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Legislation Details (With Text)

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File created: 11/26/2019 **In control:** BOARD OF SUPERVISORS

On agenda: 12/10/2019 **Final action:** 12/10/2019

Title: HEARING - Consider recommendations regarding the County and Montecito Planning Commissions recommendations to adopt three Ordinances, Case Nos. 19ORD-00000-00003, 19ORD-00000-00004, and 19ORD-00000-00005, which would amend, respectively, the County Land Use and Development Code (CLUDC), the Montecito Land Use and Development Code (MLUDC), and the Coastal Zoning Ordinance (Article II), to implement a series of amendments that revise procedures and regulations for commercial telecommunications facilities and recordable documents to implement federal and state regulations; delete repealed and expired regulations; delete uncertified regulations from the CLUDC and MLUDC that were intended to apply solely within the Coastal Zone; and make other minor clarifications, corrections, and revisions; and in addition, consider recommendations regarding submittal of the Article II amendments to the California Coastal Commission (Coastal Commission) for certification as amendments to the Santa Barbara County Local Coastal Program (LCP), as follows: (EST. TIME: 1 HR.)

- a) Consider recommendations regarding Case No. 19ORD-00000-00003 (CLUDC), as follows:
 - i) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings, of the proposed Ordinance;
 - ii) Determine that the adoption of this Ordinance is exempt from the provisions of CEQA pursuant to Section 15061(b)(3) of the State Guidelines for the Implementation of CEQA, and accept Negative Declaration 97-ND-02 and the Addendum dated March 4, 2011, as adequate environmental review for the amendments to the telecommunications facilities regulations pursuant to Section 15162 of the State Guidelines for the Implementation of CEQA; and
 - iii) Adopt an Ordinance amending the CLUDC (Case No. 19ORD-00000-00003), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code;
- b) Consider recommendations regarding Case No. 19ORD-00000-00004 (MLUDC), as follows:
 - i) Make the required findings for approval, including CEQA findings, of the proposed Ordinance;
 - ii) Determine that the adoption of this Ordinance is exempt from the provisions of CEQA pursuant to Section 15061(b)(3) of the State Guidelines for the Implementation of CEQA, and accept Negative Declaration 97-ND-02 and the Addendum dated March 4, 2011, as adequate environmental review for the amendments to the telecommunications facilities regulations pursuant to Section 15162 of the State Guidelines for the Implementation of CEQA; and
 - iii) Adopt an Ordinance amending the MLUDC (Case No. 19ORD-00000-00004), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code;
- c) Consider recommendations regarding Case No. 19ORD-00000-00005 (Article II), as follows:
 - i) Make the required findings for approval, including CEQA findings, of the proposed Ordinance;

ii) Determine that the adoption of this Ordinance is exempt from the provisions of CEQA pursuant to Section 15061(b)(3) and Section 15265 of the State Guidelines for the Implementation of CEQA, and accept Negative Declaration 97-ND-02 and the Addendum dated March 4, 2011, as adequate environmental review for the amendments to the telecommunications facilities regulations pursuant to Section 15162 of the State Guidelines for the Implementation of CEQA; and

iii) Adopt an Ordinance amending the Coastal Zoning Ordinance (Case No. 19ORD-00000-00005), Article II, of Chapter 35, Zoning, of the Santa Barbara County Code; and

d) Consider recommendations regarding submittal of Article II Coastal Zoning Ordinance Amendments to Coastal Commission, as follows:

i) Adopt a Resolution authorizing the submittal of the Article II Ordinance amendments (Case No. 19ORD-00000-00005) to the Coastal Commission for certification as an amendment to the Santa Barbara County LCP;

ii) Find that the transmittal of this Resolution is an administrative activity of the County which will not result in direct or indirect physical changes in the environment and is therefore not a "project" as defined for purposes of CEQA under State CEQA Guidelines Section 15378(b)(5); and

iii) Direct the Planning and Development Department to transmit the adopted Resolution to the Executive Director of the Coastal Commission.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Sponsors: PLANNING AND DEVELOPMENT DEPARTMENT

Indexes:

Code sections:

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Date	Ver.	Action By	Action	Result
12/10/2019	1	BOARD OF SUPERVISORS	Acted on as follows:	Pass

HEARING - Consider recommendations regarding the County and Montecito Planning Commissions recommendations to adopt three Ordinances, Case Nos. 19ORD-00000-00003, 19ORD-00000-00004, and 19ORD-00000-00005, which would amend, respectively, the County Land Use and Development Code (CLUDC), the Montecito Land Use and Development Code (MLUDC), and the Coastal Zoning Ordinance (Article II), to implement a series of amendments that revise procedures and regulations for commercial telecommunications facilities and recordable documents to implement federal and state regulations; delete repealed and expired regulations; delete uncertified regulations from the CLUDC and MLUDC that were intended to apply solely within the Coastal Zone; and make other minor clarifications, corrections, and revisions; and in addition, consider recommendations regarding submittal of the Article II amendments to the California Coastal Commission (Coastal Commission) for certification as amendments to the Santa Barbara County Local Coastal Program (LCP), as follows: (EST. TIME: 1 HR.)

a) Consider recommendations regarding Case No. 19ORD-00000-00003 (CLUDC), as follows:

- i) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings, of the proposed Ordinance;
- ii) Determine that the adoption of this Ordinance is exempt from the provisions of CEQA pursuant to Section 15061(b)(3) of the State Guidelines for the Implementation of CEQA, and accept Negative Declaration 97-ND-02 and the Addendum dated March 4, 2011, as adequate environmental review for the amendments to the telecommunications facilities regulations pursuant to Section 15162 of the State Guidelines for the Implementation of CEQA; and
- iii) Adopt an Ordinance amending the CLUDC (Case No. 19ORD-00000-00003), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code;

b) Consider recommendations regarding Case No. 19ORD-00000-00004 (MLUDC), as follows:

- i) Make the required findings for approval, including CEQA findings, of the proposed Ordinance;
- ii) Determine that the adoption of this Ordinance is exempt from the provisions of CEQA pursuant to Section 15061(b)(3) of the State Guidelines for the Implementation of CEQA, and accept Negative Declaration 97-ND-02 and the Addendum dated March 4, 2011, as adequate environmental review for the amendments to the telecommunications facilities regulations pursuant to Section 15162 of the State Guidelines for the Implementation of CEQA; and
- iii) Adopt an Ordinance amending the MLUDC (Case No. 19ORD-00000-00004), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code;

c) Consider recommendations regarding Case No. 19ORD-00000-00005 (Article II), as follows:

- i) Make the required findings for approval, including CEQA findings, of the proposed Ordinance;
- ii) Determine that the adoption of this Ordinance is exempt from the provisions of CEQA pursuant to Section 15061(b)(3) and Section 15265 of the State Guidelines for the Implementation of CEQA, and accept Negative Declaration 97-ND-02 and the Addendum dated March 4, 2011, as adequate environmental review for the amendments to the telecommunications facilities regulations pursuant to Section 15162 of the State Guidelines for the Implementation of CEQA; and
- iii) Adopt an Ordinance amending the Coastal Zoning Ordinance (Case No. 19ORD-00000-00005), Article II, of Chapter 35, Zoning, of the Santa Barbara County Code; and

d) Consider recommendations regarding submittal of Article II Coastal Zoning Ordinance Amendments to Coastal Commission, as follows:

- i) Adopt a Resolution authorizing the submittal of the Article II Ordinance amendments (Case No. 19ORD-00000-00005) to the Coastal Commission for certification as an amendment to the Santa Barbara County LCP;
- ii) Find that the transmittal of this Resolution is an administrative activity of the County which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of CEQA under State CEQA Guidelines Section 15378(b)(5); and
- iii) Direct the Planning and Development Department to transmit the adopted Resolution to the Executive Director of the Coastal Commission.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE