

MOTION TO CONTINUE

THE SANTA BARBARA COUNTY HEARING REGARDING THE DRAFT PROGRAM ENVIRONMENTAL IMPACT REPORT SET FOR OCTOBER 17, 2017 AT THE BETTERAVIA GOVERNMENT CENTER IN SANTA MARIA TO A DATE AT LEAST TWO WEEKS IN THE FUTURE AT THE SAME LOCATION AND TIME.

On behalf of the informal group of residents of Tepusquet Canyon, known as the Tepusquet Canyon Crisis Committee, the undersigned requests a continuance of the meeting for public input regarding the Draft Program Environmental Impact Report of 10/2017

This meeting is currently scheduled for 5:30 pm on Tuesday, October 17, 2017 at the Betteravia Government Center in Santa Maria.

We request a continuance of at least two weeks at the same location and time.

We request this continuance on the following Grounds:

The undersigned, and presumably everyone else, received notice of the hearing by Email from the County on October 2, 2017.

The Draft Program Environmental Impact Report was included as an on-line reference in that same notice.

The Draft Program Environmental Impact Report is 608 pages long of largely single-spaced type (except for the included maps and tables).

As a matter of common sense two weeks is wholly inadequate time for people to be able to fully comprehend and be able to respond to a document that is so long.

The language and terminology and organization of the document is largely unfamiliar to most of us.

As the impact of the Planning Commission's recommendations to the Board of Supervisors affects the small group of citizens in Tepusquet Canyon so dramatically, the lack of time to read, absorb and respond to the Draft Program Environmental Impact Report means that the action of the Planning Commission or division thereof regarding this document is in effect of an adjudicative nature and not simply legislative.

Thus, failure to continue the hearing to a date that allows people a reasonable opportunity to read, absorb and respond to the document rises to the level of a

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denial of procedural due process under the Constitution of the United States and the Constitution of the State of California.

I firmly believe that any court reviewing a claim of lack of procedural due process would bend over backwards to rule in favor of the claimants given the extremely short period of time involved and the length of the document.

Respectfully submitted,

David T. Clary

Note:

I, David T. Clary am an attorney licensed to practice law in the State of California. Nevertheless, I am making this request not as an attorney representing anyone or any entity, but as a resident of Tepusquet Canyon. As I spotted the issue and mentioned it at a meeting of the informal Tepusquet Canyon Crisis Committee, I was asked to present it to the Planning Commission and Board of Supervisors. I was so selected on Saturday, 10/13, 2017. I do not consider this part of my allocated time to speak at the meeting, but something that is best brought up as soon as possible before the meeting.

David T. Clary

Diana F. Rigby
Superintendent

Maureen Fitzgerald
Chief Business Officer



Board Members
Maureen Foley Claffey
Rogelio Delgado
Jaclyn Phuong Fabre
Michelle Robertson
Andy Sheaffer

Carpinteria Unified School District

September 10, 2017

TO: County Planning Commission
FROM: Diana F. Rigby, Superintendent
RE: Cannabis Land Use Ordinance and Medical Marijuana Status Determination
and Termination of Exemption Ordinance Amendment

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I am writing this memo in response to the County Planning Commission meeting on 9/13/17 on behalf of the Carpinteria Unified School District. As the new School Superintendent, I am responsible for student and staff safety in our schools, including Carpinteria High School which is located on 4810 Foothill Road surrounded by cannabis growers and greenhouses. As currently reported by the Carpinteria High School Principal, Gerardo Cornejo, the air quality in the high school classrooms is compromised by the strong objectionable cannabis odors originating from agricultural operations located on properties in the unincorporated County area in close proximity to 4810 Foothill Road. As a high school school, we are considered a "sensitive receptor" and it is proposed in the Code Draft that a 600' radius is sufficient to protect our students and staff from the dangers or nuisance of the cannabis activities. I strongly recommend that you investigate a more effective distance (such as the 1000 ft. proposed in SLO County) to ensure that the cannabis activities are not interfering with nor compromising the safety of our students and staff at Carpinteria High School.

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DEPARTMENT

Villalobos, David

From: pattiruben@aol.com
Sent: Tuesday, September 19, 2017 8:01 AM
To: Williams, Das
Cc: annacarp@cox.net; Villalobos, David; Metzger, Jessica; Schunk, Cameron; jim@carpedata.com
Subject: Please consider LA Times article
Categories: Purple Category

Good Morning Mr. Williams: We met at the Carpinteria hearing, I was listening carefully to gather information on the huge life-changing decisions that only 5 people make.

Carpinteria is one of the last places where people come to dwell in nature. Please don't alter the community image forever.

<https://www.nytimes.com/2017/09/09/us/california-marijuana-growers.html?hp&action=click&pgtype=Homepage&clickSource=story-heading&module=second-column-region®ion=top-news&WT.nav=top-news>

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