

SANTA BARBARA COUNTY BOARD AGENDA LETTER



Clerk of the Board of Supervisors
105 East Anapamu Street, Room 407
Santa Barbara, CA 93101
(805) 568-2240

Agenda Number:
Prepared on: September 12, 2006
Department Name: P&D
Department No.: 053
Agenda Date: September 26, 2006
Placement: Administrative
Estimate Time: 45 minutes on 10/17/06
Continued Item: NO
If Yes, date from:
Document File Name: G:\GROUP\Permitting\Case Files\Oa\2000s\06 cases\06ORD-00000-00009 ZORP\Board of Supervisors\Set hearing agenda letter.doc

TO: Board of Supervisors

FROM: John Baker, Director
Planning & Development

STAFF CONTACT: Zoraida Abresch, Deputy Director, North County Development Review
Division, Project Sponsor, 934-6585

SUBJECT: Set hearing to consider Case No. 06ORD-00000-00009, an ordinance repealing Articles I, II, III, IV and V of Chapter 35 of the Santa Barbara County Code and adopting Section 35-1, the Santa Barbara County Land Use and Development Code and Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35 of the Santa Barbara County Code, and adopt a resolution to transmit to the California Coastal Commission an amendment to the County's Certified Local Coastal Program.

Recommendations:

That the Board of Supervisors set for hearing of October 17, 2006 to consider the following actions:

Consider the recommendations of the County Planning Commission and the Montecito Planning Commission and:

- A. Find that adoption of this Ordinance is categorically and statutorily exempt from the California Environmental Quality Act pursuant to Sections 15061(b)(3) and 15265 of the Guidelines for Implementation of CEQA.
- B. Adopt findings for approval of the proposed Ordinance.
- C. Adopt an Ordinance repealing Articles I, II, III, IV and V of County Code Chapter 35 and adopting Section 35-1, the Santa Barbara County Land Use and Development Code, and Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35 of the Santa Barbara County Code.
- D. Adopt a Resolution transmitting this Ordinance for certification by the California Coastal Commission as an amendment to the certified Local Coastal Program for Santa Barbara County.

Estimated hearing time: staff presentation 15 minutes; total time 45 minutes.

Alignment with Board Strategic Plan:

The recommendations are primarily aligned with Goal No. 1, *An Efficient Government Able to Respond Effectively to the Needs of the Community*, Goal 6, *A County Government that is Accessible, Open, and Citizen-Friendly*, and is required by law or routine business necessity. This project was developed to improve the quality and usability of the County's zoning regulations, to streamline processing procedures and provide better customer service. The Development Codes seek to arrange existing regulations into a format that is both easier to read and to search, in part by eliminating duplicated information/procedures, using "plain English" and grouping related information.

Executive Summary and Discussion:

The Zoning Ordinance Reformatting Project was initiated in December 2003 to revise and improve the structure of County's zoning ordinances that are presently contained in five Articles of Chapter 35 of the Santa Barbara County Code: Article I (Sign Ordinance), Article II (Coastal Zoning Ordinance), Article III (Inland Zoning Ordinance), Article IV (Montecito Zoning Ordinance) and Article V (Addressing and Road Naming). This work effort resulted in the merging of Articles I through V into two Land Use and Development Codes:

- 1) Section 35-1 of Chapter 35 of the County Code, the Santa Barbara County Land Use and Development Code, governing all but the inland area of the Montecito Planning Area; and,
- 2) Section 35-2 of Chapter 35 of the County Code, the Santa Barbara County Montecito Land Use and Development Code.

The Hearing Drafts for these documents were brought before the County and Montecito Planning Commissions in a public hearing on September 7, 2006 for these bodies to review the proposed Land Use and Development Codes and make recommendations to your Board.

On September 7, 2006, the Montecito Planning Commission, by a unanimous vote, acted to:

- 1) Recommend that the County Planning Commission recommend to the Board of Supervisors that the Board repeal Articles I, II and V and adopt Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35 of the Santa Barbara County Code.
- 2) Recommended that the Board of Supervisors repeal Article IV of Chapter 35 of the Santa Barbara County Code and adopt Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35 of the Santa Barbara County Code.

On September 7, 2006, the County Planning Commission, by a unanimous vote, acted to:

- 1) Recommend that the Board of Supervisors repeal Article I, II, III and V of Chapter 35 of the Santa Barbara County Code and adopt Section 35-1, the Santa Barbara County Land Use and Development Code, of the Santa Barbara County Code.

A detailed staff report which provides background on the this project and a summary of the Commissions' hearing and all post-hearing actions, along with the necessary Board resolution and ordinance, and the Commissions' resolutions, will be provided prior to the actual hearing on the

Zoning Ordinance Reformatting Project on October 17, 2006. This report will be available at the Clerk of the Board's office and also posed online at www.countyofsb.org on Thursday, October 12, 2006.

Mandates and Service Levels:

Reformatting Articles I, II, III, IV and V of Chapter 35 of the County Code are legislative acts under the jurisdiction of the Board of Supervisors. Provisions of §65855 of the Government Code require that the recommendation of the Planning Commission(s) be transmitted to the Board of Supervisors and that the Board schedule and hold a public hearing on the matter.

Fiscal and Facilities Impacts:

Funding for this ordinance reformatting work effort is budgeted in the Planning Support program of the Administration Division on page D-286 of the adopted Planning & Development's budget for fiscal year 2006-07. There are no facilities impacts.

Special Instructions:

Planning & Development will satisfy all noticing requirements.

Concurrence:

None.

Report Preparers: Kimberley McCarthy, Planner III, Building and Safety Division (568-2005)
Noel Langle, Planner III, Administration Division (568-2009)