

CALIFORNIA COASTAL COMMISSION

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



Th19b

DATE: May 24, 2007

TO: Commissioners and Interested Parties

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

SUBJECT: County of Santa Barbara LCP Amendment MAJ-1-05-B (Height Calculation): 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 14, 2007 hearing in Santa Rosa.

On March 15, 2007, the Commission approved Local Coastal Program Amendment No. MAJ-1-05-B 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 methodology for calculating the height of a structure.

On May 15, 2007 the County Board of Supervisors adopted Resolution No. 07-138 (attached) acknowledging receipt of the Commission's certification of LCP Amendment No. MAJ-1-05-B 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-1-05-B, as certified by the Commission on March 15, 2007, as contained in the adopted Resolution of May 15, 2007 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.

BROOKS FIRESTONE
Third District, Chair

SALUD CARBAJAL
First District, Vice Chair

JANET WOLF
Second District

JONI GRAY
Fourth District

JOSEPH CENTENO
Fifth District



COUNTY OF SANTA BARBARA

BOARD OF SUPERVISORS

County Administration Building

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Santa Barbara, CA 93101

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CALIFORNIA
COASTAL COMMISSION
SOUTH CENTRAL COAST DISTRICT

May 15, 2007

Peter Douglas, Executive Director
California Coastal Commission
South Central Coast Area
89 South California Street, Suite 200
Ventura, California 93001

Dear Mr. Douglas:

On behalf of Santa Barbara County, the Board of Supervisors has executed the attached resolution to accept your Commission's certification of the County's amendments to its certified Local Coastal Program, Amendment MAJ-1-05-B (Height Calculation) and Amendment MAJ-1-05-C (Telecommunications).

Thank you for your cooperation on this project. Please contact Noel Langle (805.568.2009) in the Planning and Development Department if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Brooks Firestone". The signature is written in a cursive style.

Brooks Firestone, Chair
Board of Supervisors

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

IN THE MATTER OF APPROVING AN AMENDMENT)
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)
ADOPT ORDINANCE AMENDMENTS AS)
MODIFIED BY THE CALIFORNIA COASTAL)
COMMISSION)

RESOLUTION NO. 07-138

County Case Nos.:
05ORD-00000-00001
05ORD-00000-00004

WITH REFERENCE TO THE FOLLOWING:

- A. Whereas on November 22, 2005, the Board of Supervisors of the County of Santa Barbara approved an amendment to the County's Local Coastal Program by amending the Coastal Zoning Ordinance, Article II of Chapter 35 of the County Code, to implement a new methodology to calculate the height of structures (Ordinance No. 4581, Case No. 05ORD-00000-00001); and
- B. Whereas on December 13, 2005, the Board of Supervisors of the County of Santa Barbara approved an amendment to the County's Local Coastal Program by amending the Coastal Zoning Ordinance, Article II of Chapter 35 of the County Code, to revise the permit process and development standards that regulate the construction and use of commercial and noncommercial telecommunication facilities (Ordinance No. 4588, Case No. 05ORD-00000-00004); and
- C. Whereas on December 13, 2005, the Board of Supervisors of the County of Santa Barbara, by Resolution 05-361, submitted these amendments for consideration and certification to the California Coastal Commission; and
- D. Whereas on March 15, 2007, the California Coastal Commission approved resolutions of certification with suggested modifications for these amendments to County's Local Coastal Program (Coastal Commission Case Nos. MAJ-1-05-B and MAJ -1-05-C); and
- E. Whereas the Board of Supervisors finds the suggested modifications to be acceptable;

NOW THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

- 1. The above recitations are true and correct.
- 2. The Board of Supervisors acknowledges receipt of the Coastal Commission's resolutions of certification with suggested modifications and accepts and agrees to 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, and agrees to issue Coastal Development Permits for the total area included in the certified Local Coastal Program consistent with the modifications of Ordinance No. 4581 and Ordinance No. 4588 as certified by the Coastal Commission.

3. The Board of Supervisors 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 the Board of Supervisors is hereby authorized and directed to sign and certify all documents and other materials in accordance with this resolution to reflect 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 15th day of May, 2007, by the following vote:

AYES: Supervisors Firestone, Gray, Centeno, Carbajal & Wolf

NOES: None

ABSTAINED: None

ABSENT: None



BROOKS FIRESTONE
Chair, Board of Supervisors
County of Santa Barbara

ATTEST:

MICHAEL F. BROWN
Clerk of the Board of Supervisors

By 
Deputy Clerk

APPROVED AS TO FORM:

STEPHEN SHANE STARK
County Counsel

By 
Deputy County Counsel