

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



*First District - Das Williams, Vice Chair*

*Second District - Janet Wolf*

*Third District - Joan Hartmann, Chair*

*Fourth District - Peter Adam*

*Fifth District - Steve Lavagnino*

*Mona Miyasato, County Executive Officer*

**Agenda**

**Tuesday, September 12, 2017**

**9:00 AM**

**COUNTY ADMINISTRATION BUILDING  
BOARD HEARING ROOM, FOURTH FLOOR  
105 EAST ANAPAMU STREET, SANTA BARBARA**

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

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](http://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 of Supervisors' Conference 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 09-368 (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](http://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.*

## **Late Distribution and Ex-Parte Communication**

*Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>. Any written ex-parte communication subject to disclosure by members of the Board of Supervisors may be published online as an attachment to the corresponding item.*

## **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 12:00 P.M. and 1:00 P.M. and at 7:50 A.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.*

**9:00 A.M. .... Convene to Regular Session****Roll Call****Pledge of Allegiance****Approval of Minutes of the August 29, 2017 Meeting****County Executive Officer's Report****12:00 P.M. .... Recess to Closed Session****Closed Session**[17-00007](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Government Code section 54956.9)

County of Santa Barbara v. Zinke, etc., et al., United States District Court for the Central District of California, case number 2:17-cv-703-SVW-AFM.

County of Santa Barbara, California, et al. v. Pacific Regional Director, Bureau of Indian Affairs, United States Department of the Interior Office of Hearings and Appeals, Interior Board of Indian Appeals, docket numbers 16-051, 16-053, and 16-054.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION  
(Paragraph (4) of subdivision (d) of Government Code section 54956.9)

Deciding whether to initiate civil litigation: one case.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION  
(Paragraph (2) of subdivision (d) of Government Code section 54956.9)

Significant exposure to civil litigation: one case.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Government Code section 54956.8)

Property: Assessor's Parcel Numbers 113-020-011, 113-020-012, 113-020-013, 113-020-020 and 113-020-021, Guadalupe Dunes County Park, 6350 West Main Street, Guadalupe, California (Third Supervisorial District) [proposed termination of lease obligations]. Agency negotiator: General Services Director Janette D. Pell. Negotiating party: SWEPI LP (as lessee). Under negotiation: price and terms of payment.

**Report from Closed Session**

**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.*

**Administrative Items****A-1) AUDITOR-CONTROLLER****17-00694**

Consider recommendations regarding establishing Property Tax Rates and Levying Taxes for Fiscal Year 2017-2018, as follows:

- a) Adopt a Resolution establishing the property tax rates and levying taxes for the taxing agencies in the County of Santa Barbara for the Fiscal Year 2017-2018; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(5), because they are government fiscal activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

**A-2) BEHAVIORAL WELLNESS****17-00672**

Consider recommendations regarding First Amendments with Transitions Mental Health Association and Mental Health Association for Fiscal Year (FY) 2017-2018, as follows:

- a) Approve, ratify and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with Transitions Mental Health Association (a local vendor), revising contract language for the Client-Led Recovery Learning Center program but with no change to the total maximum amount of \$2,527,797.00 for the period July 1, 2017 through June 30, 2018;
- b) Approve, ratify and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with Mental Health Association in Santa Barbara County (dba Mental Wellness Center) (a local vendor), revising contract language for the Client-Led Recovery Learning Center program but with no change to the total maximum amount of \$1,521,105.00 for the period July 1, 2017 through June 30, 2018; and
- c) Determine that the above actions are organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment, pursuant to section 15378(b)(5) of the California Environmental Quality Act (CEQA) guidelines.

A-3) BEHAVIORAL WELLNESS[17-00673](#)

Consider recommendations regarding a Contract Renewal with Krassons for Fiscal Year (FY) 2017-2018, as follows:

- a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with Krassons, Inc. (not a local vendor), for the provision of Electronic Health Record software support, maintenance and programming services, for a total contract amount not to exceed \$232,492.00 for the period July 1, 2017 through June 30, 2018; and
- b) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA guidelines.

A-4) COMMUNITY SERVICES[17-00697](#)

Consider recommendations regarding the County Inclusionary Housing Ordinance - Annual Updates to Affordable Housing Inclusionary Housing Requirements and In-Lieu Inclusionary Housing Fees, as follows:

- a) Receive and file a 2017 Update and Annual Adjustment of Affordable Housing In-Lieu Fees and Inclusionary Housing Requirements, which provides the Board with (1) an annual update and adjustments to the County's in-lieu inclusionary housing fees, and (2) an update and adjustments of the County's inclusionary housing requirements; and
- b) Determine that the receipt and filing of annual updates and adjustments to Inclusionary Housing Requirements and In-Lieu Inclusionary Housing Fees are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15061(b)(3), finding that the activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities in question may have a significant effect on the environment, the activities are not subject to CEQA, and direct staff to file a Notice of Exemption.

A-5) COMMUNITY SERVICES[17-00696](#)

Consider recommendations regarding the Continuum of Care (CoC) Program for Fiscal Year (FY) 2016 Grant Agreements and Applications for the FY 2017 CoC Program Competition, as follows:

- a) Approve and authorize the Community Services Director or designee to execute the 2016 Continuum of Care (CoC) Program Grant Agreements with the U.S. Department of Housing and Urban Development (HUD) that provide funds for the following projects:
  - i) \$21,913.00 for Good Samaritan Shelter's Clean and Sober Living project;
  - ii) \$104,767.00 for the County's operation of the Homeless Management Information System (HMIS);
  - iii) \$64,283.00 for the County's HMIS Expansion I;
  - iv) \$63,786.00 for Good Samaritan Shelter's Lompoc Transformative Housing project; and
  - v) \$52,823.00 for the County's Santa Barbara County CoC Planning project;
- b) Approve and authorize the Chair to execute a CoC Program Subrecipient Agreement with Good Samaritan Shelter for Clean and Sober Living in the amount of \$21,318.00 for the period beginning February 1, 2017 and ending January 31, 2018 and a CoC Program Subrecipient Agreement with Good Samaritan Shelter for the Lompoc Transformative Housing Program (LTHP) in the amount of \$61,700.00 for the period beginning October 1, 2017 and ending September 30, 2018;
- c) Approve and authorize the Community Services Director or designee to submit project applications, written commitment of General Fund match in the amount of \$87,044.00, and all certifications, standard forms, and other related documents to the Santa Maria/Santa Barbara County CoC and HUD for Clean and Sober Living, HMIS, HMIS Expansion I, Lompoc Transformative Housing, Santa Barbara County CoC Planning, and Coordinated Entry, for the FY 2017 CoC Program Competition; and
- d) Determine that the recommended actions do not constitute projects subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the projects are a creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file a Notice of Exemption.

**A-6) COMMUNITY SERVICES**[17-00695](#)

Consider recommendations regarding a \$110,000.00 Addition to the Tenant-Based Rental Assistance Subrecipient Agreement with the Housing Authority of the County of Santa Barbara, as follows:

- a) Approve and Authorize the Chair to execute the Second Amendment to the Tenant-Based Rental Assistance Sub-recipient Agreement with the Housing Authority of the County of Santa Barbara, increasing the grant amount by \$110,000.00; and
- b) Determine that the approval of the funding increase in the Second Amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the action is a creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment, and direct staff to file a Notice of Exemption.

**A-7) DISTRICT ATTORNEY**[17-00678](#)

Receive and file the Real Estate Fraud Prosecution Program Fiscal Year 2016-2017 Annual Report.

**A-8) FIRE**[17-00681](#)

Consider recommendations regarding a donation of surplus County vehicles and approval of a Joint Use Agreement between Allan Hancock Joint Community College District and the Santa Barbara County Fire Department, as follows: (4/5 Vote Required)

- a) Approve the donation of surplus County vehicle No. 3804 and vehicle No. 3805 to Allan Hancock Joint Community College District (District);
- b) Approve and authorize the Chair to execute the Joint Use Agreement between the District and Santa Barbara County Fire Department (Department); and
- c) Find that the proposed action and the Joint Use Agreement is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15378(b) (2) in that the action and the Agreement involves a continuing administrative or maintenance activity, and CEQA Guidelines section 15378(b)(5), in that the Agreement involves an organizational or administrative activity of government that will not result in the direct or indirect physical change in the environment.



**A-9) FIRE**[17-00680](#)

Consider recommendations regarding an agreement with the State of California for fire protection to State Responsibility Area (SRA) Lands, as follows:

- a) Approve and authorize the Chair to execute the State of California Standard Agreement (STD 213) with the State of California Department of Forestry and Fire Protection (CAL FIRE) for fire protection services to SRAs for the period July 1, 2017 through June 30, 2020 in the amount not to exceed \$37,177,304; and
- b) Determine that the above action is categorically exempt from the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15301(h) - maintenance of native growth and Section 15304(i) - fuel management activities.

