



Legislation Details (With Text)

File #:	19-00536	Version:	2
Type:	Agenda Item	Status:	Passed
File created:	6/7/2019	In control:	BOARD OF SUPERVISORS
On agenda:	7/9/2019	Final action:	7/9/2019
Title:	<p>HEARING - Consider recommendations regarding the County Planning Commission's recommended Ordinances amending the County Land Use and Development Code (LUDC), the Coastal Zoning Ordinance (Article II), to: (1) provide additional noticing requirements for certain commercial cannabis activities within the unincorporated inland areas and Coastal Zone of Santa Barbara County; and (2) further regulate commercial cannabis activities in the Agriculture I (AG-I) zone in the unincorporated inland areas of Santa Barbara County, as follows: (EST. TIME: 2 HR.)</p> <p>a) Consider recommendations regarding LUDC Amendment (Case No. 19ORD-00000-00001), as follows:</p> <p>i) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;</p> <p>ii) After considering the Final Program Environmental Impact Report (EIR) adopted for the Cannabis Land Use Ordinance and Licensing Program (17EIR-00000-00003), determine that as reflected in the CEQA findings, no subsequent environmental document shall be prepared for this project pursuant to CEQA Guidelines Section 15162); and adoption of the LUDC Amendment (Case No. 19ORD-00000-00001) is within the scope of the program approved earlier, and the Final Program EIR adopted for the Cannabis Land Use Ordinance and Licensing Program (17EIR-00000-00003) adequately describes the activity for the purposes of CEQA pursuant to CEQA Guidelines Section 15168(c)(2); and</p> <p>iii) Adopt the Ordinance (Case No. 19ORD-00000-00001) to amend the LUDC;</p> <p>b) Consider recommendations regarding Article II Amendment (Case No. 19ORD-00000-00002), as follows:</p> <p>i) Make the required findings for approval, including CEQA findings;</p> <p>ii) Find, pursuant to CEQA Guidelines Section 15265 the preparation, approval, and certification of a LCP Amendment is exempt from the requirements of CEQA because the California Coastal Commission's review and approval process has been certified by the Secretary of Resources as being the functional equivalent of the environmental review process required by CEQA in Sections 21080.5 and 21080.9 of the Public Resources Code;</p> <p>iii) Adopt the Ordinance (Case No. 19ORD-00000-00002) to amend Article II;</p> <p>iv) Adopt a Resolution authorizing submittal of the Cannabis Ordinance Amendment to the California Coastal Commission (Coastal Commission) for certification as an amendment to the Santa Barbara County Local Coastal Program; and</p> <p>v) Direct the Planning and Development Department to transmit the adopted Resolution to the Executive Director of the Coastal Commission; and</p> <p>c) Provide any other direction to staff to amend the County's Land Use and Development Code and/or Article II - Coastal Zoning Ordinance in regards to cannabis.</p>		

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Sponsors: PLANNING AND DEVELOPMENT DEPARTMENT

Indexes:

Code sections:

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Date	Ver.	Action By	Action	Result
7/9/2019	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
7/9/2019	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
7/9/2019	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
7/9/2019	2	BOARD OF SUPERVISORS	Acted on as follows:	Pass
6/18/2019	1	BOARD OF SUPERVISORS	Set for a hearing, as follows:	Pass

HEARING - Consider recommendations regarding the County Planning Commission's recommended Ordinances amending the County Land Use and Development Code (LUDC), the Coastal Zoning Ordinance (Article II), to: (1) provide additional noticing requirements for certain commercial cannabis activities within the unincorporated inland areas and Coastal Zone of Santa Barbara County; and (2) further regulate commercial cannabis activities in the Agriculture I (AG-I) zone in the unincorporated inland areas of Santa Barbara County, as follows: (EST. TIME: 2 HR.)

a) Consider recommendations regarding LUDC Amendment (Case No. 19ORD-00000-00001), as follows:

i) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;

ii) After considering the Final Program Environmental Impact Report (EIR) adopted for the Cannabis Land Use Ordinance and Licensing Program (17EIR-00000-00003), determine that as reflected in the CEQA findings, no subsequent environmental document shall be prepared for this project pursuant to CEQA Guidelines Section 15162); and adoption of the LUDC Amendment (Case No. 19ORD-00000-00001) is within the scope of the program approved earlier, and the Final Program EIR adopted for the Cannabis Land Use Ordinance and Licensing Program (17EIR-00000-00003) adequately describes the activity for the purposes of CEQA pursuant to CEQA Guidelines Section 15168(c)(2); and

iii) Adopt the Ordinance (Case No. 19ORD-00000-00001) to amend the LUDC;

b) Consider recommendations regarding Article II Amendment (Case No. 19ORD-00000-00002), as follows:

i) Make the required findings for approval, including CEQA findings;

ii) Find, pursuant to CEQA Guidelines Section 15265 the preparation, approval, and certification of a LCP Amendment is exempt from the requirements of CEQA because the California Coastal Commission's review and approval process has been certified by the Secretary of Resources as being the functional equivalent of the environmental review process required by CEQA in Sections 21080.5 and 21080.9 of the Public Resources Code;

iii) Adopt the Ordinance (Case No. 19ORD-00000-00002) to amend Article II;

iv) Adopt a Resolution authorizing submittal of the Cannabis Ordinance Amendment to the California Coastal Commission (Coastal Commission) for certification as an amendment to the Santa Barbara County Local Coastal Program; and

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

c) Provide any other direction to staff to amend the County's Land Use and Development Code and/or Article II - Coastal Zoning Ordinance in regards to cannabis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY