

RESOLUTION NO. 070739

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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**RESOLUTION ACCEPTING MODIFICATIONS REQUESTED BY THE CALIFORNIA COASTAL COMMISSION AMENDING THE SAN MATEO COUNTY LOCAL COASTAL PROGRAM IMPLEMENTATION PLAN BY MODIFYING CHAPTER 24.5 TO DIVISION VI, PART ONE, OF THE SAN MATEO COUNTY ORDINANCE CODE (ZONING REGULATIONS), REGULATIONS FOR TELECOMMUNICATION FACILITIES, AND DIRECTING STAFF TO TRANSMIT THIS RESOLUTION TO THE COASTAL COMMISSION FOR CERTIFICATION**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, in November, 1980, the San Mateo County Local Coastal Program (LCP) was certified by the California Coastal Commission; and

**WHEREAS**, since its certification, the LCP has been amended various times, to improve Coastal Act conformance or respond to local circumstances; and

**WHEREAS**, the LCP Implementation Plan does not currently contain regulations specific to the construction, expansion, and operation of telecommunication facilities; and

**WHEREAS**, in order to protect public health, safety, and the environment, it is in the public's interest for this County to establish rules and regulations addressing certain land uses relating to the construction, design, siting, major modification, and operation of wireless communication facilities and their compatibility with surrounding land uses in the Coastal Zone; and

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**WHEREAS**, on December 9, 2008, after holding an initial public hearing on October 28, 2008, the Board of Supervisors conducted a public hearing on the zoning text/LCP amendments relating to telecommunication facilities, considered all comments received, determined that the amendment is consistent with the General Plan, and certified the Negative Declaration; and

**WHEREAS**, maximum opportunity for public participation in the hearing process was provided through: (1) publication of the Board of Supervisors meeting announcement in the San Mateo County Times and Half Moon Bay Review newspapers, and (2) direct mailing of meeting announcements to interested parties; and

**WHEREAS**, all interested parties were afforded the opportunity to be heard at all public hearings; and

**WHEREAS**, the County of San Mateo intends to adopt and implement these amendments in a manner fully consistent with the California Coastal Act; and

**WHEREAS**, the matter herein is an individual amendment to the County's Local Coastal Program Implementation Plan and requires certification by the Coastal Commission as being in conformity with, and adequate to carry out, the provisions of the certified Land Use Plan before the amendment can become effective; and

**WHEREAS**, on December 10, 2009, the Coastal Commission certified the amendments, subject to suggested modifications; and

**WHEREAS**, this Board agrees that the modifications to the County's LCP Implementation Plan amendments suggested by the Coastal Commission are appropriate.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Supervisors:

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1. Acknowledges receipt of the Coastal Commission's suggested modifications.
2. Accepts and agrees to the suggested modifications, and has adopted, by ordinance and resolution, amendments to both the Zoning Regulations and the LCP, respectively.
3. Agrees to issue Coastal Development Permits subject to the County's certified LCP, as amended.
4. Submits this resolution and said adopted ordinance to the Coastal Commission.

**AND, BE IT FURTHER RESOLVED**, that the San Mateo County Board of Supervisors amends the San Mateo County LCP Implementation Plan to add Chapter 24.5 to Division VI, Part One, of the San Mateo County Ordinance Code (Zoning Regulations) and will carry out this amendment in accordance with the Coastal Act.

**AND, BE IT FURTHER RESOLVED**, that the San Mateo County Board of Supervisors directs staff to submit this resolution to the Coastal Commission for certification of conformity with the California Coastal Act.

**AND, BE IT FURTHER RESOLVED**, that this Local Coastal Program amendment shall not have the force of law within the Coastal Zone until the California Coastal Commission has certified it as conforming with the California Coastal Act.

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Regularly passed and adopted this 11<sup>th</sup> day of May, 2010.

AYES and in favor of said resolution:

Supervisors:

MARK CHURCH

CAROLE GROOM

RICHARD S. GORDON

ROSE JACOBS GIBSON

ADRIENNE J. TISSIER

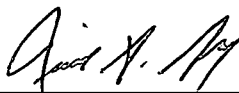
NOES and against said resolution:

Supervisors:

NONE

Absent Supervisors:

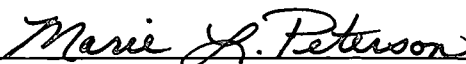
NONE



President, Board of Supervisors  
County of San Mateo  
State of California

Certificate of Delivery

I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.



Marie L. Peterson, Deputy  
Clerk of the Board of Supervisors

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