



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

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

Department Name: Planning and
Development
Department No.: 053
For Agenda Of: March 1, 2016
Placement: Administrative
Estimated Tme: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Glenn Russell, Ph.D. Director, (805) 568-2085
Director(s)
Contact Info: Alice McCurdy, Deputy Director, (805) 568-2518
**SUBJECT: Emergency Bank Stabilization-Kline Grading, Emergency Permit;
Case No. 16EMP-00000-00002, Los Alamos Area, Fourth Supervisorial District**

County Counsel Concurrence

As to form: Yes

Other Concurrence: N/A

As to form: No

Recommended Actions:

- a) That the Board of Supervisors receive and file this report on Emergency Permit 16EMP-00000-00002, which authorized the emergency bank stabilization at 3312 Highway 135, Los Alamos. A copy of the Emergency Permit is included herein as Attachment 1.
- b) Accept that issuance of the emergency permit is exempt from the California Environmental Quality Act (CEQA) pursuant CEQA Guidelines section 15269(c), as this action was necessary to prevent or mitigate an emergency.
- c) Determine that receiving and filing this report is not a project pursuant to CEQA Guidelines section 15378(b)(5), as it is an administrative government activity that will not result in direct or indirect physical changes in the environment. A CEQA exemption is included herein as Attachment 2.

Summary Text:

Planning and Development approved an Emergency Permit on January 12, 2016 for emergency grading along the sole access road to 3312 Highway 135, Los Alamos, Assessor's Parcel Number 099-030-049. Access to the property was determined to be jeopardized due to the potential failure of the bank along the sole access road to the property. The slide danger along the road was determined to be imminent, and requires immediate action to prevent or mitigate the loss of property and to maintain access to the property by personal and emergency vehicles.

The slide area was approved to be reinforced immediately in order to prevent future danger to health and safety.

Pursuant to Section 35.82.090 of the Land Use Development Code, when an Emergency Permit is issued, the Director of Planning and Development is required to provide a written report to the Board of Supervisors regarding the nature of the emergency and the work involved. This notification fulfills the ordinance requirements.

Background:

On January 6, 2016, an application for an emergency permit was submitted in order to stabilize an eroding bank, which is currently undercutting an existing access road and is a threat to the transportation needs of the surrounding area. Severe soil loss and slumping along a 100 foot section of the sole ranch access road have created an unstable slide area at the edge of the road. The project received emergency authorization by the U.S. Army Corps of Engineers and has been completed. Two violations for the grading below the eroding bank are currently being processed. It has been determined that in order to maintain the stability of the road, an emergency bank stabilization permit needs to be effectuated in order to prevent further erosion due to ongoing winter rains.

The current area of concern is an area that is approximately 125 feet long and 25 feet wide, located on the eastern bank of the channel and adjacent to the access road. A fence extends 105 feet along the bank edge. Highway 135 is located downstream of the site and there is concern that the earth washout could cause the culvert carrying the creek under the highway to become blocked with sediments. This condition could lead to flooding of the highway.

Pursuant to the Land Use and Development Code, as a condition of approval of the Emergency Permit, the applicant is required to submit an application for a Land Use Permit to validate all work authorized as a part of this Emergency Permit. The applicant has submitted the requisite LUP application with their emergency permit.

Fiscal and Facilities Impacts: The estimated total cost to process this Emergency Permit is approximately \$4,000. These fees are budgeted under the Permitting Budget Program on page D-289 of the 2015/2016 fiscal year budget. All costs incurred from this action are borne by the applicant.

Attachments:

Attachment 1: Emergency Permit 16EMP-00000-00002

Attachment 2: CEQA Exemption

Authored by:

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