

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

**ACTION SUMMARY**

**February 24, 2004**

**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, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at:  
[www.countyofsb.org](http://www.countyofsb.org)

**7:50 A.M. .... Convened and Recessed to Closed Session**

**9:00 A.M. .... Reconvened to Regular Session**

**Roll Call**

Present: Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Centeno  
Absent: Supervisor Gray

**Invocation: Noah Greer, Planning and Development**

**Report from Closed Session**

County Counsel made the following announcement:

By a vote of 5-0, The Board of Supervisors approved an agreement for charges regarding 2002-2003 Court Security Services to the Superior Court.

Details of this announcement may be obtained at the Office of County Counsel.

**Approval of Minutes of the February 17, 2004 meeting**

A motion was made by Supervisor Marshall, seconded by Supervisor Gray, to Approve the Minutes. The motion carried by the following vote:

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Abstentions: 1 - Supervisor Schwartz

**Administrative Agenda**

**Resolutions to be Presented at 2:00 PM**A-1) SUPERVISOR GRAY[File Reference No. 04-00182](#)

Adopt a Resolution celebrating the 40th Anniversary of the Community Action Commission.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted**

**RESOLUTION NO. 04-037**

**The motion carried unanimously.**

A-2) SUPERVISOR SCHWARTZ, SUPERVISOR MARSHALL and  
SUPERVISOR ROSE[File Reference No. 04-00195](#)

Adopt a Resolution honoring Wayne Ferren for his contribution to our community and to the ecological sciences.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted**

**RESOLUTION NO. 04-038**

**The motion carried unanimously.**

**Administrative Items**

- A-3) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 04-00191](#)
- Receive and file "Program Rational - XL", a computer hydrology program and documentation and authorize distribution of the program for County and public use.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Received and filed. The motion carried unanimously.**
- A-4) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 04-00192](#)
- Consider recommendations regarding the Walnut-College Storm Drain Laterals Project (LC8305), Fourth District, as follows:
- a) Accept the Notice of Completion for the College-Walnut Storm Drain Laterals Project and authorize the Clerk to record;
- b) Adopt a Resolution establishing the final quantities for work performed and materials supplied for the College-Walnut Storm Drain Laterals Project by the contractor R. Baker Inc. (not a local vendor) in the amount of \$498,506.68.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Acted on as follows:**
- a) **Accepted.**
- b) **Adopted.**
- RESOLUTION NO. 04-039**
- The motion carried unanimously.**
- A-5) BOARD OF DIRECTORS, WATER AGENCY [File Reference No. 04-00190](#)
- Concur with a proposed application for participation in the Rinse and Save Pre-Rinse Spray Nozzle Retrofit Program to replace high water use pre-rinse spray valves with more efficient models at food service facilities including restaurants, cafeterias, institutional kitchens and food preparation companies.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.**
- A-6) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00189](#)
- Approve Budget Revision requests. (SEE EXHIBIT A WITH POSTED AGENDA)
- A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.**
- A-7) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00199](#)
- Approve the continued Local Emergency, Resolution Number 03-384, due to the ongoing earthquake emergency resulting from the December 22, 2003 San Simeon Earthquake.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.**

A-8) GENERAL SERVICES [File Reference No. 04-00187](#)

Consider recommendations regarding the Emergency Shelter Refurbishing Project, Third District, as follows:

- a) Approve the plans and specifications for the Emergency Shelter Refurbishing Project;
- b) Authorize the General Services Department to advertise the project for public bidding.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Acted on as follows:**

- a) **Approved.**
- b) **Authorized.**

**The motion carried unanimously.**

A-9) PROBATION [File Reference No. 04-00194](#)

Authorize the Chief Probation Officer to apply for, and if awarded, receive up to \$250,000 in Sex Offender Management Discretionary Grant funds through the U. S. Department of Justice, Office of Justice Program's Bureau of Justice Assistance, as well as all related contracts or extensions with the U.S. Department of Justice.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Authorized. The motion carried unanimously.**

A-10) PUBLIC WORKS [File Reference No. 04-00185](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied by Granite Construction Company, Inc. (a local vendor) for the Construction of County Wide 2002-03 Measure "D" Misc. Concrete Repair, Tree Root Pruning & Shielding (Project Number 820491), in the amount of \$1,015,333.08, First, Second, Third and Fourth Districts.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.**

