

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal, Chair
Second District - Janet Wolf
Third District - Brooks Firestone
Fourth District - Joni Gray
Fifth District - Joseph Centeno, Vice Chair

AGENDA

Tuesday, July 8, 2008

**BETTERAVIA GOVERNMENT CENTER
BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 03-282 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

7:50 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[File Reference No. 08-00663](#)

Closed Session Agenda

Approval of Minutes of the July 1, 2008 meeting

Addendum

Approval of Minutes of the July 3, 2008 emergency meeting

Receive Report on the status of the Gap Fire.

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.

Resolutions to be Presented

A-1) SUPERVISOR WOLF

[File Reference No. 08-00662](#)

Adopt a Resolution of Commendation honoring Ruben Barajas upon his retirement from the County Parks Department after 34 years of dedicated service to the County of Santa Barbara.

Honorary Resolutions

A-2) SUPERVISOR CENTENO

[File Reference No. 08-00635](#)

Adopt a Resolution of Commendation honoring Sergeant Jerry R. Cornell upon his retirement from the Sheriff's Department after over 29 years of faithful and distinguished service to the citizens of Santa Barbara County.

Administrative Items

A-3) COMMUNICATIONS FOR REFERRAL

[File Reference No. 08-00642](#)

Santa Barbara County Association of Governments - Approve the request of the Santa Barbara County Association of Governments to call an election to be set for November 4, 2008 for the voters of the county to consider the adoption of an ordinance to extend Measure A upon its expiration on March 31, 2010.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-4) COMMUNICATIONS FOR REFERRAL [File Reference No. 08-00661](#)

City of Buellton - Approve the request of the City of Buellton to call and give notice of the holding of a special election to be held consolidated with the General Election to be held on Tuesday, November 4, 2008 for the submission to the qualified voters of the question: "Should the Buellton general plan be amended, until December 31, 2025, to prohibit (with limited exceptions) changes to existing city limits or the provision of water or sewer services beyond the existing city limits of Buellton, except by another initiative election?"

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-5) COMMUNICATIONS FOR REFERRAL [File Reference No. 08-00660](#)

Cold Spring School District - Approve the request of Cold Spring School District ordering an election for November 4, 2008 for the purpose of raising funds to finance school facilities and property of the District by the issuance of \$2,440,000 in bonds, and requesting consolidation with other elections occurring on November 2, 2008.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-6) COMMUNICATIONS FOR REFERRAL [File Reference No. 08-00664](#)

City of Santa Barbara - Approve the requests of the City of Santa Barbara, as follow:

a) Call and give notice of the holding of a special municipal election to be held on November 4, 2008; and

b) Submission of a proposed ordinance to the voters in order to reduce and modernize the city's existing utility users tax ordinance (Santa Barbara Municipal Code Chapter 4.24) with respect to utility taxes on telecommunications and video services; and

c) Consolidate the special municipal election with the Presidential general election to be held on November 4, 2008.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-7) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 08-00659](#)

Adopt a resolution effective June 30, 2008 reallocating positions between departments consistent with actions taken by the Board during the 2008-09 budget hearings.

A-8) GENERAL SERVICES [File Reference No. 08-00653](#)

Consider recommendations regarding the Emergency Shelter Care Lease with Andre Aparicio, 377 Storke Road, Goleta, Third District, as follows:

a) Determine that the services provided by Andre Aparicio are necessary to meet the social needs of the County, and that Andre Aparicio therefore qualifies for a rent subsidy pursuant to Government Code §26227;

b) Determine that the County-owned property located at 377 Storke Road, in Goleta, will not be needed for County purposes for the next few years; and

c) Approve and authorize the Chair to execute the proposed Lease Agreement granting Andre Aparicio the right to lease the above referenced county-owned property for the purpose of providing emergency shelter care services for abused, neglected and abandoned children, for a term of one year commencing on July 8, 2008 through June 30, 2009, and renewed annually concurrent with the Agreement For Services of Independent Contractor (Emergency Shelter Care Services) dated July 7, 2008, at a below fair market rent amount of \$250 per month.

A-9) GENERAL SERVICES [File Reference No. 08-00654](#)

Consider recommendations regarding the Clerk Recorder Assessor Election Records Storage Building, Project No. 8648 Approval of Plans & Specifications, CEQA Exemption, and Authorization to Bid, Third District, as follows:

- a) Approve the plans and specifications for the Clerk Recorder Assessor Election Records Storage Building at the Calle Real Maintenance Campus. The estimated construction cost is \$648,000;
- b) Approve the Categorical Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the Clerk Recorder Assessor Election Records Storage Building at the Calle Real Maintenance Campus.; and
- c) Authorize the Director of General Services to advertise for construction bids for the Clerk Recorder Assessor Election Records Storage Building at the Calle Real Maintenance Campus.

