

County of Santa Barbara Public Works Department
Project Clean Water
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March 28, 2008

Mr. Roger Briggs, Executive Director
Central Coast Regional Water Quality Control Board
895 Aerovista Place, Suite 101
San Luis Obispo CA 93401

Subject: Response to Comments on Santa Barbara County Year 1 Annual Report
NPDES Small MS4 General Permit WDID #342MS03024

This letter transmits the County of Santa Barbara's response to the Regional Board staff letter dated January 28, 2008 on the Santa Barbara County Annual Report for Year 1 implementation of our Storm Water Management Program (SWMP). For ease of comparison, this letter follows the outline from your letter dated January 28, 2008.

Part I addresses items with a March 28 deadline for reply. Part II addresses items that were requested to be clarified or provided in future Annual Reports.

In addition, the County will prepare an amended SWMP addressing those comments of your January 28, 2008 letter. The amended SWMP will be submitted along with the Year 2 Annual Report on September 15, 2008. We will provide you with an electronic redline/strikeout version so your staff can easily identify the changes that were made. This letter identifies these Year 1 amendments to the SWMP within each applicable section below.

I. SWMP Modifications and Amendments

I.A. Public Education and Outreach

BMP 1.2 (Brochures) – The County will compile the number of all water quality related educational items distributed and will continue to reach 15% of the targeted population per year therefore no amendment to the SWMP is necessary. The County will identify the targeted population in future annual reports.

Item No. 14 Attachment No. 2
May 8, 2009 Meeting
Santa Barbara County Stormwater
Program Review

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Proposed SWMP Amendment:

The County does not propose to amend this measurable goal.

BMP 1.5 (Watershed Resource Center) – In July of 2007 management of the Watershed Resource Center (WRC) transitioned from Community Environmental Council to Art From Scrap. The County is contracted with Art From Scrap to provide youth education through classroom presentations and field trips to the WRC. The County plans to continue to support and maintain the WRC for youth education through existing displays, laboratory space, and classroom areas in addition to utilizing the center for community events and public meetings.

The County will conduct tours of the WRC during community events to develop awareness of the resources the Center has to offer and the will continue to encourage its use for various community meetings and events.

Proposed SWMP Amendments (new):

1.5.1 Measurable Goal: Maintain the use of the facility for youth education and other programs.

1.5.2 Measurable Goal: Compile the number of visitors each year.

1.5.3 Measurable Goal: Facilitate the use of the Watershed Resource Center for at least two community events each year.

BMP 1.6 (Educational Programs for Children) – In Year 1 only 57 evaluations were administered as the evaluations did not commence until half way through the year. In Year 2 evaluations will be administered to the Creek Kids Series students and only to students present for all of the three lessons that comprise the series. The target for Year 2 is to evaluate 70% of the total number of students targeted for evaluation. In future annual reports the County will provide a percentage of the total number of students evaluated.

Proposed SWMP Amendment (for clarification):

1.6.1 Measurable Goal: Administer pre- and post-presentation evaluations to 70% of the total number of students targeted for evaluation.

I.B. Public Participation and Involvement

BMP 2.1 (Steering Committee) – The County will provide two weeks for public review of the draft annual report. The general timeline for the annual report preparation and review process is as follows: Close of fiscal year, data compilation, data evaluation, report preparation, release of draft annual report for public review, comment assessment, submittal to the RWQCB.

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Proposed SWMP Amendment (new):

2.1.3 Measurable Goal: Provide two weeks for stakeholder review of the draft annual report.

I.C. Illicit Discharge Detection & Elimination

BMP 3.11 (Business Facility Inspections) – See Attached revised Appendix 3D Business Inspection Program.

Proposed SWMP Amendment (new):

The attached revised Business Inspection Program will be included in the revised SWMP.

I.D. Construction

BMP 4.3 (Control of Construction Related Waste) – Water Board staff suggests that the County require permit applicants to provide a copy of their NPDES Construction General Permit approval letter and WDID number along with submittal of a Storm Water Pollution Prevention Plan prior to County issuance of a grading permit.

Our current procedures require submittal of the NOI / SWPPP, but not your Board's Approval letter / WDID. Section 14-11(h) of the Grading Ordinance (Santa Barbara County Code) states:

Where the construction site activity is regulated under 40 CFR 122 and/or the Clean Water Act (sites of one (1) acre or more of disturbance), the application shall include a copy of the Notice of Intent (NOI) and the Storm Water Pollution Prevention Plan (SWPPP).

Similarly, discretionary projects are conditioned during Development Review, where applicable, to submit proof of exemption or Notice of Intent along with copy of the Storm Water Pollution Prevention Plan (SWPPP) prior to approval of land use permits.

In this case, Planning & Development cannot reasonably delay issuance of a ministerial permit based on your Board's permitting activities. We will, however, continue to require a copy of the NOI and SWPPP. We appreciate your ongoing efforts to coordinate with Building & Safety staff on construction site closures, and will look for other opportunities to encourage this coordination.

Proposed SWMP Amendment:

No amendments to the SWMP are proposed.

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I.E. Post Construction

BMP 5.4 (Project Evaluation) – All projects issued a discretionary permit (CUPs, DVPs, etc.) undergo regular inspection during construction to ensure compliance with permit conditions and mitigation measures. Construction practices must comply with all conditions of approval, the design must be consistent with final approved plans, construction must meet all codes and standards, and the final project must comply with any conditions of use or final design conditions such as landscaping.

These measures include both temporary construction-period BMPs and those measures built into the project (drainage design and contours, revegetation, landscaping, location of buildings and structures, materials used for paving, etc.). Site inspections for permit compliance are performed by the Development Review Division of Planning & Development Department. (These permit compliance inspections are conducted separately but concurrently and in coordination with inspections by Building & Safety Division of the Planning and Development Department. Building & Safety Division grading inspectors are inspecting BMPs required by the Grading Permit.)

Only when the project has complied with all conditions of approval, codes, standards and plans, will Planning and Development Staff issue final occupancy clearance.

The County's discretionary permit process does not have a mechanism to separately track individual BMPs or design measures incorporated into a project that specifically address water quality. It is therefore not possible to track and report these measures as a matter separate from any other discretionary condition of approval. Permit compliance inspections are similarly not tracked by conditions / design measures, and permit compliance violation cases are not tracked to determine if the violation may have resulted in a threat to water quality.

Therefore, to improve clarity on this Measurable Goal, the following revisions are proposed (see "Status" and "Planned Year 2 Activities").

Original text from Year 1 Annual Report:

5.4.1. Measurable Goal: *Annually evaluate 100% of all discretionary projects for compliance with water quality measures*

Status: Complete. Projects with treatment control BMPs that proceeded to construction were inspected during the construction and determined to have installed the measures correctly as per plan. These include the Thacker Veterinary Clinic in Lompoc, and Better Cooling in Orcutt. See 5.3.1 above.

Effectiveness: This BMP was implemented in accordance with the Storm Water Management Program.

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Proposed Modifications: Ongoing inspection of treatment control measures will continue; no changes are recommended.

Planned Year 2 Activities: Continued inspections to verify compliance with measures as projects are constructed.

Proposed Revisions for Year 1 Annual Report (clarified):

5.4.1. Measurable Goal: *Annually evaluate 100% of all discretionary projects for compliance with water quality measures*

Status: Complete. All projects with water quality measures were inspected during construction by Planning & Development staff and by Public Works staff. Staff are trained to recognize those measures designed to protect water quality (see BMP 5.5 for staff training). All projects subject to Attachment 4 conditions for treatment control BMPs were inspected during construction and determined to have installed the measures correctly as per plan. These include the Thacker Veterinary Clinic in Lompoc, and Better Cooling in Orcutt. See 5.3.1 above.

Effectiveness: This BMP was implemented in accordance with the Storm Water Management Program.

Proposed Modifications: Ongoing inspection of discretionary projects subject to the Attachment 4 conditions will continue.

Planned Year 2 Activities: Continued inspections to verify compliance with measures as projects are constructed. County staff will evaluate the tracking and reporting mechanisms to seek future improvement in reporting and tracking for those measures implemented in accordance with the NPDES General Permit.

Proposed SWMP Amendment:

No amendments to the SWMP are proposed.

BMP 5.5 (Staff Training) – Over the years, assessing effectiveness of staff training has been performed informally through discussion with staff and planning supervisors. However, it is recognized that demonstrating and reporting that effectiveness is critical to the Regional Board's acceptance of our training program. Therefore, we propose that the following effectiveness assessment be conducted:

After training, staff will take a True-False quiz with topics similar to the one shown in the Annual Report. The results will be tabulated as part of the training and where incorrect

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answers occur, the trainer will follow-up directly with the planner to review the correct answer. The number of correct answers will be compared to incorrect answers and reported in future Annual Reports.

