



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: November 4, 2008  
Placement: Set Hearing  
Estimated Tme: 2 hours on December  
16, 2008  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

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**TO:** Board of Supervisors  
**FROM:** Department John Baker, Director, Planning and Development Dept., 568-2085  
Director  
Contact Info: Doug Anthony, Deputy Director, P&D Energy Division, 568-2046  
**SUBJECT: Set Hearing for California Department of Fish & Game Appeal of Planning  
Commission Approval of Lompoc Wind Energy Project**

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**County Counsel Concurrence**

As to form: No

**Auditor-Controller Concurrence**

As to form: No

**Other Concurrence:** N/A

**Recommended Actions:**

Set a hearing to consider the California Department of Fish & Game Appeal (Case #08APL-00000-00035) of the County Planning Commission's approval of the Lompoc Wind Energy Project (Case # 06CUP-00000-00009) for December 16, 2008.

**Summary Text:**

The California Department of Fish & Game (CDF&G) has filed an appeal of the Lompoc Wind Energy Project, approved by the Planning Commission by a 5-0 vote on September 30, 2008. The CDF&G appeal states that significant project-related impacts on fish and wildlife resources have not been adequately analyzed and disclosed, or mitigated to the extent feasible as required by the California Environmental Quality Act (CEQA). The appeal requests that the Board reverse the Planning Commission approval and certification of the Environmental Impact Report for the project. County Counsel has invited the parties to participate in a facilitation process.

A separate Board Agenda Letter, with recommendations, analyses, and supporting information, will be filed with the Clerk of the Board prior to the deadline for the December 16, 2008 Board hearing.

**Fiscal and Facilities Impacts:**

Resolution 08-222, which sets land development fees for P&D, provides for full reimbursement of costs to process permits for Energy Projects processed by the Energy Division, including appeals (Section IX).

**Special Instructions:**

None.

**Attachments:**

None.

**Authored by:**

John Day, Planner, 568-2045

**cc:** Case File: 06CUP-00000-00009  
Appellant: Ed Pert, representing the California Department of Fish & Game, 4949  
Viewridge Avenue, San Diego, CA 92123  
Applicant: K. Harley McDonald, Pacific Renewable Energy Generation, LLC, 420 Stevens  
Avenue, Suite 240, Solana Beach, CA 02075  
William Dillon, Deputy County Counsel