



County of Santa Barbara BOARD OF SUPERVISORS

Minute Order

November 19, 2019

Present: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

PLANNING AND DEVELOPMENT

File Reference No. 19-00932

- RE:** HEARING - Consider recommendations regarding the Residents for Orcutt Sensible Growth appeal of the Planning Commission's August 14, 2019 approval of the Orcutt Gateway Retail Commercial Center (Key Site 2) project, Case Nos. 16TPM-00000-00001, 16DVP-00000-00009, 16CUP-00000-00007, 16CUP-00000-00018, and 16OSP-00000-00002, identified as Assessor Parcel Number 129-280-001, located on a 5.95 gross acre portion of Key Site 2 at the southwest corner of the Highway 101 and Clark Avenue intersection in the Orcutt Community Plan area, Fourth District, as follows: (EST. TIME: 1 HR.)
- a) Deny the appeal, Case No. 19APL-00000-00027;
 - b) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;
 - c) After considering the environmental review documents [Addendum dated July 15, 2019] together with the previously certified Final Environmental Impact Report (EIR), determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report shall be prepared for this project;
 - d) Grant de novo approval of Case No. 16TPM-00000-00001 subject to the conditions;
 - e) Grant de novo approval of Case No. 16DVP-00000-00009, including a modification to the setback requirements, to develop a new retail commercial center subject to the conditions;
 - f) Grant de novo approval of Case No. 16CUP-00000-00017 allowing for a drive-through fast food restaurant on proposed Parcel 2 subject to the conditions;
 - g) Grant de novo approval of Case No. 16CUP-00000-00018 allowing for a mechanical carwash on proposed Parcel 4 subject to the conditions; and
 - h) Grant de novo approval of Case No. 16OSP-00000-00002 for an Overall Sign Plan, including a modification to the number and size of wall signs and to the design of the freestanding sign, subject to the conditions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:43 AM - 11:40 AM (1 HR. 19 MIN.)



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Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be acted on as follows:

Accepted Finney Arnold LLP comment letter dated November 18, 2019, and applicant PowerPoint presentation dated November 19, 2019, into the record.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino



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- RE:** HEARING - Consider recommendations regarding the Residents for Orcutt Sensible Growth appeal of the Planning Commission's August 14, 2019 approval of the Orcutt Gateway Retail Commercial Center (Key Site 2) project, Case Nos. 16TPM-00000-00001, 16DVP-00000-00009, 16CUP-00000-00007, 16CUP-00000-00018, and 16OSP-00000-00002, identified as Assessor Parcel Number 129-280-001, located on a 5.95 gross acre portion of Key Site 2 at the southwest corner of the Highway 101 and Clark Avenue intersection in the Orcutt Community Plan area, Fourth District, as follows: (EST. TIME: 1 HR.)
- a) Deny the appeal, Case No. 19APL-00000-00027;
 - b) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;
 - c) After considering the environmental review documents [Addendum dated July 15, 2019] together with the previously certified Final Environmental Impact Report (EIR), determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report shall be prepared for this project;
 - d) Grant de novo approval of Case No. 16TPM-00000-00001 subject to the conditions;
 - e) Grant de novo approval of Case No. 16DVP-00000-00009, including a modification to the setback requirements, to develop a new retail commercial center subject to the conditions;
 - f) Grant de novo approval of Case No. 16CUP-00000-00017 allowing for a drive-through fast food restaurant on proposed Parcel 2 subject to the conditions;
 - g) Grant de novo approval of Case No. 16CUP-00000-00018 allowing for a mechanical carwash on proposed Parcel 4 subject to the conditions; and
 - h) Grant de novo approval of Case No. 16OSP-00000-00002 for an Overall Sign Plan, including a modification to the number and size of wall signs and to the design of the freestanding sign, subject to the conditions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY



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A motion was made by Supervisor Adam, seconded by Supervisor Lavagnino, that this matter be acted on as follows:

- a) Denied the appeal, Case No. 19APL -00000-00027, per staff recommendations as reflected on pages 23 and 24 of Planning and Development Presentation dated November 19, 2019;
- b) Adopted required findings including CEQA findings;
- c) Considered and approved;
- d) Granted de novo approval of Case No. 16TPM-00000-00001, subject to the conditions;
- e) Granted de novo approval of Case No. 16DVP-00000-00009, including a modification to the setback requirements, to develop a new retail commercial center subject to the conditions;
- f) Granted de novo approval of Case No. 16CUP-00000-00017, allowing for a drive through fast food restaurant on proposed Parcel 2 subject to the conditions;
- g) Granted de novo approval of Case No. 16CUP-00000-00018, allowing for a mechanical carwash on proposed Parcel 4 subject to the conditions; and
- h) Granted de novo approval of Case No. 16OSP-00000-00002, for an overall sign plan, including a modification to the number and size of wall signs and to the design of the freestanding sign, subject to the conditions.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino