



Legislation Details (With Text)

| | | | |
|----------------------|--|----------------------|----------------------|
| File #: | 20-00308 | Version: | 1 |
| Type: | Set Hearing/Hearing Request | Status: | Agenda Ready |
| File created: | 4/30/2020 | In control: | BOARD OF SUPERVISORS |
| On agenda: | 5/12/2020 | Final action: | |
| Title: | <p>Set a hearing to consider recommendations regarding the County Planning Commission's recommended Ordinance amendments to the County Land Use and Development Code (LUDC) and the Article II Coastal Zoning Ordinance (Article II), to implement new development standards and permit requirements regarding certain commercial cannabis activities, as follows: (Set a hearing for June 2, 2020. Time estimate: 3 hours)</p> <p>a) Consider recommendations regarding LUDC Amendment (Case No. 19ORD-00000-00009), 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-00000-00009) 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-00000-00009) to amend the LUDC;</p> <p>b) Consider recommendations regarding Article II Amendment (Case No. 19ORD-00000-00011), as follows:</p> <p>i) Make the required findings for approval, including CEQA findings;</p> <p>ii) Pursuant to CEQA Guidelines Section 15265, find that the preparation, approval, and certification of a Local Coastal Program Amendment (LCPA) is exempt from the requirements of CEQA because the California Coastal Commission's (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 (Public Resources Code Sections 21080.5 and 21080.9);</p> <p>iii) Adopt the Ordinance (Case No. 19ORD-00000-00011) to amend Article II;</p> <p>iv) Adopt a Resolution authorizing submittal of the Cannabis Ordinance Amendment to the 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 direction to staff regarding any other amendments to the County's cannabis regulations, which the Board of Supervisors would like to consider in the future.</p> | | |
| Sponsors: | PLANNING AND DEVELOPMENT DEPARTMENT | | |

Indexes:**Code sections:****Attachments:** 1. Set Hearing Board Letter, 2. Minute Order

| Date | Ver. | Action By | Action | Result |
|-----------|------|----------------------|--------------------------------|--------|
| 5/12/2020 | 1 | BOARD OF SUPERVISORS | Set for a hearing, as follows: | Pass |

Set a hearing to consider recommendations regarding the County Planning Commission's recommended Ordinance amendments to the County Land Use and Development Code (LUDC) and the Article II Coastal Zoning Ordinance (Article II), to implement new development standards and permit requirements regarding certain commercial cannabis activities, as follows:

(Set a hearing for June 2, 2020. Time estimate: 3 hours)

a) Consider recommendations regarding LUDC Amendment (Case No. 19ORD-00000-00009), 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-00000-00009) 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-00000-00009) to amend the LUDC;

b) Consider recommendations regarding Article II Amendment (Case No. 19ORD-00000-00011), as follows:

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

ii) Pursuant to CEQA Guidelines Section 15265, find that the preparation, approval, and certification of a Local Coastal Program Amendment (LCPA) is exempt from the requirements of CEQA because the California Coastal Commission's (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 (Public Resources Code Sections 21080.5 and 21080.9);

iii) Adopt the Ordinance (Case No. 19ORD-00000-00011) to amend Article II;

iv) Adopt a Resolution authorizing submittal of the Cannabis Ordinance Amendment to the 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 direction to staff regarding any other amendments to the County's cannabis regulations, which the Board of Supervisors would like to consider in the future.