

# **COVID-19 Temporary Ordinance Amendments Suspension of Compliance with Certain Requirements of Approved Permits**

**Case Nos. 20ORD-00000-00004,-05, and -06**

**Board of Supervisors**

**June 16, 2020**



**County of Santa Barbara  
Planning and Development  
Joe Dargel and Tess Harris**

# Background

## **Small Business and Community Partnership Enhancement Program (SBCPEP)**

- Provide a clear, quick path for businesses to operate temporarily in the right of way
- Provide temporary suspension of conditions of approval and land use regulations to allow businesses and other entities to operate temporarily with an expanded outdoor footprint

# Proposed Amendments

- Temporary suspension of compliance related to certain development standards
  - setbacks
  - site coverage maximums
  - minimum open space
  - parking and loading standards
  - signs
  - the requirement that uses shall occur within a completely enclosed building
  - restrictions on uses in the right of way
  - limitations on food service at wineries and tasting rooms
  - other development standards as necessary by the Director

# Proposed Amendments

- Temporary change does not require planning permit
- Effective immediately upon BOS approval until December 16, 2020 or when the County Emergency from COVID-19 is terminated, whichever is earlier
- Within 30 days of implementing changes, submit checklist, photos, revised site plan, and description describing temporary changes

# Proposed Amendments

- Hardship time extensions
  - Applies only to approved projects where vesting of those permits would be delayed due to COVID-19
- Non-conforming uses
  - Allow businesses that are considered non-conforming uses to use this temporary suspension

# Environmental Review

- **Exempt per CEQA Guidelines**
  - § 15301 [Existing Facilities]
  - § 15303 [New Construction or Conversion of Small Structures]
  - § 15305 [Minor Alterations in Land Use Limitations]
  - § 15061(b)(3) [Review for Exemption]

# Policy Consistency

- Consistent with Comprehensive Plan, community plans, and Coastal Land Use Plan
- Does not alter purpose or intent of policies
- Will not result in inconsistencies with adopted policies and development standards
- Adequate services available
- Will not impact ESH
- Promote economy that supports local businesses/commercial operations

# Recommended Actions

- Make findings for approval (Case Nos. 20ORD-00000-00004,-05, -06)
- Determine that the ordinance amendments are exempt from CEQA
- Approve the ordinance amendment to the LUDC, Case No. 20ORD-00000-0004
- Approve the ordinance amendment to Article II, Case No. 20ORD-00000-0005
- Approve the ordinance amendment to the MLUDC, Case No. 20ORD-00000-00006