A-11) PUBLIC WORKS [File Reference No. 04-00186](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied by Granite Construction Company, Inc. (a local vendor) for the Construction of County Wide 2002-03 TEA-21 Lois Capps Demonstration Project Surface Treatment (Federal Project Number HP21L5951; County Project Number 863030) in the amount of \$842,387.95, Second, Third and Fourth Districts.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.**

A-12) PUBLIC WORKS [File Reference No. 04-00188](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied by Windsor Fuel Company (not a local vendor) Construction of 2002-03 County Wide Measure 'D' Preventive Maintenance Application of Fog Seal Coat (Project No. 820494) All Districts.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

## Hearing Requests

A-13) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 04-00196](#)

Receive report from Vandenberg Air Force Base executive staff regarding an update of activities at the base.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: March 9, 2004. The motion carried unanimously.

A-14) PLANNING AND DEVELOPMENT [File Reference No. 04-00143](#)

Set a hearing to consider the Kirsch appeal of the Montecito Planning Commission's approval of the Hill new single family dwelling located at 640 Cowles Road (APN 013-180-014), First District, as follows:

- a) Adopt the required findings for 02LUP-00000-01133 specified in the Montecito Planning Commission Action Letter dated November 25, 2003;
- b) Deny the appeal, upholding the Montecito Planning Commission's approval of Land Use Permit application 02LUP-00000-01133.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: March 16, 2004. (EST. TIME: 60 MIN.) Directed that this item be scheduled as the first public hearing in the afternoon subsequent to the county employee service awards. The motion carried unanimously.

A-15) PLANNING AND DEVELOPMENT [File Reference No. 04-00184](#)

Consider recommendations regarding the 2003-08 Santa Barbara County Housing Element, as follows:

- a) Set a hearing for March 23, 2004 to receive a presentation, including recommendations from the Planning Commission, and public comment on the draft 2003-08 Housing Element (Time Estimate: 2 hours);
- b) Set a special meeting for Thursday, March 25, 2004 to consider the following: (Time Estimate: 4 hours)
  - i. Adopt the Negative Declaration dated February 2004 addressing the possible environmental effects of adoption of the draft 2003-08 Housing Element;
  - ii. Adopt the draft 2003-08 Housing Element with any additional changes that may be directed by the Board and adopt Findings supporting the Board's final action in adopting the draft 2003-08 Housing Element.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows:

- a) Set for March 23, 2004 (EST. TIME: 2 HOURS)
- b) Set Special hearing for Thursday, March 25 2004 (EST. TIME: 4 HOURS)

The motion carried unanimously.

A-16) SOCIAL SERVICES [File Reference No. 04-00193](#)

Set a hearing to present the Child Friendly Awards to selected individuals or groups from each supervisorial district who have made outstanding contributions to children in our county and approve the Resolutions for Month of the Young Child and Child Abuse Prevention Month.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: April 13, 2004 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.**

A-17) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00197](#)

Consider amending the Board of Supervisors meeting schedule to cancel the regular hearing of March 2, 2004.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.**

A-18) PUBLIC WORKS [File Reference No. 04-00201](#)

Consider recommendations regarding the California Used and Waste Tires Recycling Funds in the Santa Ynez Valley, Third District, as follows:

a) Adopt a Resolution authorizing the Public Works Department to request funds from the California Integrated Waste Management Board's Special Waste Division for the purpose of Recycling California Used and Waste Tires;

b) Authorize and direct the Director of Public Works to execute the grant agreement and other documents pertaining to the SB 1346 Rubberized Asphalt Concrete Grant Agreement on the County's behalf.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Acted on as follows:**

a) **Adopted.**

**RESOLUTION NO. 04-040**

b) **Authorized.**

**The motion carried unanimously.**

## Hearing Requests

A-19) GENERAL SERVICES [File Reference No. 04-00202](#)

Set a hearing consider adoption of a resolution establishing fees for use of parking spaces in certain designated areas of the parking lot located at the County Court Complex at 312 East Cook Street by the general public during the remainder of all proceedings having to do with proceedings in The People v. Michael Jackson.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Withdrawn from the agenda. The motion carried unanimously.**

A-20) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 04-00173](#)