In addition to the tallied responses, planning supervisors will be asked to respond to a brief summary evaluation to improve future training. Responses to these summary evaluations will be noted in future Annual Reports.

Proposed SWMP Amendment (new):

Section 5.3 of the Storm Water Management Program shall be revised as follows:

BMP: Staff Training

- 75% attendance by P&D permit and review staff involved in design review at annual storm water trainings by year 1.
- 100% attendance by P&D permit and review staff involved in design review at annual storm water trainings or through videotape by year 2.
- Achieve participation of 100% of all new planning staff in a County water quality training (in-house) (years 1-5).
- Provide effectiveness assessment and follow-up to assure that planner's understand County responsibilities and their role implementing this program (Years 2-5)

I.F. Municipal Operations

BMP 6.1 (Evaluation of Facilities) – There is one County facility with an NPDES Industrial General Permit located in the permit area: the South County Transfer Station.

We note that this facility is subject to inspection and review by Regional Board staff under a permit program more stringent than the NPDES Municipal General Permit including separate requirements for reporting, monitoring, and record keeping.

However, in response to your request, we will evaluate the existing facility SWPPP and report on that evaluation consistent with other municipal facilities in future Annual Reports.

Proposed SWMP Amendment (new):

The SWMP will be amended to include evaluation of the South County Transfer Station existing facility SWPPP consistent with other municipal facilities.

BMP 6.7 (Storm Drain Maintenance) – Since the South County Transfer Station is subject to its own permit and reporting requirements under the NPDES Industrial General

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Permit, detailed information on the CDS cleanout from that facility was not originally reported. However, subsequent annual reports will provide the frequency of CDS unit cleaning at the transfer station facility as per this Measurable Goal which states:

6.7.1 Measurable Goal: *Establish and implement a cleaning schedule for County-owned and operated treatment control facilities (years 1-5).*

The transfer station has not developed records of amount or weight removed, thus reports for prior cleaning events are not available. However, we have requested that such records be developed and this information will be included for future annual reports from this point forward.

Proposed SWMP Amendment (new):

The SWMP will be amended to include the South County Transfer Station CDS unit as part of the storm drain maintenance program (see SWMP Section 6.2.8) and future annual reports will include this information under the report for Measurable Goal 6.7.1.

II. Annual Reporting Compliance – Additional Information Needed

The following responses are provided to affirm our understanding of Regional Board comments and include, in some cases, a reply to the comment.

II.A. Public Education and Outreach

BMP 1.9 (Storm Water Hotline) – The County water quality hotline is designed to connect callers directly to the responsible agency depending on the nature of the call or the location of concern. The phone company is able to report on the number of calls to the hotline but is not able to track where the calls are directed. In addition the County is unable to discern whether a call received by Project Clean Water was routed from the hotline or dialed directly to County staff. Please refer to Appendix 3B of the SWMP for documentation of all complaints, referrals, and notices of illicit/illegal discharges made to Project Clean Water.

Proposed Amendment:

The County does not propose amending this measurable goal.

II.B. Public Participation & Involvement

BMP 2.1 (Steering Committee) – The County is currently evaluating how attendance at future workshops and stakeholder meetings might be increased.

Proposed Amendment:

The County does not propose amending this measurable goal.

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BMP 2.2 (Regular Public Meetings) – The mention of the establishment of a City Stakeholder committee in the BMP Implementation Table is a text error in the SWMP and annual report.

Proposed Amendment (clarification):

Modify the text in the Implementation Table Details column to read “Establish a separate North and South County Stakeholder Committee; publicize meetings by advertising and contacting community groups.”

BMP 2.4 (Volunteer WQ Sampling) – The County organized or co-sponsored three volunteer water quality events in Year 1, one of which was participation in Snapshot Day as required. The County held this portion of the event at Rincon Creek with three volunteers. In February, PCW provided 24 water quality test kits to Mount Carmel School science class and in June co-sponsored a monitoring event at several locations in the Goleta Slough area. The County identifies volunteering water quality data as qualitative and data from these events to date is unavailable. The County will commence reporting on the results of the constituents analyzed during water quality monitoring events with the Year 3 annual report. The County is currently evaluating the target number of participants for these events and will report on the target number in future annual reports.

Proposed SWMP Amendment:

The County does not propose amending this measurable goal.

BMP 2.5 (Community Clean-ups) – The County will provide the number of participants and a description of the amount of trash collected during each clean-up event in future annual reports.

Proposed SWMP Amendment:

The County does not propose amending this measurable goal.

II.C. Illicit Discharge Detection & Elimination

BMP 3.8 (Spill Complaint Response) – Regarding the Tidwell Asphalt complaint, there were two occasions where this contractor was contacted regarding construction BMPs. The first occasion (07-003) was a Project Clean Water staff discovery on January 9, 2007 during a routine visit to the Isla Vista area. Project Clean Water staff identified asphalt debris associated with trenchline work left loose on road and in gutter. Since the debris was from work performed days earlier, we required the contractor to clean the site immediately. Staff verified clean up on the same day. Three days later (07-006) a complaint was called into our office regarding a subcontractor working for Tidwell, at a different location in Isla Vista, rinsing down concrete onto the street from the cement

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mixer chute. Project Clean Water staff followed up directly with the contractor responsible for the concrete subcontractor, which was also Tidwell, and simultaneously notified Southern California Edison for whom Tidwell was working. The individual representing SoCal Edison's storm water pollution prevention program was contacted directly about the behavior of their contractor.

The normal procedure for a complaint or discovery is to first communicate directly to the responsible party that the discharge is illegal and must be discontinued / cleaned up. As stated in the SWMP, they are often unaware of the violation and will immediately correct.

In this case, the same contractor discharged pollutants into the storm drain during the same job. Therefore, the County's follow-up procedures were to contact the agent responsible for the contractor, Edison. Through this communication, we were assured that SoCal Edison policy is to prevent discharges of pollutants to the storm drain, that Tidwell was responsible for that policy under terms of their contract, and that SoCal Edison would follow-up with their contractor's pollution prevention practices.

Follow-up procedures will be tailored to the violation or problem at hand. In general, follow-up on cases where the discharger does not change behavior, or clean up in a reasonable schedule, will advance to written notice (Warning), then Notice of Violation with a deadline within which such remediation or restoration must be completed or the Public Works Director will arrange for the work to be completed and the expense charged to the responsible party.

Additional steps beyond the Notice of Violation include injunctive relief, whereby the County can petition for a temporary or permanent injunction restraining the responsible party from activities which would create further violations and compelling the responsible party to perform abatement / remediation, administrative fines (punishable as misdemeanor), compensatory actions in lieu of enforcement proceedings (i.e. storm drain stenciling, mandatory participation in compliance workshops, creek clean up, etc.), and lastly, criminal prosecution resulting in imprisonment.

Proposed SWMP Amendment:

BMP 3.12 of the SWMP states the County will establish and implement a program to prevent ongoing recurrence of illicit discharges through sanctions and penalties applicable to those businesses and operators that have been inspected and previously cited (i.e., repeat offenders). This program is to be developed during Year 2 (current year) and be implemented Year 3 (next year). Therefore, no additional amendments to the SWMP are proposed.

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BMP 3.9 (Commercial / Industrial Facility Inspections) – County staff will provide additional information on the County Fire Inspection Summary Report, including description of the violations cited that did not comply within the due date requested.

County staff will also provide additional information on the Environmental Health Services restaurant inspection program in future annual reports. (see note below regarding inspection logs for septic system inspections)

Proposed SWMP Amendment:

No amendments to the SWMP are proposed.

BMP 3.10 (ID Field Investigation & Abatement) - A description of the creek inspections is provided in the SWMP, and will be clarified in the next Annual Report.

We will improve how our database handles information from the creek walks (with discharges tracked via Complaints/Discoveries database). For example, staff will provide better descriptions of discharges encountered, including details such as approximate trash coverage (1% cover, 10% cover) if it's trash related, and nature of the discharge.

For MG 3.10.2 and 3.10.3, staff will evaluate septic system inspection logs and determine whether/how this data can best be provided to evaluate the effectiveness of the measurable goal in future annual reports.

Regarding Santa Barbara Channelkeeper's assertion that they find it questionable the County would find no discharges on many of the creek walks, we urge Channelkeeper to provide information whenever possible on the location of trash or discharges into the creek. There were four complaints forwarded from Channelkeeper during Year 1 (06-056, 07-006, 07-0067, 07-053). A detailed description of the creek inspections will be provided in the Year 2 Annual Report.

Proposed SWMP Amendment:

No amendments to the SWMP are proposed.

BMP 3.11 (Business Facility Inspections) – A summary of the next year's planned activities will be provided directly in the Annual Report, rather than just referring to the Business Inspection Program as a separate document.

The County Fire Department's and Public Health Inspector's will be discussed in subsequent annual reports including details and evidence of such training to the extent they are available. The Year 2 Annual Report will include clarification described above.

Proposed SWMP Amendment:

No amendments to the SWMP are proposed.

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II.D. Construction

BMP 4.4 (Site Inspection and Enforcement) – The inspection findings presented in the Annual Report represents data tracked through the County’s permit tracking system, Accella. The level of detail recorded and tracked using the database is shown in Appendix 4C (Inspection Reports) and includes notes such as: “inspected/approved” inspection/ not approved” “requires reinspection” etc. This is the extent of inspection detail that is recorded and will continue to be reported in future Annual Reports.

The following paragraph explains the procedures used by Grading Inspectors, and why future Annual Reports will show the same level of detail presented in Appendix 4C.

Inspection findings that lead to a correction notice are written on a form, with one copy provided to the contractor and one copy retained in the grading permit file. Once a correction notice is issued, Grading Inspectors schedule a follow-up visit to verify the correction is complete. Once complete, the electronic record states “Inspected/approved” on the date this occurred, and the hard copy correction notice is discarded.

In Year 1, there were no enforcement actions or NOV’s issued, which means that site inspections and correction notices were sufficient to address County grading ordinance violations. As noted in your letter, procedures for inspections, follow-up inspections, correction notices vs. Notice of Violation triggering enforcement actions will be addressed in the Year 2 Annual Report.

Project Clean Water complaints/discoveries are presented in Chapter 3.0 of the Year 1 Annual Report. Table 2 includes those forwarded to Building & Safety for follow-up, or those related exclusively to a construction activity. We acknowledge and agree that the complaints 07-006, 07-013, and 07-016 are related to construction activity, and should have been included in Table 2.

Your letter requests clarification to complaint 07-019 where a complaint was forwarded to California Department of Fish & Game (CFG). Unfortunately, the table submitted in our Annual Report that listed all complaints (Appendix 3B) truncated the column that contained “Follow-up”. Therefore the whole description was inadvertently omitted from the report. For future annual reports, we will carefully compare the submittal to the original spreadsheet to make sure that complete information is provided.

To clarify Appendix 3B in Year 1 Annual Report , the following text presents the complete entry from the March 10, 2007 complaint (07-019):

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Checked it out, looked ok to me. Forwarded it to P and D Tony Bohnett and he thought it looked ok just need to stabilize the bank. Forwarded it to CFG Natasha Lohmus. Observed an operating gas pump on bridge drawing water from creek, and two gas cans. Cans and pump were on bridge. On 5/10/07, arranged site visit with CDFG Natasha Lohmus and Dave Brown, also two staff from NOAA. CDFG agreed to follow-up with correction notice to property owners. Follow-up from Tony Bohnett: Repair and maintenance of this access road to approximately 4 private parcels does not require building or grading permits. However, situation at creek where overburden was cast onto steep slopes is not acceptable. Therefore, Grading section staff left a red placard to inform the parties involved that no more action in that particular area should be taken until they contacted grading section. The owners agent subsequently contacted grading section. Another site visit to identify correction: loose overburden materials must be pulled back and removed from slope. It was also recommended to stabilize slope. The height of the slope from top to toe is approx 10-12 ft. toe of slope was approximately 6-8 ft from flow of creek; overall area approx 200 sf. Follow up site visit visit on 09-11-2007 by Grading Section showed that most overburden material was pulled back, jute netting had been applied to slope, 2 horizontal fiber rolls were staked appropriately and two small sycamore trees were planted near bottom of toe. The remaining 50 percent of the slope is stabilized with wild weeds and local vegetation.

After the initial site visit was responded to by County staff, subsequent complaints from the property owner to Regional Board staff prompted subsequent inspections by County staff and notification to Fish and Game on March 21 2007. Fish and Game was provided all documentation including photographs. County staff met F&G / NOAA staff in the field at a time scheduled by these agencies, May 10, 2007. According to F&G, the work should have been permitted under 1601 Streambed Alteration. F&G contacted the two property owners and required them to apply for a 1600 agreement.

The following is apparent: 1) County staff made four site visits, ordered removal of loose soil deposited along creek bank, and required stabilization measures be placed on the bank, 2) subsequent follow-up inspections by County staff confirmed these measures were completed, 3) Fish and Game acknowledged that the activity is regulated under a 1600 Agreement and stated that they would provide permit follow-up.

Measurable Goal BMP 3.8.3 of the SWMP states,

Respond to 100% of calls to County Departments within 24 hours. Complaints outside direct County jurisdiction are forwarded to appropriate regulatory agency responsible for elimination of illegal discharges. In such cases, County will verify course of action taken by the appropriate agency within three working days and maintain record of that outcome in the Project Clean Water database. Where the County of Santa Barbara has enforcement authority (i.e., Planning and

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Development, Solid Waste, Fire Department), County will respond directly and identify and control or eliminate illicit discharges.

Please note the site is outside the SWMP permit area.

Future annual reports will address procedures for construction inspections and enforcement follow-up, and information on how enforcement actions are documented.

Proposed SWMP Amendment:

No revisions to the SWMP are proposed.

II.E. Post Construction

BMP 5.2 (Implement Design Standards) – There was a typo in the table of discretionary permit applications. The number is 464, not 1,464. Staff will look for opportunities to clarify effectiveness of implementing this BMP.

As described above in the response under BMP 5.4, there is currently no mechanism to track P&D implementation of MCM 5.0, except by way of describing the process of review of applications/conditions/approvals that applies to all development projects. That description is provided below.

All discretionary and ministerial permits must be consistent with Comprehensive Plan policies, development standards and zoning regulations. Discretionary permits are subject to detailed review under CEQA, including conditions to mitigate impacts. These projects are forwarded by the case planner to the Subdivision Review Committee for review with other County Department's policies¹. A detailed description of that process is provided below.

The metric used to report on Measurable Goal 5.2.1 "Apply standards to 100% of all applicable projects" is the number of discretionary permit applications submitted – 464. The standards were applied to 100% of all 464 permit applications.

Currently, quantifying implementation involves identifying 1) the number of submitted applications subject to discretionary review by P&D staff, 2) the number of projects reviewed by SDRC members, 3) number of projects conditioned with peak runoff or treatment control measures (not necessarily the same number), and 4) number of projects that were constructed with treatment control BMPs.

¹ P&D reviews projects for consistency with the General Permit Attachment 4 requirements, except for Attachment 4(B)(a) "Peak Storm Water Runoff Discharge Rates" and Attachment 4(B)(i) Design Standards for Structural or Treatment Control BMPs" both of which are reviewed by Public Works Department, Water Resources Division staff (Flood Control and Project Clean Water, respectively).

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These metrics will continue to be reported in subsequent annual reports with the following clarification:

Total discretionary case applications filed with P&D: Project applications submitted to P&D that require a discretionary action to permit and are subject to policy, procedures, and requirements implementing MCM 5.0.

Treatment Control BMPs:

- Number of Applications reviewed for Treatment Control BMPs – Projects applications transmitted to SDRC members and reviewed for mitigation measures by Public Works for addressing treatment control measures.
- Number of Applications with treatment control BMP Conditions – Of those projects reviewed, those that triggered the Attachment 4 criteria for treatment control. A condition letter is issued by Public Works and provided to the case planner as part of review process.
- Number of Projects approved with treatment control BMPs & recorded maintenance agreements – Those projects that went to a decision maker for approval, that were conditioned for treatment control, and began the process of land use clearances requiring plan check review and approval by Public Works.

Peak Runoff BMPs:

- Number of Applications reviewed for Peak Runoff Controls, Projects/applications transmitted to SDRC members and subject to recommendations for mitigation measures by Public Works for addressing peak storm water runoff discharge rates (Flood Control Ordinance).
- Number of Applications with Peak Runoff BMP Conditions – Of those projects reviewed, those that triggered the Attachment 4 criteria for peak runoff control. A condition letter is issued by Public Works and provided to the case planner as part of review process.
- Number of Projects approved with Peak Runoff Control BMPs & recorded maintenance agreements – Those projects that went to a decision maker for approval, that were conditioned for peak runoff detention, and began the process of land use clearances requiring plan check review and approval by Public Works.

