



## Legislation Details

**File #:** 23-00293      **Version:** 1

**Type:** Departmental Agenda      **Status:** Agenda Ready

**File created:** 3/23/2023      **In control:** BOARD OF SUPERVISORS

**On agenda:** 4/4/2023      **Final action:** 4/4/2023

**Title:** HEARING - Consider recommendations regarding Case Nos. 23APL-00001 and 23APL-00002, appeals by Scott Smigel and Bruce Mackenzie of the Planning Commission's December 14, 2022, approval of the Highway 101 Widening project, Segment 4D (Case Nos. 21DVP-00000-00022 and 21CDP-00000-00076), First District, as follows: (EST. TIME: 1 HR. 40 MIN.)

- a) Deny the appeals, Case Nos. 23APL-00001 and 23APL-00002;
- b) Make the required findings for approval of the project, Case Nos. 21DVP-00000-00022 and 21CDP-00000-00076, including the California Environmental Quality Act (CEQA) findings;
- c) Consider the environmental effects of the project as shown in the Environmental Impact Report (EIR) dated August 26, 2014, the Revised EIR dated October 27, 2017, the EIR Addendums dated June 1, 2018, May 3, 2020, May 5, 2021, and February 2022 prepared and certified by Caltrans, the lead agency, and determine that as reflected in the CEQA findings, no subsequent EIR or Negative Declaration shall be prepared for this project;
- d) Grant de novo approval of the project, Case Nos. 21DVP-00000-00022 and 21CDP-00000-00076, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**Sponsors:** PLANNING AND DEVELOPMENT DEPARTMENT

**Indexes:**

**Code sections:**

**Attachments:** 1. Board Letter, 2. ATTACHMENT 1 - FINDINGS, 3. ATTACHMENT 2 Conditions of Approval DVP, 4. ATTACHMENT 3 - Coastal Development Permit, 5. ATTACHMENT 4.1-4.9, 6. ATTACHMENT 5 Smigel Appeal Application, 7. ATTACHMENT 6 - Mackenzie Appeal Application, 8. ATTACHMENT 7 User Friendly Plans, 9. ATTACHMENT 8 Planning Commission Action Letter, 10. ATTACHMENT 9 PC Staff Report, 11. ATTACHMENT 10 Resolution, 12. ATTACHMENT 11 Response to Resolution, 13. Public Comment - Group 1, 14. Public Comment - Montecito Association, 15. Public Comment - Group 2, 16. Appellant Supporting Document, 17. Appellant Supporting Document - Scott Smigel, 18. Public Comment - Jenkins, 19. Ex Parte - First District Office, 20. Public Comment - Group 3, 21. Presentation - Staff, 22. Presentation - Applicant, 23. Updated Conditions of Approval (SP Changes), 24. Public Comment Speakers, 25. Minute Order

Date	Ver.	Action By	Action	Result
4/4/2023	1	BOARD OF SUPERVISORS	Acted on as follows:	Pass
4/4/2023	1	BOARD OF SUPERVISORS	Acted on as follows:	Pass