

ATTACHMENT C
NOTICE OF EXEMPTION

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Santa Barbara County 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.

Assessor's Parcel Number: 063-160-034

Location: 1553 Roble Drive, Santa Barbara, Santa Barbara County, California

Project Title: Bryce Beach Cabana and Funicular, County Historic Landmark Designation

Project Description: Disapproval of the Bryce Beach Cabana and Funicular as a Historic Landmark of the County of Santa Barbara under Chapter 18A of the Santa Barbara County Code.

Name of Public Agency Approving Project: County of Santa Barbara Board of Supervisors

Name of Person or Agency Carrying Out Project: Marsupial Properties, LLC (owner)

Exempt Status: (Check one)

- Ministerial
 Statutory Exemption
 Categorical Exemption
 Emergency Project
 Declared Emergency

Cite specific CEQA and/or CEQA Guideline Section: Section 15270 of the CEQA Guidelines (Projects which are Disapproved)

Reasons to Support Exemption Findings: Section 15270 of the CEQA Guidelines states "CEQA does not apply to projects which a public agency rejects or disapproves." This statutory exemption is intended to allow an initial screening of projects on the merits for quick disapprovals prior to the initiation of the CEQA process where the agency can determine that the project cannot be approved.

The owner submitted an application to nominate the Bryce Beach Cabana and Funicular as a Historic Landmark and subsequently, consistent with Section 18A-2 of the County Code, the Historic Landmarks Advisory Commission designated the Bryce Beach Cabana and Funicular as a Historic Landmark on December 21, 2011. Section 18A-5 of the County Code states that the Board of Supervisors may "approve, modify or disapprove the designation by the commission . . ." The Board of Supervisors disapproved the designation on March 6, 2012. This action rejected

and disapproved the designation and, therefore, is exempt from the provisions of CEQA consistent with Section 15270 of the CEQA Guidelines.

Lead Agency Contact Person: Kevin Drude, Supervising Planner, (805) 568-2519

Department/Division Representative: _____ **Date:** _____

Acceptance Date: _____

Date Filed by County Clerk: _____

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