

ATTACHMENT N: MONTECITO PLANNING COMMISSION RESOLUTION 14-22

**RESOLUTION OF THE SANTA BARBARA COUNTY
MONTECITO PLANNING COMMISSION
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

IN THE MATTER OF RECOMMENDING TO THE)
COUNTY PLANNING COMMISSION THE ADOPTION)
OF AMENDMENTS TO THE AGRICULTURAL)
ELEMENT, CONSERVATION ELEMENT, AND LAND) RESOLUTION NO. 14 - 22
USE ELEMENT OF THE SANTA BARBARA COUNTY)
COMPREHENSIVE PLAN BY ADDING POLICY) CASE NOS: 14GPA-00000-00010
LANGUAGE THAT WOULD ALLOW THE COUNTY) 14GPA-00000-00011
TO APPROVE LAND USES THAT ARE OTHERWISE) 14GPA-00000-00012
PROHIBITED BY POLICY 14 OF THE LAND USE)
ELEMENT OF THE COMPREHENSIVE PLAN.)

WITH REFERENCE TO THE FOLLOWING:

- A. On April 2, 1979, by Resolution No. 79-189, the Board of Supervisors of the County of Santa Barbara adopted the Conservation Element of the Comprehensive Plan for the County of Santa Barbara.
- B. On December 20, 1980, by Resolution No. 80-566, the Board of Supervisors of the County of Santa Barbara adopted the Land Use Element of the Comprehensive Plan for the County of Santa Barbara.
- C. On September 3, 1991, by Resolution No. 91-542, the Board of Supervisors of the County of Santa Barbara adopted the Agricultural Element of the Comprehensive Plan for the County of Santa Barbara.
- D. The proposed amendments are consistent with the Santa Barbara County Comprehensive Plan, including the Community and Area Plans, and the requirements of California Planning, Zoning, and Development laws.
- E. Citizens, California Native American Indian tribes, public agencies, public utility companies, and civic, education, and other community groups have been provided the opportunity for involvement in compliance with Section 65351 of the Government Code.
- F. This Montecito Planning Commission has held a duly noticed hearing in compliance with Government Code Section 65353 on the proposed amendments at which hearing the amendments were explained and comments invited from the persons in attendance.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

- 1. The above recitations are true and correct.
- 2. The Montecito Planning Commission now finds that it is in the interest of the orderly development of the County and important to the preservation of the health, safety and general welfare of the residents of the County to recommend that the County Planning Commission adopt a Resolution recommending that the Board of Supervisors adopt Resolutions amending the Agricultural Element (Case No. 14GPA-00000-00010), Conservation Element (Case No. 14GPA-00000-00011) and Land Use Element (Case No. 14GPA-00000-00012) of the Comprehensive Plan to add policy language that would allow the County to approve land uses that are otherwise prohibited by Policy 6-5D of the Coastal Land Use Plan or Policy 14 of the

EXHIBIT 1

**RESOLUTION OF THE SANTA BARBARA COUNTY BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

IN THE MATTER OF ADOPTING AN AMENDMENT)
TO THE AGRICULTURAL ELEMENT OF THE)
SANTA BARBARA COUNTY COMPREHENSIVE)
PLAN THAT ADDS POLICY LANGUAGE THAT) RESOLUTION NO. 14-_____
WOULD ALLOW THE COUNTY TO APPROVE)
LAND USES THAT ARE OTHERWISE PROHIBITED) CASE NO: 14GPA-00000-00010
BY POLICY 6-5D OF THE COASTAL LAND USE)
PLAN OF THE LOCAL COASTAL PROGRAM OR)
POLICY 14 OF THE LAND USE ELEMENT OF THE)
COMPREHENSIVE PLAN.)

WITH REFERENCE TO THE FOLLOWING:

- A. On September 3, 1991, by Resolution No. 91-542, the Board of Supervisors of the County of Santa Barbara adopted the Agricultural Element of the Comprehensive Plan for the County of Santa Barbara.
- B. The proposed amendments are consistent with the Santa Barbara County Comprehensive Plan, including the Community and Area Plans, and the requirements of California Planning, Zoning, and Development laws.
- C. Citizens, California Native American Indian tribes, public agencies, public utility companies, and civic, education, and other community groups have been provided the opportunity for involvement in compliance with Government Code Section 65351.
- D. The County conducted consultations with Native American tribes in compliance with Government Code Sections 65352.3 and 65352.4.
- E. The County Planning Commission held a duly noticed hearing, in compliance with Government Code Section 65353 on the proposed amendment at which hearing the amendment was explained and comments invited from the persons in attendance, and has endorsed and transmitted a written recommendation to the Board of Supervisors in compliance with Government Code Section 65354.
- F. This Board has held a duly noticed public hearing in compliance with Government Code Section 65355 on the proposed amendments at which hearing the proposed amendments were explained and comments invited from the persons in attendance.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

- 1. The above recitations are true and correct.
- 2. Whereas the Board of Supervisors now finds consistent with the authority of Government Code Section 65358, that it is in the interest of orderly development of the County and important to the preservation of the health, safety, and general welfare of the residents of said County to amend the Agricultural Land Use Definitions section of the Agricultural Element of the Comprehensive Plan to add a new third paragraph to read as follows:

However, land uses in support of High-Intensive Petroleum Operations that are prohibited in accordance with Policy 6-5D of the Coastal Land Use Plan of the Local Coastal Program or Policy 14 of the Land Use Element of the Comprehensive Plan may be allowed provided an

Exemption from Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” allowing said uses applies as provided in compliance with either the Article II Coastal Zoning Ordinance, or the County Land Use and Development Code, or the Montecito Land Use and Development Code, all of Chapter 35, Zoning, of the Santa Barbara County Code, as applicable.

3. In compliance with Government Code Section 65356, the above described change is hereby adopted as an amendment to the Agricultural Element of the Comprehensive Plan and shall take effect 30 days after adoption and shall only be operative and be in force upon the date that Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” becomes effective pursuant to State law.
4. In compliance with Government Code Section 65357(a), the Clerk of the Board is hereby directed to send copies of the documents amending the Agricultural Element of the Comprehensive Plan, including the diagrams and text, to all public entities specified in Government Code Section 65352 and any other public entities that submitted comments on the amendment to the Agricultural Element of the Comprehensive Plan during its preparation.
5. In compliance with Government Code Section 65357(b), the Clerk of the Board is hereby directed to make the documents amending the Agricultural Element of the Comprehensive Plan, including the diagrams and text, available to the public for inspection.
6. The Chair and the Clerk of this Board are hereby authorized and directed to sign and certify all maps, documents, and other materials in accordance with this Resolution to reflect the above described action by the Board.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this 7th day of October, 2014 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

STEVE LAVAGNINO, CHAIR
BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA

ATTEST:

MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By _____
Deputy Clerk

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
COUNTY COUNSEL

By _____
Deputy County Counsel

EXHIBIT 2

**RESOLUTION OF THE SANTA BARBARA COUNTY BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

IN THE MATTER OF ADOPTING AN AMENDMENT)
TO THE CONSERVATION ELEMENT OF THE)
SANTA BARBARA COUNTY COMPREHENSIVE)
PLAN THAT ADDS POLICY LANGUAGE THAT) RESOLUTION NO. 14-_____
WOULD ALLOW THE COUNTY TO APPROVE)
LAND USES THAT ARE OTHERWISE PROHIBITED) CASE NO: 14GPA-00000-00011
BY POLICY 6-5D OF THE COASTAL LAND USE)
PLAN OF THE LOCAL COASTAL PROGRAM OR)
POLICY 14 OF THE LAND USE ELEMENT OF THE)
COMPREHENSIVE PLAN.)

WITH REFERENCE TO THE FOLLOWING:

- A. On April 2, 1979, by Resolution No. 79-189, the Board of Supervisors of the County of Santa Barbara adopted the Conservation Element of the Comprehensive Plan for the County of Santa Barbara.
- B. The proposed amendments are consistent with the Santa Barbara County Comprehensive Plan, including the Community and Area Plans, and the requirements of California Planning, Zoning, and Development laws.
- C. Citizens, California Native American Indian tribes, public agencies, public utility companies, and civic, education, and other community groups have been provided the opportunity for involvement in compliance with Government Code Section 65351.
- D. The County conducted consultations with Native American tribes in compliance with Government Code Sections 65352.3 and 65352.4.
- E. The County Planning Commission held a duly noticed hearing, in compliance with Government Code Section 65353 on the proposed amendment at which hearing the amendment was explained and comments invited from the persons in attendance, and has endorsed and transmitted a written recommendation to the Board of Supervisors in compliance with Government Code Section 65354.
- F. This Board has held a duly noticed public hearing in compliance with Government Code Section 65355 on the proposed amendments at which hearing the proposed amendments were explained and comments invited from the persons in attendance.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

- 1. The above recitations are true and correct.
- 2. Whereas the Board of Supervisors now finds, consistent with the authority of Government Code Section 65358, that it is in the interest of orderly development of the County and important to the preservation of the health, safety, and general welfare of the residents of said County to amend the Conservation Element of the Comprehensive Plan as follows:
 - A. Amend the Environmental Impacts section of the Mineral Resources section to add a new final paragraph to read as follows:

However, land uses in support of High-Intensive Petroleum Operations that are prohibited

in accordance with Policy 6-5D of the Coastal Land Use Plan of the Local Coastal Program or Policy 14 of the Land Use Element of the Comprehensive Plan may be allowed provided an Exemption from Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” allowing said uses applies as provided in compliance with either the Article II Coastal Zoning Ordinance, or the County Land Use and Development Code, or the Montecito Land Use and Development Code, all of Chapter 35, Zoning, of the Santa Barbara County Code, as applicable.

- B. Amend the Conclusions and Recommendations section of the Mineral Resources section to add a new final sentence to the opening paragraph to read as follows:

However, land uses in support of High-Intensive Petroleum Operations that are prohibited in accordance with Policy 6-5D of the Coastal Land Use Plan of the Local Coastal Program or Policy 14 of the Land Use Element of the Comprehensive Plan may be allowed provided an Exemption from Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” allowing said uses applies as provided in compliance with either the Article II Coastal Zoning Ordinance, or the County Land Use and Development Code, or the Montecito Land Use and Development Code, all of Chapter 35, Zoning, of the Santa Barbara County Code, as applicable.

- C. Amend the Extraction section of the Conservation and Energy section to add a new paragraph between the first and second paragraphs to read as follows:

However, land uses in support of High-Intensive Petroleum Operations that are prohibited in accordance with Policy 6-5D of the Coastal Land Use Plan of the Local Coastal Program or Policy 14 of the Land Use Element of the Comprehensive Plan may be allowed provided an Exemption from Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” allowing said uses applies as provided in compliance with either the Article II Coastal Zoning Ordinance, or the County Land Use and Development Code, or the Montecito Land Use and Development Code, all of Chapter 35, Zoning, of the Santa Barbara County Code, as applicable.

- D. Amend the Marketing section of the Conservation and Energy section to add a new paragraph between the fifth and sixth paragraphs to read as follows:

However, land uses in support of High-Intensive Petroleum Operations that are prohibited in accordance with Policy 6-5D of the Coastal Land Use Plan of the Local Coastal Program or Policy 14 of the Land Use Element of the Comprehensive Plan may be allowed provided an Exemption from Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” allowing said uses applies as provided in compliance with either the Article II Coastal Zoning Ordinance, or the County Land Use and Development Code, or the Montecito Land Use and Development Code, all of Chapter 35, Zoning, of the Santa Barbara County Code, as applicable.

3. In compliance with Government Code Section 65356, the above described changes are hereby adopted as amendments to the Conservation Element of the Comprehensive Plan and shall take effect 30 days after adoption and shall only be operative and be in force upon the date that Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” becomes effective pursuant to State law.
4. In compliance with Government Code Section 65357(a), the Clerk of the Board is hereby directed to send copies of the documents amending the Conservation Element of the Comprehensive Plan, including the diagrams and text, to all public entities specified in

Government Code Section 65352 and any other public entities that submitted comments on the amendment to the Conservation Element of the Comprehensive Plan during its preparation.

