

## NOTICE OF EXEMPTION

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

**FROM:** Kevin De Los Santos, Planner, Planning & Development

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.

**APN:** 153-260-013                      **Case No.:** 22EMP-00000-00001

**Location:** 1297 N. Ontare Rd.

**Project Title:** AKC Investments, LLC – Emergency Permit

**Project Applicant:** Mark Lloyd

**Project Description:** This is a report to the Board of Supervisors of the Director of P&D's action to issue an Emergency Permit to allow a repair to an existing slope failure. The repair requires construction of a caisson supported retaining wall spanning approximately 100 feet in length with a maximum height of six feet. Grading will include 280 cubic yards of cut and 280 cubic yards of fill. No trees are proposed for removal. The parcel will continue to be served by the Goleta Water District, an existing septic system, and the Santa Barbara County Fire Department. Access will continue to be provided off of N. Ontare road. The property is a 2.37-acre parcel zoned MT-40 and shown as Assessor's Parcel Number 153-260-013 located at project address in the Eastern Goleta Valley Community Plan Area, First Supervisorial District.

The project constitutes an emergency because erosion of the slope located beneath the single family residence presents a risk of slope failure. The risk of slope failure presents an immediate health and safety risk to persons living in the single family dwelling that is approximately 12 feet above the top of the eroded slope area. The applicant hired a professional geologist, Doyle-Morgan Structural Engineering, Inc., to evaluate the slope and provide recommendations for the best course of action. Doyle-Morgan determined that the slope failure presents a serious health and safety risk and recommended that the repair occur prior to the 2022-2023 rainy season to avoid further slope failure and damage to the existing single-family residence located directly above. Building and Safety inspectors conducted site visits to evaluate the slope and determined that a present danger does exist and the project constitutes an emergency.

**Name of Public Agency Approving Project:** County of Santa Barbara

**Name of Person or Entity Carrying Out Project:** AKC Investments, LLC

March 1, 2023

Attachment 2

**Exempt Status:**

- Ministerial
- Statutory Exemption
- Categorical Exemption
- Emergency Project
- Declared Emergency

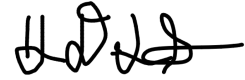
**Cite specific CEQA and/or CEQA Guidelines Section:** CEQA Guidelines Section 15378(b)(5) (Not a Project).

**Reasons to support exemption findings:** *CEQA Guidelines Section 15378(b)(5)* states that an organizational or administrative activity of governments that will not result in direct or indirect impacts to the environment is not considered a project under CEQA. Providing a report that describes the Emergency Permit to the Board of Supervisors is an administrative responsibility that has no impact on the environment and thus is not a project under CEQA.

**Lead Agency Contact Person:** Kevin De Los Santos, Planner

**Phone #:** (805) 884-8051

**Department/Division Representative:** \_\_\_\_\_



**Date:** March 1, 2023

**Acceptance Date:** \_\_\_\_\_

**Distribution:** Hearing Support Staff

**Date Filed by County Clerk:** \_\_\_\_\_