



one COUNTY | one FUTURE

Legislation Details (With Text)

File #: 11-00733 **Version:** 3

Type: Agenda Item **Status:** Passed

File created: **In control:** BOARD OF SUPERVISORS

On agenda: 11/1/2011 **Final action:** 11/1/2011

Title: HEARING - Consider recommendations of the County and Montecito Planning Commissions to approve Case Nos. 11ORD-00000-00029, 11ORD-00000-00030, and 11ORD-00000-00031 which would amend the County Land Use and Development Code, Montecito Land Use and Development Code, and the Coastal Zoning Ordinance to prohibit Medical Marijuana Dispensary storefronts, as follows: (EST. TIME: 30 MIN.)

- a) Consider recommendations regarding Case No. 11ORD-00000-00029 (County LUDC Amendments), as follows:
 - i) Make the findings for approval of the proposed amendments, including CEQA findings;
 - ii) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
 - iii) Approve Case No. 11ORD-00000-00029, and adopt an Ordinance amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code;
- b) Consider recommendations regarding Case No. 11ORD-00000-00030 (Montecito LUDC Amendments), as follows:
 - i) Make the findings for approval of the proposed amendments, including CEQA findings;
 - ii) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
 - iii) Approve Case No. 11ORD-00000-00030, and adopt an Ordinance amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code; and
- c) Consider recommendations regarding Case No. 11ORD-00000-00031 (Coastal Zoning Ordinance Amendments), as follows:
 - i) Make the findings for approval of the proposed amendments, including CEQA findings;
 - ii) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
 - iii) Approve Case No. 11ORD-00000-00031, and adopt an Ordinance amending Article II, the Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Sponsors: PLANNING AND DEVELOPMENT DEPARTMENT

Indexes:

Code sections:

Attachments: 1. Set Hearing Board Letter 9/20/11, 2. Board Letter 10/4/11, 3. Attachment A - Findings, 4. Attachment B - Notice of Exemption, 5. Attachment C - LUDC Amendments Clean Version and Strikethrough, 6. Attachment D - MLUDC Amendments Clean Version and Strikethrough, 7. Attachment E - Coastal Zoning Amendments Clean Version and Strikethrough, 8. Attachment F - PC Staff Report dated August 23, 2011, 9. Attachment G - MPC Staff Report dated August 15, 2011, 10. Attachment H - Public Comment Letters, 11. Public Comment - Dr. Bearman, 12. Public Comment - Dr. Gallivan, 13. Presentation 10/4/11, 14. Board Letter 11/1/11, 15. Attachment A - Findings 11/1/11, 16. Attachment B - Notice of Exemption 11/1/11, 17. Attachment C - LUDC Amendments 11/1/11, 18. Attachment D - MLUDC Amendments 11/1/11, 19. Attachment E - Article II Coastal Zoning Ordinance Amendments 11/1/11, 20. Attachment F - Planning Commission Staff Report 11/1/11, 21. Attachment G - Montecito Planning Commission Staff Report 11/1/11, 22. Attachment H - Dept. of Justice Press Release 11/1/11, 23. Presentation 11/1/11

Date	Ver.	Action By	Action	Result
11/1/2011	3	BOARD OF SUPERVISORS	Acted on as follows:	Pass
10/4/2011	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
9/20/2011	1	BOARD OF SUPERVISORS	Set for a hearing, as follows:	Pass

HEARING - Consider recommendations of the County and Montecito Planning Commissions to approve Case Nos. 11ORD-00000-00029, 11ORD-00000-00030, and 11ORD-00000-00031 which would amend the County Land Use and Development Code, Montecito Land Use and Development Code, and the Coastal Zoning Ordinance to prohibit Medical Marijuana Dispensary storefronts, as follows: (EST. TIME: 30 MIN.)

a) Consider recommendations regarding Case No. 11ORD-00000-00029 (County LUDC Amendments), as follows:

- i) Make the findings for approval of the proposed amendments, including CEQA findings;
- ii) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
- iii) Approve Case No. 11ORD-00000-00029, and adopt an Ordinance amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code;

b) Consider recommendations regarding Case No. 11ORD-00000-00030 (Montecito LUDC Amendments), as follows:

- i) Make the findings for approval of the proposed amendments, including CEQA findings;
- ii) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
- iii) Approve Case No. 11ORD-00000-00030, and adopt an Ordinance amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code; and

c) Consider recommendations regarding Case No. 11ORD-00000-00031 (Coastal Zoning Ordinance Amendments), as follows:

- i) Make the findings for approval of the proposed amendments, including CEQA findings;
- ii) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental

Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and

iii) Approve Case No. 11ORD-00000-00031, and adopt an Ordinance amending Article II, the Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY