

ATTACHMENT C

ORDINANCE NO. _____

AN ORDINANCE AMENDING ARTICLE I, SUBDIVISIONS,, OF CHAPTER 21, LAND DIVISION, OF THE COUNTY CODE, BY AMENDING SECTION 21-1, DEFINITIONS, SECTION 21-6, DISCRETIONARY DECISION-MAKER JURISDICTION AND DESIGNATION, AND SECTION 21-71.4, APPEALS, TO UPDATE THE PROCEDURES REGARDING ACCEPTING AND PROCESSING OF APPEALS, INCLUDING PROVIDING THAT DECISIONS OF THE COUNTY ZONING ADMINISTRATOR ARE UNDER THE JURISDICTION OF THE COUNTY PLANNING COMMISSION INSTEAD OF THE BOARD OF SUPERVISORS, AND TO ADD A NEW DIVISION 13 TITLED "CERTIFICATES OF COMPLIANCE AND CONDITIONAL CERTIFICATES OF COMPLIANCE," TO ADD PROCEDURES THAT REGULATE THE PROCESSING OF APPLICATIONS FOR CERTIFICATES OF COMPLIANCE AND COMDITIONAL CERTIFICATES OF COMPLIANCE.

Case No. 11ORD-00000-00011

The Board of Supervisors of the County of Santa Barbara ordains as follows:

SECTION 1:

ARTICLE I, SUBDIVISIONS, of Chapter 21, Land Divisions, of the Santa Barbara County Code, is amended to amend Section 21-1. Definitions of Division 1, In General, to amend the definition of "Planning Commission" to read as follows:

PLANNING COMMISSION: ~~The Planning Commission of the county~~ The Santa Barbara County Planning Commissions, including the Montecito Planning Commission.

SECTION 2:

ARTICLE I, SUBDIVISIONS, of Chapter 21, Land Divisions, of the Santa Barbara County Code, is amended to amend Section 21-1. Definitions of Division 1, In General, to add a new definitions of "Comprehensive Plan," "County Surveyor," "Montecito Community Plan, and "Planning Director" to read as follows:

COMPREHENSIVE PLAN: The Santa Barbara County Comprehensive Plan, including the Coastal Land Use Plan and all Community or Area Plans, as it may be amended by the Board of Supervisors from time to time.

COUNTY SURVEYOR: The person appointed by the Board of Supervisors as the County Surveyor.

MONTECITO COMMUNITY PLAN: That portion of Santa Barbara County located within the boundaries of the Montecito Community Plan as shown on the Montecito Community Plan Land Use Map.

PLANNING DIRECTOR: The Director of the Planning and Development Department of the County.

SECTION 3:

ARTICLE I, SUBDIVISIONS, of Chapter 21, Land Divisions, of the Santa Barbara County Code, is amended to amend Subsection (a), Planning Commission or Zoning Administrator, of Section 21-6, Discretionary Decision-Maker Jurisdiction and Designation, of Division 1, In General, to read as follows:

- (a) **Planning Commission or Zoning Administrator.** ~~The Santa Barbara County~~ Planning Commission shall be the decision-maker, except that within the area of Santa Barbara County located outside of the Montecito Community Plan area the Zoning Administrator shall be the decision-maker for the following:
- (1) Tentative Parcel Maps that are determined by the County to be exempt from environmental review;

- (2) Lot Line Adjustments, as defined in State Subdivision Map Act, California Government Code Section 66412(d), and modification of approved lot line adjustments, of parcels located within the Rural Area and Existing Developed Rural Neighborhoods, as designated by the Santa Barbara County Comprehensive Plan, that do not exceed a ten percent increase or decrease in the area of the smallest existing parcel.
- (3) Lot Line Adjustments, as defined in State Subdivision Map Act, California Government Code Section 66412.(d), and modification of approved lot line adjustments, of parcels located within the Urban and Inner-Rural Areas as designated by the Santa Barbara County Comprehensive Plan that result in four or fewer parcels.
- (4) Modifications to approved tentative and recorded maps, where the map is under the approval jurisdiction of the Zoning Administrator, pursuant to this Section and unrecorded lot splits approved pursuant to Ordinance 791 as amended; and
- (5) Conditional Certificates of Compliance.

The Planning Commission or Zoning Administrator shall make such investigations, reports, and recommendations as are necessary to accomplish the intent and purposes of this Chapter and shall have the authority to approve, conditionally approve, or deny projects within their respective jurisdictions. The action of the Planning Commission or Zoning Administrator shall be final unless appealed to the Board of Supervisors as provided in Section 21-71.4 (Appeals).

SECTION 4:

ARTICLE I, SUBDIVISIONS, of Chapter 21, Land Divisions, of the Santa Barbara County Code, is amended to amend Subsection (j), County Surveyor, of Section 21-6, Discretionary Decision-Maker Jurisdiction and Designation, of Division 1, In General, to read as follows:

- (j) County Surveyor. The County Surveyor or designee shall be responsible for coordinating recommendations of various county departments concerned with final and parcel maps, lot line adjustments, and conditional certificates of compliance and clearances after the decision-maker has approved the particular tentative map, lot line adjustment or conditional certificate of compliance concerned. The county surveyor, or designee, shall also be responsible for the approval of voluntary mergers and certificates of compliance, and for determining whether an application for a certificate of compliance shall be filed as a conditional certificate of compliance. In the case of determining whether an application for a certificate of compliance for a parcel that is a remainder of a subdivision of land by a government agency, the County Surveyor may make this determination in consultation with the Director of the Planning and Development Department.

SECTION 5:

ARTICLE I, SUBDIVISIONS, of Chapter 21, Land Divisions, of the Santa Barbara County Code, is amended to amend Section 21-71.4, Appeals, of Division 12, Recovery of Costs, to read as follows:

Section 21-71.4. Appeals.

~~The purpose of this Section is to provide procedures and to establish criteria for appeals to the Board of Supervisors.~~

- a. ~~The decisions of the Planning Commission, County Surveyor or Zoning Administrator may be appealed to the Board of Supervisors by the applicant or any interested person adversely affected by such decision, pursuant to provisions of this Chapter and the Subdivision Map Act. The appeal, which shall be in writing, and accompanying fee must be filed with the Clerk of the Board of Supervisors within ten calendar days of the date of the Planning Commission's, County Surveyor's or Zoning Administrator's decision.~~
- b. ~~The appellant shall state specifically in the appeal how the decision of the Planning Commission, County Surveyor or Zoning Administrator is inconsistent with the purposes of this Chapter and/or the State~~

~~Subdivision Map Act, or the error or abuse of discretion committed by the Planning Commission, County Surveyor or Zoning Administrator.~~

- ~~e. Prior to the hearing on said appeal, the Clerk of the Board of Supervisors shall notify the Planning Commission, County Surveyor or Zoning Administrator that an appeal has been filed. The Planning Commission, County Surveyor or Zoning Administrator shall then transmit to the Board of Supervisors copies of the application including all maps and data and a statement of findings setting forth the reasons for the decision by the Planning Commission, County Surveyor or Zoning Administrator.~~
- ~~d. The Board of Supervisors hearing shall be de novo and the Board shall affirm, reverse, or modify the decision of the Planning Commission, County Surveyor or Zoning Administrator at a public hearing. Notice of the time and place of said hearing shall be as provided in Section 21-71.3. (Public Hearing Notice).~~

Section 21-71.4.010 Purpose and Intent.

The purpose of this Section is to provide procedures for accepting and processing appeals to the Board of Supervisors and the Planning Commission.

Section 21-71.4.020 General Appeal Procedures.

A. Who may appeal. An appeal may only be filed by an applicant or any aggrieved person. An aggrieved person is defined as any person who in person, or through a representative, appeared at a public hearing in connection with the decision or action appealed, or who, by other appropriate means prior to a hearing or decision, informed the decision-maker of the nature of their concerns or who for good cause was unable to do either.

B. Appeals of decisions of the County Surveyor or the Planning Commission.

- 1. An appeal, which shall be in writing, and accompanying fee, of a decision of the County Surveyor or the Planning Commission shall be filed with the Clerk of the Board of Supervisors within the 10 calendar days following the date of the decision that is the subject of the appeal.
 - a. The time within which the appeal shall be filed shall commence on the day following the day on which the decision or determination was made. In the event the last day for filing an appeal falls on a non-business day of the County, the appeal may be timely filed on the next business day.
- 2. The appellant shall use the form provided by the Clerk of the Board of Supervisors in addition to any other supporting materials the appellant may wish to furnish explaining the reasons for the appeal. The appellant shall state specifically how the decision or determination of the County Surveyor or the Planning Commission is inconsistent with the provisions and purposes of Chapter 21 (Land Division) of the County Code or other applicable law, or the error or abuse of discretion committed by the County Surveyor or the Planning Commission.

C. Appeals of decisions of the Planning Director or the Zoning Administrator.

1. Filing, form and timing of an appeal.

- a. An appeal, which shall be in writing, and accompanying fee, of a determination of the Planning Director or a decision of the Zoning Administrator shall be filed with the Planning and Development Department within the 10 calendar days following the date of the decision that is the subject of the appeal.
 - (1) The time within which the appeal shall be filed shall commence on the day following the day on which the decision or determination was made. In the event the last day for filing an appeal falls on a non-business day of the County, the appeal may be timely filed on the next business day.
- b. The appellant shall use the form provided by the Planning and Development Department in addition to any other supporting materials the appellant may wish to furnish in compliance with Subsection C.2 (Requirements for contents of an appeal) below, explaining the reasons

for the appeal.

- 2. Requirements for contents of an appeal.** The appellant shall specifically provide in the appeal all of the following:
 - a. The identity of the appellant and their interest in the decision.
 - b. The identity of the decision or determination appealed which may include the conditions of that decision or determination.
 - c. A clear, complete, and concise statement of the reasons why the decision or determination is inconsistent with the provisions and purposes of Chapter 21 (Land Divisions) of the County Code or other applicable law.
 - d. If it is claimed that there was an error or abuse of discretion on the part of the decision-maker, or other officer or authorized employee, or that there was a lack of a fair and impartial hearing, or that the decision is not supported by the evidence presented for consideration leading to the making of the decision or determination that is being appealed, or that there is significant new evidence relevant to the decision which could not have been presented at the time the decision was made, then these grounds shall be specifically stated.
- 3. Acceptance of an appeal.** An appeal shall not be accepted by the Planning Director unless it is complete and complies with all requirements of Subsection C.2 (Requirements for contents of an appeal) above. This decision of the Planning Director is final and not subject to appeal.
- D. Appeal fees.** The appellant shall pay the required filing fee in compliance with the applicable fee established by the Board of Supervisors at the time of the filing of the appeal.
- E. Effect of filing an appeal.** The filing of the appeal shall have the effect of staying the issuance of any permit or approval that is dependent on the decision that is the subject of the appeal until a final action has occurred on the appeal.
- F. Public hearing required.** The decision-maker shall consider all appeals of decisions of the County Surveyor, Planning Commission or Zoning Administrator in a noticed public hearing. Notice of the time and place of the hearing shall be given and the hearing shall be conducted in compliance with Section 21-71.3. (Public Hearing Notice).

Section 21-71.4.030 Appeals to the Planning Commission.

- A. Decisions appealed to the Planning Commission.** The following decisions and determinations may be appealed to the Planning Commission provided the appeal complies with the requirements of Section 21-71.020, above.
 1. A determination by the Planning Director that an application for a Conditional Certificate of Compliance is incomplete for processing in compliance with Section 21.71.30.B.2.d.(2) (Appeal of determination).
 2. Any final action of the Zoning Administrator to approve, conditionally approve, or deny an application where the Zoning Administrator is designated as the decision-maker in compliance with Section 21-6 (Discretionary Decision-Maker Jurisdiction and Designation of Responsibility) and the property that is the subject of the application is located outside of the Montecito Community Plan area may be appealed to the Planning Commission.
- B. Report to the Planning Commission.** The Planning and Development Department shall transmit to the Planning Commission copies of the permit application including all maps and data and a statement identifying the reasons for the decision by the Zoning Administrator before the hearing on an appeal.
- C. Scope of appeal hearings.** The hearings on the appeal shall be de novo.
- D. Action on appeal.** The Planning Commission shall affirm, reverse, or modify the decision of the Zoning Administrator.

Section 21-71.4.040 Appeals to the Board of Supervisors. The following decisions and determinations

may be appealed to the Board of Supervisors provided the appeal complies with the requirements of Section 21-71.020, above.

A. Decisions appealed to the Board of Supervisors.

- 1. County Surveyor.** Any final action on decisions of the County Surveyor to approve or deny an application where the County Surveyor is designated as the decision-maker in compliance with Section 21-6 (Discretionary Decision-Maker Jurisdiction and Designation of Responsibility), including a decision that an application for a Certificate of Compliance shall be processed as a Conditional Certificate of Compliance.
- 2. Planning Commission.** The following decisions of the Planning Commission may be appealed to the Board of Supervisors provided the appeal complies with the requirements of Section 21-71.4.020, above.
 - a.** Any final action on decisions or determinations that are appealed to the Planning Commission in compliance with Section 21-71.4.030 (Appeals to the Planning Commission) above.
 - b.** Any final action of the Planning Commission to approve, conditionally approve, or deny an application where the Planning Commission is designated as the decision-maker in compliance with Section 21-6 (Discretionary Decision-Maker Jurisdiction and Designation of Responsibility).

B. Report to the Board of Supervisors.

- 1. Appeals of decisions of the Planning Commission.** The Planning and Development Department shall transmit to the Board of Supervisors copies of the permit application including all maps and data and a statement identifying the reasons for the decision by the Planning Commission before the hearing on an appeal.

C. Scope of appeal hearings. The hearings on the appeal shall be de novo.

D. Action on appeal. The Board of Supervisors shall affirm, reverse, or modify the decision of the County Surveyor or the Planning Commission. The decision of the Board of Supervisors shall be final.

SECTION 6:

ARTICLE I, SUBDIVISIONS, of Chapter 21, Land Divisions, of the Santa Barbara County Code, is amended to add a new Division 13 to be titled as “Certificates of Compliance and Conditional Certificates of Compliance” and to read as follows:

DIVISION 13 CERTIFICATES OF COMPLIANCE AND CONDITIONAL CERTIFICATES OF COMPLIANCE

Section 21-71.10 Purpose and Intent.

- A. Certificates of Compliance.** This Division provides procedures for the filing, processing, and approval or denial of applications for Certificates of Compliance, consistent with the requirements of Chapter 21 (Land Division) of the County Code, and other applicable provisions of the County Code, including predecessor ordinances, and the requirements of the California Subdivision Map Act, as applicable to the specific application.
- B. Conditional Certificates of Compliance.** This Division provides procedures for the filing, processing, and approval, approval with conditions or denial of applications for Conditional Certificates of Compliance, consistent with the policies and standards of the Comprehensive Plan, the Local Coastal Program, Article II and Sections 35-1 and 35-2 of Chapter 35, Zoning, of the County Code (the Coastal Zoning Ordinance, the County Land Use and Development Code and the Montecito Land Use and Development Code), including predecessor ordinances, and the requirements of the California Subdivision Map Act, as applicable to the specific application.

Section 21-71.20 Applicability.

- A. Certificates of Compliance.** A Certificate of Compliance is a document recorded by the County Recorder which acknowledges that the real property which is the subject of the application for the Certificate of Compliance is considered by the County to have been created in accordance with state law and local ordinance at the time of its creation.
- B. Conditional Certificates of Compliance.** A Conditional Certificate of Compliance is used instead of a Certificate of Compliance to validate real property which is the subject of the application for the Conditional Certificate of Compliance that was not legally subdivided or that is a remainder of a subdivision of land by a government agency.

Section 21-71.30 Application Filing and Review.

A. Who may apply. Any person owning real property, or a purchaser of the property in a contract of sale of the property, may request a Certificate of Compliance or Conditional Certificate of Compliance.

- 1. Certificate of Compliance.** An application for a Certificate of Compliance shall be filed with the County Surveyor.
- 2. Conditional Certificate of Compliance.** Upon the County Surveyor's determination that the Certificate to be recorded is required to be a Conditional Certificate of Compliance, an application for a Conditional Certificate of Compliance shall be filed with the Planning and Development Department.

B. Contents of application.

- 1. Certificate of Compliance.** An application for a Certificate of Compliance shall be filed on a County Surveyor's Office application form, together with required fees and/or deposits, and all other information and materials as identified in the County Surveyor's Office application for a Certificate of Compliance.
- 2. Conditional Certificate of Compliance.** An application for a Conditional Certificate of Compliance shall be filed with the Planning and Development Department in compliance with the following:
 - a. Application contents.** Each application for a Conditional Certificate of Compliance together with required fees and/or deposits, shall be filed with the Planning Director on a Planning and Development Department application form, together with required fees and/or deposits, and all other information and materials as identified in the Planning and Development Department application for the Conditional Certificate of Compliance. Submittal requirements may be increased or waived on a project specific basis as determined necessary or appropriate by the Planning Director.
 - b. Application fees.**
 - (1) Timing of payment.** Required fees and/or deposits shall be paid at the time of filing the application with the Planning Director and no processing shall commence until the fee/deposit is paid.
 - (2) Refunds and withdrawals.** The required application fees and/or deposits cover County costs for public hearings, mailings, staff time, and the other activities involved in processing applications. Therefore, a refund due to a denial is not required. In the case of an expiration or withdrawal of an application, the Planning Director shall have the discretion to authorize a partial refund based upon the pro-rated costs to-date and the status of the application at the time of expiration or withdrawal.
 - c. Filing and acceptance of an application.** An application is considered to be filed after it has been accepted for processing by the Planning and Development Department and required fees and/or deposits have been paid. The Planning Director shall review each application for receipt of all submittal requirements and accuracy prior to acceptance of the application. The

Planning Director's acceptance of an application for processing shall be based on the Planning and Development Department's required application contents (see Subsection B.2.a, above).

d. Special provisions for applications in compliance with California Government Code Section 65943.

(1) Notification of applicant. Within 30 calendar days of either the initial application filing or subsequent filings after a determination of application incompleteness has been made, the applicant shall be informed in writing, either that the application is complete and has been accepted for processing, or that the application is incomplete and that additional information, specified in the Incomplete letter, shall be provided.

(2) Appeal of determination. After an initial determination of application incompleteness, where the Planning Director has determined for a second or additional time that an application is incomplete, and the applicant believes that the application is complete and/or that the information requested by the Planning Director is not required, the applicant may appeal the Planning Director's determination within the 10 calendar days following the determination to the Planning Commission. The applicant may appeal the Planning Commission's action on the appeal within the 10 calendar days following the final action by the Planning Commission.

(3) Time for submittal of additional information. When an application is incomplete, the time used by the applicant to submit the required additional information shall not be considered part of the time within which the determination of completeness or incompleteness shall occur. The time available to an applicant for submittal of additional information is limited by Subsection B.2.d.(4) (Expiration of application), below.

(4) Expiration of application.

(a) If an applicant fails to provide the additional information specified in the Planning Director's letter within 90 days following the date of the letter, the application shall expire and be deemed withdrawn, without any further action by the County.

(b) The Planning Director may grant one 90-day extension.

(c) After the expiration of an application, future County consideration shall require the submittal of a new, complete application and associated fees.

(5) Environmental information. After an application has been accepted as complete, the Planning Director may require the applicant to submit additional information needed for the environmental review of the project in compliance with the requirements of the California Environmental Quality Act Guidelines.

e. Referral of application. At the discretion of the Planning Director, or where otherwise required by this Chapter, the County Code, or State or Federal law, an application may be referred to any County department or public agency that may be affected by or have an interest in the application.

f. Right of entry/inspection. Every applicant seeking a Conditional Certificate of Compliance in compliance with this Chapter shall allow County staff involved in the review of the application access to any premises or property which is the subject of the application at all reasonable times.

g. Coastal Development Permit requirement.

(1) If an application for a Conditional Certificate of Compliance is submitted for property located in the Coastal Zone, then an application for a Coastal Development Permit shall also be submitted and shall be processed concurrently and in conjunction with the Conditional Certificate of Compliance application except as follows:

- (a) The Coastal Commission is the decision-maker for the Coastal Development Permit when the real property is located either within the retained permit jurisdiction of the Coastal Commission in compliance with Public Resources Code Section 30519(b) or in areas where the County's Local Coastal Program has not been certified by the Coastal Commission.
- (b) The application for the Coastal Development Permit shall be submitted and processed in compliance with Section 35.82.050 of Section 35-1, the County Land Use and Development Code, of the County Code, or Section 35.472.050 of Section 35-2, the Montecito Land Use and Development Code, of the County Code, as applicable depending on the location of the property for which the Conditional Certificate of Compliance is applied for.

Section 21-71.40 Processing.

A. In general. After receipt of an application for a Certificate of Compliance, the County Surveyor shall review all available information and determine whether the real property was divided in compliance with Chapter 21 (Land Division) of the County Code, and other applicable provisions of the County Code, including predecessor ordinances, and the requirements of the California Subdivision Map Act, as applicable to the specific application. The determination of the County Surveyor is final subject to appeal in compliance with Section 21-71.4 (Appeals).

B. Certificates of Compliance. If the County Surveyor determines that the real property was divided in compliance with Subsection A, above, then the County Surveyor shall cause the Certificate of Compliance to be filed for record with the County Recorder in compliance with Subsection E, below.

