BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name:	Planning & Development
Department No.:	053
For Agenda Of:	7/13/10
Placement:	Set Hearing
Estimated Tme:	0.4 hours on 8/3/10
Continued Item:	No
If Yes, date from:	
Vote Required:	Majority

TO: Board of Supervisors

FROM: Department Director   Glenn Russell Ph.D., Director, 568-2085
Planning and Development
Contact Info: Dave Ward, Deputy Director, 568-2520
Development Review Division-South County

SUBJECT: **Set Hearing for the NextG Cellular Antenna ESB18 Appeal**

County Counsel Concurrence	**Auditor-Controller Concurrence**
As to form: N/A	As to form: N/A

Other Concurrence: N/A
As to form: N/A

Recommended Actions:

That the Board of Supervisors set a hearing for August 3, 2010 to consider the appeal (Case No. 10APL-00000-00009) of the Montecito Planning Commission's February 24, 2010 approval of the NextG Cellular Antenna ESB18 permit, Case No. 09CDH-00000-00030 located in the public right of way of San Leandro Lane (adjacent to APN 007-300-006) in Montecito, First Supervisorial District.

Summary Text:

NextG's application for 09CDH-00000-00030 was submitted on August 5, 2009. The project is a request by the agent, Sharon James, for the applicant, NextG Networks of California, Inc., for a Coastal Development Permit to allow construction and use of an unmanned, telecommunications facility under provisions of County Code zoning requirements for property zoned 2-E-1. The unmanned wireless facility would include one 26-inch whip omni antenna and an equipment box measuring 32"x6"x6". The antenna is omnidirectional, mounted along with the equipment box on an existing metal pole in the public right of way.

The proposed project is located in the Coastal Commission Appeals Jurisdiction, and therefore required a public hearing under the jurisdiction of the Zoning Administrator. In the Montecito area, the Montecito Planning Commission acts as the Zoning Administrator. The Montecito Planning Commission approved the permit application on February 24, 2010. An appeal of this decision was timely filed by Joanne Shefflin, on March 4, 2010.

Ms. Shefflin's appeal has not yet been heard by your Board. Staff will provide the project analysis and action findings for this project in a separate Departmental Board Agenda Letter for the August 3, 2010 hearing.

Background:

NextG Networks has submitted 47 Tier 1 applications (LUP/CDP/CDH) to the County since August 5, 2009. The applications are for the installation of 47 different "node" or antenna sites throughout the south coast, including areas in Goleta, Santa Barbara, Hope Ranch, Montecito and Summerland. NextG has also applied for, and obtained in some cases, similar permits from other local municipalities such as City of Goleta, City of Santa Barbara, and the City of Carpinteria.

Fiscal Analysis:

The final action by the County on this Coastal Development Permit may be appealed to the California Coastal Commission. Therefore a fee is not required to file an appeal of this Coastal Development Permit. The total estimated cost to process this appeal is approximately $2,366.00 (13 staff hours). These funds are budgeted in the Permitting and Compliance Program of the Development Review South Division, as shown on page D-330 of the adopted 2010/2011 fiscal year budget.

Staffing Impacts:

None.

Special Instructions:

The Clerk of the Board shall publish a legal notice at least 10 days prior to the hearing on August 3, 2010. The notice shall appear in the Santa Barbara Daily Sound. The Clerk of the Board shall fulfill the noticing requirements. Mailing labels for the mailed notice are attached. A minute order and a copy of the notice and proof of publication shall be returned to Planning and Development, attention David Villalobos.

Attachments:

None.

Authored by:

Megan Lowery, Planner II

cc:

Anne Almy, Planning Supervisor

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