**A-10) FIRST 5, CHILDREN AND FAMILIES COMMISSION**[17-00693](#)

Consider recommendations regarding the appointments of Carola Oliva-Olson and Steve Ortiz to the First 5 Children and Families Commission, as follows:

- a) Approve the appointment of Carola Oliva Olson as a “Regular Community Member” of the First 5 Children and Families Commission of Santa Barbara County beginning September 12, 2017, for a period of three years; and
- b) Approve the appointment of Steve Ortiz as an “Alternate Community Member” of the First 5 Children and Families Commission of Santa Barbara County beginning September 12, 2017, for a period of three years.

**A-11) PLANNING AND DEVELOPMENT**[17-00674](#)

Consider recommendations regarding Salentine Emergency Slide/Slope Repair at 1225 Franklin Ranch Road, Goleta, Case No. 17EMP-00000-00010, Second District, as follows:

- a) Receive and file a report on Emergency Permit 17EMP-00000-00010, which authorized the emergency slide/slope repair at 1225 Franklin Ranch Road, Goleta;
- b) Determine that issuance of the Emergency Permit is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15269(c), as this action was necessary to prevent or mitigate an emergency; and
- c) Determine that receiving and filing the 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-12) PLANNING AND DEVELOPMENT[17-00691](#)

Consider recommendations regarding submittal of a minor local coastal program amendment to the California Coastal Commission, as follows:

a) Adopt a Resolution and direct staff to submit the following amendment to the Santa Barbara County Local Coastal Program to the California Coastal Commission (CCC) for review and certification:

i) Ordinance No. 5004 (Case No. 17ORD-00000-00003) that amends Article II, the Coastal Zoning Ordinance (CZO), to implement Program 2.8, Transitional and Supportive Housing, of the Santa Barbara County 2015-2023 Housing Element Update.

A-13) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[17-00679](#)

Consider recommendations regarding the Faraday Storm Drain Improvements Project, Third District, as follows:

Acting as the Board of Directors, Flood Control and Water Conservation District:

a) Find that the bid received for the Faraday Storm Drain Improvements Project from Cedro Construction, Inc. was non-responsive and reject this bid from the bid opening on August 10, 2017;

b) Approve plans and specifications for the Faraday Storm Drain Improvements Project;

c) Award the construction contract for the Faraday Storm Drain Improvements Project, in the amount of \$1,542,061.00 to the lowest responsive, responsible bidder JJ Fisher Construction, Inc. (a tri-county vendor), subject to the provisions of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by law;

d) 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;

e) Approve and authorize the Public Works Director or designee to order the performance of itemized supplemental work, as provided in the construction contract, in the amount not to exceed \$25,000.00 for the Faraday Storm Drain Improvements Project;

f) Approve and authorize the Public Works Director or designee to approve changes or additions to the work being performed under the Construction Contract, in an amount not to exceed \$90,853.05 for the Faraday Storm Drain Improvements Project;

- g) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with MNS Engineers, Inc. (a local vendor), to provide construction management and inspection services for the Faraday Storm Drain Improvements Project for the period of September 12, 2017 through December 30, 2018 in an amount not to exceed \$154,649.00;
- h) Approve and authorize the Director of Public Works or designee to approve amendments to the professional services contract with MNS Engineers, Inc. in an amount not to exceed \$15,464.90;
- i) Determine that the Faraday Storm Drain Improvements Project shall be carried out and determine that it is for the benefit of one zone hereinafter referred to as a participating zone; and
- j) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines Article 19, Section 15304(f), a CEQA Notice of Exemption was filed with the Santa Barbara County Clerk of the Board on February 14, 2017 for construction of the Faraday Storm Drain Improvements Project. No substantial changes are proposed, no substantial changes in circumstances, and no new information of substantial importance has come to light regarding environmental effects of the project and, therefore this action is within the scope of the project covered by the Notice of Exemption and no subsequent environmental document is required.

### **Board of Supervisors**

A-14) SUPERVISOR HARTMANN [17-00676](#)

Approve the reappointment of Douglas Keep to the South County Board of Architectural Review, term ending January 1, 2021, Third District.

A-15) SUPERVISOR HARTMANN [17-00677](#)

Approve the reappointment of John Vrtiak to the South County Board of Architectural Review, term ending January 1, 2021, Third District.

A-16) SUPERVISOR LAVAGNINO [17-00675](#)

Approve the reappointment of Linda Lindner to the Human Services Commission, term ending September 15, 2020, Fifth District.

### **Honorary Resolutions**

A-17) SUPERVISOR WILLIAMS [17-00682](#)

Adopt a Resolution of Commendation honoring Ron Fox as the recipient of the Jewish Federation of Greater Santa Barbara 2017 Anne and Michael Towbes Community Leadership Award.

**A-18) SUPERVISOR WOLF [17-00684](#)**

Adopt a Resolution of Commendation honoring Jennifer Slayman upon her retirement from the General Services Department after over thirty years of loyal and distinguished service to the County of Santa Barbara.

**A-19) SUPERVISOR WOLF, SUPERVISOR HARTMANN [17-00683](#)**

Adopt a Resolution proclaiming the month of September 2017 as Childhood Cancer Awareness Month in Santa Barbara County.

**A-20) SUPERVISOR ADAM [17-00685](#)**

Adopt a Resolution of Commendation honoring Lisa Dickey upon her retirement from the Probation Department after over 27 years of dedicated service to the citizens of Santa Barbara County.

**A-21) SUPERVISOR ADAM [17-00700](#)**

Adopt a Resolution of Commendation honoring Sheriff's Deputy William Joseph Borneman Jr. upon his retirement from the Sheriff's Office after nearly 25 years of faithful and distinguished service to the citizens of Santa Barbara County.

**Resolutions to be Presented****A-22) SUPERVISOR WILLIAMS [17-00690](#)**

Adopt a Resolution proclaiming September 2017 as National Recovery Month in Santa Barbara County.

**A-23) SUPERVISOR WOLF [17-00687](#)**

Adopt a Resolution of Commendation honoring Custody Deputy John Furster upon his retirement from the Sheriff's Office after over 21 years of faithful and distinguished service to the citizens of Santa Barbara County.

**A-24) SUPERVISOR WILLIAMS, SUPERVISOR WOLF [17-00689](#)**

Adopt a Resolution proclaiming the week of September 17, 2017 through September 23, 2017 as Constitution Week in Santa Barbara County.

**A-25) SUPERVISOR WOLF, SUPERVISOR HARTMANN [17-00688](#)**

Adopt a Resolution proclaiming the week of September 10, 2017 through September 16, 2017 as National Suicide Prevention Week in Santa Barbara County.

A-26) SUPERVISOR HARTMANN[17-00686](#)

Adopt a Resolution of Commendation honoring Jamie Bojorquez of Child Support Services as the September 2017 Employee of the Month in Santa Barbara County.

**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. 09-368) (17-00001)*

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

**Departmental Agenda**  
**Planning Items and Public Hearings**

1) FIRST 5, CHILDREN AND FAMILIES COMMISSION 17-00692

HEARING - Consider recommendations regarding services for Independent Contractor and Retirement Waiver request for First 5, as follows: (EST. TIME: 5 MIN.)

- a) In accordance with California Government Code Section 7522.56(f)(1), certify that the appointment of retired County employee Eileen Monahan is necessary to fill a critical need at First 5 Santa Barbara County (First 5) before 180 days have passed from her date of retirement;
- b) Approve and authorize First 5 to engage a retired employee, Eileen Monahan, as an Independent Contractor to provide assistance with the development and implementation of the Quality Rating and Improvement System transition to Santa Barbara County Education Office and Children's Resource and Referral of Santa Barbara County, work related to child care start-up, and other projects deemed necessary by First 5 on an hourly basis not to exceed 960 hours of annual service; and
- c) Determine that the above actions are organizational and administrative activities of government that are not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

2) PLANNING AND DEVELOPMENT 17-00667

HEARING - Consider recommendations regarding amendments to Chapter 14, Grading Code, as follows: (EST. TIME: 10 MIN.)

- a) Approve the introduction (first reading) of an Ordinance, amending Chapter 14 of the Santa Barbara County Code, Grading Code, to clarify the 50 cubic yard exemption and add language to the definition of compaction to exclude compaction as a factor in the calculation of grading;
- b) Read the title of the Ordinance and waive full reading of the Ordinance; and
- c) Set a hearing on the Administrative Agenda of September 19, 2017 to consider recommendations, as follows:
  - i) Consider and approve the adoption (second reading) of an Ordinance amending Chapter 14 of the Santa Barbara County Code, Grading Code, to clarify the 50 cubic yard exemption and add language to the definition of compaction to exclude compaction as a factor in the calculation of grading; and
  - ii) Determine that this Ordinance amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Section 15061(b)(3), because there is no possibility that the action in question may have a significant effect on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) COMMUNITY SERVICES[17-00698](#)

HEARING - Consider public comments and staff recommendations regarding (1) HOME Loan for Property Acquisition and Rehabilitation in the amount of \$550,000.00, and (2) draft Fiscal Year (FY) 2017-2018 Action Plan Substantial Amendment, as follows: (EST. TIME: 15 MIN.)

a) Receive and consider public comments on the draft FY 2017-2018 Action Plan Substantial Amendment received during a 30-day public comment period, which commenced on August 13, 2017 and concludes at the end of the September 12, 2017 public hearing on this item;

b) Approve the FY 2017-2018 Action Plan Substantial Amendment to be submitted to HUD that includes the provision of HOME funds to Good Sam to acquire and rehabilitate the Property;

c) Approve and authorize the Chair to execute a County HOME Loan Agreement, HOME Promissory Note and HOME Deed of Trust with Good Sam that provides \$550,000.00 in HOME funds, of which \$520,000.00 will be used to acquire the Property and \$30,000.00 will be used toward the costs to rehabilitate the Property;

d) Approve and authorize the Chair to execute a County Regulatory Agreement that will restrict three (3) of the seven (7) bedrooms at the Property for low-income persons with annual incomes not to exceed 60% of area median income (AMI) and restrict three (3) bedrooms for persons with annual incomes not to exceed 50% AMI for a period of fifteen and one-half (15.5) years;

e) Approve and authorize the Chair to execute a Subordination Agreement which Subordinates a City of Santa Maria loan to the County Loan Documents; and

f) Determine that the recommended actions are not the acceptance and approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the project is a creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file a Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) COMMUNITY SERVICES[17-00699](#)

HEARING - Consider recommendations regarding an Energy and Climate Action Plan Progress Report, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file an Energy and Climate Action Plan 2016 Progress Report; and
- b) Determine that, pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the recommended action because there are no substantial changes proposed to the Energy and Climate Action Plan (project), no substantial change in circumstances, and no new information of substantial importance regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the recommended actions are within the scope of the environmental review documents for this project (Case No. 14EIR-00000-00003) certified by the Board on May 19, 2015, and that therefore no new environmental document is required.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

5) PLANNING AND DEVELOPMENT[17-00669](#)

HEARING - Consider the recommendations of the County and Montecito Planning Commissions to approve Case Nos. 16ORD-00000-00014, 16ORD-00000-00015 and 16ORD-00000-00016 which would amend, respectively, the County Land Use and Development Code, the Montecito Land Use and Development Code, and the Article II Coastal Zoning Ordinance, to revise existing development standards and permit procedures in order to implement recent State legislation regarding accessory dwelling units, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Consider recommendations regarding Case No. 16ORD-00000-00014 (County LUDC Amendment), as follows:
  - i) Make the findings for approval, including the California Environmental Quality Act (CEQA) findings, of the proposed Ordinance;
  - ii) Determine that the adoption of this Ordinance is statutorily exempt from CEQA pursuant to Section 15282(h) of the Guidelines for Implementation of CEQA; and
  - iii) Adopt an Ordinance (Case No. 16ORD-00000-00014) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code;
- b) Consider recommendations regarding Case No. 16ORD-00000-00015 (Montecito LUDC Amendment), as follows:
  - i) Make the findings for approval, including CEQA findings, of the proposed Ordinance;
  - ii) Determine that the adoption of this Ordinance is statutorily exempt from CEQA pursuant to Section 15282(h) of the Guidelines for Implementation of CEQA; and



iii) Adopt an Ordinance (Case No. 16ORD-00000-00015) amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code; and

c) Consider recommendations regarding Case No. 16ORD-00000-00016 (Article II Coastal Zoning Ordinance Amendment), as follows:

i) Make the findings for approval, including CEQA findings, of the proposed Ordinance;

ii) Determine that the adoption of this Ordinance is statutorily exempt from CEQA pursuant to Sections 15282(h) and 15265 of the Guidelines for Implementation of CEQA; and

iii) Adopt an Ordinance (Case No. 16ORD-00000-00016) amending Article II, the Santa Barbara County Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

**Adjourn to**

**Tuesday, September 19, 2017**

**Joseph Centeno Betteravia Government Administration Building**

**Board Hearing Room**

**511 East Lakeside Parkway**

**Santa Maria**

**Challenges**

*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, September 12, 2017 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 14, 2017, at 5:00 PM and on Saturday, September 16, 2017, at 10:00 AM on CSBTV Channel 20.*

**<http://www.countyofsb.org>**