Reschedule the item from March 2, 2004 to the administrative agenda of March 9, 2004 regarding

proposed procedures for Housing and Community Development Department's use to determine whether owners of affordable housing units are in compliance with the County's owner occupancy requirements and authorizing the Director of Housing and Community Development to amend the procedures.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Rescheduled, as follows: March 9, 2004 in Santa Maria. The motion carried unanimously.**

A-21) PLANNING AND DEVELOPMENT

[File Reference No. 04-00203](#)

Set a hearing to consider adoption of a resolution revising land use fees for Planning and Development.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: March 16, 2004 (EST. TIME: 10 MIN.) The motion carried unanimously.**

A-22) PLANNING AND DEVELOPMENT

[File Reference No. 04-00163](#)

Reschedule the hearing from March 2 to March 16, 2004 to consider authorizing the Chair to execute a letter to the California Coastal Commission commenting on a revised general NPDES permit submitted by the U.S. Environmental Protection Agency to the Commission for consideration pursuant to the consistency review provisions of the U.S. Coastal Zone Management Act.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Rescheduled, as follows: March 16, 2004 (EST. TIME: 30 MIN.) The motion carried unanimously.**

A-23) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 04-00054](#)

Reschedule the hearing from March 2 to March 16, 2004 to award County service pins to eligible employees in Santa Barbara.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Rescheduled, as follows: From March 2 to March 16, 2004 (EST. TIME: 90 MIN.) The motion carried unanimously.**

### **Resolution to be Presented at 9:00 AM**

A-24) SUPERVISOR MARSHALL

[File Reference No. 04-00204](#)

Adopt a resolution proclaiming the month of March 2004 as Toastmasters Month.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted**

**RESOLUTION NO. 04-041**

**The motion carried unanimously.**

A-25) SUPERVISOR MARSHALL

[File Reference No. 04-00208](#)

Adopt a resolution recognizing the UCSB Gaucho Women's Basketball Team for their successful 2003-04 season.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted**

**RESOLUTION NO. 04-042**

**The motion carried unanimously.**

### **Approval of Administrative Agenda**

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, to Approve the Administrative Agenda as Amended. The motion carried unanimously.

[File Reference No. 03-00094](#)

#### PUBLIC COMMENT

##### Accepted Public Comment

People 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. 92-398) (03-00,094)**

**RE: Introducing Andrew Crawford, a Student at Hancock College and Eagle Scout as Fourth District Supervisor of the Day / Presentation on Alleyway Improvement Project in Orcutt - Fourth District Supervisor Joni Gray addressed the Board.**

**RE: Donations for Food Bank Warehouse / Homeless in Santa Barbara County - Sister Janet Corcoran addressed the Board.**

**RE: Santa Ynez Airport Landfill Issues - Jan Crosby addressed the Board.**

**RE: War in Iraq - Richard Robinson addressed the Board.**

**RE: Derelict in the Arts / Homeless Issues - Ken Loch addressed the Board.**

**RE: Permit Issues for Offshore Oil - Frank Holmes addressed the Board.**

**RE: United Domestic Workers of America for Higher Wages - Christa Fndriolo, Steve Weiner, Pedro Nava, Evangelina Diaz addressed the Board.**

**RE: City of Guadalupe Issues - George Alvarez addressed the Board.**

**RE: Update on the County of Santa Barbara Health Epidemic - Santa Barbara County Public Health Director Roger Heroux addressed the Board.**

**RE: Various Issues - Floyd Meyer addressed the Board.**



**Departmental Agenda -- Public Hearings**

**Department requests continuance of the following item, Departmental No. 1), to March 23, 2004.**

1) PLANNING AND DEVELOPMENT[File Reference No. 03-01105](#)

HEARING - Consider the Rutledge appeal of the Lambert driveway improvements and 800 square foot pergola under case number 03LUP-00000-00130 (Appeal Case No. 03APL-00000-00014) located 200 feet east of the intersection of Hot Springs Road and Mountain Drive at 910 Hot Springs Road (APN 011-050-024), Montecito Area, First District.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Continued, as follows: March 23, 2004.**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Centeno  
Absent: 1 - Supervisor Gray

2) COUNTY EXECUTIVE OFFICE[File Reference No. 04-00183](#)

HEARING - Consider the appointment or reappointment of one public member to the Retirement Board of the Santa Barbara County Employees' Retirement System. (EST. TIME: 10 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Acted on as follows: Re-appointed Kate Silsbury to a three year term ending December 31, 2006.**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Centeno  
Absent: 1 - Supervisor Gray

3) COUNTY EXECUTIVE OFFICE[File Reference No. 04-00130](#)

HEARING - Consider nominating at least one member of a Board of Supervisors and/or at least one member of a City Council from San Luis Obispo, Santa Barbara and Ventura Counties for appointment as the South Central Coast Region representative on the California Coastal Commission and forward nominations to the Office of the Governor. (EST. TIME: 15 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

**Acted on as follows:**

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall as follows:

Forward the name of Second District Supervisor Susan Rose to the Office of Governor Schwarzenegger as a nominee to fill the vacancy on the California Coastal Commission representing the South Central Coast Region.

The motion carried unanimously.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno as follows:

Forward the name of Santa Maria City Council Member Alice Patino to the Office of Governor Schwarzenegger as a nominee to fill the vacancy on the California Coastal Commission representing the South Central Coast Region.

The motion failed 2:3 as follows:

Ayes: Supervisor Gray, Supervisor Centeno

Noes: Supervisor Schwartz, Supervisor Rose, Supervisor Marshall

4)

COUNTY EXECUTIVE OFFICE

[File Reference No. 04-00198](#)

HEARING - Consider recommendations from the Legislative Program Committee meeting of February 17, 2004, as follows: (EST. TIME: 30 MIN.)

a) Consider, without a recommendation from the Committee, taking a position on the following two propositions, which will appear on the March 2, 2004 ballot (Attachment 1):

- i. Proposition 57, the Economic Recovery Bond Act;
- ii. Proposition 58, the California Balanced Budget Act;

b) Consider, without a recommendation from the Committee (Attachment 2):

- i. Supporting a collation of 21 counties, of which Santa Barbara County is one, working to achieve greater mental health and health realignment funding equity among Counties;
- ii. Adopting a Resolution of the Board of Supervisors to support legislation designed to work towards greater mental health and health realignment funding equity;
- iii. Authorizing Governmental Advocates to work cooperatively with other Counties legislative advocates to pursue introduction and passage of legislation to achieve greater realignment funding equity;

c) Adopt the County's Federal Legislative Priorities for the 108th Congress, 2nd Session 2004 (Attachment 3):

Comprehensive Advocacy Issues

Community Development Block Grant Entitlement Status - Continue Advocacy  
 Lake Cachuma Surcharge Impacts - Continue Advocacy  
 TEA-21 Transportation Project Funding - Continue Advocacy  
 Conservation and Reinvestment Act (CARA) / Coastal Impact Assistance Program (CIAP) - Continue Advocacy

Monitor and Report Issues

Beach / Shore Erosion Projects - Continue Monitoring

Emerging Opportunities - Continue Monitoring  
Indian Lands (Fee-to-Trust) / Tribal Gaming / Status of Indian Tribes - Continue Monitoring  
Base Realignment and Closure - Reinstate Monitoring

d) Support SB 438 (Soto) Disaster Relief, as amended 02/04/04, which would allow the State to pay the local share of disaster costs resulting from the December 22, 2003 San Simeon Earthquake. (Attachment 4)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Acted on as follows: a) Declined to take a position on Propositions 57 and 58. b) and c) Deferred taking action at this time. Directed staff to return with additional information as a component of the budget update on March 16, 2004. d) Approved support of SB 438 (Soto). The motion carried unanimously.**

5) PLANNING AND DEVELOPMENT

[File Reference No. 04-00070](#)

HEARING - Consider recommendations regarding the Zoning Ordinance Reformatting Project, as follows:

- a) Receive a progress report regarding the Zoning Ordinance Reformatting Project;
- b) Affirm the Zoning Ordinance Reformatting Project team's direction on the Zoning Ordinance Reformatting Project, based on the recommended draft Development Code Outline prepared by Crawford, Multari & Clark; and;
- c) Direct staff to return on June 22, 2004, to present a second status report and recommendations.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Gray, that this matter be Acted on and continued, as follows: Received and filed staff report and conducted public hearing. Directed staff to return on April 6, 2004 for an update on the project. Further directed staff to include development of an alternative approach, as identified by the Montecito Planning Commission, with respect to zoning ordinance reformatting as it relates to the Montecito Community Plan area. The motion carried unanimously.**

### Planning Items and Public Hearings

6) HOUSING AND COMMUNITY DEVELOPMENT

[File Reference No. 03-01130](#)

HEARING - Consider recommendations regarding recapitalization of housing finance loan portfolio, as follows: (EST. TIME: 1 HR.)

- a) Approve Housing and Community Development Department's (HCD) request to solicit loan proposals of approximately \$1 million dollars from local and national lending institutions to re-capitalize \$3.2-3.4 million of its total loan portfolio, comprised of \$1.259-1.330 million Housing Rehabilitation (HR) and \$1.929- 2.091 million Down Payment Assistance (DPA) programs loans, to be used by HCD to "write-down" the cost of housing in the private market place to attainable levels for low-income and workforce families who live and work in the County of Santa Barbara;
- b) Authorize HCD to return on or before February 24, 2004 with recommendations for most favorable offer for BOS review and approval.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

**A motion was made by Supervisor Rose, seconded by Supervisor Gray, that this matter be Acted on as follows: Received and filed staff presentation and conducted public hearing. Directed staff to return with recommendations for the most favorable offer for Board of Supervisors review and approval.**

**The motion carried unanimously.**

7) PLANNING AND DEVELOPMENT

[File Reference No. 03-01001](#)

HEARING - Consider recommendations regarding the appeal of the Zoning Administrator's Approval of the Chase Single Family Dwellings and Variances (01CDH-00000-0000-00060; 01CDH-00000-00061; 02VAR-00000-00003; 02VAR-00000-00004) located in the 6800 block of Del Playa Drive, Isla Vista, Third District, as follows: (EST. TIME: 1 HR.)

- a) Option One:
  - i. Deny the appeals, upholding the Zoning Administrator's decision;
  - ii. Adopt the required findings for the project (attachment A to the staff report dated November 14, 2003);
  - iii. Certify the Environmental Impact Report (03-EIR-03) pursuant to Section 15120 of the Guidelines for the Implementation of the California Environmental Quality Act;
  - iv. Approve Case Nos. 01CDH-00000-00060, 01CDH-00000-00061, 02VAR-00000-00003 and VAR-00000-00004 subject to the conditions attached to each permit (Attachments B, C, D and E of the Staff Report dated November 14, 2003);

OR

b) Option Two

- i. Adopt the required findings for the project (Attachment A to the Board Letter dated February

17, 2004);

- ii. Deny the Chase appeal;
- iii. Deny the Maguire appeal;
- iv. Deny the Murdock appeal;
- v. Partially uphold the Stich, et al appeal, reducing the size of the development approved by the Zoning Administrator;
- vi. Certify the Environmental Impact Report (03-EIR-03) pursuant to Section 15120 of the Guidelines for Implementation of the California Environmental Quality Act;
- vii. Approve Case Nos. 01CDH-00000-00060, 01CDH-00000-00061, 02VAR-00000-00003 and 02VAR-00000-00004 subject to the conditions attached to each permit included as Attachments B, C, D and E of this staff report.

**COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY**

**A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Acted on as follows: Conducted public hearing and received staff report.**

**a) No action taken.**

**b) Approved Option Two.**

- i. Adopted the required findings for the project (Attachment A to the Board Letter dated February 24, 2004.**
- ii. Denied the Chase appeal.**
- iii. Denied the Maguire appeal.**
- iv. Denied the Murdock appeal.**
- v. Partially upheld the Stich, et al appeal, reducing the size of the development approved by the Zoning Administrator.**
- vi. Certified the Environmental Impact Report (03-EIR-03) pursuant to Section 15120 of the Guidelines for Implementation of the California Environmental Quality Act.**
- vii. Approved Case Nos. 01CDH-00000-00060, 01CDH-00000-00061, 02VAR-00000-00003 and 02-VAR-00000-00004 subject to the conditions attached to each permit and revised the first page of each permit to reflect approval date of February 24, 2004. The motion carried by the following vote:**

Ayes: 3 - Supervisor Schwartz, Supervisor Rose and Supervisor Marshall  
Noes: 2 - Supervisor Gray and Supervisor Centeno

**Adjourn to March 9, 2004**

**Betteravia Government Center**

**Board Hearing Room**

**511 East Lakeside Parkway**

**Santa Maria**

**Adjourn**

**Announcements**

The meeting of Tuesday, February 24, 2004, will be telecast live on Government Access TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 26, 2004, at 5:00 PM on GATV Channel 20.

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