

Attachment 2
Notice of Exemption

ATTACHMENT 2

NOTICE OF EXEMPTION

TO: Santa Barbara County Clerk of the Board of Supervisors

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

Case Nos.: N/A

Location: The resolution relates to amendments to the Santa Barbara County Local Coastal Program, which applies to all of the unincorporated areas of the County of Santa Barbara located within the Coastal Zone.

Project Title: Submittal to the California Coastal Commission for Certification of Amendments to the Santa Barbara County Local Coastal Program

Project Description: The action is the adoption of a resolution authorizing the submittal of multiple amendments to the Santa Barbara County Local Coastal Program, to the California Coastal Commission for certification including the Highway 101: Carpinteria to Santa Barbara LCP Amendment which added and modified wetland protection and recreation policies to the Coastal Land Use Plan (CLUP) and included ordinance amendments to the Coastal Zoning Ordinance (CZO) to establish a Transportation Corridor Wetland Overlay District, and the Accessory Dwelling Unit Ordinance which added regulations to the CZO to implement new regulations and development standards regarding accessory dwelling units. The Board of Supervisors took this action pursuant to the procedural requirements for Local Coastal Program Amendments which are set forth in the Coastal Commission administrative regulations [Division 5.5 of Title 14, California Code of Regulations, Section 13551(b)(2)].

Name of Public Agency Approving Project: County of Santa Barbara

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

Exempt Status:

- Not a Project
- Ministerial
- Statutory Exemption
- Categorical Exemption
- Emergency Project
- No Possibility of Significant Effect

Cite specific CEQA Guideline Section: State CEQA Guidelines Section 15265 states: "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: State CEQA Guidelines Section 15265 [Adoption of Coastal Plans and Programs] exempts local government activities and approvals involving the preparation and adoption of local coastal program amendments. As stated in Section 15265, “CEQA shall apply to the certification of a local coastal program...by the California Coastal Commission” and the burden of CEQA compliance is shifted “from the local agency...to the California Coastal Commission.”

The Coastal Land Use Plan and Coastal Zoning Ordinance amendments proposed under the Coastal Resiliency Project affect portions of the County located within the Coastal Zone and constitute an amendment to the County’s Local Coastal Program. The LCP Amendment will ultimately be certified by the California Coastal Commission. Therefore, the proposed amendments to the Coastal Land Use Plan and Coastal Zoning Ordinance are statutorily exempt from CEQA pursuant to State CEQA Guidelines Section 15265.

Lead Agency Contact Person: David Lackie, Supervising Planner, Long Range Planning Division

Phone #: (806) 568-2023

Department/Division Representative: _____

Date of Final Action on Project: August 14, 2018

Distribution: County Hearing Support Staff

Date Filed by County Clerk: _____

Board of Supervisors
Submittal to the California Coastal Commission for Certification
of Amendments to the Santa Barbara County Local Coastal Program
Administrative Agenda Date: August 14, 2018
Attachment 2: Notice of Exemption
Page 3

G:\GROUP\COMP\Coastal Commission Submittals\2018\2nd submittal\CCC Resolution BL\Attachment 2 - CEQA NOE.docx