A-10) GENERAL SERVICES [File Reference No. 08-00655](#)

Consider recommendations regarding an Award of Contract to Los Angeles Air Conditioning (not a local vendor) for Administration Building Chiller Replacement Project No. F01005, as follows:

- a) Approve the plans and project specifications for the Santa Barbara County Administration Building Chiller Replacement Project No. F01005;
- b) Approve and authorize the Chair to execute the award of a contract to Los Angeles Air Conditioning for the replacement of the Santa Barbara County Administration Building Chiller in the amount of \$ 2,079,000 dollars; and
- c) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of a base amount of \$250,000 plus 5% of the bid in excess of the base amount or \$116,450.00 for this contract.

A-11) PARKS [File Reference No. 08-00638](#)

Approve and authorize the Chair to execute an amendment to the existing license agreement between the City of Santa Barbara and the County of Santa Barbara for the installation, use, maintenance, and removal of public art installations in the 600 to 1200 blocks of State Street in Santa Barbara to extend the agreement to June 30, 2013, First District.

A-12) PLANNING AND DEVELOPMENT [File Reference No. 08-00641](#)

Consider Case No. 08AGP-00000-00006, Diamond Agricultural Preserve, for nonrenewal by the landowner of an existing agricultural preserve contract, Fifth District, as follows:

- a) Accept the request for nonrenewal of Agricultural Preserve 73-AP-11; and
- b) Authorize the Chair to execute the Notice of Nonrenewal by the County Land Conservation Contract for Assessor's Parcel No. 128-020-008, -009, located approximately 1 mile northeast of the intersection of Orcutt-Garey and Dominion Roads, in the Santa Maria area.

A-13) PLANNING AND DEVELOPMENT [File Reference No. 08-00646](#)

Approve and authorize the Chair to execute an agricultural preserve replacement contract with Mr. and Mrs. Victor and RoseMary Diamond, 08AGP-00000-00007, replacing a portion of the original Agricultural Preserve 73-AP-011. The replacement contract involves Assessor's Parcel number 129-020-008, located approximately 1 mile northeast of the intersection of Orcutt-Garey and Dominion Roads, in the Santa Maria area, Fifth District.

A-14) PLANNING AND DEVELOPMENT [File Reference No. 08-00643](#)

Approve and authorize the Chair to execute an agricultural preserve replacement contract with Santa Rita Ridge Estates LLC, 07AGP-00000-00014, replacing a portion of the original Agricultural Preserve 70-AP-114B. The replacement contract involves Assessor's Parcel numbers 099-110-054 (portion of) and 099-160-030 (portion of) located southwest of the intersection of Campbell Road and Highway 246, in the Lompoc area, Fourth District.

A-15) PLANNING AND DEVELOPMENT [File Reference No. 08-00644](#)

Approve and authorize the Chair to execute an agricultural preserve replacement contract with Santa Rita Ridge Estates LLC, 07AGP-00000-00016, replacing a portion of the original Agricultural Preserve 70-AP-114B. The replacement contract involves Assessor's Parcel numbers 099-110-054 (portion of), 099-160-030 (portion of) and 099-180-002 (portion of) located southwest of the intersection of Campbell Road and Highway 246, in the Lompoc area, Fourth District.

A-16) PLANNING AND DEVELOPMENT [File Reference No. 08-00645](#)

Approve and authorize the Chair to execute an agricultural preserve replacement contract with Santa Rita Ridge Estates LLC, 07AGP-00000-00021, replacing a portion of the original Agricultural Preserve 70-AP-114B. The replacement contract involves Assessor's Parcel number 099-160-030 (portion of) located southwest of the intersection of Campbell Road and Highway 246, in the Lompoc area, Fourth District.

A-17) PLANNING AND DEVELOPMENT [File Reference No. 08-00652](#)

Approve and authorize the Chair to execute an agricultural preserve replacement contract with Santa Rita Ridge Estates LLC, 07AGP-00000-00015, replacing a portion of the original Agricultural Preserve 70-AP-114B. The replacement contract involves Assessor's Parcel numbers 099-110-054 (portion of) and 099-160-030 (portion of) located southwest of the intersection of Campbell Road and Highway 246, in the Lompoc area, Fourth District.

A-18) PUBLIC WORKS and BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT [File Reference No. 08-00634](#)

Accept a permanent Easement Deed from Lynn Simonsen in the Hummel Village II, LLC, by authorizing the Clerk of the Board to execute the Certificate of Acceptance attached to the Permanent Easement deed regarding the sewer main, Fourth District.

A-19) PUBLIC WORKS [File Reference No. 08-00648](#)

Consider recommendations regarding the Sandyland Seawall Repair, Design and Permitting Contract, County Project No. 720548, First District, as follows:

a) Authorize the Purchasing Agent to amend Contract No. CN06261 with Moffat and Nichol Inc. (not a local vendor), Long Beach, California, for design and permitting services from \$93,550 to \$160,601 for the Sandyland Seawall Repair Project; and

b) Authorize the Director of Public Works to approve further amendments to the contract for supplemental work up to \$6,705.

A-20) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00649](#)

Consider recommendations regarding the Gobernador Debris Basin Modification Project Award, First District, as follows:

a) Award the construction contract for the Gobernador Debris Basin Modification Project in the amount of \$830,457.50 to the lowest responsible bidder Shaw Excavating and Grading (not a local vendor), subject to the provisions of documents and certifications, as set forth in the plans and specification applicable to the project and as required by law;

b) Approve and authorize the Chair to execute the construction contract upon return of the contractor's executed contract documents, and the review and approval of the County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;

c) Approve a contingency in the amount of \$54,022.88 for the above subject project;

d) Approve plans and specifications for the project; and

e) Adopt the Resolution entitled "In the Matter of Approving the Gobernador Debris Basin Modification Project to receive Grants Funding from California Department of Fish and Game".

A-21) SOCIAL SERVICES [File Reference No. 08-00632](#)

Consider the recommendations regarding the appointment of members to the In-Home Supportive Services Advisory Committee, as follows:

a) Approve the appointment of Kathleen Riel as a member of the In-Home Supportive Services Advisory Committee for a three year term, effective July 1, 2008, and

b) Approve the reappoint Joanne Craig Bowman, Stephen Day, Karen Johnson, Clara Ehram, Joyce Ellen Lippman, and Brian Carroll to three year terms on the In-Home Supportive Services Advisory Committee effective July 1, 2008.

Board of Supervisors

A-22) SUPERVISOR GRAY [File Reference No. 08-00631](#)

Approve the appointment of Tracey S. Taylor to the Santa Barbara County Mental Health Commission as an alternate for a term ending July 1, 2011, Fourth District.

A-23) SUPERVISOR WOLF [File Reference No. 08-00636](#)

Approve the reappointment of Barbara H. Burger to the Arts Commission for a term ending June 20, 2011, Second District.

A-24) SUPERVISOR WOLF [File Reference No. 08-00637](#)

Approve the reappointment of Sarah Haviland Blackmun to the Human Services Commission for a term ending June 30, 2011, Second District.

Hearing Requests

A-25) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 08-00657](#)

Set hearing to consider recommendations regarding a Special Tax Levy for Orcutt Community Facilities District, Fourth District, as follows:

a) Receive Summary of Proposed Fiscal Year 2008-2009 Tax Levy for Orcutt Community Facilities District No. 2002-1; and

b) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2002-1.

(Set Hearing for 7/15/2008. Time estimate 15 minutes.)

A-26) PARKS [File Reference No. 08-00656](#)

Set hearing to consider recommendations regarding a Special Tax Levy for Providence Landing Community Facilities District, Third District, as follows:

a) Receive Summary of Proposed Fiscal Year 2008-09 Tax Levy for Providence Landing Community Facilities District No. 2004-1; and

b) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2004-1, Providence Landing.

(Set Hearing for 7/15/2008. Time estimate 15 minutes.)

A-27) PLANNING AND DEVELOPMENT [File Reference No. 08-00639](#)

Set hearing to consider the Bell Appeal, Case No. 08APL-00000-00021, of the County Planning Commission's approval of the Tranquillon Ridge Oil and Gas Development Project, Case No. 06RVP-00000-00001.

(Set Hearing for 8/19/2008. Time estimate 60 minutes.)

A-28) PLANNING AND DEVELOPMENT [File Reference No. 08-00640](#)

Set hearing to consider the Vaquero Energy, Inc. Appeal, Case No. 08APL-00000-00020, of the County Planning Commission's approval of the Tranquillon Ridge Oil and Gas Development Project, Case No. 06RVP-00000-00001.

(Set Hearing for 8/19/2008. Time estimate 60 minutes.)

A-29) PLANNING AND DEVELOPMENT [File Reference No. 08-00650](#)

Set hearing to consider the ExxonMobil Exploration Company/Sunset Exploration, Inc. Appeal, Case No. 08APL-00000-00019, of the County Planning Commission's approval of the Tranquillon Ridge Oil and Gas Development Project, Case No. 06RVP-00000-00001.

(Set Hearing for 8/19/2008. Time estimate 120 minutes.)

A-30) PLANNING AND DEVELOPMENT [File Reference No. 08-00647](#)

Set hearing to consider grant(s) for acquiring the Gaviota Village property, Third District, as follows:

a) Approve grant awards from the Coastal Resource Enhancement Fund (CREF) for the fiscal year of 2008-2009 and monies from the Coastal Impact Assistance Program of 2001(CIAP 2001) to acquire 43 acres, known as the Gaviota Village property, along the Gaviota Coast; and

b) Direct staff to return on the Administrative Agenda to execute a contractual agreement with the Trust for Public Land, to purchase the Gaviota Village property.

(Set Hearing for 7/15/2008. Time estimate 15 minutes.)

A-31) PLANNING AND DEVELOPMENT [File Reference No. 08-00651](#)

Set hearing to consider recommendations regarding the Development Code ordinance amendments regarding overall sign plans, ridgeline/hillside development, small additions, special care homes, and temporary sales offices, as follows:

a) Adopt findings for approval of the proposed ordinances;

b) Find that the adoption of these ordinances are categorically exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the Guidelines for Implementation of CEQA;

c) Adopt an Ordinance (Case No. 08ORD-00000-00006) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code; and

d) Adopt an Ordinance (Case No. 08ORD-00000-00007) amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code.

(Set Hearing for 7/15/2008. Time estimate 30 minutes.)

Addendum

Item A-32) is added to the Administrative Agenda, as follows:

A-32) SUPERVISOR CENTENO

[File Reference No. 08-00667](#)

Approve the appointment of Lucas Coleman to the Santa Maria Cemetery District for the term ending December 31, 2009, Fifth District.

Approval of Administrative Agenda**Public Comment Period**

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (08-00001)

WHEN TESTIFYING BEFORE THE BOARD OF SUPERVISORS, PERSONAL ATTACKS AND OTHER DISRUPTIVE BEHAVIOR IS NOT APPROPRIATE.

Departmental Agenda
Planning Items and Public Hearings

1) **PUBLIC WORKS** [File Reference No. 08-00548](#)

HEARING - Consider recommendations regarding a progress report on the Agricultural Worker Transportation Program, County Project No. 830713, Fourth and Fifth Districts, as follows: (EST. TIME: 45 MIN.)

- a) Receive a progress report from Public Works staff regarding the County's Agricultural Worker Transportation Program; and
- b) Approve and authorize the Chair to execute Amendment No. 1, for time extension and fee schedule amendments to the existing agreement with the Santa Maria Organization of Transportation Helpers for Agricultural Worker Transportation Program services in the Santa Maria Valley.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

6/17/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 8, 2008 in Santa Maria (EST. TIME: 45 MIN.)

2) **PUBLIC WORKS** [File Reference No. 08-00571](#)

HEARING - Consider recommendations regarding the Baseline Avenue Utility Undergrounding District between Alamo Pintado Road and Lewis Street in Ballard, Third District, as follows: (EST. TIME: 10 MIN.)

- a) Consider reforming the utility undergrounding district; and
- b) Adopt a resolution recreating the utility undergrounding district.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/24/08 BOARD OF SUPERVISORS Acted on as follows:

- a) Approved. (Rescinded Resolution No. 03-038)
- b) Received.
- c) and d) Set hearing for July 8, 2008 in Santa Maria (EST. TIME: 10 MIN.)

3) **COUNTY EXECUTIVE OFFICE** [File Reference No. 08-00511](#)

HEARING - Consider recommendations regarding the Annexation of Evergreen Shopping Center into the Orcutt Community Facilities District (No. 2002-1) and levy special taxes on the proposed parcel to be annexed, Fourth District, as follows: (EST. TIME: 30 MIN.)

