

Attachment-2:

Santa Barbara Trails Council Appeal Application, received December 16, 2013

**APPEAL TO THE BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA**

Submit to: Clerk of the Board
County Administration Building
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101

2013 DEC 16 AM 10:39

COUNTY OF SANTA BARBARA
CLERK OF THE
BOARD OF SUPERVISORS

RE: Project Title Paradiso del Mare Ocean and Inland Estates

Case Number 06CDH-00000-00038; 06CDH-00000-00039; 07CUP-00000-00065; 09CDP-00000-00045, 10-CUP-00000-00039; 10CDP-00000-00094

Tract/ APN Number APNs 079-200-004; 07-200-008

Date of action taken by Planning Commission, Zoning Administrator, or Surveyor December 4, 2013

I hereby appeal the Approval with Conditions of the Planning Commission
(approval/ approval with conditions/ or denial) (Planning Commission/ Zoning Administrator/ or County Surveyor)

Please state specifically wherein the decision of the Planning Commission, Zoning Administrator, or Surveyor is not in accord with the purposes of the appropriate zoning ordinance (one of either Articles I, II, III, or IV), or wherein it is claimed that there was an error or an abuse of discretion by the Planning Commission, Zoning Administrator, or Surveyor. {References: Article I, 21-71.4; Article II 35-182.3, 2; Article III 25-327.2, 2; Article IV 35-475.3, 2}

Attach additional documentation, or state below the reason(s) for this appeal.

1. Certification of 09-EIR-00000-00003 EIR relies on inadequate and infeasible mitigation measures to mitigate impacts to recreation regarding closure of an existing coastal access trail.
2. County acceptance of a floating easement for coastal vertical access is physically infeasible to construct and has no identified source of funding and therefore would not mitigate closure on an existing trail.
3. EIR is inadequate and does not meet the requirements of the California Environmental Quality Act and does not comport with standard County practice for application of mitigation measures.

Specific conditions being appealed are:

Proposed Public Access Dedications: (#2, vertical access to beach), (#3 Parking)

Condition 15 (MM BIO-8), Condition 20 (MM BIO-20), Condition 21 (MM-BIO-13), Condition 25 (MM BIO-18)

Name of Appellant (please print): Mark Wilkinson, Executive Director, Santa Barbara County Trails Council

Address: 650 Ash Avenue #B

(Street, Apt #)

Carpinteria, CA 93013

(City/ State/ Zip Code)

805.708.6173

(Telephone)

Appellant is (check one): ☐ Applicant ☐ Agent for Applicant ☒ Third Party ☐ Agent for Third Party

Fee \$ _____ {Fees are set annually by the Board of Supervisors. For current fees or breakdown, contact Planning & Development or Clerk of the Board. Check should be made payable "County of Santa Barbara".}

Signature:  Date: 12/16/13

FOR OFFICE USE ONLY

Hearing set for: _____ Date Received: _____ By: _____ File No. _____