

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Planning and Building	(2) MEETING DATE 12/3/2013	(3) CONTACT/PHONE Stephanie Fuhs, Planner III/(805) 781-5721	
(4) SUBJECT Request to authorize the use of Alternative Publication Procedures for amendments to Title 22 of the Land Use Ordinance (Dana Adobe text amendment). District: 4.			
(5) RECOMMENDED ACTION That the Board of Supervisors: <ol style="list-style-type: none"> <li>1. Authorize that the display advertisement of one-quarter page that was published in a newspaper of general circulation in the county no later than November 30, 2013, that indicated the general nature of the proposed Land Use Ordinance amendments (Dana Adobe text amendment) that will begin public hearings on December 10, 2013 can act as the alternative publication.</li> <li>2. Authorize a one-quarter page display advertisement be placed in a newspaper of general circulation within 15 days after adoption of the proposed amendments by your Board.</li> </ol>			
(6) FUNDING SOURCE(S) Application Fees	(7) CURRENT YEAR FINANCIAL IMPACT \$0.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ___) <input type="checkbox"/> Board Business (Time Est. ___)			
(11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input checked="" type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP N/A	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A    Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW Lisa M. Howe			
(18) SUPERVISOR DISTRICT(S) District 4			

## County of San Luis Obispo



TO: Board of Supervisors

FROM: Planning and Building / Stephanie Fuhs, Planner III

VIA: Kami Griffin, Acting Director

DATE: 12/3/2013

SUBJECT: Request to authorize the use of Alternative Publication Procedures for amendments to Title 22 of the Land Use Ordinance (Dana Adobe text amendment). District: 4.

### **RECOMMENDATION**

That the Board of Supervisors:

1. Authorize that the display advertisement of one-quarter page that was published in a newspaper of general circulation in the county no later than November 30, 2013, that indicated the general nature of the proposed Land Use Ordinance amendments (Dana Adobe text amendment) that will begin public hearings on December 10, 2013 can act as the alternative publication.
2. Authorize a one-quarter page display advertisement be placed in a newspaper of general circulation within 15 days after adoption of the proposed amendments by your Board.

### **DISCUSSION**

On December 10, 2013, your Board will hold a public hearing for the following amendment:

Hearing to consider a request by DANA (Dana Adobe Nipomo Amigos) for a Land Use Ordinance (LUO) Amendment to: 1) Section 22.112.030.B (South County Planning Area Standards, Combining Designations, Historic Area (H) Dana Adobe), and 2) Section 22.112.080.G (South County Planning Area Standards, Nipomo Urban Area, Recreation – Dana Adobe). The amendment would allow the applicant to process a CUP for the site to include a visitor's center, outdoor amphitheater, Chumash Village with exhibits and interpretive features, and associated support features. The project is located on the east side of South Oakglen Avenue, approximately one mile southeast of West Tefft Street, within and immediately adjacent to the community of Nipomo, in the South County Inland planning area.

**County File Number: LRP2011-00001**

Assessor Parcel Numbers: APN: 090-171-011, -030, -031, -032, and -036

Supervisorial District: 4

Date Accepted: N/A

The California Government Code, Section 25124, establishes specific publication requirements for ordinance amendments. Your Board can order that a display advertisement be published in a newspaper of general circulation in the county prior to the public hearing and that a display ad be placed in a newspaper of general circulation following action on the amendments.

## **Staff Comments**

The California Government Code establishes specific publication requirements for ordinance amendments, and offers two cost-saving alternatives to publishing the complete text of an adopted ordinance after its passage (which has historically been the most commonly-used method). The alternatives include either publishing a summary of the proposed amendments; or, where the official responsible for the ordinance determines that a summary would not be effective, and with the consent of your Board, a simple display ad can be published in a local newspaper noting passage of the ordinance, where it can be obtained, and how your Board voted on its adoption.

Therefore, in accordance with Section 25124 of the California Government Code, we are requesting that your Board order that a display advertisement of a one-quarter page be published in a newspaper of general circulation in the county, indicating the general nature of the proposed Land Use Ordinance amendments to be considered. In addition, it is requested that your Board direct that a one-quarter page display advertisement be placed in a newspaper of general circulation within 15 days after adoption of the proposed amendments.

Because publication of a display advertisement would cost substantially less than the full text of the adopted amendments, and because the diversity of topics covered in the amendments does not enable a meaningful summary, your favorable consideration on this matter is appreciated.

## **OTHER AGENCY INVOLVEMENT/IMPACT**

Applicable agencies and Community Advisory Committees were provided referrals of the amendments.

## **FINANCIAL CONSIDERATIONS**

Reproducing the complete text of all of the amendments contained in this Ordinance Amendment would cost approximately 50 percent more than the cost of two quarter-page display ads.

## **RESULTS**

Advertising of the amendments will allow public hearings to occur in conformance with the Government Code and will cost substantially less than publishing the full text of the adopted amendments.