- a) Receive testimony regarding written protests that have been filed, if any;

- b) Certify the results of a special election and adopt a Resolution Declaring Results of Special Election and Directing Recording of Notice of Special Tax Lien;
- c) Consider the introduction (First Reading) of an Ordinance entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving Annexation of Territory to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein.";
- d) Set hearing on July 15, 2008 to consider the adoption (Second Reading) of an Ordinance entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving Annexation of Territory to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein.".

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/3/08 BOARD OF SUPERVISORS Acted on as follows:

a) Adopted.

RESOLUTION NO. 08-221

b) Adopted.

RESOLUTION NO. 08-222

c) Set for July 8, 2008 in Santa Maria (EST. TIME: 15 MIN.)

4) COUNTY EXECUTIVE OFFICE [File Reference No. 07-01220](#)

HEARING - Consider recommendations regarding onshore oil facilities update, as follows: (EST. TIME: 1 HR.)

- a) Receive a staff report on the status of the onshore facilities program; and
- b) Receive an update on the five recommendations concerning potential new ordinances and staff practices adopted by the Board of Supervisors on January 15, 2008.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

12/11/07 BOARD OF SUPERVISORS

Acted on as follows:

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, as follows:

Approve consideration of X-Agenda request (4/5 Vote required).

The motion failed by the following vote:

Ayes: 2 - Supervisor Wolf and Supervisor Carbajal

Noes: 2 - Supervisor Firestone and Supervisor Centeno

Absent: 1 - Supervisor Gray

Directed staff to return to the Board on January 15, 2008 in Santa Maria with a comprehensive report regarding the spill on December 7, 2007 at the Greka Palmer Road facility and additional issues related to Greka operations in Santa Barbara County.

- 1/8/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
January 15, 2008 in Santa Maria (EST. TIME: 60 MIN.)
- 1/15/08 BOARD OF SUPERVISORS Acted on as follows:
Received and filed staff presentation and conducted public hearing.
- A motion was made by Supervisor Gray, Seconded by Supervisor Wolf as follows:
a) Received and filed.
The motion carried by the following vote:
Ayes: 4 - Supervisor Carbajal, Supervisor Gray, Supervisor Centeno and Supervisor Wolf
Recused: 1 - Supervisor Firestone
- A motion was made by Supervisor Centeno, Seconded by Supervisor Gray as follows:
b) i) - v) Approved.
The motion carried by the following vote:
Ayes: 4 - Supervisor Carbajal, Supervisor Gray, Supervisor Centeno and Supervisor Wolf
Recused: 1 - Supervisor Firestone
- A motion was made by Supervisor Gray, Seconded by Supervisor Wolf as follows:
c) Authorized.
The motion carried by the following vote:
Ayes: 4 - Supervisor Carbajal, Supervisor Gray, Supervisor Centeno and Supervisor Wolf
Recused: 1 - Supervisor Firestone
- 3/11/08 BOARD OF SUPERVISORS Acted on as follows:
Received and filed staff presentation and conducted public hearing.
a) and b) Received and filed.
- 5/13/08 BOARD OF SUPERVISORS Acted on as follows:
Received and filed staff presentation and conducted public hearing.
a) and b) Received.
- Directed staff to return in approximately 60 days after further consultation with all interested community stakeholders (including, but not limited to, the Environmental Defense Center) concerning issues raised by Board members, such as:
- Immediate and potential cost recovery for first time violators and clear definitions of the terms "facility" and "operator" with regard to fines imposed.

Addendum

Departmental Item No. 5) is amended, as follows:

- 5) PLANNING AND DEVELOPMENT [File Reference No. 08-00594](#)
- HEARING - Consider recommendations regarding the Rice Agricultural Produce Cooling and Processing Facility, located at the intersection of Betteravia Road and Rosemary Road, in the Santa Maria Valley Area, Fifth District, as follows: (EST. TIME: 1 HR.)

