

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING A LOCAL COASTAL PROGRAM AMENDMENT FOR AN APPLICATION OF PATSY STADLEMAN, AGENT FOR ANDREW SEYBOLD, 415 ALAN ROAD – PARCEL B (MST2009-00083)

WHEREAS, the City accepted an application from Patsy Stadleman, Agent FOR Andrew Seybold, in order to process a request for a Local Coastal Program Amendment for a property located at 415 Alan Road;

WHEREAS, the Planning Commission held a duly noticed public hearing to consider a request for initiation on June 11, 2009 and no one spoke regarding the project;

WHEREAS, on June 11, 2009, the Planning Commission denied a request to initiate a General Plan Amendment, a Rezone and a Local Coastal Program Amendment;

WHEREAS, the City Council held a duly noticed public period to consider an appeal of the Planning Commission decision by the applicant on November 9, 2009 and no one spoke regarding the project;

WHEREAS, on November 9, 2009, the City Council upheld the appeal of the applicant and initiated General Plan Amendment, a Rezone and a Local Coastal Program Amendment of the subject parcel;

WHEREAS, the Planning Commission held a duly noticed public hearing to consider a request for initiation on March 3, 2011 and one person spoke regarding the project;

WHEREAS, on March 3, 2011, the Planning Commission denied a request for a Lot Area Modification, a Tentative Subdivision Map and a Coastal Development Permit because a majority could not support a recommendation of approval of a General Plan Amendment, a Rezone and a Local Coastal Program Amendment;

WHEREAS, on March 11, 2011 Steve Amerikaner of Brownstein Hyatt Farber Schreck, LLP on behalf of Andrew Seybold appealed the Planning Commission approval of the project;

WHEREAS, on November 15, 2011, the City Council held a duly noticed public hearing on the appeal. After the public hearing, the City Council upheld the appeal and approved the Lot Area Modification (Parcel A), a Tentative Subdivision Map and a Coastal Development Permit;

WHEREAS, the City Council held a duly noticed public hearing on November 15, 2011 to consider a Local Coastal Program amendment proposed in conjunction with the project, and concluded that the Local Coastal Program amendment is consistent with the goals and objectives of the City's General and Local Coastal Plans;

WHEREAS, the City Council has conducted a duly noticed public hearing pursuant to the provisions of Chapter 3, Title 7 of the Government Code of the State of California;

WHEREAS, the City Council has received and accepted a proposed amendment to the current Zoning Map and General Plan; and

WHEREAS, the City Council has reviewed and considered all materials and exhibits in the current record relative to this amendment, including, the project, and all staff reports.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Santa Barbara as follows:

Section 1. The Local Coastal Program of the City of Santa Barbara is hereby amended to change the land use designation of the northerly portion of APN 041-091-024 (Parcel B) to Residential (three (3) units per acre).

Section 2. The City Council makes the following findings with respect to amending the City's Local Coastal Program:

A. Local Coastal Program Amendment:

1. The amendment is consistent with the policies of the California Coastal Act.
2. The amendment is consistent with the City of Santa Barbara Local Coastal Plan Map.
3. The amendment is consistent with the Chapter 3 (commencing with Section 30200) Policies of the Coastal Act regarding public access and public recreation, because the project will not impede public access to the coast, and there will be minimal effects on public recreation.

Section 3. This resolution shall not take effect unless and until the Rezone Ordinance (City Ordinance No. ___ as introduced on November 15, 2011) has been duly adopted by the City Council.