

LRP2021-00002

ORDINANCE NO. 3453

AN ORDINANCE AMENDING TITLE 26 OF THE SAN LUIS OBISPO COUNTY CODE, THE GROWTH MANAGEMENT ORDINANCE, TO EXTEND GROWTH RATE LIMITS FOR NIPOMO MESA AND CAMBRIA AND THE WAITLIST FOR LOS OSOS

The Board of Supervisors of the County of San Luis Obispo ordains as follows:

SECTION 1: Section 26.01.070.(8). of the Growth Management Ordinance, Title 26 of the San Luis Obispo County Code, is hereby amended as follows:

- (8) Maximum Number of New Dwelling Units Allowed in the Nipomo Mesa Area. The maximum number of new dwelling units allowed in the Nipomo Mesa area (see Figure 1) for the period of July 1, 2019~~21~~, through June 30, 2020~~22~~, shall not exceed a 1.8 percent increase in the number of existing dwelling units from the previous fiscal year.

SECTION 2: Section 26.01.070.(10).a.1.i. of the Growth Management Ordinance, Title 26 of the San Luis Obispo County Code, is hereby amended as follows:

- i. Allocation for the years July 1, 2018~~21~~ through June 30, 2021~~4~~. Based on the County 2005 Resource Management System (RMS) Annual Report approved by the Board of Supervisors on December 20, 2005, the County 2008 Resource Management System (RMS) Annual Report approved by the Board of Supervisors on February 10, 2009, the 2009-2010 Resource Management System (RMS) Resource Summary Report approved by the board of supervisors on April 26, 2011, the 2010-2012 Resource Summary Report approved by the Board of Supervisors on March 12, 2013, the 2012-2014 Resource Summary Report approved by the board of supervisors on May 5, 2015, ~~and~~ the 2014-2016 Biennial Summary Report of the Resource Management System approved by the board of supervisors on May 16, 2017, and the 2016-2018 Resource Summary Report approved by the board of supervisors on December 15, 2020. the maximum annual allocation shall be set at zero percent per fiscal year for the period from July 1, 2018~~21~~ through June 30, 2021~~4~~, resulting in no new allocation requests other than those accompanied by an intent-to-serve letter from the Cambria Community Services District for transferred meters and eight grandfathered allocations for new residences in Cambria each fiscal year in the period from July 1, 2018~~21~~ through June 30, 2021~~4~~.

SECTION 3: Section 26.01.070.(11).a.3. of the Growth Management Ordinance, Title 26 of the San Luis Obispo County Code, is hereby amended as follows:

The undersigned Deputy Clerk of the Board of Supervisors certifies that, pursuant to Section 25103 of the Government Code, delivery of this document has been made on September 20, 2021.
WADE HORTON
Ex-Officio Clerk of the Board of Supervisors
By: _____
Deputy Clerk

3. Expiration of Deferred Allocations. All deferred allocations will be retained on the waiting list for Los Osos through June 30, 2021, at which time all unused allocations will be considered expired.

SECTION 4: That the activity is covered by a general rule exemption (State CEQA Guidelines Section 15061(b)(3)) from the California Environmental Quality Act (CEQA) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

SECTION 5: If any section, subsection, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, clause, phrase, or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

SECTION 6: This ordinance shall take effect and be in full force on and after 30 days from the date of its passage hereof. Before the expiration of 15 days after the adoption of this ordinance, it shall be published once in a newspaper of general circulation in the County of San Luis Obispo, State of California, together with the names of the members of the Board of Supervisors voting for and against the ordinance.

INTRODUCED at a regular meeting of the Board of Supervisors held on the 4th day of May, 2021, and **PASSED and ADOPTED** by the Board of Supervisors of the County of San Luis Obispo, State of California, on the 8th day of June, 2021, by the following roll call vote, to wit:

AYES: Supervisors Bruce S. Gibson, Dawn Ortiz-Legg, John Peschong, Debbie Arnold and Chairperson Lynn Compton

NOES: None

ABSENT: None

ABSTAINING: None



Lynn Compton
Chairperson of the Board of Supervisors
County of San Luis Obispo, State of California