- a) Adopt the required findings for the project specified in the Planning Commission Staff Report dated April 25, 2008, including CEQA findings;
- b) ~~Approve~~ Accept the Addendum to the Uniform Rules Environmental Impact Report (04- EIR-08) pursuant to the State Guidelines for Implementation of the California Environmental Quality Act. The original ER identified significant effects on the environment in the following categories: Aesthetics, Agricultural Resources/Land Use, Air Quality, Groundwater, Noise, and Traffic/Circulation. The application involves AP No. 128-096-001, -004, and -005 as specified in the Planning Commission Staff Report dated April 25, 2008, as amended by the Planning Commission during its regular meeting of May 14, 2008;
- c) ~~Approve~~ Adopt the Zoning Map Amendment O6RZN-00000-00005 to change the existing zoning designation for the 244.4 acres gross, 237.8 acres net, site commonly known as APN numbers 128-096-001, 128-096-004, and 128-096-005 from the AG-II-100 (Agriculture with 100 acre minimum parcel size) zone district to the AG-II-40 (Agriculture with 40 acre minimum parcel size) zone district; ~~and the associated Zoning Map Amendment Ordinance;~~
- d) Approve the Tentative Parcel Map O6TPM-00000-00019 in accordance with County Code Chapter 21 to subdivide an existing 244.4 acres gross, 237.8 acres net, site commonly know as APN numbers 128-096-00 1, 128-096-004, and 128-096-005 into three separate legal parcels ranging from 40.0 acres gross to 122.8 acres gross subject to the conditions specified in the Planning Commission Staff Report dated April 25, 2008, as amended by the Planning Commission during its regular meeting of May 14, 2008;
- e) Approve the Development Plan O6DVP-00000-00009 to allow the construction of a 27-acre produce cooling and processing facility in compliance with Section 35.82.080 of the County Land Use and Development Code subject to the conditions specified in the Planning Commission Staff Report dated April 25, 2008, as amended by the Planning Commission during its regular meeting of May 14, 2008;
- f) Approve the Major Conditional Use Permit O6CUP-00000-00043 to allow the construction of an agricultural processing facility within the AG-II zone district, in compliance with Section 35.82.060 of the County Land Use and Development Code subject to the conditions specified in the Planning Commission Staff Report dated April 25, 2008, as amended by the Planning Commission during its regular meeting of May 14, 2008; or
- g) Refer back to staff if the Board of Supervisors takes other than the recommended action.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

6/24/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 8, 2008 in Santa Maria (EST. TIME: 60 MIN.)

Addendum:

Department requests the withdrawal of Departmental Item No. 6)

6) PLANNING AND DEVELOPMENT

[File Reference No. 08-00595](#)

HEARING - Consider the Orcutt Area Advisory Group Appeal (Case No. 08APL-00000-00016) of the County Planning Commission's April 9, 2008 approval of the Orcutt Marketplace project (Case

No.'s TM 14,734; Village O6DVP-00000-00008; O7CUP-00000-00059; O7CUP- 00000-00060; O7CUP-00000-00061; O7CUP-00000-00062; O7CUP-00000-00063). The project site is located at the corner of Clark Avenue and U.S. Highway 101 (AP No. 129-120-024) in the Orcutt area, Fourth District, as follows: (EST. TIME: 2 HRS.)

- a) Adopt the required findings for the project specified in the Planning Commission action letter dated April 15, 2008;
- b) Accept the Addendum to 95-EIR-01 and adopt the mitigation monitoring program contained in the conditions of approval pursuant to CEQA Guidelines Section 15303 contained in Attachment I of the Planning Commission staff report dated March 28, 2008;
- c) Deny the appeal, 08APL-00000-00016, thereby upholding the Planning Commission's approval of TM 14,734; 06DVP-00000-00008; O7CUP-00000-00059; O7CUP-00000-00060; O7CUP-00000-00061; O7CUP-00000-00062; and, O7CUP-00000-00063; and
- d) Grant de novo approval of Case No.'s TM 14,734; 06DVP-00000-00008; O7CUP-00000-00059; O7CUP-00000-00060; O7CUP-00000-00061; O7CUP-00000-00062; and O7CUP-00000-00063 subject to the findings specified in the Planning Commission action letter and attachments dated April 15, 2008.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

6/24/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 8, 2008 in Santa Maria (EST. TIME: 120 MIN.)

- 7) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00658](#)
- HEARING - Consider a request from Supervisor Gray to support a waiver of planning and building fees for Halsell Builders, Inc. for a charitable home expansion in the Orcutt community area, Fourth District. (4/5 Vote Required) (EST. TIME: 30 MIN.)

Adjourn to

Tuesday, July 15, 2008

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, July 8, 2008, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 10, 2008, at 5:00 PM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON THE FOLLOWING DATES: TUESDAY, JULY 22, 2008, TUESDAY, JULY 29, 2008 (THIS IS A FIFTH TUESDAY ORDINANCE NO. 3352), TUESDAY, AUGUST 5, 2008 AND TUESDAY, AUGUST 12, 2008.

THE NEXT REGULAR BOARD OF SUPERVISORS HEARING WILL BE HELD TUESDAY AUGUST 19, 2008, IN SANTA BARBARA.

<http://www.countyofsb.org>