

### THE CITY OF SAN DIEGO

### **REPORT TO THE HEARING OFFICER**

HEARING DATE: April 24, 2013

REPORT NO. HO 13-035

ATTENTION: HEARING OFFICER

SUBJECT: CADENA RESIDENCE; PROJECT NO. 296187 PROCESS 3

LOCATION: 3610 Bayside Walk

OWNER/ APPLICANT:

Raul Cadena and Kristen L. Churchill

### **SUMMARY**

<u>Requested Action</u>: Should the Hearing Officer approve the demolition of an existing single-family dwelling unit and construction of a new three story, 2,762 square-foot single-family dwelling unit, a 399 square-foot garage, and accessory improvements on a 0.06-acre site located at 3610 Bayside Walk in the Mission Beach Precise Plan and Local Coastal Program Area?

Staff Recommendation: APPROVE Coastal Development Permit No. 1037918.

<u>Community Planning Group Recommendation</u>: On March 19, 2013, revised plans were presented to the Mission Beach Precise Planning Board voted 11-0-0 to recommend approval of the project (Attachment 10).

<u>Environmental Review</u>: This project is exempt from environmental review pursuant to Article 19, Section 15302 (Replacement or Reconstruction) and Section 15303 (New Construction or Conversion of Small Structures), of the California Environmental Quality Act (CEQA). The project proposes the demolition of an existing single-family dwelling unit and subsequent construction of a replacement single-family dwelling unit. The environmental exemption determination for this project was made on March 8, 2013, and the opportunity to appeal that determination ended March 29, 2013 (Attachment 11).

### BACKGROUND

The project site is located at 3610 Bayside Walk (Attachment 1), east of Mission Boulevard and north of San Juan Place (Attachment 2). The property is in the R-S Zone in the Mission Beach Planned District (Attachment 3) within the Mission Beach Precise Plan and Local Coastal Program Area (Attachment 4), Coastal Overlay Zone (Appealable Area), Coastal Height

Limitation Overlay Zone, Parking Impact Overlay Zone (Beach Impact Area), Residential Tandem Parking Overlay Zone, and the Transit Area Overlay Zone. The zoning designation allows for one residential dwelling unit per 1,200 square feet of lot area and the Mission Beach Precise Plan (MBPP) designates the proposed project site for residential land use at a maximum 36 dwelling units per acre (DU/AC). The project site, occupying 0.06-acres, could accommodate two dwelling units based on the underlying zone, and two dwelling units based on the community plan.

The project site is a rectangular shaped lot with frontage along Bayside Walk with vehicular access from Bayside Lane. The parcel has been previously graded and developed with a single-family dwelling unit, which was constructed in 1931. A historical assessment was performed and City staff determined that the property and associated structure would not be considered historically or architecturally significant under the State of California Environmental Quality Act (CEQA) in terms of architectural style, appearance, design, or construction associated with important persons or events in history.

### DISCUSSION

### Project Description:

The project proposes the demolition of the single-family dwelling unit and construction of a three-story, 2,762 square-foot single-family dwelling unit with a 399 square-foot attached garage and accessory improvements. The project site is located approximately 238-feet from the Pacific Ocean and 98-feet from the shoreline of Mission Bay. The property is located between the bay and Bayside Lane, which is identified as the first public roadway paralleling the bay. The project proposes a maximum building height of 28-feet 11-inches; therefore, the building and any projections will not exceed the maximum 30 foot height limit allowed by the Coastal Height Limitation Overlay Zone. The project proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use, design guidelines, and development standards in effect for this site.

Development of the proposed project requires the approval of a Process 3 Coastal Development Permit (CDP) for the demolition of an existing single-family dwelling unit and construction of a single-family dwelling unit within the Coastal Overlay Zone. As a component of the proposed project, the building will utilize renewable energy technology, self-generating at least 50-percent or more of the projected total energy consumption on site through photovoltaic technology (solar panels). Because the project utilizes renewable technologies and qualifies as a Sustainable Building, the land use approvals have been processed through the Affordable/In-Fill Housing and Sustainable Buildings Expedite Program.

### Community Plan Analysis:

The project site is located at 3610 Bayside Walk, east of Mission Boulevard and north of San Juan Place. The MBPP designates the proposed project site for residential land use at a maximum 36 DU/AC. The project proposes one dwelling unit on a 2,782 square-foot lot for a density of 15.66 DU/AC; therefore, the project is consistent with the designated use and density in the community plan. The MBPP contains goals and policies for design and development,

including criteria for yards and setbacks, height, FAR and density. These design criteria have been incorporated in the Mission Beach Planned District Ordinance (MBPDO) regulations that govern the site.

The property is located between the bay and Bayside Lane, which is identified as the first public roadway paralleling the bay. Bayside Walk at this location is not designated as a physical accessway. Although no specific views are identified through the project site in the MBPP, the plan states that views to, and along the shoreline from public areas shall be protected from blockage by development and or vegetation. In addition, Land Development Code (LDC) Section 132.0403(b) requires the preservation of a visual corridor of not less than the side yard setbacks or more than 10-feet in width, and running the full depth of the premises whenever there is a potential view to the water.

Views to Mission Bay looking east from Bayside Lane and through the property are currently obstructed by existing landscape, fences and structures, and will be removed with the demolition of the existing single-family dwelling unit. The project proposes a 3-foot fence and gates along Bayside Walk and along the north and south side setbacks. To preserve the views, a 3-foot wide coastal view corridor easement along the north property line and a 5-foot wide coastal view corridor easement along the south property line, running the full length of the property from east to west, has been shown on the plans and made a condition of the permit. The coastal view corridor easements would be required to be recorded prior to the issuance of any construction permit.

With the coastal view corridor easements, the project meets all applicable regulations and policy documents, and is consistent with the recommended land use designation, design guidelines, and development standards in effect for this site. Therefore, the development would not affect any physical accessway and/or public views to the Pacific Ocean and Mission Bay or other scenic coastal areas as specified in the Local Coastal Program.

### Community Group:

On November 20, 2012, the Mission Beach Precise Planning Board voted 8-0-0 to deny the project (Attachment 9) for the following reason: 1) The open tandem parking space must be 8  $\frac{1}{2}$ -feet wide LDC Section 1513.0403(b)(4)(A). 2) The roof eave on the third floor (and garage) cannot encroach into interior side yards more than 6 inches. Exact measurements of eaves were not noted on the plans. 3) The railings have a curved portion that encroaches in the front yard and side yard setbacks. 4) No landscape plans were submitted. The group discussed 50-percent softscape and 50-percent hardscape, and a Tree within 4-5 feet of building.

<u>Staff's Response</u>: 1) The width of the tandem parking space is 10-feet 5-inches, which is in conformance with and in fact exceeds the minimum requirements of the LDC. 2) The roof eave on the third floor and garage encroach into interior side yards a maximum of 6-inches, as illustrated on the elevation plans. 3) The proposed railings on the second and third floor are in compliance with the setback requirement of LDC Section 1513.0304(c)(2) and 1513.0304(c)(3). The regulations require any portion of the structure's façade exceeding 20-feet in height observe an additional setback for the remainder of the structure by sloping away from the plane of the façade at an angle of 45 degrees, as illustrated on the elevation

plans. 4) The landscape areas are shown on the site plan and comply with LDC Section 1513.0402 (landscape requirements of the MBPDO). The code allows for any combination of trees, shrubs, and ground cover, except that the use of trees to meet the requirements is optional. The project proposes 172-square feet of landscape planting areas and 171-square feet of hardscape areas.

On February 21, 2013, at the request of the applicant, staff routed a set of the revised plans to the group for reconsideration. On March 19, 2013, the Mission Beach Precise Planning Board reconsidered the project and voted 11-0-0 to recommend approval (Attachment 10).

### Conclusion:

The project meets all applicable regulations and policy documents, and staff finds the project consistent with the recommended land use, design guidelines, and development standards in effect for this site per the adopted MBPP, Local Coastal Program, LDC, and the General Plan. As a component of the proposed project, the buildings will utilize renewable energy technology, self-generating at least 50 percent of the projected total energy consumption on site through photovoltaic technology (solar panels).

### **ALTERNATIVES**

- 1. **APPROVE** Coastal Development Permit No. 1037918, with modifications.
- 2. **DENY** Coastal Development Permit No. 1037918, if the findings required to approve the project cannot be affirmed.

Respectfully submitted,

Teffrey A. Peterson Development Project Manager Development Services Department

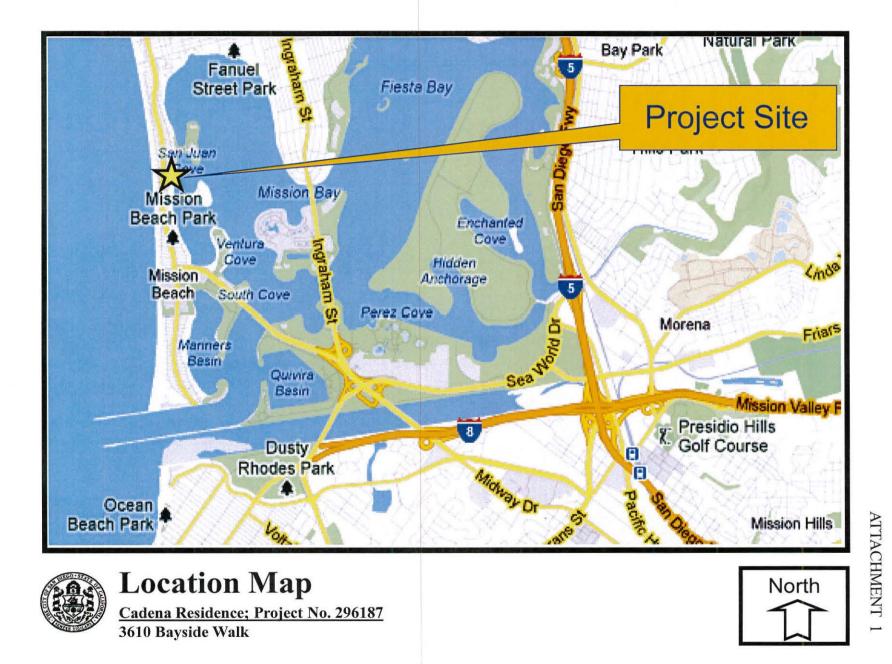
WESTLAKE/JAP

Attachments:

- 1. Location Map
- 2. Aerial Photograph
- 3. Zoning Map
- 4. Community Plan Land Use Map
- 5. Project Data Sheet
- 6. Project Plans
- 7. Draft Permit with Conditions
- 8. Draft Resolution with Findings

- 9. Community Group Recommendation
- 10. Second Community Group Recommendation
- 11. Environmental Exemption
- 12. Ownership Disclosure Statement
- 13. Project Chronology
- 14. Copy of Public Notice (forwarded to HO)
- 15. Copy of Project Plans (full size-forwarded to HO)

Internal Order No. 24003263

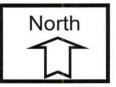


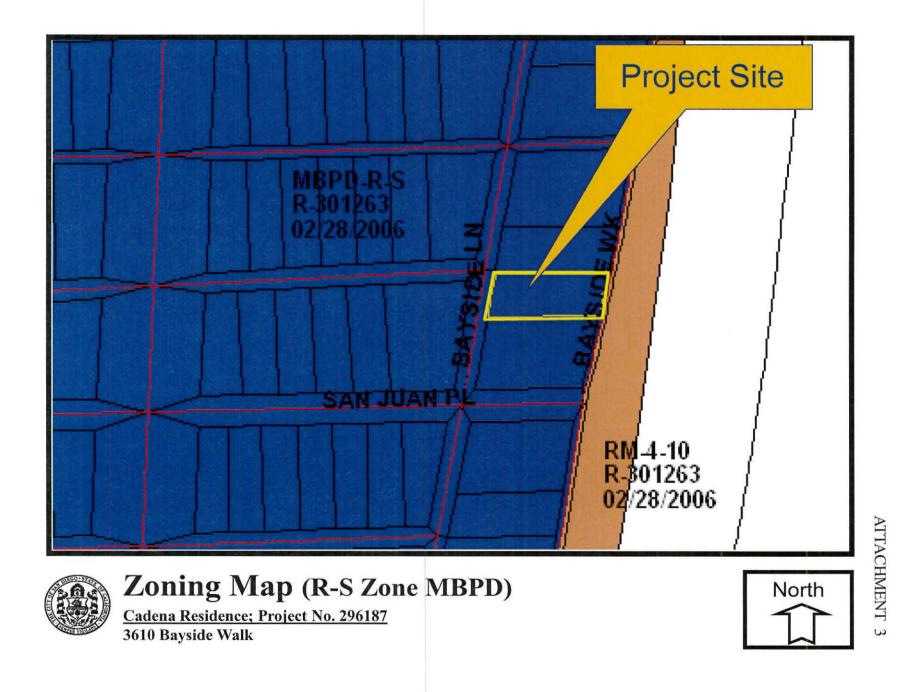


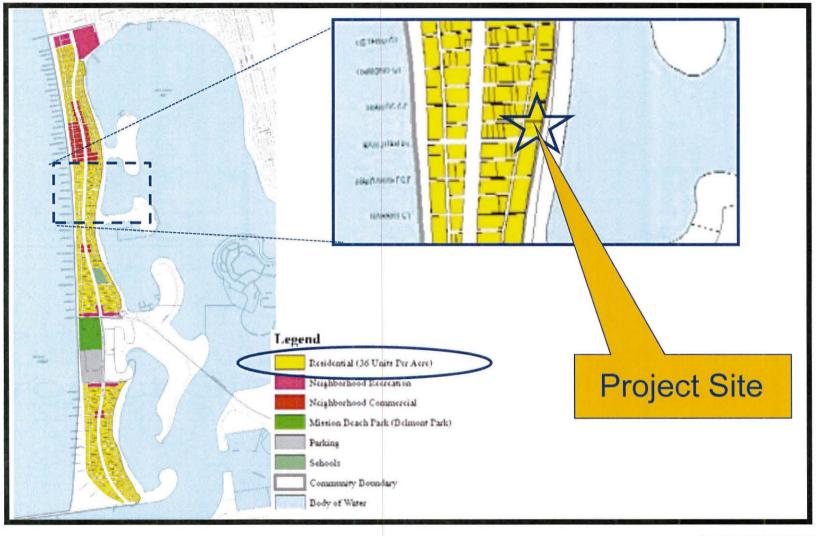


## **Aerial Photograph**

Cadena Residence; Project No. 296187 3610 Bayside Walk









## **Mission Beach Community Land Use Map**

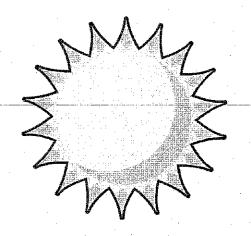
Cadena Residence; Project No. 296187 3610 Bayside Walk



PRC	JECT DATA SHI	EET			
PROJECT NAME:	Cadena Residence; Project No. 296187				
PROJECT DESCRIPTION:		Demolition of an existing single-family dwelling unit and construction of a three-story, 2,762 square-foot single-family dwelling unit.			
COMMUNITY PLAN AREA:	Mission Beach				
DISCRETIONARY ACTIONS:	Coastal Development Permit				
COMMUNITY PLAN LAND USE DESIGNATION:	Residential land use at a maximum	m 36 dwelling units per acre (DU/AC).			
	ZONING INFORMATION	<u>.</u>			
LOT SIZE: 2,400 square feet FLOOR AREA RATIO: 1.1 LOT COVERAGE: 65 percent FRONT SETBACK: 10-foot SIDE SETBACK: 3-foot (min.) and 5-foot (Heights greater than 20-feet) STREETSIDE SETBACK: NA REAR SETBACK: 0-foot (min.) PARKING: 2 on-site spaces ADJACENT PROPERTIES: LAND USE DESIGNATION EXISTING LAND USE					
	& ZONE				
NORTH:	Residential; R-S	Single-Family Residential			
SOUTH:	Residential; R-S	Multi-Family Residential			
EAST:	EAST:Residential;Multi-Family ResidentialCC-3-5				
WEST:	Outside Community Boundary; RM-4-10	Mission Bay Beach area			
DEVIATIONS OR VARIANCES REQUESTED:					
COMMUNITY PLANNING GROUP RECOMMENDATION:	On November 20, 2012, the Mission Beach Precise Planning Board voted 8-0-0 to deny the project. On March 19, 2013, revised plans were presented to the Mission Beach Precise Planning Board and they voted 11-0-0 to recommend approval of the project.				

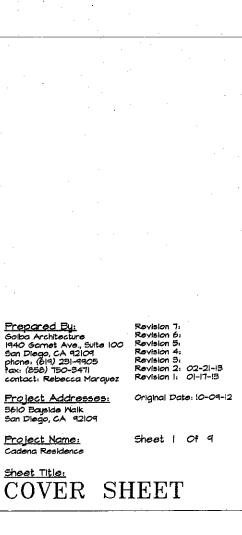
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# CADENA RESIDENCE 3610 BAYSIDE WALK, SAN DIEGO, CA 92109



# COASTAL PERMIT RE-SUBMITTAL **FEBRUARY 21, 2013**

### **ATTACHMENT 6**



Prepared B

Project Name:

Sheet Title:



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ATTACHMENT 6

### GENERAL PLAN DEVELOPMENT GOALS

THE PROPOSED INFILL DEVELOPMENT PROJECT AT 3610 BAYSIDE WALK RECOGNIZES THE GOALS OF THE CONSERVATION ELEMENT OF THE CITY O SAN DIEGO'S GENERAL PLAN.

IN EFFORT TO REACH THESE GOALS THE PROJECT WILL EMPLOY THE FOLLOWING;

- FOLDWING: SOLAR PHOTO VOLTALC SYSTEM FOR GENERATING PONER ON SITE. HIGH ETTICACY LIGHTING OR OCCUPANCY SENSORS WHERE APPLICABLE BURGY PANELOWNE SALAZING ON ALL MINDOWS BURGY PANELOWNE SALAZING ON ALL MINDOWS DEG OF LOW VOC FANNTS AND LOW ENTITING ADHESINES, COATINGS, CARPETS AND OTHER FINISHES WHERE FEASIBLE. USE OF ENGINEERED WOOD FRODUCTS WHERE APPLICABLE NATURAL COOLING/VETILATION WITH OPERABLE MINDOWS MATER CONSERVING NATURAL PEASIBLE. USE OF ENGINEENCE WAITER FEASIBLE. USE OF RAINS SENSOR SHIT OFF DEVICES HIGH ETTICIENCY TRADUCTION WITH STATE OF THE ART LOW PRECIPITATION RATE SPRINKLER EQUIPMENT.

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### SPECIAL INSPECTIONS:

GENERAL REQUIREMENTS.

I. THE DESIGNER MUST PROVIDE A COMPLETE AND COMPREHENSIVE LISTING IDENTIFYING IN ONE LOCATION ON THE PILANS ALL NORK REQUIRING SPECIAL INSPECTION. THE LIST MUST BE PROJECT SPECIFIC AND MAST CONFORM TO THE REQUIREMENTS SPECIFIC IN BUILDING MEMOLISTER DS-BIL. SEE STRUCTURAL DRAWINGS FOR SUMMARY LIST.

THO (2) PROPERLY COMPLETED AND SIGNED COPIES ( CIAL INSPECTION INSTRUCTIONS MUST BE SUBMITTED A MIT SERVICES DIVISION PRIOR TO ISSUANCE OF THE F

8. "A CERTIFICATE OF SATISFACTORY COMPLETION OF WORK REQUIRING SPECIAL INSPECTION MUST BE COMPLETED AND SUBMITTED TO THE FIELD INSPECTION DIVISION."

N APPLICATION FOR OFF-SITE FABRICATION MUST BE TTED TO THE FIELD INSPECTION DIVISION FOR APPRO-TO FABRICATION."

5. "A CERTIFICATE OF COMPLIANCE FOR OFF-SITE FABRICATION MUST BE COMPLETED AND SUBMITTED TO THE FIELD INSPECTION DIVISION PRIOR TO ERECTION OF PREFABRICATED COMPONENTS."

	SYMBOLS
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	DOOR SCHEDULE REFERENCE NUMBER
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	NORTH ARROW WINDOW SYMBOL
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ļ	PLAN BLOW-UP DETAILS (SHOWN SHADED)
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# ABBREVIATIONS

BD. BLDG BOT. BJJ.R.

DELAG DELAG

JAN. JT.

KIT.

LAM. LAV. LB(S) LF. LT.

MACH. MAINT. MAS.

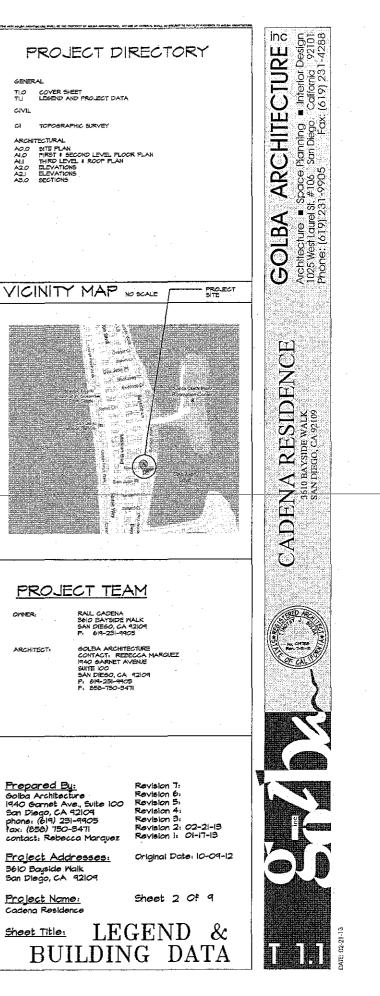
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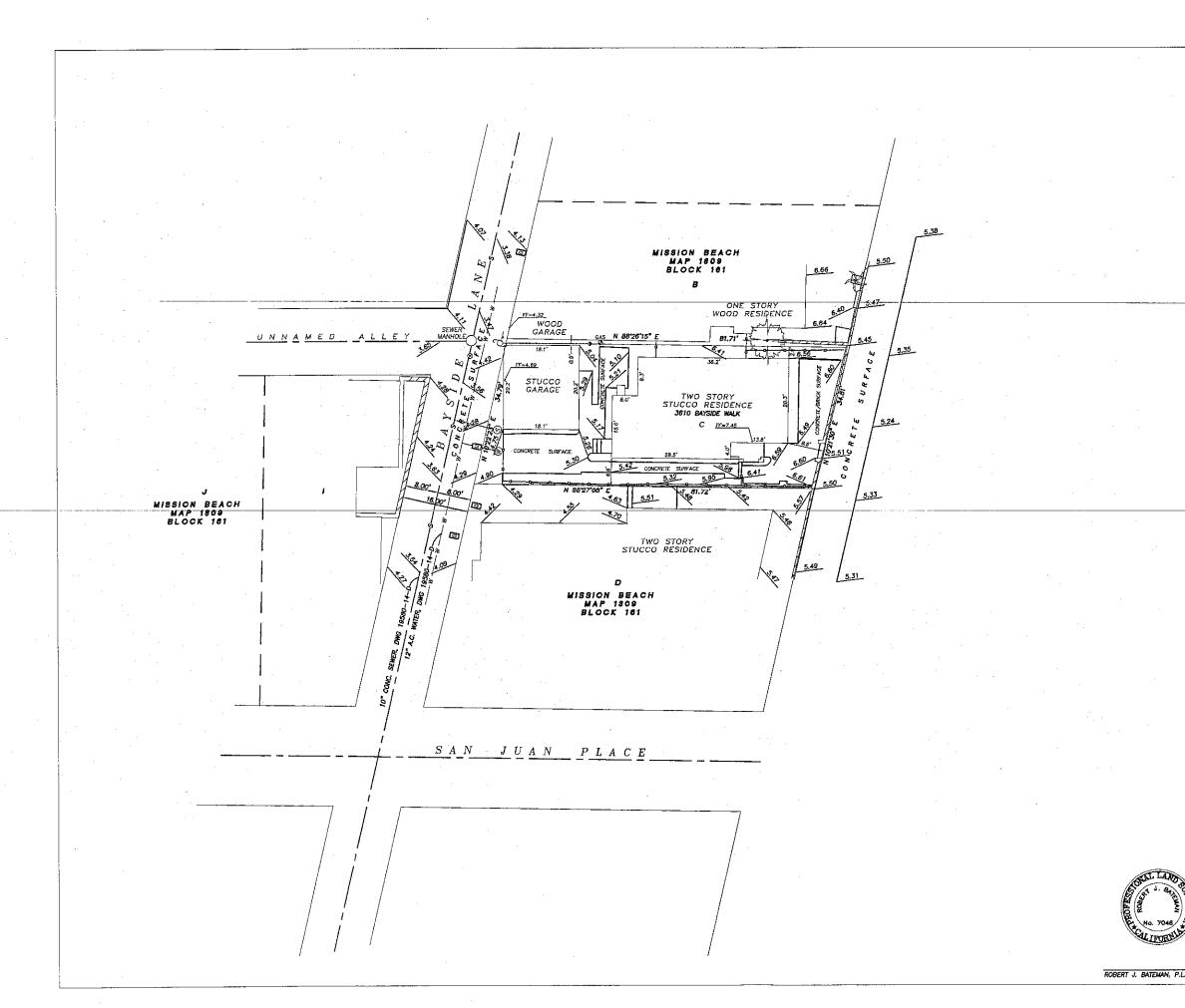
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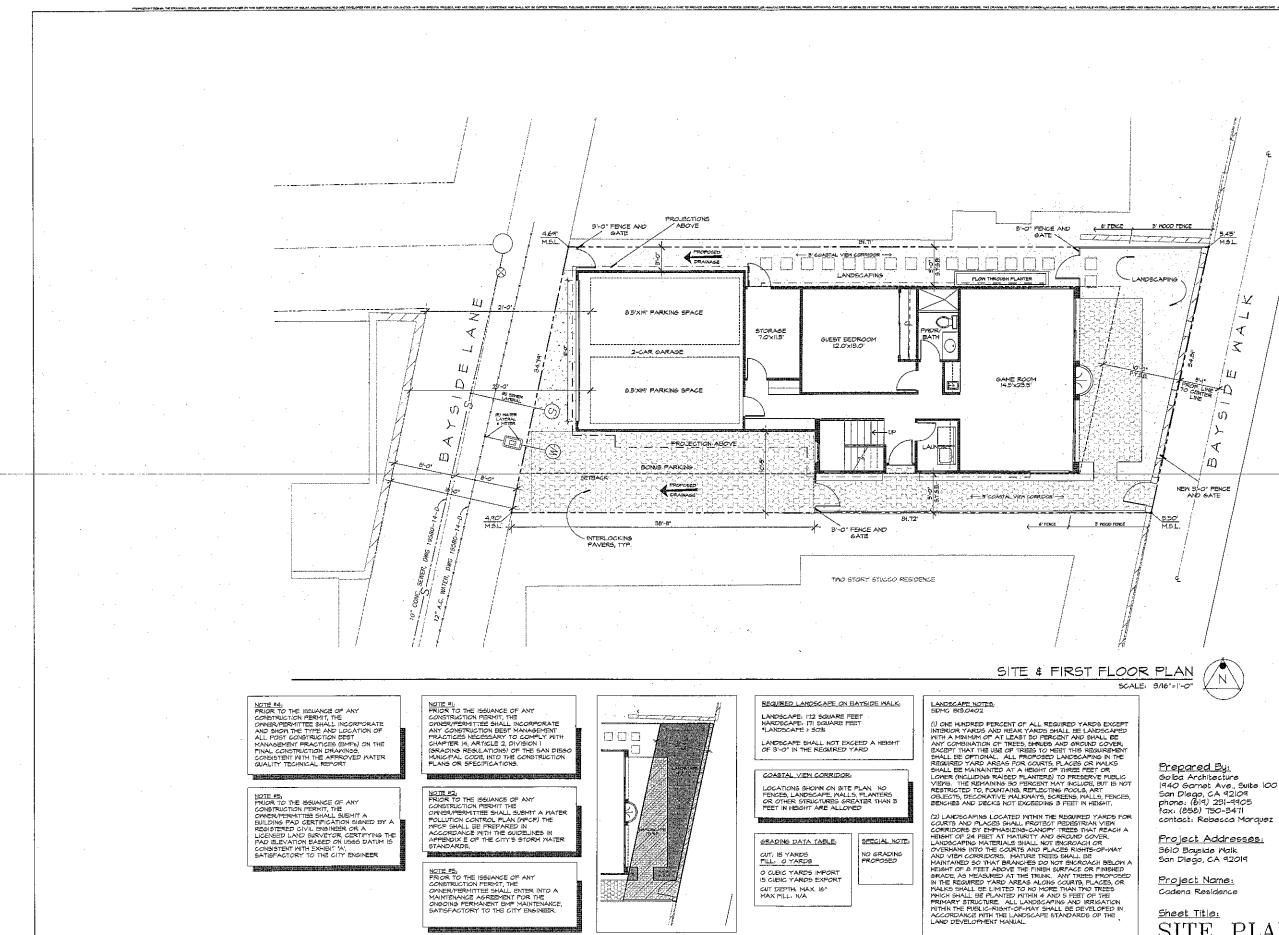
	PROJECT DA	ATA	
-	PROJECT DESCRIPTION:	DEMOLISH EXISTING TWO-STORY SINGLE FAMILY RESIDENCE & GARAGE AND CONSTRUCT A NEW THREE-STORY SINGLE FAMILY RESIDENCE WITH ATTACHED GARAGE	
	SITE ADDRESSES.	3610 BAYSIDE WALK SAN DIEGO, CA 92109	
	ASSESSORS PARCEL NUMBER:	423-606-il	
	LEGAL DESCRIPTION:	BLOCK 161, LOT C, MAF 1809	
	REQUIRED PERMITS:	COASTAL DEVELOPMENT PERMIT	
	YEAR EXISTING STRUCTURE WAS BUILT	1431	
	EXISTING SOIL CONDITIONS:	PISTURBED	
	LOT USE EXISTING:	Single family residence	
	PROPOSED:	SINGLE FAMILY RESIDENCE	
	lot zoning: Overlay zone designation,	R-6, MBPD COASTAL HEIGHT LIMIT, CITY COASTAL, PARKING INPACT, RESIDENTAL TANDEM PARKING, TRANSIT AREA.	
	DEVIATIONS:	None	
	LOT SIZE: ALLOMABLE FAR:	2,782 SF. IJ = 3,060.2 SF.	
	LOT COVERAGE:	PROPOSED = 47% (65% MAX ALLOWED)	
E FOOT	OCCUPANCY:	R-3 (RESIDENCE)	
e inch		U (GARAGE)	
	EVILDING CODE:	2010 CBC. TYPE V-B	
	NUMBER OF STORIES	2	
	EXISTING. PROPOSED:	- 3	
	EVILDING HEIGHT EXISTING:	20-0*	
FLAN	PROPOSED,	28'-11" • Maximum Allomable Height = 30'-0"	
	PROPOSED SQ. FT. HABITABLE:	· · · ·	
	SECOND LEVEL	413 S.F. 931 S.F.	
	THIRD LEVEL: TOTAL HABITABLE:	918 5.F. 2,762 5.F.	
	NON-HABITABLE:		
	GARAGE: TOTAL NON-HABITABLE:	399 S.F. 399 S.F.	
· .			
	TOTAL FLOOR AREA, 2,762	SF. < 3,060.2 S.F. ALLOWED	
· ·	PATIOS & DECKS: SECOND LEVEL:	540 S.F.	
	THIRD LEVEL:	160 5.F.	
	TOTAL DECKS.	500 S.F.	
	LANDSCAPING IN BAYSIDE WAL	(YARD	
	LANDSCAPE: HARDSCAPE.	112 SQUARE FEET	
		LANDSCAPE > 50% AS REQUIRED	
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### **ATTACHMENT 6**





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	MAP THEREOF NO. 1809, RECORDER OF SAN DIEGO	FILED IN THE O	FFICE OF	THE COUNTY		
	PROPERTY AREA:					
	2,782 SQUARE FEET / 0	064 ACRE				
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	BENCH MARK:	•				
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*//	LI 9665 Chesapeake Drive	igineerin Sulta 445. Sa			23-1354	$\mathbf{Z}$
/	Phone: (858)	565-8362	Fax: (8	8) 565-4354		ATTACHMENT
	Date: 09-01-2011	Revised:		Revised:		<u> </u>
	Scale: 1*=10'	Drawn by G	:.H.G.	Sheet 3 of 11	Sheet	5
L.S. 7046	Drawing: Bayside Walk	3610 Topo	A.P.N	. 423-606-11		



3610 Bayside Walk San Diego, CA 92019 Project Name: Cadena Residence <u>Sheet Title:</u>

# SITE PLAN

Project Addresses:

San Diego, CA 92109 phone: (619) 231-9905 fax: (858) 750-3471 contact: Rebecca Marquez

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Revision 4:

Revision 7:

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NEW B-0" FENCE

TROP LINE

Sheet 4 Of 9

Revision 1: 01-17-13

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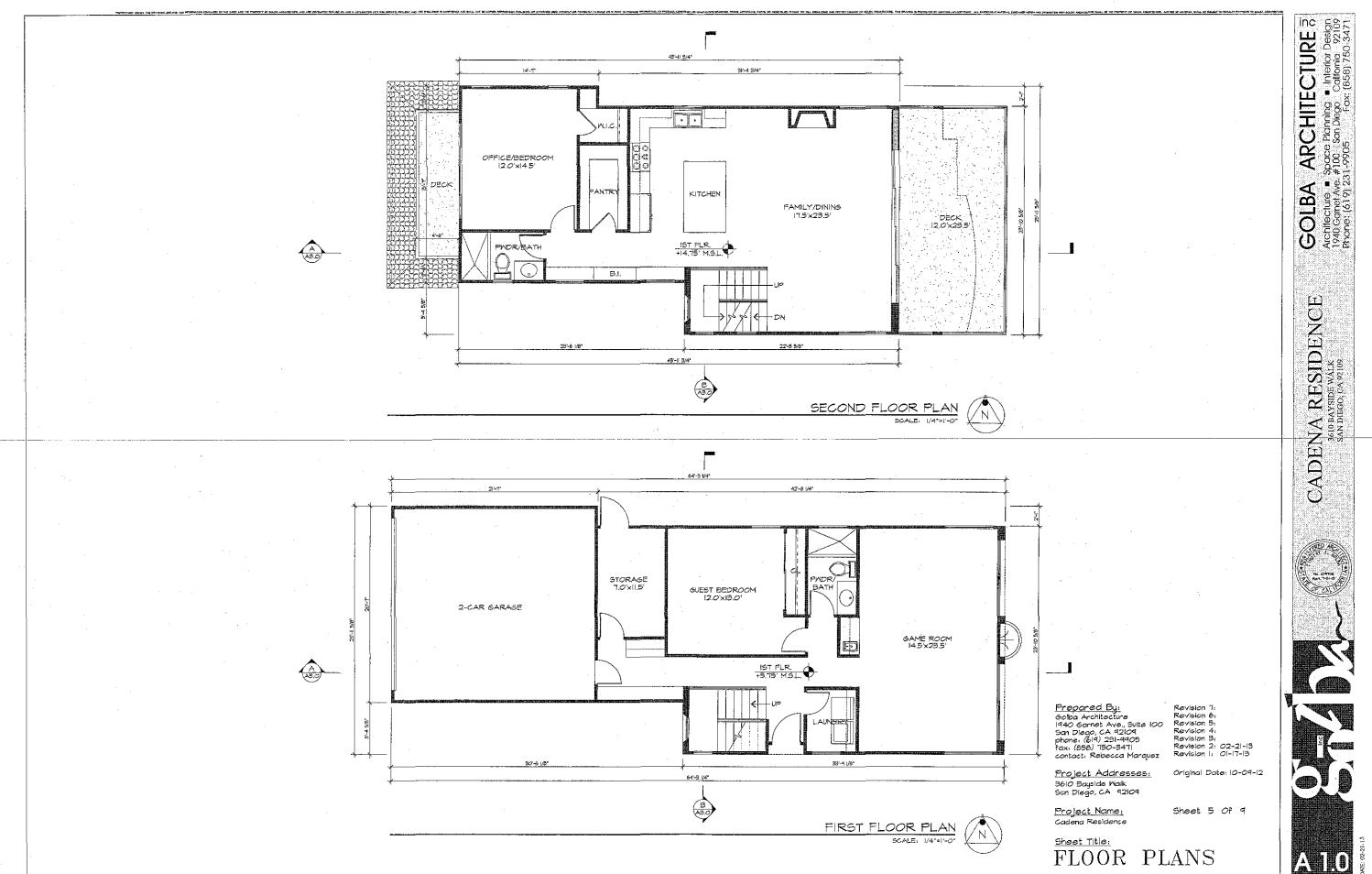
Revision 3: Revision 2: 02-21-13

Revision 6: Revision 5:

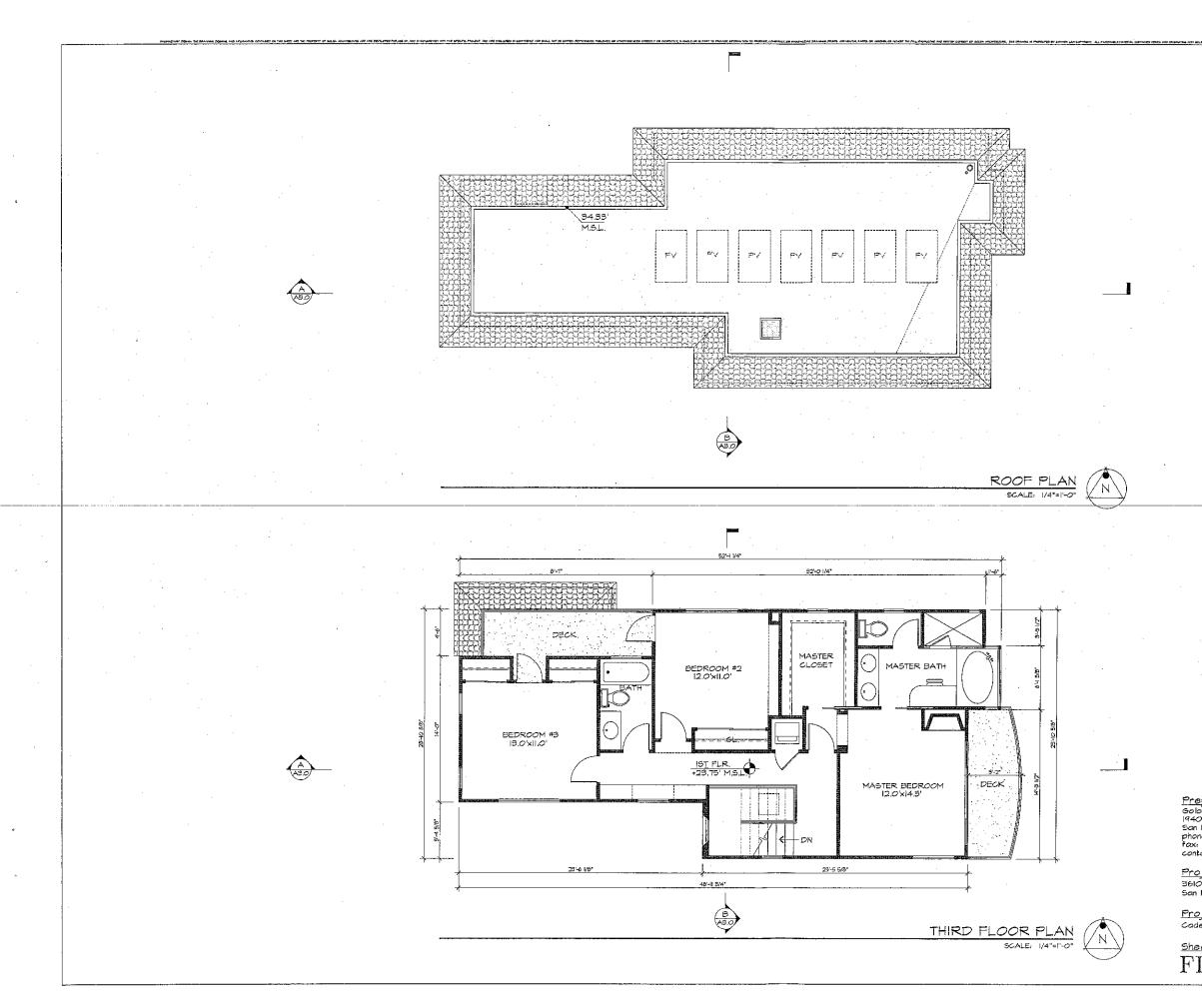


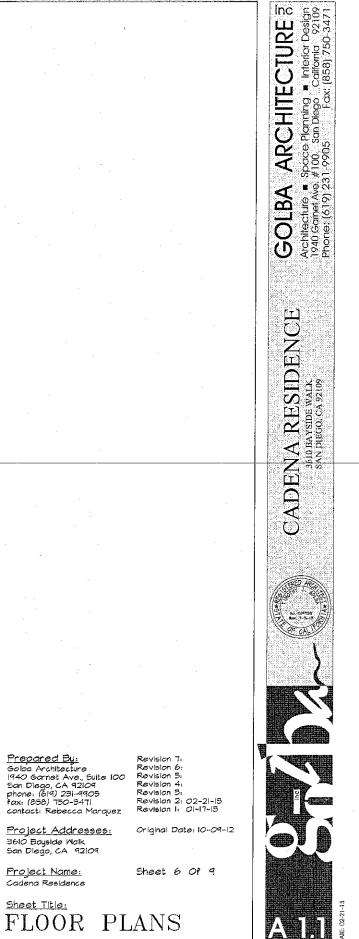
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# ATTACHMENT 9

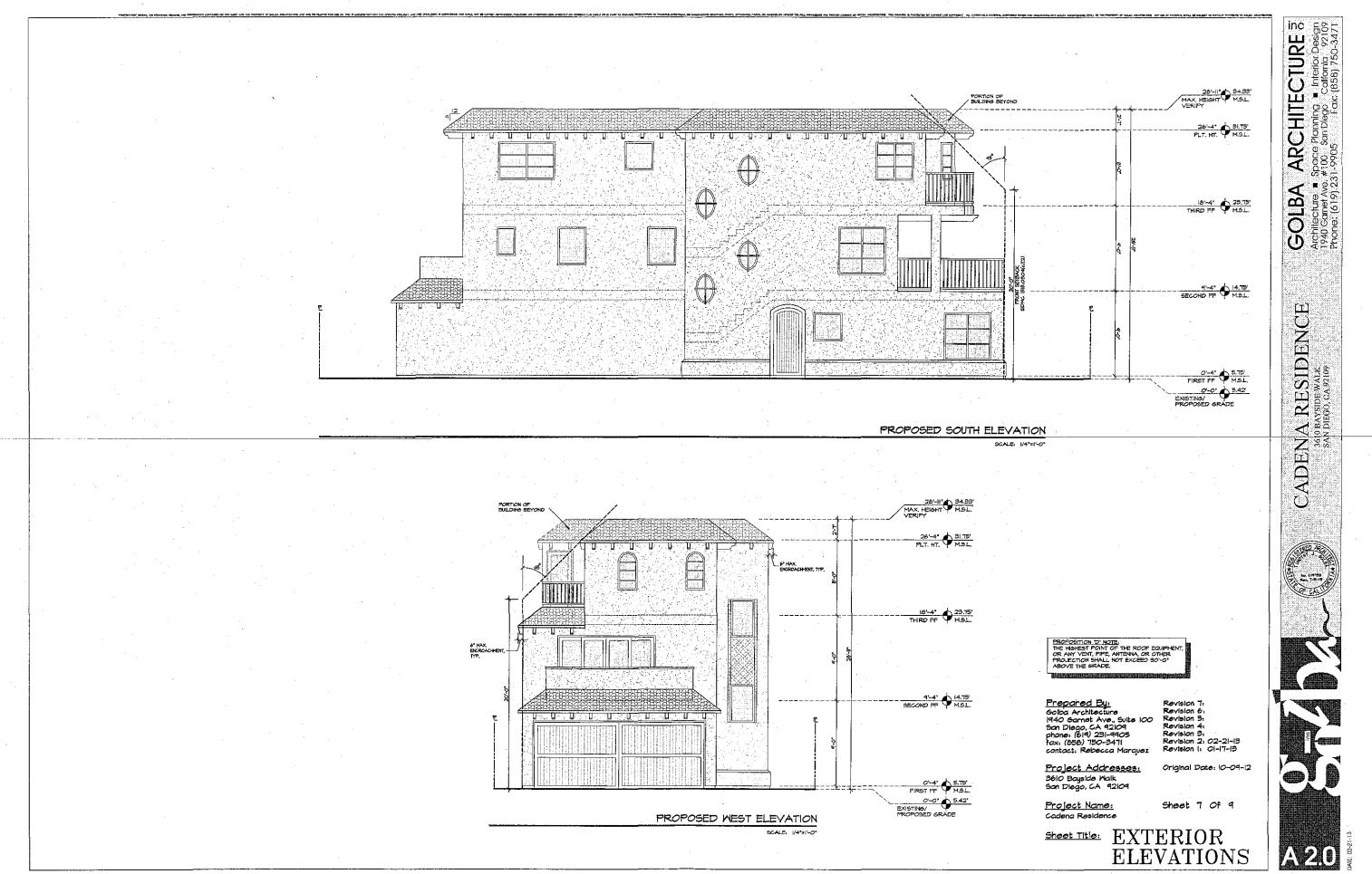


ATTACHMENT 6



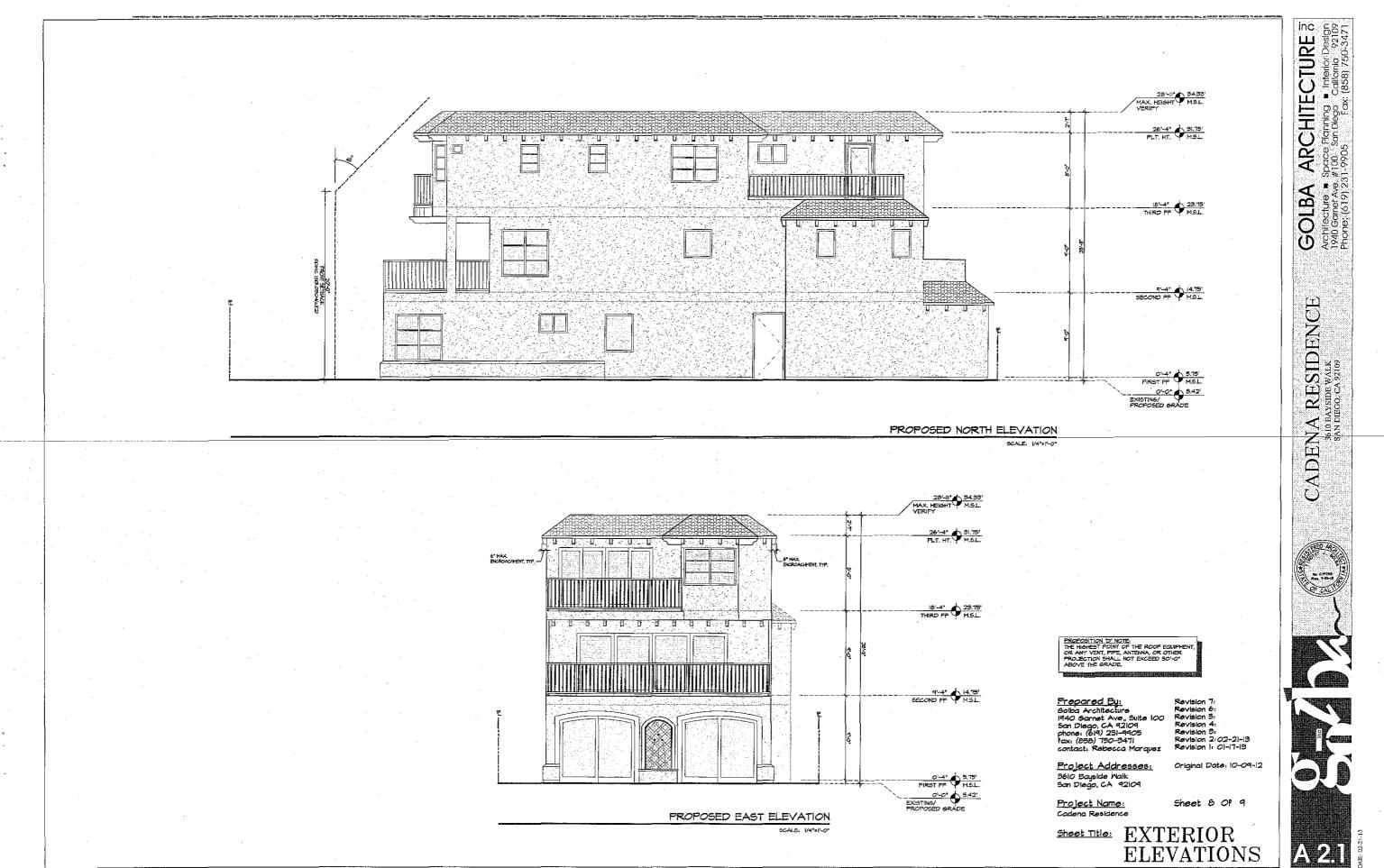


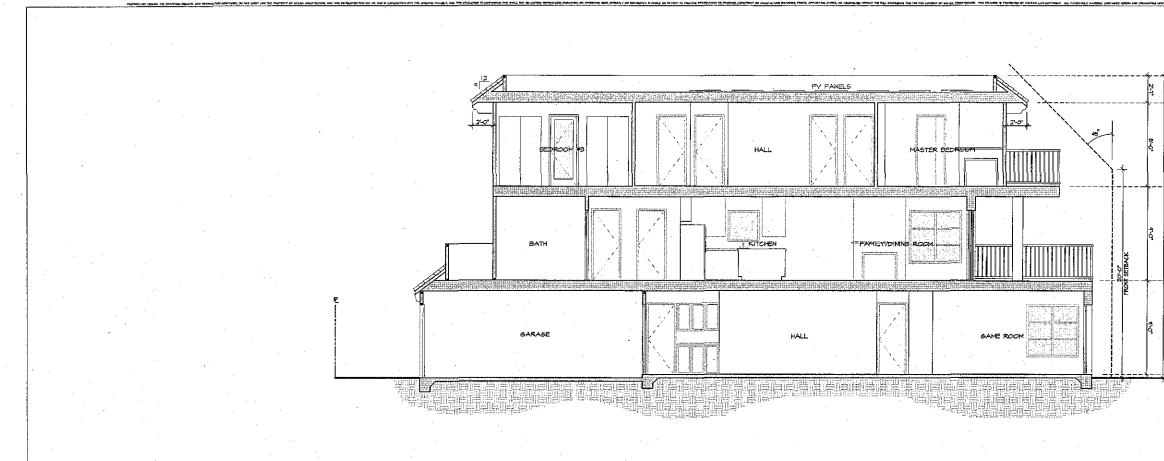
ATTACHMENT 6





ATTACHMENT 6





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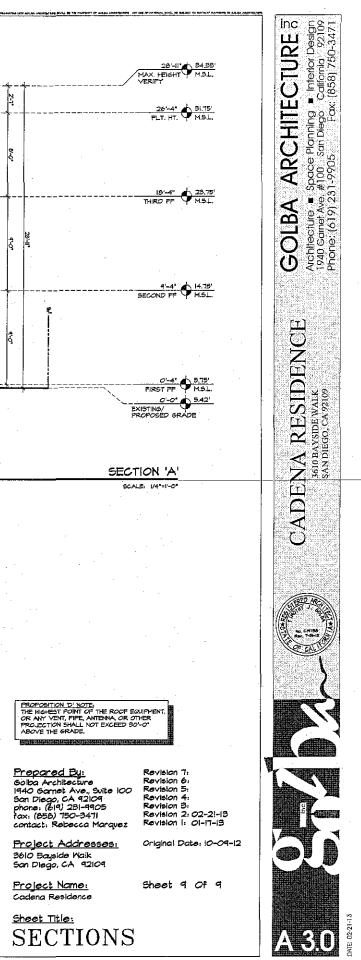
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BEDROOM #2 KITCHEN. GUEST BEDROOM 5'-0' 5.Y.5.B. 

6" MAX. Encroachment, typ.-

HALL 5-0 5,75,8, <u>}</u> O'-O" 5.42' EXISTING/ PROPOSED GRADE SECTION 'B' SCALE, 1/4"=1-0"

FV PANELS



6" MAX. ENCROACHMENT, TYP

28'-II' 34.33' MAX. HEIGHT M.S.L. VERIFY

26'-4" 31,75' PLT. HT. MSL.

18'-4" 23.75' THIRD FF M.S.L.

9-4" 014.75

0'-4 0 5.75' FIRST FF 0 MSL

### ATTACHMENT 6

RECORDING REQUESTED BY CITY OF SAN DIEGO DEVELOPMENT SERVICES PERMIT INTAKE, MAIL STATION 501

### WHEN RECORDED MAIL TO PROJECT MANAGEMENT PERMIT CLERK MAIL STATION 501

SPACE ABOVE THIS LINE FOR RECORDER'S USE

### INTERNAL ORDER NUMBER: 24003263

### COASTAL DEVELOPMENT PERMIT NO. 1037918 CADENA RESIDENCE - PROJECT NO. 296187 HEARING OFFICER

This Coastal Development Permit No. 1037918 is granted by the Hearing Officer of the City of San Diego to RAUL CADENA and KRISTEN L. CHURCHILL, Owner and Permittee, pursuant to San Diego Municipal Code [SDMC] Section 126.0708. The 0.06-acre site is located at 3610 Bayside Walk, east of Mission Boulevard and north of San Juan Place, in the R-S Zone within the Mission Beach Planned District, Mission Beach Precise Plan and Local Coastal Program Area, Coastal Overlay Zone (Appealable Area), Coastal Height Limitation Overlay Zone, Parking Impact Overlay Zone (Beach Impact Area), Residential Tandem Parking Overlay Zone, and the Transit Area Overlay Zone. The project site is legally described as: Lot C, Block 161 of Mission Beach, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1651, filed in the Office of the County Recorder of San Diego County, December 14, 1914.

Subject to the terms and conditions set forth in this Permit, permission is granted to Owner/Permittee for the demolition of an existing single-family dwelling unit and to construct a new single-family dwelling unit, described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated April 24, 2013, on file in the Development Services Department.

The project shall include:

- a. Demolition of a single-family dwelling unit and construction of a three-story, 2,762 square-foot single-family dwelling unit with a 399 square-foot attached garage;
- b. Landscaping (planting, irrigation and landscape related improvements);
- c. Off-street parking;

- d. Construction of associated site improvements (i.e. hardscape, fences and site walls);
- e. A roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50 percent of the project's projected energy consumption; and
- f. Public and private accessory improvements determined by the Development Services Department to be consistent with the land use and development standards for this site in accordance with the adopted community plan, the California Environmental Quality Act [CEQA] and the CEQA Guidelines, the City Engineer's requirements, zoning regulations, conditions of this Permit, and any other applicable regulations of the SDMC.

### **STANDARD REQUIREMENTS:**

1. This permit must be utilized within thirty-six (36) months after the date on which all rights of appeal have expired. If this permit is not utilized in accordance with Chapter 12, Article 6, Division 1 of the SDMC within the 36 month period, this permit shall be void unless an Extension of Time has been granted. Any such Extension of Time must meet all SDMC requirements and applicable guidelines in effect at the time the extension is considered by the appropriate decision maker. This permit must be utilized by **May 8, 2016**.

2. This Coastal Development Permit shall become effective on the eleventh working day following receipt by the California Coastal Commission of the Notice of Final Action, or following all appeals.

3. No permit for the construction, occupancy, or operation of any facility or improvement described herein shall be granted, nor shall any activity authorized by this Permit be conducted on the premises until:

- a. The Owner/Permittee signs and returns the Permit to the Development Services Department; and
- b. The Permit is recorded in the Office of the San Diego County Recorder.

4. While this Permit is in effect, the subject property shall be used only for the purposes and under the terms and conditions set forth in this Permit unless otherwise authorized by the appropriate City decision maker.

5. This Permit is a covenant running with the subject property and all of the requirements and conditions of this Permit and related documents shall be binding upon the Owner/Permittee and any successor(s) in interest.

6. The continued use of this Permit shall be subject to the regulations of this and any other applicable governmental agency.

7. Issuance of this Permit by the City of San Diego does not authorize the Owner/Permittee for this Permit to violate any Federal, State or City laws, ordinances, regulations or policies including, but not limited to, the Endangered Species Act of 1973 [ESA] and any amendments thereto (16 U.S.C. § 1531 et seq.).

8. The Owner/Permittee shall secure all necessary building permits. The Owner/Permittee is informed that to secure these permits, substantial building modifications and site improvements may be required to comply with applicable building, fire, mechanical, and plumbing codes, and State and Federal disability access laws.

9. Construction plans shall be in substantial conformity to Exhibit "A." Changes, modifications, or alterations to the construction plans are prohibited unless appropriate application(s) or amendment(s) to this Permit have been granted.

10. All of the conditions contained in this Permit have been considered and were determinednecessary to make the findings required for approval of this Permit. The Permit holder is required to comply with each and every condition in order to maintain the entitlements that are granted by this Permit.

If any condition of this Permit, on a legal challenge by the Owner/Permittee of this Permit, is found or held by a court of competent jurisdiction to be invalid, unenforceable, or unreasonable, this Permit shall be void. However, in such an event, the Owner/Permittee shall have the right, by paying applicable processing fees, to bring a request for a new permit without the "invalid" conditions(s) back to the discretionary body which approved the Permit for a determination by that body as to whether all of the findings necessary for the issuance of the proposed permit can still be made in the absence of the "invalid" condition(s). Such hearing shall be a hearing de novo, and the discretionary body shall have the absolute right to approve, disapprove, or modify the proposed permit and the condition(s) contained therein.

11. The Owner/Permittee shall defend, indemnify, and hold harmless the City, its agents, officers, and employees from any and all claims, actions, proceedings, damages, judgments, or costs, including attorney's fees, against the City or its agents, officers, or employees, relating to the issuance of this permit including, but not limited to, any action to attack, set aside, void, challenge, or annul this development approval and any environmental document or decision. The City will promptly notify Owner/Permittee of any claim, action, or proceeding and, if the City should fail to cooperate fully in the defense, the Owner/Permittee shall not thereafter be responsible to defend, indemnify, and hold harmless the City or its agents, officers, and employees. The City may elect to conduct its own defense, participate in its own defense, or obtain independent legal counsel in defense of any claim related to this indemnification. In the event of such election, Owner/Permittee shall pay all of the costs related thereto, including without limitation reasonable attorney's fees and costs. In the event of a disagreement between the City and Owner/Permittee regarding litigation issues, the City shall have the authority to control the litigation and make litigation related decisions, including, but not limited to, settlement or other disposition of the matter. However, the Owner/Permittee shall not be required to pay or perform any settlement unless such settlement is approved by Owner/Permittee.

### **ENGINEERING REQUIREMENTS:**

12. Prior to the issuance of any construction permit, the Owner/Permittee shall incorporate any construction Best Management Practices (BMPs) necessary to comply with Chapter 14, Article 2, Division 1 (Grading Regulations) of the San Diego Municipal Code, into the construction plans or specifications.

13. Prior to the issuance of any construction permit, the Owner/Permittee shall enter into a Maintenance Agreement for the ongoing permanent BMP maintenance, satisfactory to the City Engineer.

14. Prior to the issuance of any construction permit, the Owner/Permittee shall incorporate and show the type and location of all post-construction Best Management Practices (BMP's) on the final construction drawings, consistent with the approved Water Quality Technical Report.

15. Prior to the foundation inspection, the Owner/Permittee shall submit an building pad certification signed by a Registered Civil Engineer or a Licensed Land Surveyor, certifying the pad elevation based on USGS datum is consistent with Exhibit "A," satisfactory to the City Engineer.

### **GEOLOGY REQUIREMENTS:**

16. The Owner/Permittee shall submit a geotechnical investigation report or update letter that specifically addresses the proposed construction plans. The geotechnical investigation report or update letter shall be reviewed for adequacy by the Geology Section of the Development Services Department prior to issuance of any construction permits.

### PLANNING/DESIGN REQUIREMENTS:

17. Owner/Permittee shall maintain a minimum of two (2) off-street parking spaces (the project provides 2-standard and 1-tandem) on the property at all times in the approximate locations shown on the approved Exhibit "A." Parking spaces shall comply at all times with the SDMC and shall not be converted for any other use unless otherwise authorized by the appropriate City decision maker in accordance with the SDMC.

18. Prior to the issuance of any construction permit, the Owner/Permittee shall record a 3-foot wide View Corridor Easement along the north property line and a 5-foot wide View Corridor Easement along the south property line, running the full length of the property from east to west as shown on Exhibit "A," in accordance with SDMC section 132.0403.

19. A topographical survey conforming to the provisions of the SDMC may be required if it is determined, during construction, that there may be a conflict between the building(s) under construction and a condition of this Permit or a regulation of the underlying zone. The cost of any such survey shall be borne by the Owner/Permittee.

20. Prior to the issuance of building permits, construction documents shall fully illustrate the incorporation of a roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50 percent of the project's projected energy consumption.

21. All private outdoor lighting shall be shaded and adjusted to fall on the same premises where such lights are located and in accordance with the applicable regulations in the SDMC.

### **INFORMATION ONLY:**

- The issuance of this discretionary use permit alone does not allow the immediate commencement or continued operation of the proposed use on site. The operation allowed by this discretionary use permit may only begin or recommence after all conditions listed on this permit are fully completed and all required ministerial permits have been issued and received final inspection.
- Any party on whom fees, dedications, reservations, or other exactions have been imposed as conditions of approval of this Permit, may protest the imposition within ninety days of the approval of this development permit by filing a written protest with the City Clerk pursuant to California Government Code-section 66020.
- This development may be subject to impact fees at the time of construction permit issuance.

APPROVED by the Hearing Officer of the City of San Diego on April 24, 2013, pursuant to Resolution No. CM-XXXX.

Permit Type/PTS Approval No.: CDP No. 1037918 Date of Approval: April 24, 2013

## AUTHENTICATED BY THE CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT

Jeffrey A. Peterson Development Project Manager

**NOTE:** Notary acknowledgment must be attached per Civil Code section 1189 et seq.

**The undersigned Owner/Permittee**, by execution hereof, agrees to each and every condition of this Permit and promises to perform each and every obligation of Owner/Permittee hereunder.

RAUL CADENA Owner/Permittee

By\_\_\_

Raul Cadena

KRISTEN L. CHURCHILL Owner/Permittee

By\_\_\_\_

Kristen L. Churchill

**NOTE:** Notary acknowledgments must be attached per Civil Code section 1189 et seq.

### HEARING OFFICER RESOLUTION NO. CM-XXXX COASTAL DEVELOPMENT PERMIT NO. 1037918 CADENA RESIDENCE - PROJECT NO. 296187

WHEREAS, RAUL CADENA and KRISTEN L. CHURCHILL, Owner and Permittee, filed an application with the City of San Diego for a permit to demolish an existing single-family dwelling unit and to construct a three-story, 2,762-square foot single-family dwelling unit with an attached garage (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit No. 1037918), on portions of a 0.06-acre site;

WHEREAS, the project site is located at 3610 Bayside Walk, east of Mission Boulevard and north of San Juan Place, in the R-S Zone within the Mission Beach Planned District, Mission Beach Precise Plan and Local Coastal Program Area, Coastal Overlay Zone (Appealable Area), Coastal Height Limitation Overlay Zone, Parking Impact Overlay Zone (Beach Impact Area), Residential Tandem Parking Overlay Zone, and the Transit Area Overlay Zone;

WHEREAS, the project site is legally described as Lot C, Block 161 of Mission Beach, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1651, filed in the Office of the County Recorder of San Diego County, December 14, 1914;

WHEREAS, on April 24, 2013, the Hearing Officer of the City of San Diego considered Coastal Development Permit No. 1037918 pursuant to the Land Development Code of the City of San Diego;

WHEREAS, on March 8, 2013, the City of San Diego, as Lead Agency, through the Development Services Department, made and issued an Environmental Determination that the project is exempt from the California Environmental Quality Act (CEQA) (Public Resources Code section 21000 et. seq.) under CEQA Guideline Section 15302 (Replacement or Reconstruction) and Section 15303 (New Construction or Conversion of Small Structures), and there was no appeal of the Environmental Determination filed within the time period provided by San Diego Municipal Code Section 112.0520; NOW, THEREFORE,

BE IT RESOLVED by the Hearing Officer of the City of San Diego as follows:

That the Hearing Officer adopts the following written Findings, dated April 24, 2013.

### FINDINGS:

### I. <u>Coastal Development Permit - Section 126.0708(a)</u>

1. The proposed coastal development will not encroach upon any existing physical accessway that is legally used by the public or any proposed public accessway identified in a Local Coastal Program land use plan; and the proposed coastal development will enhance and protect public views to and along the ocean and other scenic coastal areas as specified in the Local Coastal Program land use plan; The 0.06-acre site is located at 3610 Bayside Walk, east of Mission Boulevard and north of San Juan Place. The property is an interior lot, and is located approximately 238-feet from the Pacific Ocean and 98-feet from the shoreline of Mission Bay shoreline. The property is located between the bay and Bayside Lane, which is identified as the first public roadway paralleling the bay. Bayside Walk at this location is not designated as a physical accessway. Although no specific views are identified through the project site in the Mission Beach Precise Plan (MBPP), the plan states that views to, and along the shoreline from public areas shall be protected from blockage by development and or vegetation. In addition, Land Development Code (LDC) Section 132.0403(b) requires the preservation of a visual corridor of not less than the side yard setbacks or more than 10-feet in width, and running the full depth of the premises whenever there is a potential view to the water.

Views to Mission Bay looking east from Bayside Lane and through the property are currently obstructed by existing landscape, fences and structures, and will be removed with the demolition of the existing single-family dwelling unit. To preserve the views, a 3-foot wide coastal view corridor easement along the north property line and a 5-foot wide coastal view corridor easement along the south property line, running the full length of the property from east to west, has been shown on the plans and made a condition of the permit. The coastal view corridor easements would be required to be recorded prior to the issuance of any construction permit.

With the coastal view corridor easements, the project meets all applicable regulations and policy documents, and is consistent with the recommended land use designation, design guidelines, and development standards in effect for this site. Therefore, the development has been designed to protect and enhance the public views, and would not affect any existing or proposed physical accessway and/or public views to the Pacific Ocean and Mission Bay or other scenic coastal areas as specified in the Local Coastal Program.

## 2. The proposed coastal development will not adversely affect environmentally sensitive lands;

The project proposes the demolition of a single-family dwelling unit and to construct a threestory, 2,762 square-foot single-family dwelling unit with an attached garage on a 0.06-acre site. The property is an interior lot, and is located approximately 238-feet from the Pacific Ocean and 98-feet from the shoreline of Mission Bay shoreline. The property is located between the bay and Bayside Lane, which is identified as the first public roadway paralleling the bay. The site is approximately 5-feet above Mean Sea Level (MSL) and is located above the 100-year floodplain. The site is not within or adjacent to the Multiple Species Conservation Program (MSCP) Multiple Habitat Planning Area (MHPA) and does not contain any other type of Environmental Sensitive Lands (ESL) as defined in LDC 113.0103.

The City of San Diego conducted an environmental review of this site in accordance with State of California Environmental Quality Act (CEQA) guidelines. The project was determined to be categorically exempt from CEQA pursuant to Section 15302 (Replacement or Reconstruction) and Section 15303 (New Construction or Conversion of Small Structures). Therefore, it has been determined that the subdivision does not contain environmentally sensitive lands and would not adversely affect these resources.

### 3. The proposed coastal development is in conformity with the certified Local Coastal Program land use plan and complies with all regulations of the certified Implementation Program; and

The 0.06-acre site is located at 3610 Bayside Walk, east of Mission Boulevard and north of San Juan Place. The property is an interior lot, and is located approximately 238-feet from the Pacific Ocean and 98-feet from the shoreline of Mission Bay shoreline. The property is located between the bay and Bayside Lane, which is identified as the first public roadway paralleling the bay. Bayside Walk at this location is not designated as a physical accessway. Although no specific views are identified through the project site in the MBPP, the plan states that views to, and along the shoreline from public areas shall be protected from blockage by development and or vegetation. In addition, LDC Section 132.0403(b) requires the preservation of a visual corridor of not less than the side yard setbacks or more than 10-feet in width, and running the full depth of the premises whenever there is a potential view to the water.

Views to Mission Bay looking east from Bayside Lane and through the property are currently obstructed by existing landscape, fences and structures, and will be removed with the demolition of the existing single-family dwelling unit. To preserve the views, a 3-foot wide coastal view corridor easement along the north property line and a 5-foot wide coastal view corridor easement along the south property line, running the full length of the property from east to west, has been shown on the plans and made a condition of the permit. The coastal view corridor easements would be required to be recorded prior to the issuance of any construction permit.

With the coastal view corridor easements, the project meets all applicable regulations and policy documents, and is consistent with the recommended land use designation, design guidelines, and development standards in effect for this site. Therefore, the development is in conformity with the certified Local Coastal Program land use plan and complies with all regulations of the certified Implementation Program.

### 4. For every Coastal Development Permit issued for any coastal development between the nearest public road and the sea or the shoreline of any body of water located within the Coastal Overlay Zone the coastal development is in conformity with the public access and public recreation policies of Chapter 3 of the California Coastal Act.

The 0.06-acre site is located at 3610 Bayside Walk, east of Mission Boulevard and north of San Juan Place. The property is an interior lot, and is located approximately 238-feet from the Pacific Ocean and 98-feet from the shoreline of Mission Bay shoreline. The property is located between the bay and Bayside Lane, which is identified as the first public roadway paralleling the bay. Bayside Walk at this location is not designated as a physical accessway and the proposed development would be on private property.

The project meets all applicable regulations and policy documents, and is consistent with the recommended land use designation, design guidelines, and development standards in effect for this site and public access to the water, public recreation facilities, or public parking facilities would not be adversely affected by the approval of this development. Therefore, the proposed

development has demonstrated conformance with the public access and recreation policies of the California Coastal Act as required by this finding.

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Development Services Department, Coastal Development Permit No. 1037918 is hereby GRANTED by the Hearing Officer to the referenced Owner/Permittee, in the form, exhibits, terms and conditions as set forth in Permit No. 1037918 a copy of which is attached hereto and made a part hereof.

Jeffrey A. Peterson Development Project Manager Development Services Department

Adopted on: April 24, 2013

Internal Order No. 24003263



THE CITY OF SAN DISCO

City of San Diego Development Services 1222 First Ave., MS-302 San Diego, CA 92101

### Community Planning Committee Distribution Form Part 1

Project Name:		<b>Project Number:</b>	Distribution Date:
Cadena Residence CDP		296187	10/09/2012
Project Scope/Location:	<u> </u>	· · · · · · · · · · · · · · · · · · ·	
MISSION BEACH IO#24003263 ** SUST construct a 2762 sq ft SFR with an attache MBPD, Mission Beach Community Plan, C Impact, Transit Area, & Council District 2. I	ed 399 sq ft garage on a 0 Coastal Overlay (Appealat	.06 acre site at 3610 Bay	side Wk in the R-S Zone in the
Applicant Name:		Applicant Phone	e Number:
Rebecca Marquez		(619) 231-9905	
Project Manager:	Phone Number	: Fax Number:	E-mail Address:
Jeff Peterson	(619) 446-52:	37 (619) 446-5245	JAPeterson@sandiego.gov
Project Issues (To be completed by Com THIS PROSPECT WAS REV NOVEMBER 20, 2012 THE PROTECT WAS DE	ETWER AND D MEETENG. T	escussed at of to arcustect	WAS PRESENT
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Printed on recycled paper. Visit our web site at <u>www.sandiego.gov/development-services</u>. Upon request, this information is available in alternative formats for persons with disabilities.

(01,12)

City of San Diego Development Services 1222 First Ave., MS-302 San Diego, CA 92101 The Gity of San Diego	<u>, e</u> re		D		munity Planning Committee tion Form Part 2
Project Name:	۵۰۰ <u>مې د د د د د د د د د د د د د د م</u> ورو	Proj	ect N	amber:	Distribution Date:
Cadena Residence CDP			29	6187	10/09/2012
Project Scope/Location: MISSION BEACH 10#24003263 ** SUSTAINABLE BUILDING EXPEDITE PROGRAM ** (PROCESS 3) CDP to demo SFR and construct a 2762 sq ft SFR with an attached 399 sq ft garage on a 0.06 acre site at 3610 Bayside Wk in the R-S Zone in the MBPD, Mission Beach Community Plan, Coastal Overlay (Appealable), Coastal Ht Limit, Residential Tandem Parking, Parking Impact, Transit Area, & Council District 2. Notice Cards=2					
Applicant Name:				Applicant P	hone Number:
Rebecca Marquez				(619) 231-9	9905
Project Manager:	Phone Numb	er:	Fax	Number:	E-mail Address:
Jeff Peterson	(619) 446-52	237	(619)	) 446-5245	JAPeterson@sandiego.gov
Committee Recommendations (To be completed for		1970-1-1-1			
U Vote to Approve	Membe	rs Yes	M	embers No	Members Abstain
Vote to Approve With Conditions Listed Below	Member	rs Yes	M	embers No	Members Abstain
Vote to Approve With Non-Binding Recommendations Listed Bel	ow Member	rs Yes	M	embers No	Members Abstain
Vote to Deny	Member 8	rs Yes	M	embers No Ø	Members Abstain Ø
D No Action (Please specify, e.g., Need further info quorum, etc.)	ormation, Split	vote, I	Lack	of	Continued
CONDITIONS:					
NAME: DENNIS LYNCH	888 488	1-163	38	TITLE: P	'LAN REVERWER
SIGNATURE: Johns Lync	L,		•	DATE: D	5 COM BOR 13, 2012
Attach Additional Pages If Necessary.   Please return to:     Project Management Division   City of San Diego     Development Services Department   1222 First Avenue, MS 362     San Diego, CA 92101   San Diego					
Printed on recycled paper. Visit ou Upon request, this information is available					

(01-12)

### Peterson, Jeff

From:	Dkwatkns@aol.com
Sent:	Monday, March 25, 2013 2:58 PM
To:	Peterson, Jeff
Cc:	chadb@golba.com; rmarquez@golba.com; dcl7777@aol.com
Subject:	MBPPB Second Review Project No. 296187

Re: 3610 Bayside Walk (Cadena Residence) Project No. 296187 – Results of Mission Beach Precise Planning Board Meeting on March 19, 2013

Hi Jeffrey:

Architect Chad Beaver of Golba Architecture represented owner.

Architect Beaver presented revised plans for the above-referenced project.

The Board voted (11-0-0) to APPROVE the project at 3610 Bayside because the plans now meet the requirements set forth in the Mission Beach Planned District Ordinance (PDO) and all concerns have been resolved.

