

October 31, 2016

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VIA EMAIL TO BOARDLETTERS@CO.SANTA-BARBARA.CA.US

Santa Barbara County Board of Supervisors
c/o Clerk of the Board
105 East Anapamu Street
Santa Barbara, CA 93101

RE: Proposed Winery Ordinance -- November 1, 2016 Agenda Item #2 -- AMENDED LETTER

Dear Chair Adam and Honorable Supervisors:

Brownstein Hyatt Farber Schreck submits this letter on behalf of Pence Winery, an existing Tier 1 winery for which a Tier 2 application was submitted on August 27, 2013 (and has been deemed complete), a testament to just how long it takes for a Tier 2 winery application to make it through the County process. The Pence winery is located just west of Buellton on Highway 246. The winery is supported by a 40-acre vineyard on a large property that includes modest olive and almond orchards, hay fields, a small truck garden, and the like. The operation uses organic farming methods. Because of the time, resources, and expense (approximately \$250,000) expended to date on this application, the applicant requests that the Winery Ordinance, if and when it is adopted, include a provision that **expressly allows for grandfathering** of pending winery applications that have been deemed complete on or prior to the date the ordinance is adopted. In short, we request that the ordinance provide that pending applications, deemed complete on the ordinance adoption date, will be considered and approved or denied under the provisions of the existing winery ordinance.

Suggested wording for addition to ordinance: Any winery project for which an application was deemed complete by the County prior to the effective date of this ordinance shall not be subject to the provisions of this ordinance and shall instead be considered for approval under the provisions of the Land Use and Development Code in effect on the date the application was deemed complete.

I cannot stay for this item tomorrow so Dylan Johnson will be appearing to present this request.

Sincerely,



Susan F. Petrovich

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