



Legislation Details (With Text)

File #: 20-00615 **Version:** 2

Type: Departmental Agenda **Status:** Agenda Ready

File created: 8/7/2020 **In control:** BOARD OF SUPERVISORS

On agenda: 9/1/2020 **Final action:**

Title: HEARING - Consider recommendations regarding the appeal filed by the Gaviota Coast Conservancy and the Coastal Ranches Conservancy, appellants, of the County Planning Commission's May 27, 2020 approval of the Caltrans Gaviota Culvert project, Case Nos. 19DVP-00000-00034, 19CUP-00000-00054, and 19CDP-00000-00133, Third District, as follows: (EST. TIME: 45 MIN.)

- a) Deny the appeals, Case Nos. 20APL-00000-00009 and 20APL-00000-00010;
- b) Make the required findings for approval of the project, Case Nos. 19DVP-00000-00034, 19CUP-00000-00054, and 19CDP-00000-00133, including the California Environmental Quality Act (CEQA) findings;
- c) Consider the environmental effects of the project as shown in the Mitigated Negative Declaration (SCH No. 2018071001) dated February 28, 2019 prepared and adopted by Caltrans, the lead agency, and determine that none of the conditions in CEQA Guidelines Section 15162 requiring a subsequent Mitigated Negative Declaration (MND) or Environmental Impact Report (EIR) have occurred; and
- d) Grant de novo approval of the project, Case Nos. 19DVP-00000-00034, 19CUP-00000-00054, and 19CDP-00000-00133, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Sponsors: PLANNING AND DEVELOPMENT DEPARTMENT

Indexes:

Code sections:

Attachments: 1. Board Letter, 2. Attachment 1 - Findings, 3. Attachment 2 - Development Plan Conditions of Approval, 4. Attachment 3 - Conditional Use Permit Conditions of Approval, 5. Attachment 4 - Coastal Development Permit Conditions of Approval, 6. Attachment 5-Caltrans - MND, 7. Attachment 6-MMP_GaviotaCulvert, 8. Attachment 7- Coastal Ranches Conservancy Appeal, 9. Attachment 8-Gaviota Coast Conservancy Appeal, 10. Attachment 9- PC Staff Report, 11. Attachment 10- PC Action Letter, 12. Attachment 11- Project Plans, 13. Attachment 12- Roadkill Data, 14. Attachment 13 Caltrans Response Re Transfer of Jurisdiction, 15. Attachment 14- Caltrans Wildlife Passage Response, 16. Attachment 15- Caltrans Mitigation Response, 17. Minute Order 8/18/2020, 18. Public Comment - Applicant Appeal Response, 19. Public Comment - Group 1, 20. Public Comment - Coastal Ranch Conservancy, 21. Public Comment - Appellant Response Letter, 22. Public Comment - Group 2, 23. Public Comment - Citizens Planning Association of SB county, 24. Public Comment - Group 3, 25. Public Comment - Friends of Ellwood Monarchs, 26. Public Comment - Garrett, 27. Presentation - Law Offices of Marc Chytilo, 28. Presentation - Caltrans, 29. Presentation - Staff, 30. Presentation - Staff Replacement 9-1-20, 31. Presentation - Staff Extra Slide 9-1-2020, 32. Minute Order 9/1/2020

Date	Ver.	Action By	Action	Result
9/1/2020	2	BOARD OF SUPERVISORS	Accepted Public Comment	Pass
9/1/2020	2	BOARD OF SUPERVISORS	Continued, as follows:	Pass
8/18/2020	1	BOARD OF SUPERVISORS	Set for a hearing, as follows:	Pass

HEARING - Consider recommendations regarding the appeal filed by the Gaviota Coast Conservancy and the Coastal Ranches Conservancy, appellants, of the County Planning Commission's May 27, 2020 approval of the Caltrans Gaviota Culvert project, Case Nos. 19DVP-00000-00034, 19CUP-00000-00054, and 19CDP-00000-00133, Third District, as follows: (EST. TIME: 45 MIN.)

- a) Deny the appeals, Case Nos. 20APL-00000-00009 and 20APL-00000-00010;
- b) Make the required findings for approval of the project, Case Nos. 19DVP-00000-00034, 19CUP-00000-00054, and 19CDP-00000-00133, including the California Environmental Quality Act (CEQA) findings;
- c) Consider the environmental effects of the project as shown in the Mitigated Negative Declaration (SCH No. 2018071001) dated February 28, 2019 prepared and adopted by Caltrans, the lead agency, and determine that none of the conditions in CEQA Guidelines Section 15162 requiring a subsequent Mitigated Negative Declaration (MND) or Environmental Impact Report (EIR) have occurred; and
- d) Grant de novo approval of the project, Case Nos. 19DVP-00000-00034, 19CUP-00000-00054, and 19CDP-00000-00133, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY