



Legislation Details (With Text)

File #: 19-00932 **Version:** 2

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

File created: 10/25/2019 **In control:** BOARD OF SUPERVISORS

On agenda: 11/19/2019 **Final action:** 11/19/2019

Title: HEARING - Consider recommendations regarding the Residents for Orcutt Sensible Growth appeal of the Planning Commission's August 14, 2019 approval of the Orcutt Gateway Retail Commercial Center (Key Site 2) project, Case Nos. 16TPM-00000-00001, 16DVP-00000-00009, 16CUP-00000-00007, 16CUP-00000-00018, and 16OSP-00000-00002, identified as Assessor Parcel Number 129-280-001, located on a 5.95 gross acre portion of Key Site 2 at the southwest corner of the Highway 101 and Clark Avenue intersection in the Orcutt Community Plan area, Fourth District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, Case No. 19APL-00000-00027;
- b) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;
- c) After considering the environmental review documents [Addendum dated July 15, 2019] together with the previously certified Final Environmental Impact Report (EIR), determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report shall be prepared for this project;
- d) Grant de novo approval of Case No. 16TPM-00000-00001 subject to the conditions;
- e) Grant de novo approval of Case No. 16DVP-00000-00009, including a modification to the setback requirements, to develop a new retail commercial center subject to the conditions;
- f) Grant de novo approval of Case No. 16CUP-00000-00017 allowing for a drive-through fast food restaurant on proposed Parcel 2 subject to the conditions;
- g) Grant de novo approval of Case No. 16CUP-00000-00018 allowing for a mechanical carwash on proposed Parcel 4 subject to the conditions; and
- h) Grant de novo approval of Case No. 16OSP-00000-00002 for an Overall Sign Plan, including a modification to the number and size of wall signs and to the design of the freestanding sign, subject to the conditions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Sponsors: PLANNING AND DEVELOPMENT DEPARTMENT

Indexes:

Code sections:

Attachments: 1. Board Letter, 2. Attachment 1, 3. Attachment 2.1, 4. Attachment 2.2, 5. Attachment 2.3, 6. Attachment 2.4, 7. Attachment 2.5 Overall Sign Plan, 8. Attachment 3 - CEQA Addendum to 95-EIR-01, 9. Attachment 4 - Orcutt Community Plan EIR 95-EIR-01, 10. Attachment 5 - Planning Commission action letter dated 8-20-19, 11. Attachment 6 - 8-14 PC Staff Report Orcutt Gateway Retail Commercial Center Project (KS 2), 12. Attachment 7 - Appeal Application, 13. Attachment 8 - Project Plans, 14. Minute Order 11/5/2019, 15. County Counsel Memorandum, 16. Public Comment - Finney Arnold, 17. Presentation, 18. Presentation - Applicant, 19. Minute Order, 20. CEQA Notice of Intent to File CEQA Petition for Writ of Mandate

Date	Ver.	Action By	Action	Result
11/19/2019	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
11/19/2019	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
11/5/2019	1	BOARD OF SUPERVISORS	Set for a hearing, as follows:	Pass

HEARING - Consider recommendations regarding the Residents for Orcutt Sensible Growth appeal of the Planning Commission's August 14, 2019 approval of the Orcutt Gateway Retail Commercial Center (Key Site 2) project, Case Nos. 16TPM-00000-00001, 16DVP-00000-00009, 16CUP-00000-00007, 16CUP-00000-00018, and 16OSP-00000-00002, identified as Assessor Parcel Number 129-280-001, located on a 5.95 gross acre portion of Key Site 2 at the southwest corner of the Highway 101 and Clark Avenue intersection in the Orcutt Community Plan area, Fourth District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, Case No. 19APL-00000-00027;
- b) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;
- c) After considering the environmental review documents [Addendum dated July 15, 2019] together with the previously certified Final Environmental Impact Report (EIR), determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report shall be prepared for this project;
- d) Grant de novo approval of Case No. 16TPM-00000-00001 subject to the conditions;
- e) Grant de novo approval of Case No. 16DVP-00000-00009, including a modification to the setback requirements, to develop a new retail commercial center subject to the conditions;
- f) Grant de novo approval of Case No. 16CUP-00000-00017 allowing for a drive-through fast food restaurant on proposed Parcel 2 subject to the conditions;
- g) Grant de novo approval of Case No. 16CUP-00000-00018 allowing for a mechanical carwash on proposed Parcel 4 subject to the conditions; and
- h) Grant de novo approval of Case No. 16OSP-00000-00002 for an Overall Sign Plan, including a modification to the number and size of wall signs and to the design of the freestanding sign, subject to the conditions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY