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Legislation Details

File #: 18-00922 **Version:** 2

Type: Agenda Item **Status:** Passed

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

On agenda: 12/11/2018 **Final action:** 12/11/2018

Title: HEARING - Consider recommendations regarding an amendment to Chapter 50 of the County Code, Licensing of Cannabis Operations to make it effective in the Coastal Zone, as follows: (EST. TIME: 15 MIN.)

- a) Consider the introduction (First Reading) of an amendment to Ordinance No. 5037 which added Chapter 50 to the County Code to make Chapter 50 operational in the Coastal Zone;
- b) Read title, "An Ordinance Amending Ordinance No. 5037 Which Added Chapter 50, Licensing of Commercial Cannabis Operations, to the Santa Barbara County Code," and waive reading of the Ordinance in full;
- c) Set a hearing on the Administrative Agenda for December 11, 2018, to consider the adoption (Second Reading) of an amendment to the Cannabis Business Licensing Ordinance;
- d) Determine for the purposes of CEQA that:
 - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA;
 - ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received;

On the December 11, 2018 Administrative Agenda:

- a) Adopt (Second Reading) the amendment to Ordinance No. 5037 which added Chapter 50 to the County Code to make Chapter 50 operational in the Coastal Zone;
- b) Read title, "An Ordinance Amending Ordinance No. 5037 Which Added Chapter 50, Licensing of Commercial Cannabis Operations, to the Santa Barbara County Code," and waive reading the Ordinance in full;
- c) Determine for the purposes of CEQA that:
 - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and
 - ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of

Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Sponsors: COUNTY EXECUTIVE OFFICE

Indexes:

Code sections:

Attachments: 1. Set Hearing Board Letter - 11/13/2018, 2. Attachment A - Amending Ordinance 5037, 3. Attachment B - Amending Ordinance 5037, 4. Board Letter - 12/4/2018, 5. Board Letter - 12/11/2018, 6. Presentation

Date	Ver.	Action By	Action	Result
12/11/2018	3	BOARD OF SUPERVISORS	Acted on as follows:	Pass
12/4/2018	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
11/13/2018	1	BOARD OF SUPERVISORS	Set for a hearing, as follows:	Pass