 14 CCR 15378(b)(2), that the proposed actions are therefore exempt from CEQA; and
- f) Approve the filing of Notice of Exemption and all further administrative activities, including the Statement of Final Quantities, on that basis.

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

- a) and b) Approved.**
- c) Approved; Chair to execute.**
- d) through f) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-20) PUBLIC WORKS12-00670

Consider recommendations regarding the conveyance of permanent easement to California Department of Transportation (Caltrans) by Flood Control, APN 004-027-063, for the Linden Avenue and Casitas Pass Road Interchange Project, First District, as follows:

- a) Find that that the conveyance of the easement defined herein is in the public interest and will not substantially conflict or interfere with the use of the property by the Santa Barbara County Flood Control and Water Conservation District (“District”);
- b) Approve and authorize the Chair to execute a Right of Way Contract and an Easement Deed to the State of California Department of Transportation (“Caltrans”);
- c) Certify that the Board, acting as a Responsible Agency under the California Environmental Quality Act (“CEQA”) pursuant to 14 CCR 15096(f), has considered the environmental effects set forth in the Environmental Impact Report/Finding of No Significant Impact (EIR/FONSI), California State Clearinghouse No. 2008041158, for the Linden Avenue and Casitas Pass Road Interchange Project;
- d) Certify that the Board, acting as a Responsible Agency, has reviewed and considered the information contained in the Final EIR/FONSI for the Linden Avenue and Casitas Pass Road Interchange Project and adopt the attached CEQA Findings pursuant to 14 CCR 15091 as required by 14 CCR 15096(h);
- e) Find that pursuant to 14 CCR 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the easement granted to Caltrans is within the scope of the project covered by the Linden Avenue and Casitas Pass Road Interchange Project EIR/FONSI certified in 2010 by the California Department of Transportation, and therefore no new environmental document is required;
- f) Approve the filing of a Notice of Determination stating that the Board, acting as Responsible Agency under CEQA pursuant to 14 CCR 15096(i), has considered the Linden Avenue and Casitas Pass Road Interchange Project EIR/FONSI certified in 2010 by Lead Agency California Department of Transportation (POST); and
- g) Accept the City of Carpinteria Planning Commission’s determination that the disposition of the subject property is consistent with the Comprehensive Plan of the City of Carpinteria pursuant to California Government Code Section 65402.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows.:

- a) Approved.**
- b) Approved; Chair to execute.**
- c) and d) Certified.**
- e) and f) Approved.**
- g) Accepted.**

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-21) SHERIFF

[12-00671](#)

Approve and authorize the Chair to execute an application for the destruction of accounting records. (4/5 Vote Required)

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-22) TREASURER-TAX COLLECTOR

12-00667

Consider recommendations regarding the Treasurer's Investment Pool, Fiscal Year 2011/2012 Fourth Quarter, April 2012 through June 2012, as follows:

- a) Receive and file the Fiscal Year 2011/2012 Fourth Quarter Report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b); and
- b) Approve the Investment Policy Statement.

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

- a) Received and filed.
- b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-23) AUDITOR-CONTROLLER

12-00668

Consider recommendations regarding the Auditor-Controller's Reports on the Treasurer's financial statements and the Treasurer's compliance with the Treasury Oversight Committee provisions contained in Sections 27130-27137 of the California Government Code, as follows:

- a) Receive and file the Santa Barbara County Treasurer's Investment Pool Financial Statements with Auditor-Controller's Reports for the Fiscal Year ended June 30, 2012; and
- b) Receive and file the Auditor-Controller's Report on the Treasurer's Compliance with the Treasury Oversight Committee provisions contained in Sections 27130-27137 of the California Government Code for the Fiscal Year ended June 30, 2012.

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

- a) and b) Received and filed.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Board of Supervisors

A-24) SUPERVISOR WOLF [12-00662](#)

Approve the appointment of Ronald Caird to the Agricultural Advisory Committee, open term, Second District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-25) SUPERVISOR LAVAGNINO [12-00666](#)

Approve the reappointment of Gina G. Gluyas to the Assessment Appeals Board No. 2, term ending September 1, 2016, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Hearing Requests

A-26) PUBLIC HEALTH

[12-00674](#)

Set hearing to consider recommendations regarding an Ordinance to Amend County Code Chapter 34B - Domestic Water Systems, as follows:
(Set hearing for 9/4/12. Time estimate: 15 minutes.)

a) Consider the introduction (first reading) of an Ordinance to amend Chapter 34B of the County Code; and

b) Set hearing for September 11, 2012 on the Administrative Agenda to consider recommendations as follows:

i) Consider the adoption (second reading) of an Ordinance to amend Chapter 34B of the County Code; and

ii) Approve a Notice of Exemption pursuant to California Environmental Quality Act of 1970 (CEQA) Guidelines.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: September 4, 2012 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-27) PUBLIC HEALTH

12-00675

Set hearing to consider recommendations regarding an Ordinance to amend Santa Barbara County Code Chapter 34A - Wells, as follows:
(Set Hearing for 9/4/12. Time estimate: 30 minutes.)

a) Consider the introduction (first reading) of an Ordinance to amend Chapter 34A of the County Code.

b) Set hearing for September 11, 2012 on the Administrative Agenda to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance to amend Chapter 34A of the County Code; and

ii) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act of 1970 (CEQA) Guidelines.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: September 4, 2012 in Santa Barbara (EST. TIME: 30 MIN.). The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-28) PUBLIC WORKS12-00683

Set hearing to consider recommendations regarding a Playground Speed Zones Ordinance, Second District, as follows:

(Set hearing for 9/11/12. Time estimate 15 minutes.)

a) Consider the introduction (first reading) of an Ordinance amending Santa Barbara County Code, Chapter 23, Sections 23-15.3, 23-15.4, 23-15.5 , 23-15.6, 23-15.7, and 23-15.8, pertaining to speed limits adjacent to children's playgrounds and approve a 25mph speed zone on Merida Drive; and

b) Set hearing for September 18, 2012 on the Administrative Agenda to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance, amending Santa Barbara County Code, Chapter 23 Sections 23-15.3, 23-15.4, 23-15.5, 23-15.6, 23-15.7, and 23-15.8, pertaining to speed limits adjacent to children's playgrounds, and approve a 25mph speed zone on Merida Drive; and

ii) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities, for this project.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: September 11, 2012 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Departmental Agenda
Planning Items and Public Hearings

- 1) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE [12-00669](#)

HEARING - Receive and file, per the provisions of Government Code Section 29126.2, the June 30, 2012 Financial Status Report for Fiscal Year 2011/2012 showing the status of appropriations and financing for all department budgets adopted by the Board of Supervisors. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 10:17 AM - 10:55 AM (38 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Received and filed.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

2) PUBLIC HEALTH

12-00680

HEARING - Consider recommendations regarding Santa Barbara County Code Violations at 650 Russell Way, Second District, as follows: (EST. TIME: 15 MIN.)

a) Receive an oral report on public health violations that exist due to a failing septic system at 650 Russell Way in the unincorporated area of Santa Barbara County;

b) Adopt a Resolution to add charges to the tax bill for property at 650 Russell Way to recover the costs of connecting the property to the public sewer system and interim upkeep and maintenance costs for the existing private wastewater disposal system per California Health and Safety Code §5463, et seq; and

c) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 10:57 AM - 11:20 AM (23 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed.

b) Adopted.

RESOLUTION NO. 12-194

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

3) PUBLIC WORKS12-00575

HEARING - Consider recommendations regarding a 72-hour Parking Limit Ordinance, as follows: (EST. TIME: 15 MIN.)

a) Consider the introduction (first reading) of an Ordinance amending Chapter 23 of the Santa Barbara County Code pertaining to the ability to restrict parking to a 72-hour limits; and

b) Set a hearing for September 4, 2012 on the Administrative Agenda to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance amending Chapter 23 of the Santa Barbara County Code, to restrict parking to a 72-hour limits;

ii) Find that the proposed action is for the operation, leasing or licensing of existing public structures, facilities, mechanical equipment or topographical feature, involving negligible or no expansion of use beyond that which presently exists, and is therefore exempt from CEQA pursuant to 14 CCR 15301(c); and

iii) Approve the filing of a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:23 AM - 11:31 AM (8 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Read title, waived reading of the ordinance in it's entirety. Introduction approved; adoption (second reading) set for September 4, 2012 in Santa Barbara on administrative agenda.

b) i, ii, iii) Set for September 4, 2012 in Santa Barbara on administrative agenda.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

4) PUBLIC WORKS12-00657

HEARING - Consider recommendations regarding the Roadway Enhancement Partnership Program, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a Report on the County's Roadway Enhancement Partnership Program on its seventh anniversary; and
- b) Adopt Resolutions recognizing the efforts and contributions of the dedicated volunteers who have served five years or more through the County's Roadway Enhancement Partnership Program.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:32 AM - 1:52 PM (20 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed.

b) Adopted.

