

**ATTACHMENT 2: NOTICE OF EXEMPTION**

**Case No. 24ORD-00010**

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2024 DEC 12 A 11:27

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**TO:** Santa Barbara County Clerk of the Board of Supervisors

**FROM:** Lila Spring, Planner  
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 of Santa Barbara (County) guidelines for the implementation of CEQA.

**APN(s):** Not applicable.

**Case No.:** 24ORD-00010

**Location:** Coastal Zone

**Project Title:** SB 35 Coastal Zone Ordinance Amendment

**Project Description:**

Case No. 24ORD-00010 amends Division 7, General Regulations; and Division 11, Permit Procedures, of Article II, the Coastal Zoning Ordinance (CZO), of Chapter 35, Zoning, of the Santa Barbara County Code, regarding the streamlined application review process for qualifying housing in compliance with Government Code (GC) Sections 65582.1 and 65913.4.

**Exempt Status:**

- ☐ Ministerial
- ☒ Statutory
- ☐ Categorical Exemption
- ☐ Emergency Project
- ☒ No Possibility of Significant Effect

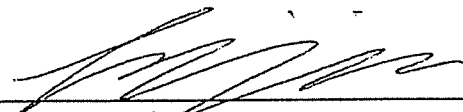
**Cite specific CEQA Guideline Section:** CEQA Guidelines Sections 15061(b)(3) and 15265.

**Reasons to support exemption findings:** The following provides a brief discussion of the proposed ordinance amendment and why it would be exempt from CEQA. Additional details regarding the proposed amendment are included in the County Planning Commission staff report dated September 17, 2024 and the Montecito Planning Commission staff report dated

September 10, 2024, as incorporated herein by reference.

The proposed CZO amendment is exempt from the provisions of CEQA pursuant to CEQA Guidelines Section 15061(b)(3), which states that "the activity is covered by the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA." The proposed ordinance implements state housing law to create a streamlined application review process for qualifying housing in compliance with GC Sections 65582.1 and 65913.4. No physical development is proposed or approved as part of this project. Future development subject to the updated code sections would be statutorily exempt from CEQA as a ministerial, by-right project, in compliance with state law. Therefore, the proposed amendment is exempt from the provisions of CEQA pursuant to CEQA Guidelines Section 15061(b)(3).

In addition, CEQA Guidelines Section 15265 statutorily exempts local government activities involving the preparation and adoption of local coastal program amendments from environmental review. The proposed CZO amendment affects portions of the county within the Coastal Zone and constitutes an amendment to the County's Local Coastal Program. Therefore, the proposed CZO amendment is statutorily exempt from environmental review pursuant to CEQA Guidelines Section 15265.

  
\_\_\_\_\_  
Department/Division Representative

11/20/24

\_\_\_\_\_  
Date

Acceptance Date (date of final action on project): \_\_\_\_\_

Date Filed by County Clerk: 12-12-2024  
\_\_\_\_\_



# 2024 CEQA Transmittal Memorandum

County of Santa Barbara - Clerk of the Board of Supervisors

105 E. Anapamu St. Room 407 • Santa Barbara • CA • 93101

(805) 568-2240

Complete this form when filing a Notice of Determination (Negative Declaration, Mitigated Negative Declaration, Environmental Impact Report) or Notice of Exemption.

A scanned copy of the Department of Fish and Wildlife Receipt, Transmittal Memorandum and the CEQA filing including the date/time of posting will be emailed to the Lead Agency and Project Applicant. If you would like a return copy, please submit an extra copy along with a pre-addressed, stamped envelope.

Contact Person <b>Lila Spring</b>	Phone <b>805-568-2021</b>		
Lead Agency County of Santa Barbara - Planning and Development Dept.	Lead Agency Email springl@countyofsb.org		
Project Title <b>SB 35 Coastal Zone Ordinance Amendment</b>			
Project Applicant	Email	Phone	
Project Applicant Address	City	State	Zip

## DOCUMENT BEING FILED:

- ☐ Notice of Determination - Environmental Impact Report (EIR) .....\$4,051.25
- ☐ 2024 Filing Fee .....\$4,051.25
- ☐ Previously Paid (must attach receipt) .....\$0.00
- ☐ No Effect Determination (must be attached).....\$0.00
- Environmental Filing Fees will be collected **only** for projects that are approved. The Applicant must attest to the following:
- ☐ This project has been approved. Date of Approval: Click or tap to enter a date.

- ☐ Notice of Determination - Negative Declaration (ND) or Mitigated Negative Declaration (MND).....\$2,916.75
- ☐ 2024 Filing Fee .....\$2,916.75
- ☐ Previously Paid (must attach receipt) .....\$0.00
- ☐ No Effect Determination (must be attached).....\$0.00
- Environmental Filing Fees will be collected **only** for projects that are approved. The Applicant must attest to the following:
- ☐ This project has been approved. Date of Approval: Click or tap to enter a date.

☒ Notice of Exemption.....\$0.00

☒ County Administrative Handling Fee (required for all filings, effective 7/19/18) .....\$50.00

TOTAL: \$ 50.00

## PAYMENT METHOD: ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING

- ☐ Cash      ☐ Credit      ☐ Check # \_\_\_\_\_      ☒ Journal Entry # **JE0273439**
- In person only      In FIN send to 'COB CEQA' in CEO Dept



State of California - Department of Fish and Wildlife  
**2024 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

Print

Signature

Save

RECEIPT NUMBER:

42 — 12/12/2024 — 305

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

County of Santa Barbara - Planning & Development Department

LEAD AGENCY EMAIL

springl@countyofsb.org

DATE

12/12/2024

COUNTY/STATE AGENCY OF FILING

Santa Barbara

DOCUMENT NUMBER

PROJECT TITLE

SB 35 Coastal Zone Ordinance Amendment

PROJECT APPLICANT NAME

County Planning & Development

PROJECT APPLICANT EMAIL

springl@countyofsb.org

PHONE NUMBER

(805) 568-2021

PROJECT APPLICANT ADDRESS

123 E. Anapamu Street

CITY

Santa Barbara

STATE

CA

ZIP CODE

93101

PROJECT APPLICANT (Check appropriate box)

☒ Local Public Agency

☐ School District

☐ Other Special District

☐ State Agency

☐ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)

\$4,051.25

\$

0.00

☐ Mitigated/Negative Declaration (MND)(ND)

\$2,916.75

\$

0.00

☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW

\$1,377.25

\$

0.00

☒ Exempt from fee

☒ Notice of Exemption (attach)

☐ CDFW No Effect Determination (attach)

☐ Fee previously paid (attach previously issued cash receipt copy)

☐ Water Right Application or Petition Fee (State Water Resources Control Board only)

\$850.00

\$

0.00

☒ County documentary handling fee

\$

50.00

☐ Other

\$

PAYMENT METHOD:

☐ Cash

☐ Credit

☐ Check

☒ Other

TOTAL RECEIVED

\$

50.00

SIGNATURE

X Katherine Douglas

AGENCY OF FILING PRINTED NAME AND TITLE

Katherine Douglas, Deputy Clerk