

CALIFORNIA COASTAL COMMISSION

SOUTH CENTRAL COAST AREA
89 SOUTH CALIFORNIA ST., SUITE 200
VENTURA, CA 93001
(805) 585-1800

**RECORD PACKET COPY**

DATE: September 22, 2005

TO: Commissioners and Interested Parties

FROM: Peter Douglas, Executive Director
John Ainsworth, District Director

SUBJECT: County of Santa Barbara LCP Amendment MAJ-2-03 (Residential Second Unit): 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 October 13, 2005 meeting in San Diego.

On March 16, 2005, the Commission approved Local Coastal Program Amendment No. MAJ-2-03 submitted by the County of Santa Barbara with suggested modifications. This amendment modifies the Coastal Zoning Ordinance/Implementation Plan (CZO/IP) portion of the certified Local Coastal Program (LCP) to revise the existing regulations regarding the permitting and appeal procedures for residential second units.

On August 16, 2005, the County Board of Supervisors adopted Resolution No. 05-243 (attached) acknowledging receipt of the Commission's certification of LCP Amendment No. MAJ-2-03 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-2-03, as certified by the Commission on March 16, 2005, as contained in the adopted Resolution of August 16, 2005 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 APPROVING AMENDMENTS)
TO THE SANTA BARBARA COUNTY LOCAL)
COASTAL PROGRAM TO AMEND THE COASTAL)
ZONING ORDINANCE, ARTICLE II OF CHAPTER 35)
OF THE SANTA BARBARA COUNTY CODE TO)
TO ADOPT THE RESIDENTIAL SECOND UNIT)
ORDINANCE AS MODIFIED BY THE)
CALIFORNIA COASTAL COMMISSION)

RESOLUTION NO. 05-243

County Case Numbers:
03ORD-00000-00002

WITH REFERENCE TO THE FOLLOWING:

- A. On December 2, 2003, the Board of Supervisors of the County of Santa Barbara approved an amendment to the County's Local Coastal Program to incorporate revisions to the permitting Residential Second Unit Ordinance, and on the same day by Resolution No. 03-370 submitted this amendment for consideration by the California Coastal Commission; and
- B. On March 15, 2005 the Board of Supervisors conducted a public hearing to consider the suggested modifications to the Local Coastal Program Amendment; and
- C. On March 16, 2005, the California Coastal Commission approved a resolution of certification with suggested modifications for this Local Coastal Program Amendment (Coastal Commission Case No. MAJ-2-03); and
- D. Whereas the Board of Supervisors finds the suggested modifications to be acceptable; and

NOW THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

- 1. The above recitations are true and correct.
- 2. The Board acknowledges receipt of the Coastal Commission's resolution of certification with suggested modifications and accepts those modifications through amendment of the Coastal Land Use Plan and Implementation Program (Coastal Zoning Ordinance) as required in Section 13544(a) of the Commission's Administrative Regulations.
- 3. The Board will submit this acknowledgment to the California Coastal Commission to demonstrate satisfaction of the specific requirement of the Commission's certification order, pursuant to Section 13544(b) of the Commission's Administrative Regulations.
- 4. The Chair of this Board is hereby authorized and directed to sign and certify all documents and other materials in accordance with this resolution to show the above mentioned action by the Board of Supervisors.

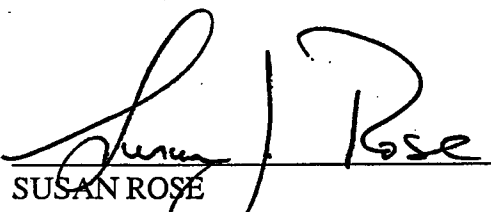
PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara,
State of California, this 16th day of August, 2005, by the following vote:

AYES: Supervisors Carbajal, Rose, Firestone, Gray and Centeno

NOES: None

ABSTAINED: None

ABSENT: None



SUSAN ROSE
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