The following paragraphs explain the procedures used to evaluate development submittals.

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All permits are either ministerial or discretionary. The difference between ministerial and discretionary permits is, the structures and uses permitted by ministerial permits are not subject to the discretionary hearing process of the Director, Zoning Administrator or the Planning Commission, though many of them will go before the Board of Architectural Review (BAR).

Planners review ministerial permit applications to ensure the development requests comply with Comprehensive Plan policies, development standards and ordinance requirements. P&D cannot approve requests for permits that are inconsistent with ordinance requirements, Comprehensive Plan policies or adopted development standards. When project review reveals that a project is inconsistent with ordinance or policy, and it cannot be made consistent with conditions or simple modifications, the planner may suggest that the applicant redesign project. The planner must identify specific aspects of the project that can not be approved and should provide redesign recommendations as applicable.

A discretionary project is one that requires a public agency or body to exercise judgment, deliberation or discretion in the process of approving or disapproving a particular activity. This is distinguished from ministerial permits where the public agency or body merely has to determine whether there has been conformity with applicable statutes, ordinances and regulations.

All discretionary projects result in planners review and analysis of the proposed project's environmental consequences and assessment of the project's consistency with applicable state and county regulations. These procedures include New Case Review (project review with planning supervisors and counsel), distribution of the project plans to Subdivision Review Committee members representing other County Departments/Divisions for review and analysis, with feedback directly to the case planner and the applicant, use of the Permit Process Procedures Manual, etc. to assure that policies, standards, and ordinances are addressed.

Santa Barbara County's ministerial planning permits include:

- Land Use Permits
- Coastal Development Permits (outside the appeals jurisdiction)
- Zoning Clearances(ZC)
- Sign Certificates of Compliance
- Emergency Permits

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Santa Barbara County's Discretionary Projects include:

Discretionary Permits

- Coastal Development Permit in the appeals area
- Conditional Use Permits (Major & Minor)
- Development Plans, Preliminary & Final
- Variances
- Specific Plans
- Reclamation Plans
- Surface Mining Permits
- Demolition and Reclamation Permit
- Oil and Gas Exploration Plan
- Production Plans

Other Discretionary Actions

- Conditional Certificates of Compliance
- Hardship Determinations
- Limited Exceptions
- Lot Line Adjustments
- Non-Conforming Studies
- Tentative Tract Maps
- Tentative Parcel Maps
- General Plan Amendments
- Development Code Amendments
- Zoning Map Amendment

The county's Development Code and subdivision regulations specify the review authority for each application type. Discretionary projects may be heard by:

- The Director of P&D
- The Zoning Administrator
- The Planning Commission
- The Board of Supervisors
- The California Coastal Commission

Discretionary projects are brought to Subdivision Review Committee (SDRC). Members of the SDRC provide applicants and the case planner a preliminary review of other County departmental requirements and proposed conditions. SDRC meetings provide a forum for open discussion to ensure that other County departmental requirements and proposed conditions do not conflict with one another. Projects are brought to SDRC prior to application submittal, and often again as a follow-up review after submittal.

SDRC members include representatives from Flood Control and Project Clean Water (Public Works), Fire Department (including representation from non-County Fire Departments), Transportation/Traffic (Public Works), Environmental Health Services (Public Health), Parks Dept, Air Pollution Control District, and others. Future annual reports will provide clear format and additional information as described above.

Proposed SWMP Amendment:

No revisions to the SWMP are proposed.

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II.F. Municipal Operations

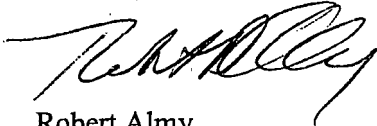
BMP 6.7 (Storm Drain Maintenance) – Bacteria sampling is not an element of the Storm Water Management Program, and was therefore not included in the Annual Report. The results from bacteria sampling from the ultraviolet system installed as a pilot project in Isla Vista will be reported under separate cover.

Proposed SWMP Amendment:

No revisions to the SWMP are proposed.

If you have any questions or need additional information, you may contact Cathleen Garnand at (805) 568-3561 or Fray Crease at (805) 568-3546.

Sincerely,



Robert Almy
Water Agency Manager

cc: Dianne Black, Director Development Services
Rick Merrifield, Director Environmental Health Services
Mike Zimmer, Building Official

Attachment: Business Inspection Program