C. Conditional Certificates of Compliance.

1. If the County Surveyor determines that the real property was not divided in compliance with Subsection A, above, then the County Surveyor shall direct that an application for a Conditional Certificate of Compliance to be filed with the Planning and Development Department.
 - (a) The County Surveyor shall also prepare a written analysis that will serve as the basis for processing of a Conditional Certificate of Compliance. The analysis shall include:
 - (1) A description of the history of the land division.
 - (2) The reason the property was not legally divided or, in the case of remainders created by transfers to a government agency, the legal status of the property at the time of the transfer together with the date of that transfer.
 - (3) References to provisions of State law and County ordinances applicable to the subdivision at the time the division or parcel creation in question occurred.
2. After receipt of an application for a Conditional Certificate of Compliance, the Planning and Development Department shall review the application in compliance with the requirements of the California Environmental Quality Act.
3. The Planning and Development Department shall refer the application for a Conditional Certificate of Compliance to the Subdivision/Development Review Committee for review and recommendation to the decision-maker.
4. The decision-maker shall hold at least one noticed public hearing on the requested Conditional Certificate of Compliance and Coastal Development Permit, if applicable, and either approve or conditionally approve the request.
5. The action of the decision-maker is final subject to appeal in compliance with Section 21-71.4 (Appeals).
6. At the time that the Conditional Certificate of Compliance is approved or conditionally approved, the decision-maker may impose conditions as provided by Subsection D (Conditions of Approval), below.

D. Conditions of approval.

- 1. Owners are original subdividers.** If the owners of the real property for which a Conditional Certificate of Compliance is being recorded are the original subdividers, then the decision-maker, in compliance with the Subdivision Map Act, may impose any conditions that would be applicable to a current subdivision of the property, regardless of when the property was divided.
- 2. Owners are not original subdividers.** If the owners of the real property for which a Conditional Certificate of Compliance is being recorded had no responsibility or are not ‘successors in interest’ of the subdivision that created the real property, then the decision-maker may only impose conditions that would have been applicable to the subdivision at the time the real property was acquired by the current owners.
- 3. Compliance with conditions.** Compliance with these conditions shall not be required until the time that a permit or other grant of approval for development of the property is issued by the County.

E. Completion of process.

- 1. Certificate of Compliance.** The County Surveyor shall file for record a Certificate of Compliance with the County Recorder. The Certificate shall identify the property, and serve as notice to the property owner or purchaser who applied for the certificate, a grantee of the owner, or any subsequent transferee or assignee of the property that the division complies with Chapter 21 (Land Division) of the County Code, and other applicable provisions of the County Code, including predecessor ordinances, and the requirements of the California Subdivision Map Act, as applicable.
- 2. Conditional Certificate of Compliance.** Following expiration of the applicable appeal period of the final action by the decision-maker, the County Surveyor shall file for record a Conditional Certificate of Compliance with the County Recorder. The Certificate shall identify the property, and serve as notice to the property owner or purchaser who applied for the certificate, a grantee of the owner, or any subsequent transferee or assignee of the property that the fulfillment and implementation of the conditions adopted in compliance with Subsection D, above, shall be required before subsequent issuance of a permit or other approval for the development of the property.

- F. Effective date of certificate.** A Certificate of Compliance or Conditional Certificate of Compliance shall not become effective until the document has been recorded by the County Recorder.

SECTION 7:

Except as amended by this Ordinance, ARTICLE I, SUBDIVISIONS, of Chapter 21, Land Divisions, of the Santa Barbara County Code, shall remain unchanged and shall continue in full force and effect.

SECTION 8:

This ordinance shall take effect and be in force 30 days from the date of its passage and before the expiration of 15 days after its passage a summary of it shall be published once together with the names of the members of the Board of Supervisors voting for and against the same in the Santa Barbara News-Press, a newspaper of general circulation published in the County of Santa Barbara.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this ____ day of _____, 2011, by the following vote:

AYES:
NOES:
ABSTAINED:
ABSENT:

JONI GRAY
Chair, Board of Supervisors
County of Santa Barbara

ATTEST:

CHANDRA L. WALLAR
Clerk of the Board of Supervisors

By _____
Deputy Clerk

APPROVED AS TO FORM:

DENNIS A. MARSHALL
County Counsel

By _____
Deputy County Counsel