Let me know whether you need anything else.

Thank you.

Debbie Watkins, Chair Mission Beach Precise Planning Board (868) 344-1684

#### NOTICE OF EXEMPTION

(Check one or both)

TO: <u>X</u> RECORDER/COUNTY CLERK P.O. BOX 1750, MS A-33 1600 PACIFIC HWY, ROOM 260 SAN DIEGO, CA 92101-2422 FROM: CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT 1222 FIRST AVENUE, MS 501 SAN DIEGO, CA 92101

OFFICE OF PLANNING AND RESEARCH 1400 Tenth Street, Room 121 Sacramento, CA 95814

PROJECT TITLE/ NO.: CADENA RESIDENCE CDP / 296187

PROJECT LOCATION-SPECIFIC: 3610 Bayside Walk, San Diego, CA 92109

PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE AND PURPOSE OF THE PROJECT: Applicant is requesting a COASTAL DEVELOPMENT PERMIT to demolish an existing, two-story, single dwelling unit and garage, and the subsequent construction of a three-story, 2,762-square-foot, single dwelling unit with attached 399-square-foot garage with proposes a roof-top photovoltaic system. Also proposed are a second level 340-square-foot deck area and a third level 160-square-foot deck area. The project would also construct various site improvements which includes associated hardscape and landscaping. The 2,782-square-foot project site is located at 3610 Bayside Walk. Project site is designated for Residential Development (with a maximum density of 36 du/acre), MBPD-R-S zone of the Mission Beach Planned District, the Coastal Height Limitation Overlay Zone, the Coastal Overlay Zone (Appealable Area), the First Public Roadway, the Parking Impact Overlay Zone (Beach Impact Area), the Residential Tandem Parking Overlay Zone, the Transit Area Overlay Zone, and the Mission Beach Precise Plan and Local Coastal Program area. (LEGAL DESCRIPTION: Block 161, Lot C, Map 1809).

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Rebecca Marquez, Golba Architecture Inc., 1940 Garnet Avenue, Suite 100, San Diego, CA 92109, (619) 231-9905.

EXEMPT STATUS: (CHECK ONE)

- () MINISTERIAL (SEC. 21080(b)(1); 15268)
- () DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a))
- () EMERGENCY PROJECT (SEC. 21080(b)(4); 15269 (b)(c))
- (X) CATEGORICAL EXEMPTION: 15302 (Replacement or Reconstruction) and 15303 (New Construction or Conversion of Small Structures)
- () STATUTORY EXEMPTIONS:

REASONS WHY PROJECT IS EXEMPT: The City of San Diego conducted an environmental review that determined that the project would not have the potential for causing a significant effect on the environment in that the project is proposing the demolition of an existing single-dwelling unit and subsequent construction of a replacement single-dwelling unit. The project is consistent with the General Plan, Community Plan, and zoning requirements. The project meets the criteria set forth in CEQA Section 15302 which allows for the replacement or reconstruction of existing structures where the new structure will be located on the same site and have substantially the same purpose and capacity as the structure being replaced. The project also meets

the criteria set forth in CEQA Section 15303 that allows for new construction, one single-family residence in a residential zone. Furthermore, the exceptions listed in CEQA Section 15300.2 would not apply in that no cumulative impacts were identified; no significant effect on the environmental were identified; the project is not adjacent to a scenic highway; the project was not identified on a list of hazardous waste sites pursuant to Section 65962.5 of the Government Code.

LEAD AGENCY CONTACT PERSON: E. Shearer-Nguyen

Telephone: (619) 446-5369

IF FILED BY APPLICANT:

- 1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
- 2. HAS A NOTICE OF EXEMPTION BEEN FILED BY THE PUBLIC AGENCY APPROVING THE PROJECT?
  - () YES () NO

It is hereby certified that the City of San Diego has determined the above activity to be exempt from CEQA.

SENIOR PLANNER

SIGNATURE/TITLE

March 8, 2013 DATE OF PROJECT APPROVAL

CHECK ONE: (X) SIGNED BY LEAD AGENCY () SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:



THE CITY OF SAN DIEGO

## Date of Notice: March 8, 2013 NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

DEVELOPMENT SERVICES DEPARTMENT

Internal Order No. 24002656

PROJECT NAME/NUMBER: CADENA RESIDENCE CDP / 296187

COMMUNITY PLAN AREA: Mission Beach

COUNCIL DISTRICT: 2

LOCATION: 3610 Bayside Walk, San Diego, CA 92109

**PROJECT DESCRIPTION:** Applicant is requesting a COASTAL DEVELOPMENT PERMIT to demolish an existing, two-story, single dwelling unit and garage, and the subsequent construction of a three-story, 2,762-square-foot, single dwelling unit with attached 399-square-foot garage with proposes a roof-top photovoltaic system. Also proposed are a second level 340-square-foot deck area and a third level 160-square-foot deck area. The project would also construct various site improvements which includes associated hardscape and landscaping. The 2,782-square-foot project site is located at 3610 Bayside Walk. Project site is designated for Residential Development (with a maximum density of 36 du/acre), MBPD-R-S zone of the Mission Beach Planned District, the Coastal Height Limitation Overlay Zone, the Coastal Overlay Zone (Appealable Area), the First Public Roadway, the Parking Impact Overlay Zone, and the Mission Beach Precise Plan and Local Coastal Program area. (LEGAL DESCRIPTION: Block 161, Lot C, Map 1809).

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego Hearing Officer

**ENVIRONMENTAL DETERMINATION:** Categorically exempt from CEQA pursuant to CEQA State Guidelines, Sections 15302 (Replacement or Reconstruction) and 15303 (New Construction or Conversion of Small Structures).

ENTITY MAKING ENVIRONMENTAL DETERMINATION: City of San Diego

**STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION:** The City of San Diego conducted an environmental review that determined that the project would not have the potential for causing a significant effect on the environment in that the project is proposing the

demolition of an existing single-dwelling unit and subsequent construction of a replacement singledwelling unit. The project is consistent with the General Plan, Community Plan, and zoning requirements. The project meets the criteria set forth in CEQA Section 15302 which allows for the replacement or reconstruction of existing structures where the new structure will be located on the same site and have substantially the same purpose and capacity as the structure being replaced. The project also meets the criteria set forth in CEQA Section 15303 that allows for new construction, one single-family residence in a residential zone. Furthermore, the exceptions listed in CEQA Section 15300.2 would not apply in that no cumulative impacts were identified; no significant effect on the environmental were identified; the project is not adjacent to a scenic highway; the project was not identified on a list of hazardous waste sites pursuant to Section 65962.5 of the Government Code.

DEVELOPMENT PROJECT MANAGER:	Jeffery A. Peterson
MAILING ADDRESS:	1222 First Avenue, MS501, San Diego CA 92101
PHONE NUMBER:	(619) 446-5237

On March 8, 2013 the City of San Diego made the above-referenced environmental determination pursuant to the California Environmental Quality Act (CEQA). This determination is appealable to the City Council. If you have any questions about this determination, contact the City Development Project Manager listed above.

Applications to appeal CEQA determination made by staff (including the City Manager) to the City Council must be filed in the office of the City Clerk within 15 business days from the date of the posting of this Notice. The appeal application can be obtained from the City Clerk, 202 'C' Street, Second Floor, San Diego, CA 92101.

This information will be made available in alternative formats upon request.

	( ATTACHMENT 12
City of San Diego Development Services 1222 First Ave., MS-302 San Diego, CA 92101 THE CITY OF BAN DIEGO (619) 446-5000	Ownership Disclosure Statement
Approval Type: Check appropriate box for type of approval (s) requested Neighborhood Development Permit Site Development Permit Variance Tentative Map Vesting Tentative Map Map Waive Project Title CADENA RESIDENCE	Planned Development Permit
Project Address: <u>3610</u> BAYSIDE WALK. SAV DIF Part I - To be completed when property is held by individual(s)	
By signing the Ownership Disclosure Statement, the owner(s) acknowledge above, will be filed with the City of San Diego on the subject property, will below the owner(s) and tenant(s) (if applicable) of the above referenced p who have an interest in the property, recorded or otherwise, and state the t individuals who own the property). A signature is required of at least one from the Assistant Executive Director of the San Diego Redevelopment Ag Development Agreement (DDA) has been approved / executed by the Ci Manager of any changes in ownership during the time the application is be the Project Manager at least thirty days prior to any public hearing on th information could result in a delay in the hearing process.	th the intent to record an encumbrance against the property. Please list property. The list must include the names and addresses of <b>all</b> persons type of property interest (e.g., tenants who will benefit from the permit, all of the property owners. Attach additional pages if needed. A signature pency shall be required for all project parcels for which a Disposition and ity Council. Note: The applicant is responsible for notifying the Project eing processed or considered. Changes in ownership are to be given to
Additional pages attached   Yes   Xo     Name of Individual (type or print):   Xo     Xowner   Tenant/Lessee   Redevelopment Agency     Street Address:   3610   BA1SIDE   WALK     City/State/Zip:   SAN DIE60, C4.   9210.9     Phone No:   G19 - 252 - 883.6   Fax No:     Signature :   Date:   Date:	Name of Individual (type or print): KVISEN ( $\mu\mu$ ) ( $\mu\mu$ ) V Owner Tenant/Lessee Redevelopment Agency Street Address: 3610 BASTOF WALK City/State/Zip: AN DXEGO, CF 92109 Phone No: $G_{9}-252-8866$ Signature Signature MUCH GULL GULL GULL GULL GULL GULL GULL GUL
Name of Individual (type or print):	Name of Individual (type or print):
City/State/Zip:	City/State/Zip:
Phone No: Fax No:   Signature : Date:	Phone No: Fax No:   Signature : Date:

Printed on recycled paper. Visit our web site at <u>www.sandiego.gov/development-services</u> Upon request, this information is available in alternative formats for persons with disabilities.

### DEVELOPMENT SERVICES DEPARTMENT PROJECT CHRONOLOGY CADENA RESIDENCE - PROJECT NO. 296187

Date	Action	Description	City Review Time (Working Days)	Applicant Response
10/9/2012	First Submittal	Project Deemed Complete	-	-
11/1/2012	First Assessment Letter		17 days	
1/17/2013	Second Submittal			47 days
1/31/2013	Second Assessment Letter		9 days	
2/21/2013	Third Submittal			19 days
3/6/2013	Third Review Completed	All issues resolved.	9 days	
3/8/2013	NORA Posted	Appeal period ends on 3/29/2013	2 days	
4/24/2013	Public Hearing	First available date.	32 days	
TOTAL ST	AFF TIME	(Does not include City Holidays or City Furlough)	69 days	
TOTAL AP	PLICANT TIME	(Does not include City Holidays or City Furlough)		66 days
TOTAL PR TIME	OJECT RUNNING	From Deemed Complete to Hearing	<b>135 working days</b> (197 calendar days)	