Resolution No. 12-195 (The Nunez and Lopez Families)

Resolution No. 12-196 (Bognuda Livestock)

Resolution No. 12-197 (The Elk's Lodge 1538)

Resolution No. 12-198 (Lake Marie Homeowners Association)

Resolution No. 12-199 (The Old Town Orcutt Revitalization Association)

Resolution No. 12-200 (Firestone Vineyard)

Resolution No. 12-201 (The Montecito Association)

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

5) PLANNING AND DEVELOPMENT12-00653

HEARING - Consider recommendations regarding the Olson Appeal, Case No. 12APL-00000-00014, of Planning Commission Approval of the Trust for Public Land/Devereux Creek Properties Lot Split, Case Nos. 11TPM-00000-00007 and 12CDH-00000-00009, located at 6925 Whittier Drive, in the Goleta area, APN 073-090-062, Third District, as follows: (EST. TIME: 1 HR.)

a) Deny the appeal, Case No. 12APL-00000-00014, thereby upholding the County Planning Commission's approval of the project;

b) Make the required findings for approval of the project specified including CEQA findings;

c) Determine the project is exempt from CEQA pursuant to Sections 15315 and 15301(l)(1) of the State Guidelines for the Implementation of the California Environmental Quality Act;

d) Approve de novo the lot split, Case No. 11TPM-00000-00007, subject to the conditions; and

e) Approve de novo the Coastal Development Permit for demolition of an employee dwelling, Case No. 12CDH-00000-00009, subject to the conditions; and

f) Refer back to staff if the Board takes an action other than the recommended action for appropriate findings and conditions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:10 PM - 2:00 PM (50 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Denied the appeal (Case No. 12APL-00000-00014).
- b) Adopted required findings for approval of project including CEQA findings.
- c) Approved.
- d) Approved de novo lot split (Case No. 11TPM-00000-00007).
- e) Approved de novo Coastal Development Permit (Case No. 12CDH-00000-00009).
- f) No further action taken.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

6) PLANNING AND DEVELOPMENT

12-00598

HEARING - Consider recommendations regarding the Goolsby and Goolsby Kay Appeal, Case No. 12APL-00000-00011, of the Montecito Planning Commission’s approval of a Verizon Wireless Facility at the Montecito Switch Station located at 512 Santa Angela Lane in the Montecito area, APN 011-200-015 and 011-200-016, Case Nos. 12CUP-00000-00007, First District, as follows: (EST.TIME: 1 HR. 30 MIN.)

- a) Deny the appeal, Case No. 12APL-00000-00011, thereby upholding the Montecito Planning Commission’s approval of the project;
- b) Make the required findings for the project, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the project is exempt from CEQA pursuant to Section 15301 and 15303 of the State Guidelines for the Implementation of the California Environmental Quality Act, as specified in the Montecito Planning Commission Staff Report dated May 4, 2012; and
- d) Approve de novo the Conditional Use Permit for the proposed telecommunications facility, 12CUP-00000-00007, subject to the conditions of the Montecito Planning Commission Staff Report dated May 4, 2012.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 2:17 PM - 2:34 PM (17 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Continued, as follows:

September 4, 2012 in Santa Barbara.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Adjourned at 2:37 PM

The Santa Barbara County Board of Supervisors Adjourned the Meeting of August 21, 2012 in Honor of Al Walker of Lompoc, Dorothy Laine of Santa Maria and Rick Hubbard of Buellton

Adjourned to

September 4, 2012

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

Challenges

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, August 21, 2012 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, August 23, 2012, at 5:00 PM and on Saturday, August 25, 2012, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, AUGUST 28, 2012; THIS IS A FOURTH TUESDAY. THE NEXT REGULAR MEETING WILL BE HELD ON TUESDAY, SEPTEMBER 4, 2012 IN SANTA BARBARA.

<http://www.countyofsb.org>