

Ramirez, Angelica

Public Comment

From: Marc Chytilo <marc@lomcsb.com>  
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For the record

Marc

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# LAW OFFICE OF MARC CHYTILO, APC

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ENVIRONMENTAL LAW

July 10, 2020

Chairman Hart and Members  
Santa Barbara County Board of Supervisors  
105 E. Anapamu Street  
Santa Barbara, California 93101

*By email to sbcob@co.santa-barbara.ca.us*

**RE: Santa Rita Valley Ag., Inc.  
19APL-000000-00032  
Item # 4, July 14, 2020**

*Chair Hart and Honorable Supervisors,*

This office represents the Appellant in this matter.

We concur that the application must be denied. The absence of a lease to control the property and the landowner's lack of consent precludes project approval. LUDC § 35.80.030.

The Board may affirm, reverse, or modify the action of the Planning Commission. LUDC § 35.102.050. Its review is *de novo*.

In this case, the Planning Commission approved the project, and the Board will reverse its decision and deny the project. Appellant's appeal sought denial of the permit on various grounds, including the lack of substantial evidence to support the findings and inconsistency with the Land Use and Development Code. The Appellant was required to appeal the Director's approval to the Planning Commission, and the Planning Commission's action to the Board. But for these appeals, the denial would likely not have occurred. The Board's action reversing the Planning Commission awards the relief requested by Appellant.

Consequently, we request that the Board find that the appeal is granted, not denied, and the project disapproved.

Respectfully Submitted,

LAW OFFICE OF MARC CHYTILO, APC



Marc Chytilo