

LATE
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#6

Alexander, Jacquelyne

From: SB Coalition for Responsible Cannabis <coalition4responsiblecannabis@gmail.com>
Sent: Monday, April 8, 2019 11:59 AM
To: sbcob
Cc: Lenzi, Chelsea; Allen, Michael (COB)
Subject: D6 - Hoops Ordinance Amendments

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear County Supervisors:

The SB Coalition for Responsible Cannabis shares the concerns expressed in the letter dated April 5, 2019 submitted by Law Offices of Marc Chytilo on behalf of the Committees for Land Air Water and Species and the Gaviota Conservancy, regarding the Hoop Structures Ordinance amendment.

While CLAWS urged your Board to STRENGTHEN visual and environmental protections at the March 12, 2019 hearing, your Board actually further weakened the Planning Commission's recommendations by increasing the slope percentage allowing hoop permit exemption to 30% and downgrading permit requirements from an LUP to a Zoning Clearance, and from a Development Plan to an LUP. These changes weaken or eliminate public noticing and the ability of decision makers to exercise needed discretion.

Finally, we are concerned that, as currently drafted, the Hoop Structure Ordinance amendment would allow a cannabis operator to add exempt hoops and thereby expand a cannabis operation beyond what was permitted in the Cannabis Ordinance. Please direct staff to incorporate language that will make it clear that any use of hoop structures for cannabis cultivation will in all cases require County approval.

Sincerely,
SB Coalition for Responsible Cannabis



#6

Alexander, Jacquelyne

From: John Dorwin <johnkdorwin@gmail.com>
Sent: Monday, April 8, 2019 10:27 AM
To: sbcob
Subject: BOS Mtg. Agenda Item No. 6-Hoop Structure Ordinance Amendments
Attachments: Filed Complaint.pdf

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Clerk of the Board:

Per your instructions, please find attached the following documents for distribution to the BOS and staff prior to tomorrow's meeting.

Thank you for your assistance on this matter. Please contact me if you have any questions at (805) 698-0002.

Kindest regards,
John K. Dorwin

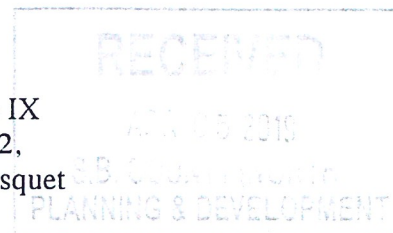
 [_Before and After Arial Tepusquet.pdf](#) 



#6

TO: Lisa Plowman, Director of Planning and Development
123 E. Anapamu Street
Santa Barbara, CA 93101
and
624 W. Foster Road
Santa Maria, CA 93455

SUBJECT: Complaint for Violation of County of Santa Barbara Deciduous Oak Tree Protection and Regeneration Ordinance Article IX of Chapter 35 Santa Barbara County Code Sections 35-901 to 35-922, Ordinance No. 4490 inclusive (hereinafter “the Ordinance”) in Tepusquet Canyon.



Dear Ms. Plowman:

This is a complaint for violations of the County Oak Tree Ordinance by Bruce Watkins and Helios Dayspring as to their properties shown on the enclosed aerial photos in Tepusquet Canyon from 2016 to date. This information has been verified by County staff inspection, but no action has been taken to enforce the destruction of hundreds of oak trees, illegal grading, and erection of hoop houses to grow cannabis along Tepusquet Canyon Road and at the headwater of Tepusquet creek. This removal has not been for any agricultural use, but for cannabis cultivation in violation of State laws and County ordinances over the last four years. This land use has been unpermitted and unlicensed by the County of Santa Barbara.

There has been no compliance with County grading or oak tree removal land use policies prior to the filing of this complaint by the two landowners involved which would exempt them from the Ordinance under Sections 35-908 and 35-909. You may verify these facts with the County staff that no permits have been issued for grading of these parcels, and that violations of the Oak Tree Ordinance has occurred in Tepusquet Canyon. Staff inspection reports may exist documenting these violations.

You may also verify that no oak tree removal permits have ever been issued for these parcels by the County Planning Commission, and no applications have been filed with Planning and Development under Section 35-913 of the Ordinance.

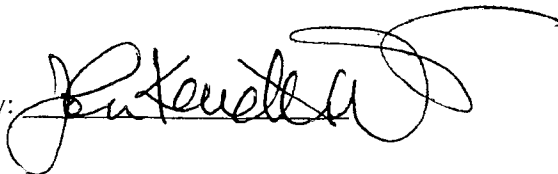
You are hereby requested under the provisions of Section 35-920.1 to conduct an investigation of these violations in the vicinity of the intersection of Tepusquet Canyon Road and Blazing Saddles Drive and the adjacent parcels on either side of the County road way beginning at the top of the grade of the County road right of way, and extending one mile to the South along both sides of the County road way. These violations have been observed by County Grading staff and Planning staff without any corrective action beyond a stop work order.

You are requested to refer this matter to appropriate agencies for enforcement under Sections 35-920.3 and 35-920.4 of the Ordinance. In addition, you are requested to follow the provisions of Sections 35-920.6 for Cost Recovery and Notice of Violation as to the costs of investigation and to seek appropriate penalties pursuant to Section 35-920.4.

This complaint is filed in the public interest to protect the public resources of the people of the State of California from a public nuisance and water contamination and environmental degradation arising from illegal grading and unpermitted oak tree removal in the vicinity of Tepusquet creek along and adjacent to a County road way.

Dated: April 5, 2019

By:



encl.

Satellite images overhead photos-Tepusquet Canyon

cc: Board of Supervisors

(805) 688-8377

FAX: (805) 686-1577

JOHN KENNETH DORWIN
Attorney and Counselor at Law

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#6

Alexander, Jacquelyne

From: sharyne merritt <organicavocadogrower@gmail.com>
Sent: Monday, April 8, 2019 9:46 AM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve; sbcob
Subject: hoop amendment april 9 2019

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i am writing to urge you to follow the eir and make setbacks from streams and creeks 100 feet in rural areas.

http://longrange.sbcountyplanning.org/programs/Hoop%20Structures/PDF%20Files/5.0_Consistency%20with%20Plans.pdf

thank you
sharyne merritt
buellton