



# City of Santa Barbara California

## CITY OF SANTA BARBARA PLANNING COMMISSION

### RESOLUTION NO. 012-20

#### 1100 E. CABRILLO BLVD. & 1414 PARK PLACE

#### AGREEMENT TO CONSOLIDATED COASTAL DEVELOPMENT PERMIT

DECEMBER 17, 2020

**APPLICATION OF PARKS & RECREATION DEPARTMENT, CITY OF SANTA BARBARA, OWNER OF 1100 E. CABRILLO BLVD. & 1414 PARK PLACE, APN: 017-381-001; 017-382-001, ZONE: PR/S-D-3; LAND USE DESIGNATION: PARK/OPEN SPACE; (PLN2019-00535)**

The project proposes to improve water quality and restore habitat for aquatic and avian wildlife through the replacement of the Andrée Clark Bird Refuge Lagoon weir and weir gate, removal of approximately 74 non-native trees, recontouring portions of the lagoon shoreline, recontouring the mouth of the lagoon on the beach side (adjacent to the volleyball courts), seasonal lowering of the sand berm at the mouth of the lagoon on the beach side, and installation of native plants and rock clusters along the margin of the lake, islands and mouth of the lagoon. Construction of a bio-retention basin would also occur at the Municipal Tennis Center property, located at 1414 Park Place. The project requires adoption of the Final Mitigated Negative Declaration prepared for the project, and a recommendation from the Planning Commission to allow the project to proceed to the California Coastal Commission for a Consolidated Coastal Development Permit due to its location in both the Appealable Jurisdiction of the City's Coastal Zone and the California Coastal Commission Permit Jurisdiction (SBMC §28.44.060 and California Coastal Act Section 30601.3).

**WHEREAS**, the Planning Commission has held the required public hearing on the above application, and the Applicant was present.

**WHEREAS**, two people appeared to speak and the following exhibits were presented for the record:

1. Staff Report with Attachments, December 10, 2020
2. Project Plans
3. Correspondence received:
  - a. David Newswanger, Santa Barbra CA

**NOW, THEREFORE BE IT RESOLVED** that the City Planning Commission:

- I. Allowed the subject application to proceed to the California Coastal Commission for consideration of a Consolidated Coastal Development Permit, making the following findings and determinations:
  - A. ENVIRONMENTAL REVIEW (FINAL MITIGATED NEGATIVE DECLARATION ADOPTION; CALIFORNIA PUBLIC RESOURCES CODE §21080)**
    1. The Planning Commission has considered the proposed Final Mitigated Negative Declaration, dated December 10, 2020 for the Bird Refuge Water Quality Improvements & Restoration Project (PLN2019-00535) and comments received during the public review process prior to making a recommendation on the project.

2. The Final Mitigated Negative Declaration has been prepared in compliance with California Environmental Quality Act requirements, and constitutes adequate environmental analysis of the project.
3. In the Planning Commission's independent judgment and analysis based on the whole record (including the initial study and comments received), there is no substantial evidence that the project will have a significant effect on the environment. The applicant has agreed to the mitigation measures identified. The Final Mitigated Negative Declaration, dated December 10, 2020, is hereby adopted.
4. The Planning Commission is not the approval body for this project, as it has agreed to a consolidated coastal development permit to be reviewed and issued by the California Coastal Commission. Mitigation measures identified in the Mitigated Negative Declaration that would avoid or reduce all potentially significant impacts to less than significant levels have been agreed to by the applicant and are hereby recommended for inclusion in the project approval granted by the Coastal Commission. Additional standard conditions of approval have also been recommended to the Coastal Commission for inclusion in the project to minimize potential environmental effects.
5. A Mitigation Monitoring and Reporting Program prepared in compliance with the requirements of Public Resources Code § 21081.6, is included in the Final Mitigated Negative Declaration for the project and is hereby adopted.
6. The location and custodian of documents or other material which constitute the record of proceedings upon which this decision is based is the City of Santa Barbara Community Development Department, 630 Garden Street, Santa Barbara, CA 93101.

The California Department of Fish and Wildlife (DFW) is a Trustee Agency with oversight over fish and wildlife resources of the State. The DFW collects a fee from project proponents of all projects potentially affecting fish and wildlife, to defray the cost of managing and protecting resources. The project is subject to the DFW fee, which requires the applicant to pay the fee within five days of project approval.

This motion was passed and adopted on the 17th day of December, 2020 by the Planning Commission of the City of Santa Barbara, by the following vote:

AYES: 6 NOES: 0 ABSTAIN: 0 ABSENT: 1 (Higgins)

I hereby certify that this Resolution correctly reflects the action taken by the City of Santa Barbara Planning Commission at its meeting of the above date.

  
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Heidi Reidel, Planning Technician I

12/17/2020  
Date

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**PLEASE BE ADVISED:**

**THIS ACTION OF THE PLANNING COMMISSION CAN BE APPEALED TO THE CITY COUNCIL WITHIN TEN (10) CALENDAR DAYS AFTER THE DATE THE ACTION WAS TAKEN BY THE PLANNING COMMISSION.**