5. In compliance with Government Code Section 65357(b), the Clerk of the Board is hereby directed to make the documents amending the Conservation Element of the Comprehensive Plan, including the diagrams and text, available to the public for inspection.
6. The Chair and the Clerk of this Board are hereby authorized and directed to sign and certify all maps, documents, and other materials in accordance with this Resolution to reflect the above described action by the Board.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this 7th day of October, 2014 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

STEVE LAVAGNINO, CHAIR
BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA

ATTEST:

MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By _____
Deputy Clerk

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
COUNTY COUNSEL

By _____
Deputy County Counsel

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EXHIBIT 3

**RESOLUTION OF THE SANTA BARBARA COUNTY BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

IN THE MATTER OF ADOPTING AN AMENDMENT)
TO THE LAND USE ELEMENT OF THE)
SANTA BARBARA COUNTY COMPREHENSIVE) RESOLUTION NO. 14-_____
PLAN THAT ADDS POLICY LANGUAGE THAT)
WOULD ALLOW THE COUNTY TO APPROVE) CASE NO: 14GPA-00000-00012
LAND USES THAT ARE OTHERWISE PROHIBITED)
BY POLICY 14 OF THE LAND USE ELEMENT OF)
THE COMPREHENSIVE PLAN.)

WITH REFERENCE TO THE FOLLOWING:

- A. On December 20, 1980, by Resolution No. 80-566, the Board of Supervisors of the County of Santa Barbara adopted the Conservation Element of the Comprehensive Plan for the County of Santa Barbara.
- B. The proposed amendments are consistent with the Santa Barbara County Comprehensive Plan, including the Community and Area Plans, and the requirements of California Planning, Zoning, and Development laws.
- C. Citizens, California Native American Indian tribes, public agencies, public utility companies, and civic, education, and other community groups have been provided the opportunity for involvement in compliance with Government Code Section 65351.
- D. The County conducted consultations with Native American tribes in compliance with Government Code Sections 65352.3 and 65352.4.
- E. The County Planning Commission held a duly noticed hearing, in compliance with Government Code Section 65353 on the proposed amendment at which hearing the amendment was explained and comments invited from the persons in attendance, and has endorsed and transmitted a written recommendation to the Board of Supervisors in compliance with Government Code Section 65354.
- F. This Board has held a duly noticed public hearing in compliance with Government Code Section 65355 on the proposed amendments at which hearing the proposed amendments were explained and comments invited from the persons in attendance.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

- 1. The above recitations are true and correct.
- 2. Whereas the Board of Supervisors now finds consistent with the authority of Government Code Section 65358 that it is in the interest of orderly development of the County and important to the preservation of the health, safety, and general welfare of the residents of said County to amend the Land Use Development Policies section of Section IV, Goals and Policies, of Land Use Element of the Comprehensive Plan to add a new Policy 15 to read as follows:
 - 15. Notwithstanding the language of Policy 14 and any other reference to Policy 14 within the Land Use Element regarding prohibitions of land uses in support of High-Intensive Petroleum Operations, land uses in support of High-Intensive Petroleum Operations that are prohibited in accordance with Policy 14 of the Land Use Element of the Comprehensive

Plan may be allowed provided an Exemption from Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” allowing said uses applies as provided in compliance with the County Land Use and Development Code, or the Montecito Land Use and Development Code, both of Chapter 35, Zoning, of the Santa Barbara County Code, as applicable.

3. In compliance with Government Code Section 65356, the above described change is hereby adopted as an amendment to the Land Use Element of the Comprehensive Plan and shall take effect 30 days after adoption and shall only be operative and be in force upon the date that Measure P2014: Initiative to Ban “High-Intensity Petroleum Operations” becomes effective pursuant to State law.
4. In compliance with Government Code Section 65357(a), the Clerk of the Board is hereby directed to send copies of the documents amending the Land Use Element of the Comprehensive Plan, including the diagrams and text, to all public entities specified in Government Code Section 65352 and any other public entities that submitted comments on the amendment to the Land Use Element of the Comprehensive Plan during its preparation.
5. In compliance with Government Code Section 65357(b), the Clerk of the Board is hereby directed to make the documents amending the Land Use Element of the Comprehensive Plan, including the diagrams and text, available to the public for inspection.
6. The Chair and the Clerk of this Board are hereby authorized and directed to sign and certify all maps, documents, and other materials in accordance with this Resolution to reflect the above described action by the Board.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this 7th day of October, 2014 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

STEVE LAVAGNINO, CHAIR
BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA

ATTEST:

MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By _____
Deputy Clerk

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
COUNTY COUNSEL

By _____
Deputy County Counsel