



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 and  
Development  
**Department No.:** 053  
**For Agenda Of:** 04/09/2019  
**Placement:** Departmental  
**Estimated Time:** 45 minutes  
**Continued Item:** Yes  
**If Yes, date from:** 03/12/2019  
**Vote Required:** Majority

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**TO:** Board of Supervisors  
**FROM:** Department Lisa Plowman, Director, Planning and Development  
Director (805) 568-2086  
Contact Info: Daniel T. Klemann, Deputy Director, Long Range Planning  
(805) 568-2072  
**SUBJECT: Hoop Structures Ordinance Amendment Case No. 17ORD-00000-00005**

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: No

**Other Concurrence** N/A

As to form: No

**Recommended Actions:**

That the Board of Supervisors (Board) take the following actions to adopt the Hoop Structures Ordinance Amendment:

- a) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings and Statement of Overriding Considerations (Attachment 1).
- b) Certify the Hoop Structures Ordinance Amendment Program Environmental Impact Report (EIR) (17EIR-00000-00004) (State Clearinghouse No. 2017101040) (Attachment 2), as modified by the EIR Revision Document RV 01 dated April 9, 2019 (Attachment 3).
- c) Adopt an ordinance amending the Land Use and Development Code (LUDC) (Case No. 17ORD-00000-00005), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code, to address permitting requirements for hoop structures and shade structures (Attachment 4).

**Summary Text:**

On March 12, 2019, the Board held a public hearing, received public testimony, and considered the Planning Commission's (Commission) recommendations for amending the LUDC to address permit exemptions and requirements for hoop structures and shade structures. The Board approved a conceptual motion to approve the Hoop Structures Ordinance Amendment. The Board's conceptual motion adopted the recommendation of the Commission, including a permit exemption for hoop

structures and shade structures that are 20 feet or less in height that comply with certain criteria and development standards, with the following three changes:

1. Revise the slopes criterion for determining whether a permit is required for hoop structures and shade structures, from slopes averaging 20% to averaging 30%.
2. Revise the type of permit required for hoop structures and shade structures that are 20 feet or less in height that do not meet exemption criteria – that is, (1) require a Zoning Clearance instead of a Land Use Permit if less than 20,000 square feet in area and (2) require a Land Use Permit instead of a Development Plan if 20,000 square feet or more in area.
3. Restore Mitigation Measure MM-BIO-3 such that the structural setback from streams and creeks for hoop structures and shade structures located in the Rural Area would be 100 feet instead of 50 feet.

The Board directed staff to return with revised documents to support the Board's conceptual motion and continued the hearing to April 9, 2019. The following documents have been revised and attached to this Board Agenda Letter to reflect the Board's motion: Findings and Statement of Overriding Considerations (Attachment 1), EIR Revision Document RV 01 (Attachment 3), Ordinance amending the LUDC (Attachment 4), and Policy Consistency Analysis (Attachment 5).

As discussed in the EIR Revision Document dated April 9, 2019 (Attachment 3), the revisions to the ordinance amendment would not cause a new significant environmental impact or a substantial increase in the severity of impacts. Therefore, recirculation of the Final EIR, as revised by the Revision Document, is not required.

Staff made minor revisions to the policy consistency analysis (Attachment 5) to reflect the Board's direction. The Board's revisions to the ordinance amendment would ensure consistency with Comprehensive Plan and community plan policies and development standards requiring setbacks from streams and creeks.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

Funding for the project is included in the Board of Supervisors-adopted Planning and Development Department budget in the Long Range Planning Division Budget Program on page D-272 of the adopted Fiscal Year 2018-2019 budget. Current fiscal year project cost to date is approximately \$70,626. Total cost to date is approximately \$342,611, including contract costs to prepare the EIR. There are no facilities impacts.

**Special Instructions:**

The Clerk of the Board shall provide a copy of the executed ordinance amendment and the minute order to P&D, attention: David Villalobos.

**Attachments:**

1. Findings for Approval and Statement of Overriding Considerations
2. Final Environmental Impact Report (17EIR-00000-00004)  
[http://longrange.sbcountyplanning.org/programs/Hoop%20Structures/PDF%20Files/Final%20EIR/Final%20Program%20EIR\\_Hoop%20Structures%20Ordinance%20Amendment.pdf](http://longrange.sbcountyplanning.org/programs/Hoop%20Structures/PDF%20Files/Final%20EIR/Final%20Program%20EIR_Hoop%20Structures%20Ordinance%20Amendment.pdf)
3. EIR Revision Document (RV 01)

4. Ordinance Amending the LUDC (Case No. 17ORD-00000-00005)
5. Policy Consistency Analysis

**Authored by:**

Julie Harris, Senior Planner, Long Range Planning Division

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