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Legislation Details (With Text)

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

On agenda: 5/15/2018 **Final action:** 5/15/2018

Title: HEARING - Consider the recommendations of the County and Montecito Planning Commissions to approve Case Nos. 18ORD-00000-00005, 18ORD-00000-00006, and 18ORD-00000-00007, which would amend, respectively, the Montecito Land Use and Development Code (MLUDC), the Article II Coastal Zoning Ordinance, and the County Land Use and Development Code (LUDC), to implement new regulations and development standards regarding permitting requirements for structures that have been damaged or destroyed during a debris flow or other catastrophic event resulting in a significant change in topography or alteration of drainage features, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Consider recommendations regarding Case No. 18ORD-00000-00005 (MLUDC Amendment), as follows:

- i) Make the 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 CEQA pursuant to Sections 15061(b) (3), 15302, and 15305 of the Guidelines for Implementation of CEQA; and
- iii) Adopt an Ordinance (Case No. 18ORD-00000-00005) amending Section 35-2, the Santa Barbara County MLUDC, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review;

b) Consider recommendations regarding Case No. 18ORD-00000-00006 (Article II Coastal Zoning Ordinance Amendment), as follows:

- i) Make the findings for approval, including CEQA findings, of the proposed Ordinance;
- ii) Determine that the adoption of this Ordinance is exempt from CEQA pursuant to Sections 15061(b) (3), 15265, 15302, and 15305 of the Guidelines for Implementation of CEQA; and
- iii) Adopt an Ordinance (Case No. 18ORD-00000-00006) amending Article II, the Santa Barbara County Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review;

c) Consider recommendations regarding Case No. 18ORD-00000-00007 (County LUDC Amendment), as follows:

- i) Make the findings for approval, including CEQA findings, of the proposed Ordinance;
- ii) Determine that the adoption of this Ordinance is exempt from CEQA pursuant to Sections 15061(b) (3), 15302, and 15305 of the Guidelines for Implementation of CEQA; and
- iii) Adopt an Ordinance (Case No. 18ORD-00000-00007) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review; In the alternative, should your Board choose to adopt staff's original proposed Ordinance language, your Board's action should include the following:

d) Consider recommendations regarding Staff’s Original Proposed Language for the MLUDC Amendment, Article II Coastal Zoning Ordinance Amendment, and the County LUDC Amendment, as follows:

i) Make the findings for approval, including CEQA findings, of the proposed Ordinances;

ii) Determine that the adoption of the MLUDC and LUDC Ordinances are exempt from CEQA pursuant to Sections 15061(b)(3), 15302, and 15305 of the Guidelines for Implementation of CEQA and the adoption of the Article II Ordinance is exempt from CEQA pursuant to Sections 15061(b)(3), 15265, 15302, and 15305 of the Guidelines for Implementation of CEQA;

iii) Adopt the Ordinance (Case No. 18ORD-00000-00005), as proposed by staff, amending Section 35 -2, the Santa Barbara County MLUDC, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review;

iv) Adopt the Ordinance (Case No. 18ORD-00000-00006), as proposed by staff, amending Article II, the Santa Barbara County Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review; and

v) Adopt the Ordinance (Case No. 18ORD-00000-00007), as proposed by staff, amending Section 35-1, the Santa Barbara County LUDC, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

Sponsors: PLANNING AND DEVELOPMENT

Indexes:

Code sections:

Attachments: 1. Board Letter, 2. Board Letter 5/15/18, 3. Attachment A, 4. Attachment B, 5. Attachment C, 6. Attachment D, 7. Attachment E, 8. Attachment F, 9. Attachment G, 10. Attachment H, 11. Attachment I, 12. Attachment J, 13. Attachment K, 14. Attachment L, 15. Attachment M, 16. Attachment N, 17. Attachment O, 18. Attachment P, 19. Attachment Q, 20. Attachment R, 21. Attachment S, 22. Public Comment - Montecito Association, 23. Public Comment - Bollay, 24. Presentation, 25. Memo - Planning and Development 5-15-18.pdf

Date	Ver.	Action By	Action	Result
5/15/2018	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
5/1/2018	1	BOARD OF SUPERVISORS	Set for a hearing, as follows:	Pass

HEARING - Consider the recommendations of the County and Montecito Planning Commissions to approve Case Nos. 18ORD-00000-00005, 18ORD-00000-00006, and 18ORD-00000-00007, which would amend, respectively, the Montecito Land Use and Development Code (MLUDC), the Article II Coastal Zoning Ordinance, and the County Land Use and Development Code (LUDC), to implement new regulations and development standards regarding permitting requirements for structures that have been damaged or destroyed during a debris flow or other catastrophic event resulting in a significant change in topography or alteration of drainage features, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Consider recommendations regarding Case No. 18ORD-00000-00005 (MLUDC Amendment), as follows:

i) Make the 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 CEQA pursuant to Sections 15061(b)(3), 15302, and 15305 of the Guidelines for Implementation of CEQA; and

iii) Adopt an Ordinance (Case No. 18ORD-00000-00005) amending Section 35-2, the Santa Barbara County MLUDC, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review;

b) Consider recommendations regarding Case No. 18ORD-00000-00006 (Article II Coastal Zoning Ordinance Amendment), as follows:

i) Make the findings for approval, including CEQA findings, of the proposed Ordinance;

ii) Determine that the adoption of this Ordinance is exempt from CEQA pursuant to Sections 15061(b)(3), 15265, 15302, and 15305 of the Guidelines for Implementation of CEQA; and

iii) Adopt an Ordinance (Case No. 18ORD-00000-00006) amending Article II, the Santa Barbara County Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review;

c) Consider recommendations regarding Case No. 18ORD-00000-00007 (County LUDC Amendment), as follows:

i) Make the findings for approval, including CEQA findings, of the proposed Ordinance;

ii) Determine that the adoption of this Ordinance is exempt from CEQA pursuant to Sections 15061(b)(3), 15302, and 15305 of the Guidelines for Implementation of CEQA; and

iii) Adopt an Ordinance (Case No. 18ORD-00000-00007) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review;

In the alternative, should your Board choose to adopt staff's original proposed Ordinance language, your Board's action should include the following:

d) Consider recommendations regarding Staff's Original Proposed Language for the MLUDC Amendment, Article II Coastal Zoning Ordinance Amendment, and the County LUDC Amendment, as follows:

i) Make the findings for approval, including CEQA findings, of the proposed Ordinances;

ii) Determine that the adoption of the MLUDC and LUDC Ordinances are exempt from CEQA pursuant to Sections 15061(b)(3), 15302, and 15305 of the Guidelines for Implementation of CEQA and the adoption of the Article II Ordinance is exempt from CEQA pursuant to Sections 15061(b)(3), 15265, 15302, and 15305 of the Guidelines for Implementation of CEQA;

iii) Adopt the Ordinance (Case No. 18ORD-00000-00005), as proposed by staff, amending Section 35-2, the Santa Barbara County MLUDC, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review;

iv) Adopt the Ordinance (Case No. 18ORD-00000-00006), as proposed by staff, amending Article II, the Santa Barbara County Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review; and

v) Adopt the Ordinance (Case No. 18ORD-00000-00007), as proposed by staff, amending Section 35-1, the Santa Barbara County LUDC, of Chapter 35, Zoning, of the County Code, with the change recommended by staff included herein regarding the timing of design review.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY