



# City of Santa Barbara California

## CITY OF SANTA BARBARA STAFF HEARING OFFICER

### RESOLUTION NO. 078-13 2213 SANTA BARBARA STREET MODIFICATION DECEMBER 11, 2013

**APPLICATION OF DAVID WINITZKY, ARCHITECT FOR DENNIS P. FAZZIO, 2213 SANTA BARBARA STREET APN: 025-201-023, E-1 ONE-FAMILY RESIDENCE ZONE, GENERAL PLAN DESIGNATION: LOW DENSITY RESIDENTIAL (3 DU/ACRE) (MST2013-00436)**

The 15,746 square-foot site is currently developed with a 2,734 square foot, two-story residence, a 392 square foot two-car garage, a 257 square foot one-car garage and a 220 square foot one-car carport. The proposed project involves 34 square feet of additions, a new covered entry porch, new skylights, a new trellis, new windows, new doors, new exterior light fixtures and an exterior stucco color change. The discretionary application required for this project is an Interior Setback Modification to allow exterior alterations, including windows, doors and exterior lighting in the required interior setback. (SBMC § 28.15.060 & SBMC §28.92.110).

The Environmental Analyst has determined that the project is exempt from further environmental review pursuant to the California Environmental Quality Act Guidelines Section 15301 and 15305 (Existing Facilities and Minor Alterations in Land Use Limitations).

**WHEREAS**, the Staff Hearing Officer has held the required public hearing on the above application, and the Applicant was present.

**WHEREAS**, no one appeared to speak either in favor or in opposition of the application thereto, and the following exhibits were presented for the record:


1. Staff Report with Attachments, December 5, 2013.
2. Site Plans


**I. NOW, THEREFORE BE IT RESOLVED** that the City Staff Hearing Officer approved the Interior Setback Modification making the findings and determinations that the Modification at the north side of the property is consistent with the purposes and intent of the Zoning Ordinance, and is necessary to secure an appropriate improvement on the lot. The changes to the window sizes and window and door locations and the exterior lighting to the residence are appropriate because they are necessary for an appropriate floor plan change, located on the ground floor, and not anticipated to adversely impact adjacent neighbors.

**II.** Said approval is subject to the following condition that all hedges on the property shall comply with SBMC § 28.87.170.

This motion was passed and adopted on the 11<sup>th</sup> day of December, 2013 by the Staff Hearing Officer of the City of Santa Barbara.

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

  
\_\_\_\_\_  
Kathleen Goo, Staff Hearing Officer Secretary

  
\_\_\_\_\_  
Date

**PLEASE BE ADVISED:**

1. This action of the Staff Hearing Officer can be appealed to the Planning Commission or the City Council within ten (10) days after the date the action was taken by the Staff Hearing Officer.
2. If the scope of work exceeds the extent described in the Modification request or that which was represented to the Staff Hearing Officer at the public hearing, it may render the Staff Hearing Officer approval null and void.
3. If you have any existing zoning violations on the property, other than those included in the conditions above, they must be corrected within thirty (30) days of this action.
4. Subsequent to the outcome of any appeal action your next administrative step should be to apply for **Single Family Design Board (SFDB)** approval and then a building permit.
5. **PLEASE NOTE: A copy of this resolution shall be reproduced on the first sheet of the drawings submitted with the application for a building permit.** The location, size and design of the construction proposed in the application for the building permit shall not deviate from the location, size and design of construction approved in this modification.
6. **NOTICE OF APPROVAL TIME LIMITS:** The Staff Hearing Officer's action approving the Performance Standard Permit or Modifications shall expire two (2) years from the date of the approval, per SBMC §28.87.360, unless:
  - a. A building permit for the construction authorized by the approval is issued within twenty four months of the approval. (An extension may be granted by the Staff Hearing Officer if the construction authorized by the permit is being diligently pursued to completion.) or;
  - b. The approved use has been discontinued, abandoned or unused for a period of six months following the earlier of:
    - i. an Issuance of a Certificate of Occupancy for the use, or;
    - ii. one (1) year from granting the approval.