

CALIFORNIA COASTAL COMMISSION

1000 SOUTH CENTRAL COAST AREA
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VENTURA, CA 93001
(805) 585-1800

**RECORD PACKET COPY**

DATE: May 26, 2004

TO: Commissioners and Interested Parties

FROM: Peter Douglas, Executive Director
Chuck Damm, Senior Deputy Director

SUBJECT: County of Santa Barbara LCP Amendment MAJ-2-02 (Carpinteria Greenhouse): Executive Director's determination that the County's acknowledgement of receipt, acceptance, and agreement with the Commission's certification with suggested modifications is legally adequate. This determination will be reported to the Commission at the June 9, 2004 meeting in San Pedro.

On January 14, 2004 the Commission approved Local Coastal Program Amendment No. MAJ-2-02 submitted by the County of Santa Barbara with suggested modifications. This amendment modifies greenhouse policies and adds an overlay district to all agricultural parcels zoned Agriculture I within the unincorporated areas of the coastal zone of the Carpinteria Valley.

On April 20, 2004 the County Board of Supervisors adopted Resolution No. 04-098 (attached) acknowledging receipt of the Commission's certification of LCP Amendment No. MAJ-2-02 and accepting and agreeing to all modifications suggested by the Commission.

Pursuant to Section 13544 of the California Code of Regulations, Title 14, Division 5.5, the Executive Director must determine that the action taken by the County of Santa Barbara acknowledging receipt and acceptance of, and agreement with the Commission's certification of the above referenced LCP amendment with suggested modifications is legally adequate and report that determination to the Commission. The certification shall become effective unless a majority of the Commissioners present object to the Executive Director's determination.

I have reviewed the County's acknowledgement and acceptance of, and agreement with the terms and suggested modifications of LCP Amendment MAJ-2-02, as certified by the Commission on January 14, 2004, as contained in the adopted Resolution of April 20, 2004 and find that the County's action and notification procedures for appealable development are legally adequate to satisfy the terms and requirements of the Commission's certification. I therefore recommend that the Commission concur in this determination.

RESOLUTION OF THE BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF ACKNOWLEDGING)	
RECEIPT AND ACCEPTANCE OF COASTAL)	RESOLUTION NO.: 04-098
COMMISSION SUGGESTED MODIFICATIONS TO)	
THE CARPINTERIA VALLEY GREENHOUSE)	CASE NO.:
PROGRAM AND AMENDING THE SANTA)	04ORD-00000-00002
BARBARA COUNTY LOCAL COASTAL PROGRAM)	04GPA-00000-00003

WITH REFERENCE TO THE FOLLOWING:

- A. On January 7, 1980, by Resolution No. 80-12, the Board of Supervisors of the County of Santa Barbara adopted the Santa Barbara County Coastal Plan.
- B. The Local Coastal Plan contains specific policies related to the regulation of greenhouse development in the Carpinteria Valley which, in part, require the completion of an assessment of the cumulative effects of greenhouses on coastal resources.
- C. In 1986, the Board of Supervisors adopted Resolution 86-141, which approved a study entitled: *Greenhouse Development in the Carpinteria Valley: A Compilation and Assessment of Existing Information, 1977-85*, as the MEA required by Policy 8-5. By accepting this study and adopting Resolution 86-141, the Board determined that greenhouse development would continue to be processed by a development plan. The resolution also included permitting procedures and development standards for commercial greenhouse development in the coastal zone. However, the Coastal Commission never agreed that this document met the MEA requirement of Policy 8-5.
- D. On January 20, 1998, the County Board of Supervisors formally directed Planning and Development to address issues related to greenhouse development in the Carpinteria Valley through completion of the AB 1431 funded study (Carpinteria Valley Greenhouse Program).
- E. In April 1998, Planning and Development was awarded a Coastal Resources Grant (AB 1431) to conduct a cumulative environmental assessment of greenhouse development in the Carpinteria Valley.
- F. On December 1, 1998, by Resolution No. 98-473, the County Board of Supervisors directed Planning and Development to process all greenhouse projects greater than 20,000 square feet in the Carpinteria Valley as Conditional Use Permits (CUPs) until the Carpinteria Valley Greenhouse Program is completed and the County and Coastal Commission agree on any land use or policy changes, if any.

- G. Pursuant to the California Environmental Quality Act Guidelines Section 15060(d), an Environmental Impact Report was completed for the program and circulated to the appropriate State agencies on August 20, 1999.
- H. The Planning Commission considered the merits of the Carpinteria Valley Greenhouse Program at a public hearing on November 8, 1999 and continued the item to January 19, 2000, March 30, 2000, June 7, 2000, July 17, 2000, August 16, 2000, September 18, 2000 and October 4, 2000. The Planning Commission concluded hearings without recommendations to the Board of Supervisors.
- I. On February 19, 2002, by Resolution 02-061, the County Board of Supervisors approved the Carpinteria Valley Greenhouse Program consisting of the following amendments to the Local Coastal Program: 99-OA-005, 99-RZ-009, and 99-GP-007.
- J. In May 2002, these amendments were submitted to the Coastal Commission by Resolution 02-065 as a proposed amendment to the county's certified Local Coastal Program.
- K. On January 14, 2004 the Coastal Commission approved the Carpinteria Valley Greenhouse Program (LCP Amendment STB-MAJ-2-02) with modifications.
- L. On April 20, 2004 the Board of Supervisors acknowledged receipt of the Commission's resolution of certification, including modifications suggested for final certification.
- M. The Board of Supervisors now finds that it is in the interest of the orderly development of the County and important to the preservation of the health, safety, and general welfare of the residents of the County to accept the Coastal Commission's suggested modification's to LCP Amendment STB-MAJ-2-02, and amend the Local Coastal Program, hereby incorporated by reference, as follows:
 - 1. 04GPA-00000-00003: Amendments to Coastal Land Use Plan inclusive of Coastal Commission suggested modifications. Attached as Exhibit A.
Note: Language approved by the Board of Supervisors, per Resolution 02-061, is shown underlined. Suggested modifications by the Coastal Commission to be deleted are shaded and ~~lined out~~. Suggested modifications by the Coastal Commission to be inserted are shaded and shown underlined.
 - 2. 04ORD-00000-00002: Amendments to Article II of Chapter 35 of the Santa Barbara County Code inclusive of Coastal Commission suggested modifications as revised to clarify the proper ordinance section numbering and deletion of inapplicable section referring to AG-II zone district findings within the Carpinteria Agricultural Overlay District.

Attached as Exhibit B. **Note:** Language approved by the Board of Supervisors, per Resolution 02-061, is shown underlined. Suggested modifications by the Coastal Commission to be deleted are shaded and ~~lined out~~. Suggested modifications by the Coastal Commission to be inserted are shaded and shown underlined.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

1. The above recitations are true and correct.
2. This Board has held a duly noticed public hearing, as required by Section 65854 of the Government Code, on the proposed amendments, at which hearing the amendments were explained and comments invited from the persons in attendance.
3. The Board acknowledges receipt of, and acceptance of the Coastal Commission's suggested modifications to LCP Amendment STB-MAJ-2-02 and adopting 04ORD-00000-00002 and 04GPA-00000-00003 amending the Santa Barbara County Local Coastal Program.
4. The Chair of this Board is hereby authorized and directed to sign and certify all maps, documents, and other materials in accordance with this Resolution to reflect the above described action by the Board of Supervisors.


PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this 20th day of April, 2004, by the following vote:

AYES: Supervisor's Schwartz, Rose and Marshall

NOES: Supervisor's Gray and Centeno

ABSTAIN: None

ABSENT: None

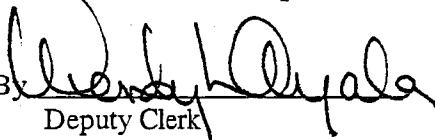


Joe Centeno
Chair, Board of Supervisors
County of Santa Barbara

ATTEST:

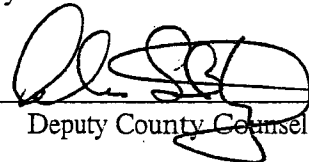
APPROVED AS TO FORM:

MICHAEL F. BROWN
Clerk of the Board of Supervisors

By: 

Deputy Clerk

STEPHEN SHANE STARK
County Counsel

By: 

Deputy County Counsel