

## THE CITY OF SAN DIEGO

# REPORT TO THE HEARING OFFICER

**HEARING DATE:** 

June 11, 2014

REPORT NO. HO 14-033

ATTENTION:

**HEARING OFFICER** 

SUBJECT:

GARBACZEWSKI RESIDENCE; PROJECT NO. 352168

PROCESS 3

LOCATION:

3826 Bayside Walk

OWNER/

APPLICANT:

John and Colleen Garbaczewski

# **SUMMARY**

Requested Action: Should the Hearing Officer approve the demolition of an existing single-family dwelling unit and construction of a new single-family dwelling unit on a 0.037-acre site located at 3826 Bayside Walk in the Mission Beach Precise Plan and Local Coastal Program Area?

<u>Staff Recommendation</u>: **APPROVE** Coastal Development Permit No. 1235369 and Variance No. 1264938.

Community Planning Group Recommendation: On April 17, 2014, the Mission Beach Precise Planning Board voted 8-0-0 to recommend approval of the project (Attachment 9).

Environmental Review: This project is exempt from environmental review pursuant to Article 19, Section 15302 (Replacement or Reconstruction) and Section 15303 (New Construction), 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 April 22, 2014. The Notice of Right to Appeal (NORA) was posted on April 23, 2014 and the opportunity to appeal that determination ended May 7, 2014 (Attachment 10).

# BACKGROUND

The project site is located at 3826 Bayside Walk (Attachment 1), on the southwestern corner of Seagirt Court and Bayside Walk, east of Mission Boulevard (Attachment 2). The property is in

the R-N 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, the First Public Roadway, 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 0.037-acres (or 1,620-square feet), could accommodate one dwelling units based on the underlying zone, and one dwelling unit for a density of approximately 27 DU/AC based on the designated use and density in the community plan.

The project site is a rectangular shaped lot with frontage along Bayside Walk with vehicular access from Bayside Lane. On November 9, 1984, Parcel Map No. 13539 was recorded for lot adjustments for the interior property lines for this site and the two western lots. This adjustment was made to correctly reflect the location of the existing structures and to met the minimum required side setbacks. The parcel has been previously graded and developed with a single-family dwelling unit, which was constructed in 1935. 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 two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The project site is located approximately 238-feet from the Pacific Ocean and 55-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 26-feet 9-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 site is a rectangular shaped lot that is located on the southwestern corner of Seagirt Court and Bayside Walk. The portion of the property fronting on Seagirt Court is classified as the front setback, Bayside Walk is classified as a street side setback, and the southern property line is classified as the rear setback. Land Development Code (LDC) Section 1513.0304(c)(6) requires a minimum rear yard that abuts an interior of rear yard of an adjacent lot to comply with LDC Section 1513.0304(c)(3), which is a minimum six (6) foot setback within the R-N Zone.

The project includes a variance request to allow for a zero (0) foot rear yard setback where six (6) feet is required by the zone to allow the construction of a one-car garage on the ground floor and a portion of the second floor. The property fronts on approximate eight (8) feet of an existing dead-end utility alley, and the access to the garage would be from this alley. This condition,

referred to here-in as "virtual land-locked parcels" (VLP) was a mapping situation that was created 1809 when the original mapping was developed for Mission Beach, specifically in north Mission Beach, where dead-end finger utility alleys were designed to reach the last bay or ocean front lots at the end of these 16-foot wide alleys. The MBPP identifies these alleys as strictly utilitarian (Page 18).

In many cases, lots have been developed utilizing an accumulation of these lots to create larger parcels. However, there are still approximately 20 of these originally mapped parcels in Mission Beach that created this condition of a rear yard that contains a common property line with an adjacent parcel. In addition, the Mission Beach Planned District Ordinance (MBPDO) acknowledges and addresses the complication of these VLP lots being developed independently, such as allowing one parking space per dwelling unit for lots abutting Ocean Front Walk or Bayside Walk with less than 10 feet of vehicular access on a street or alley (LDC Section 1513.0403(b)(A)(ii)). Staff has reviewed the circumstances and conditions of the property and the proposed development, and has determined that the finding in support of the variance request can be made.

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, and a Process 3 Variance for the rear yard setback. 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 3826 Bayside Walk, on the southwestern corner of Seagirt Court and Bayside Walk, east of Mission Boulevard. The Mission Beach Precise Plan (MBPP) designates the proposed project site for residential land use at a maximum 36 DU/AC. The project proposes one dwelling unit on a 1,620 square-foot lot for a density of 27 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, floor area ratio (FAR) and density. These design criteria have been incorporated in the 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.

Views to Mission Bay looking east along Seagirt Court and through the property are currently obstructed by existing landscape and fences. The project proposes a 3-foot fence and gates along

Seagirt Court and Bayside Walk, and the proposed landscaping in these areas will enhance the views from and along the public right-of-way.

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.

# Conclusion:

With the approval to of the variance request, 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. 1235369 and Variance No. 1264938, with modifications.
- 2. **DENY** Coastal Development Permit No. 1235369 and Variance No. 1264938, if the findings required to approve the project cannot be affirmed.

Respectfully submitted,

Jeffrey 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

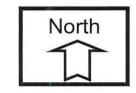
- 8. Draft Resolution with Findings
- 9. Community Group Recommendation
- 10. Environmental Exemption
- 11. Ownership Disclosure Statement
- 12. Project Chronology
- 13. Copy of Public Notice (forwarded to HO)
- 14. Copy of Project Plans (full size-forwarded to HO)

Internal Order No. 24004289



# **Location Map**

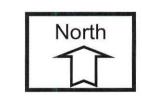
<u>Garbaczewski Residence - Project No. 352168</u> 3826 Bayside Walk





# **Aerial Photograph**

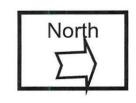
Garbaczewski Residence - Project No. 352168 3826 Bayside Walk





# **Aerial Photograph**

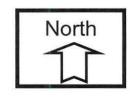
Garbaczewski Residence - Project No. 352168 3826 Bayside Walk





# Zoning Map (R-N Zone MBPD)

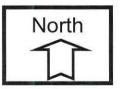
<u>Garbaczewski Residence - Project No. 352168</u> 3826 Bayside Walk





# Mission Beach Community Land Use Map

<u>Garbaczewski Residence - Project No. 352168</u> 3826 Bayside Walk



PROJECT DATA SHEET					
PROJECT NAME:	Garbaczewski Residence - Project No. 352168				
PROJECT DESCRIPTION:	Demolition of a single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements.				
COMMUNITY PLAN AREA:	Mission Beach				
DISCRETIONARY ACTIONS:	Coastal Development Permit and Variance				
COMMUNITY PLAN LAND USE DESIGNATION:	Residential land use at a maximum 36 dwelling units per acre (DU/AC)				

# **ZONING INFORMATION:**

**ZONE:** R-N

**HEIGHT LIMIT:** 30-foot maximum height limit/Coastal Height Limitation Overlay Zone

LOT SIZE: 1,250 square feet

FLOOR AREA RATIO: 1.1

LOT COVERAGE: 65 percent FRONT SETBACK: 10-foot

**SIDE SETBACK:** 5-foot (min.) Bayside Walk with a 45<sup>o</sup> starting at 15' above grade

STREETSIDE SETBACK: NA

REAR SETBACK: 6-foot min. per LDC Section 1513.0304(c)(6)

PARKING: 1 on-site space per LDC Section 1513.0403(b)(A)(ii)

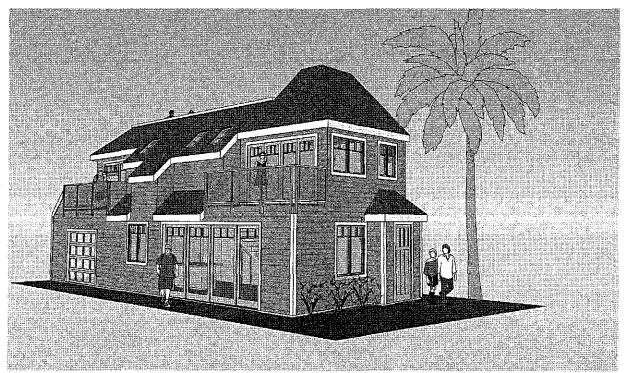
ADJACENT PROPERTIES:	LAND USE DESIGNATION & ZONE	EXISTING LAND USE		
NORTH:	Residential; R-N	Single-Family Residential		
SOUTH:	Residential; R-N	Single-Family Residential		
EAST:	Residential; R-N	Single-Family Residential		
WEST:	Outside Community Boundary; RM-4-10	Mission Bay Beach area		
DEVIATIONS OR VARIANCES REQUESTED:	Variance request to allow for a zero (0) foot rear yard setback  (6) feet is required by the zone to allow the construction of a construction of a construction of the second floor.			
COMMUNITY PLANNING GROUP RECOMMENDATION:	On April 17, 2014, the Mission Beach Precise Planning Board voted 8-0-0 to recommend approval of the project.			

**ARCHITECTURE** 

GOLBA

# A SUSTAINABLE EXPEDITE PROJECT GARBACZEWSKI RESIDENCE

3826 BAYSIDE WALK



**COASTAL DEVELOPMENT &** VARIANCE REQUEST PERMIT SET Prepared By:

Sheet Title:

COVER SHEET

Revision 3: 04-09-14

Sheet 1 Of 10

ATTACHMENT 6

GARBACZEWSKI RES 3826 BAYSIDE WALK, SAN DIEGO, CA

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EWSI SEDE WALK EGO, CA

No. 614198 Ran. 7-91-15

CTURE 5 Interior Design (858) 750-3471

■ Interior De California 9 <: (858) 750-3

# GENERAL PLAN DEVELOPMENT GOALS

THE PROPOSED INFILL DEVELOPMENT PROJECT AT 8326 BAYSIDE MALK RECOGNIZES THE GOALS.OF THE CONSERVATION ELEMENT OF THE CITY OF SAN DIEGO'S GENERAL FLAN.

IN EFFORT TO REACH THESE GOALS THE PROJECT WILL EMPLOY THE

- FOLLOWING:

  SOLAR PHOTO VOLTAIC SYSTEM FOR GENERATING POWER ON SITE.

  HIGH EFFICACY LIGHTING OR OCCUPANCY SENSORS IN BATHROOOMS
  AND LAMDRY AREAS

  DUAL PANE LON-E SLAZING ON ALL MINDOMS

  USE OF LON VOC PAINTS AND LON ENITTING ADHESIVES, COATINGS,
  CARRETS AND OTHER FINISHES MERE FEASIBLE.

  USE OF ENSINEERED NOOD PRODUCTS

  NATURAL COOLING/VENTILATION WITH OPERABLE MINDOMS

  WATER CONSERVING NATURE 4 FEASIBLE

  LABOSCAPE DESIGN MICREE FEASIBLE

  USE OF PERMEABLE PAVING MICREE APPLICABLE

  USE OF REPREMEABLE PAVING MICREE APPLICABLE

  HIGH EFFICIENCY IRRIGIATION STITEM WITH STATE OF THE ART LOW PRECIPITATION RATE SPRINKLER EQUIPMENT.

# ABBREVIATIONS

MATERIAL
MAXIMUM
MECHANICAL
MEMBRANE
MEZZANINE
MANUFACTURER
MINIMUM
MISCELLANEOUS
MASONRY OPENING
MOVABLE
MOUNTED
METAL
MULLION ACOUS.
A.C.T.
AD.J.
A.F.F.
AGG.
ALUM,
ALT.
A.P.
APPROX
ARCH.
ASPH,
ASPT.
AUTO. ACOUSTICAL
ACOUSTICAL CEILING TILE
AD JISTABLE.
AT FINISHED FLOOR
ASSRESATE
ALIJMINAM
ALTERNATE
ACCESS PANEL
APPROXIMATE
ARCHIESCURAL
ASSISTANT
AUTOMATIC ACQUSTICAL MACHBA MEMPARIESO YOUR MEMPARIESO YOUR NORTH NOT IN CONTRACT NUMBER

BOARD BUILDING BOTTOM BUILT UP ROOFINS N. NJ.G. NO. NOM. N.T.S. CABINET CIRCULATION CENTER LINE CLEAR CEILING

BD, BLDG, BOT, B.J.R.

CAB. CIRC.

CEILING
CLOSETE MASONRY UNIT
COLUMN
CONCRETE
COMPERENCE
COMPECTION
CONSTRUCTION
CONTINUOUS
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CONTIN PAV. PL. AM. PLAS. PLAS. PLAD. PNT. PRSF. PSF. PSF.

QTY.

RAD, P. REIFER REIFER R.C.

T.
T.4B.
T.46.
TEL.
TEMP.
TER.
THK.
TLT.
TOPO.
T.V.
TYP.

UNEXO. UNF. U.N.O. UTL.

VAC. V.C.T. VENT. VERT. VEST. V.I.F. V.O.L. V.T.

CUANTITY

RUBBER

NOMINAL NOT TO SCALE

OVERALL
ON CENTER
OUTSIDE DIAMETER
OVERFLOM DRAIN
OFFICE
OVERHEAD

FAVING
FREE-CAST
FLATE
PLASTIC LAMINATE
PLASTIC LAMINATE
PLASTIC PLASTIC
PLASTIC
PLASTIC
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PARTIC
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PARTITION
POINT

RECEPTION
REIMPORCING
RIGHT OF MAY
RADIUS
RUBBER BASE
REFLECTED CEILING FLAN
ROOF DRAIN
RECESSED
REFERENCE
REFERENCE
REFINIORATOR
REIMPORCED
RESULTANT
REVISION
ROOFING
ROOM

ROOM ROUGH OPENING

SOUTH
SANITARY
SCHEDULE
SECTION
SECURITY
SOUARE FOOT
SHOWER
SHEET
SIMILE
SLOPE
STANDPIPE
SPECIFICATION
SPEAKER
SOUARE

SPEAKER
SPEAKER
STAINLESS STEEL
STATION
STANDARD
STEEL
STORAGE
STRUCTURAL
SUSPENDED
SYMMETRICAL

TREAD
TOP OF
TOP AND BOTTOM
TONGUE AND GROOVE
TELEPHONE
TEMPERED
TERRAZZO
THICK

UNFINISHED
UNLESS OTHERWISE NOTED
UTILITY

VACUM
VINTL COMPOSITION TILE
VENTILATION
VERTICAL
VESTIBULE
VERIPY IN FIELD
VOLUME
VINYL TILE

THICK TOILET TOPOGRAPHY TELEVISION TYPICAL

UNEXCAVATED

MEST MATER CLOSET MOOD MIDE FLANGE MATER HEATER

MATERPROOFING

MATER MELDED WIRE MESH

MINDOM MIRE MESH

CENTER COLD WATER DOUBLE
DEMOLITION
DEPARTMENT
DIAMETER
DIAGONAL
DIFFUSER
DIMENSION
DIVISION DOWN DAMPPROOFING DOOR DETAIL

EAST EACH ELEVATION ELASTOMERI ELECTRICAL ELEVATOR EMERGENCY ENCLOSURE E.A. S.C. Y.R. L.R. Z. P.G. X.H.S.C. Y.R. L.R. G. X.H.S.T. R. G. X ENGINEER ENTRANCE

EXPANSION JOINT ELECTRICAL PANEL ELECTRICAL PANEL
EQUAL
EQUIPMENT
ELECTRIC WATER COOLER
EXHAUST
EXISTING
EXPANSION

FLOOR DRAIN FOUNDATION FIRE EXTINGUISHER FINISH FLOOR FIRE HOSE CABINET FLOOR FLEXIBLE FLUCRESCENT FOOT FURNITURE FURRING FUTURE

GAIGE GALYANIZED GENERAL GLASS GROUND GRADE GYPSUM BOARD SA. GALY. SEN. SL. SND. GR. GYP. BD.

PD. X. P.F. C. P.F. X. P.L.E. X. P. X. P

KJT.

HARD CORE HARDWARE HOLLOW METAL HORIZONTAL HOUR HEIGHT HEATING, VENTILATION HOT WATER HU. D. HM. Z. HM. HT. HT. HT. A.C. H.V.

IN.
INCAND.
INCL.
INSUL.
INT.
INTERM. INCH(ES) INCANDESCENT INCLUDED INSULATED INTERIOR

JANITOR JOINT KITCHEN

LAM, LAUN, LAV, LB (S) LF, LT, LAMINATE LAUNDRY LAVATORY POUNDS LINEAR FOOT LIGHT MACHINE MAINTENANCE MASONRY

M. M.C. M.P. M.H. MIN. M.T.P.G. MT. M.M.F. YD.

SPECIAL INSPECTIONS: GENERAL REQUIREMENTS.

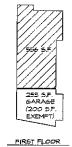
I. THE DESIGNER MUST PROVIDE A COMPLETE AND COMPREHENSIVE LISTING IDENTIFYING IN ONE LOCATION ON THE PLANS ALL WORK REQUIRING SPECIAL INSPECTION. THE LIST MUST BE PROJECT SPECIFIC AND MUST COMPORM TO THE REQUIREMENTS SPECIFIED IN BUILDING NEWSLETTER DS-911. SEE STRUCTURAL DRAWINGS FOR BUMMARY LIST.

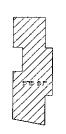
2. TWO (2) PROPERLY COMPLETED AND SIGNED COPIES OF THE SPECIAL INSPECTION INSTRUCTIONS MUST BE SUBMITTED AT THE PERMIT SERVICES DIVISION PRIOR TO ISSUANCE OF THE PERMIT. 5. "A CERTIFICATE OF SATISFACTORY COMPLETION OF WORK REQUIRING SPECIAL INSPECTION MUST BE COMPLETED AND SUBMITTED TO THE FIELD INSPECTION DIVISION."

"AN APPLICATION FOR OFF-SITE FABRICATION MUST BE SUBMITTED TO THE FIELD INSPECTION DIVISION FOR APPROVAL PRIOR TO FABRICATION."

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

# GROSS FLR AREA DIAGRAM





SECOND FLOOR

47 5.F.

THIRD FLOOR

# PROJECT DATA

PROJECT DESCRIPTION

DEMOLITION OF THE EXISTING SINGLE-STORY RESIDENTIAL STRUCTURE & CONSTRUCTION OF A NEW, TWO-STORY SINGLE FAMILY RESIDENCE WITH ROOF DECK. VARIANCE REGUEST FOR A GROUND FLOOR ONLY ZERO SETBACK AT THE REAR/INTERIOR YARD TO ALLOW FOR AN ENCLOSED I-CAR GARAGE.

SITE ADDRESSES

3826 BAYSIDE WALK SAN DIEGO, CA 92109

ASSESSORS PARCEL NUMBER 425-576-26 LEGAL DESCRIPTION: PAR 5 OF PARCEL MAP NO. 15539

REGID DISCRETIONARY YEAR EXISTING STRUCTURE WAS BUILT:

COASTAL DEVELOPMENT PERMI 1935 (PROPERTY DOES NOT MEET LOCAL

INDIVIDUALLY SIGNIFICANT RESOURCE UNDER ANY ADOPTED HRB CRITERIA AS PER CITY OF SAN DIEGO HISTORIC

PREVIOSLY DISTRUBED EXISTING SOIL CONDITIONS: GEOLOGIC HAZARD CATEGORY, 31

LOT USE

SINGLE FAMILY RESIDENCE SINGLE FAMILY RESIDENCE MISSION BEACH PLANNED DISTRICT R-N

LOT ZONING: OVERLAY ZONE DESIGNATION

COASTAL HEIGHT LIMIT, CITY COASTAL, FIRST PUBLIC ROADMAY, PARKING IMPACT, TRANSIT AREA, RESIDENTIAL TANDEM PARKING

LOT SIZE: ALLONABLE FAR LOT COVERAGE:

1.1 = 1,782 S.F. 65% = 1,059 S.F. PROPOSED = 816 S.F. < 1.053 S.F.

2010 C.B.C.

OCCUPANCY:

BUILDING CODE: CONSTRUCTION TYPE:

TYPE V-A, NR NUMBER OF STORIES SINGLE STORY 2 STORY W ROOF DECK

EXISTING PROPOSED. BUILDING HEIGHT

13'-0" (30'-0" MAX. PERMITTED) 27'-1" (50'-0" MAX. PERMITTED)

SQ. FT. CALCULATION

FIRST FLOOR SECOND FLOOR THIRD FLOOR 556 S.F. + 53 S.F. GARAGE NON-EXEMPT 47 S.F. 1,251 S.F. < 1,782 MAX. S.F. TOTAL HABITABLE

200 S.F. (EXEMPT PER SDMC. SEC. TOTAL SARAGE:

GRAND TOTAL BUILDING:

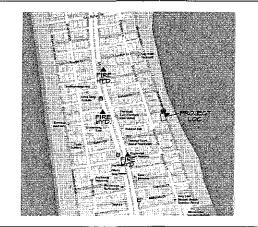
DECKS, SECOND FLOOR 76 S.F. (DECK) + 70 S.F. (DECK) + II S.F. (ROOF DECK ACCESS)

ROOF DECK 271 S.F. 428 S.F. TOTAL

PARKING NOTE

PER THE MISSION BEACH PLANNED DISTRICT, SECTION
1515,0402(b)/(/A/N)). 'IN THE R-N SUBDISTRICT THE REQUIREMENT SHALL
BE ONE PARKINS SPACE FER DWELLING UNIT FOR LOTS ABUTTING OCEAN
FRONT MALK OR BAYSIDE MALK MITH LESS THAN 10-FEET OF VEHICULAR ACCESS ON A STREET OR ALLEY."

# FIRE HYDRANT MAP



# DIRECTORY

OWNER:

JOHN & COLLEEN GARBACZEMSKI 984 OLD STAGE COACH RUN ALPINE, CA 91901 TEL, (619) 251-9905

SOLBA ARCHITECTURE, INC. 1940 GARNET AVENE, SUITE 100 SAN DIEGO, CA 92109 TEL. (619) 231-9905 CONTACT: RICARDO TORRES

# PROJECT DIRECTORY

TILD COVER SHEET
TILI LEGEND AND PROJECT DATA

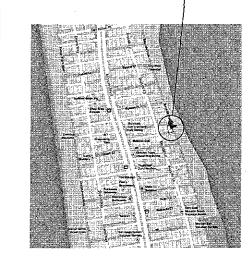
ARCHITECTURAL

AC.0 SITE PLAN
AC.1 MATER FOLLUTION CONTROL FLAN
ALO FIRST, SECOND FLOOR & ROOF PLAN
ALO BUILDING ELEVATIONS
A2.1 BUILDING ELEVATIONS
BUILDING SECTIONS
BUILDING SECTIONS

LANDSCAPE

LLO LANDSCAPE DEVELOPMENT PLAN

VICINITY MAP NO SCALE - 3826 BAYSIDE WAL SAN DIEGO, CA



Prepared By: Golba Architecture 1940 Garnet Ave., Suite 100 San Diego, CA 92109 office: (619) 231-9905 fax: (858) 750-3471

Project Address 3828 BAYSIDE WALK SAN DIEGO, CA 92109

Project Name: GARBACZENSKI RESIDENCE

Sheet Title:

PROJECT DATA

Revision IO: Revision 9: Revision 8: Revision " Revision 6: Revision 5: Revision 4: Revision 5:

Revision 2: 04-09-14 Revision I: 03-24-14

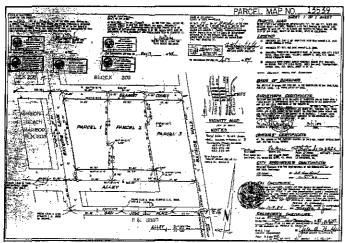
Original Date: 12-16-13

Sheet 2 Of 10

ATTACHMENT 9

PROJECT LOCATION ^ سائ (:B)

PARCEL LOCATION



LOT SPLIT PARCEL MAP

## SPECIAL PLAN NOTES:

I, THE HIGHEST POINT OF THE ROOF, EQUIPMENT, OR ANY VENT, PIPE, ANTENNA, OR OTHER PROJECTION SHALL NOT EXCEED 30'-0" ABOVE GRADE (SDMC SEC. 131.0444 4192.0505).

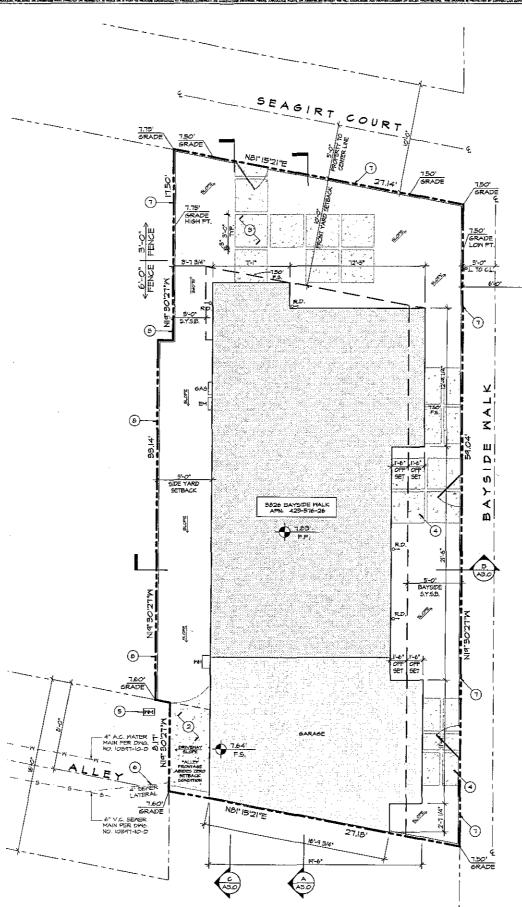
2. THE SCOPE OF WORK DOES NOT INCLUDE ANY PROPOSED REPLACEMENT OR REMOVAL OF ANY PART OF THE EXISTING SIDEWALK.

9. PRIOR TO THE ISSUANCE OF ANY CONSTRUCTION PERMIT, THE APPLICANT SHALL INCORPORATE ANY CONSTRUCTION BEST MANAGEMENT PRACTICES NECESSARY TO COMPLY NITH CHAPTER 14, ARTICLE 2, DIVISION I (GRADING RESULATIONS) OF THE MUNICIPLE CODE, INTO THE CONSTRUCTION PLANS OR SPECIFICATIONS.

4. PROPERTY LINES & DATUM INFORMATION PER PARCE MAP NO. 19999 RECORDED BY THE COUNTY RECORDER ON NOV. 04, 1984.

GRADING TABLE	-
AMOUNT OF DISTRUBANCE AREA:	862 S.F.
AMOUNT OF IMPERVIOUS AREA INSTALLED,	0 S,F,
AMOUNT OF GUT:	47.9 GU, YDS.
HEIGHT OF CUT:	1'-6" FOUNDATION FOOTING

COURTYARD ENCROA	CHMENT DATA
PERMITTED PER S.D.M.C. MISSION BEACH PL SEC. 1519.0304(d)(2)(A)(I) \$ 1513.0304(e)	LANNED DISTRICT
COURTYARD FACING BLDG. WIDTH TOTAL	48'-2 1/2"
COURTYARD FACING BLDG. WIDTH TOTAL. 18" COURTYARD ENCROACHMENT TOTAL	48'-2 1/2" 24'-1 1/4" (50% OF MIDTH)



## PLAN NOTES:

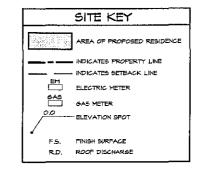
- EXISTING 3/4" SERVICE MATER METER TO REMAIN.
- (2) NEW CONCRETE DRIVEWAY.
- (3) NEW 3-FT. SQUARE CONCRETE PAYERS.
- (4) NEW 3-FT, WIDE CONCRETE PAVERS.
- (5) EXISITING B/4" MATER SERVICE & METER TO REMAIN.
- (6) EXISITING 4" SEMER LATERAL TO REMAIN.
- NEW 3'-0" HT. MOOD FENCE ALONG SEAGIRT CT., BAYSIDE WALK & WHERE NOTED.
- (6) NEW 6'-0" HT. MOOD FENCE.

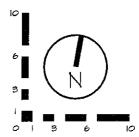
# BENCHMARK:

THE BENCHMARK FOR THIS PLAN IS THE CITY OF SAN DIEGO CENTERLINE MONMENT MITH 2" BRASS DISC STAMPED 15 4524" AT THE INTERESCRICH OF BAYSIDE LANE AND REDONDO COURT, ELEVATION = 4255, USC. 1 6.5. DATIM OF 1624.

## SITE NOTES:

- I. THERE ARE NO EXISTING OR PROPOSED EASEMENTS.
- FROVIDE BUILDING ADDRESS NUMBERS FOR ALL NEW AND EXISTING STRUCTURES VISIBLE AND LEGIBLE FROM THE STREET OR ROAD FRONTING THE PROPERTY, (JFC 901.4.4). MIN, SIZE OF NUMBERS SHALL BE 12".
- 4. METER LOCATIONS ARE SUBJECT TO APPROVAL BY 5D64E.
- THERE IS NO PROPOSED GRADING EXCEPT FOR MINOR SLOPES TO DRAIN.





SCALE: 1/4"=1"-0"

Prepared By: Ricardo Torres Golba Architecture 1940 Garnet Ave., Suite 100 San Diego, CA 92109 office: (619) 231-9905 fax: (858) 750-3471

Project Address: 3826 BAYSIDE WALK SAN DIEGO, CA 92109

Project Name: GARBACZENSKI RESIDENCE

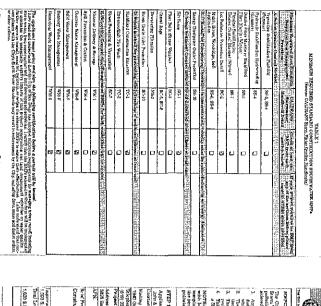
Sheet Title: SITE PLAN

Revision IO: Revision 8: Revision 6: Revision 4: Revision 2: 04-09-14 Revision I: 03-24-14

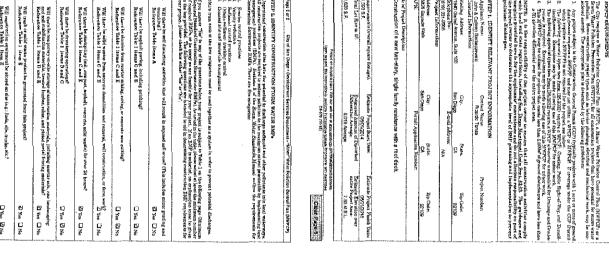
> Original Date: 12-16-13 Sheet 3 Of 10

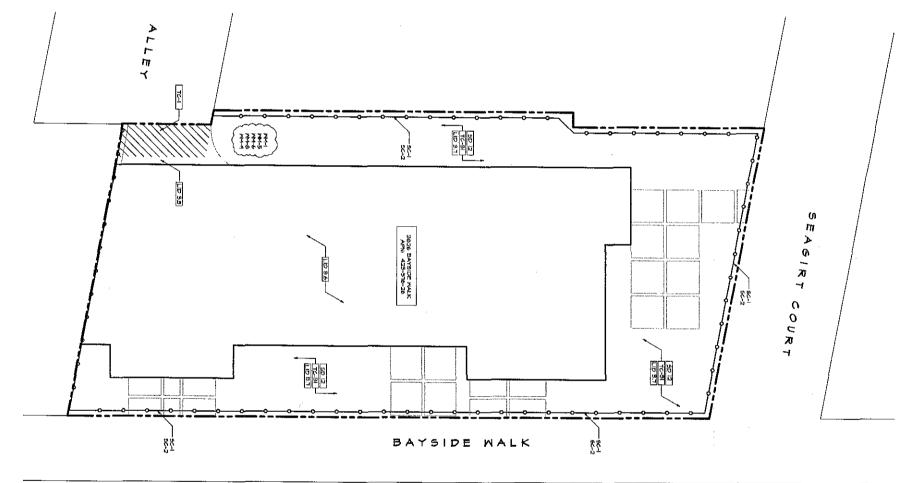
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ATTACHMENT



Will Parable Stankary Services If Para-polity") be need on the site? Pedianoes Table 1 Lives 8	Will Portable Sanitary Servi Reformace Table 1 Lieus B	19.
Will construction equipment to stored on the (e.g.: beta, dis, trucks, etc.? Reference Table 1 from E	Will construction equi Reference Table 1	9,
Will trash or solid waste product be generated from this project?  Reference Table 1 itum 8	Will trash or solid was Reference Table 1 i	, ps
Will then the importer onestor storage of construction materials, just taking mortes taks can inedecaping Construction of the construction and plants about the first gamestrains Extension Table 1 teams D and K	Will thate in tempora and soil stabilisation Reference Table 1	74
ing operations?	Will there be deviatering operations? Reference Table 1 Items D and C	į,
Will there be slockgilling (soil, compast, aughorit, commode, solid weaths) for over 24 bound?  Qiyas □ No.	Will there be stockpit Reference Table 1 !	ŞAT
Will there be idded wastes from one-rele denotition and remeral, well construction, or form world Reduces to Table 1 Rome $\Omega$ and $\Sigma$	Will there be solid wastes from cobo Reforence Table 1 Roms C and E	*
Will dore be slarries from morter mixing, exting, or especiels new eating?  Reference Table 1 issue C and E	Will there be slarries Reference Table 1 i	
Wil there be explain paring, including pricking? Reference Thèle I items C and E	Will there be espical: Reference Table 1 i	ja.
Will there be self disturbing activities has will result to exposed self around (This includes milion grading self monthless). These terms A  2 ye 0 ye	Will there be solf disturbin tranching.) Reference. Table items A	۲
For users "if is my of the question below year projet is religion to Table 1, on the federing page (Minister).  Sevent Standard Coloration Standards of Riffly, the religion to take in discussed, the federian context of required STAP, or plantage or see transit for your projet. If no DEP is religion, and publishes count to plant is the long provided. The fellowing questions are included to add in describing construction DEP reprinted to the fellowing questions are included to add in describing construction DEP reprinted to the fellowing questions are included to add in describing construction DEP reprinted to the second project. These related has either "Nes" or Yes,"	you answer 'Yes' to my quired Standard Consti- required SMPs, or as is the box provided. The i ar project, please check	45.55
BALTS from each of the five catagories must be used together as a system in order to prevent potential discharges.	AL'S ITOM each of the hy	PN.
ive	Ermin souted practices Vieledly reduction Sufficed control practices (Might sediment tracking control Conoral site and materials prunquement	24 34 30 kg 1-
Dispressed construction atten have the patential to discharge selfment used other politication in his deal susterage. All communities paying an expressive of section politication has been been presented by implementability level annuagement practices (EMPs). Scalesse S of the Signal Major Shandards, Mangall soffice the requirements for Construction Susteraines INDs. There is no five antagement.	protected construction I construction projects a imagement practices (I matruction Stormweter	유민들
STEP & IDENTIFY CONSTRUCTION STORM WATER BAP.	TEP 12 IDENTIFY CO	83
City of San Diega - Development Services Department - "Milbor" Water Policilon Control Plan (MWPCP)	Page 2 of 2 City of S	3





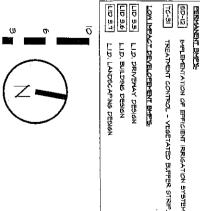
# CONTROL PLAN POLLUTION

Project Name: Garbaczenski Residence Project Address: 3828 Bayside Walk San dieso, ca 92109 Sheet Title: WATER Orlginai Date: 12-16-13

ð  $\overline{o}$  5CALE: 1/4"=1"-0"  $\bar{o}$ 

Prepared By: Ricardo Torres

8



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MOID THIS NO CONTRO CONTRO SEDIME THE SEE

FOLLUTION CONTROL BMP'S LOT PERIMETER PROJECTION STABILIZED CONSTRUCTION ENTRANCE/EXIT ATERIAL DELIVERY AND STORAGE OLID MASTE MANAGEMENT AZARDOUS MASTE MANAGEMENT ONCRETE MASTE MANAGEMENT ANITARY/SEPTIC MASTE MANAGEMENT

PES THAT ARE CREATED OR DISTURBED BY CONSTRUCTION ACTIVITY MUST BE SAINST ERCOION AND SEDIMENT TRANSPORT AT ALL TIMES. lase of all construction materials and equipment must be protected as a release of follitatio into the environment.

RACTOR SHALL RESTORE ALL EROSIONSEDIMENT CONTROL DEVICES TO NORKING EACH RUN-OFF PRODUCING RAINFALL OR AFTER ANY MATERIAL BREACH IN

THIS PROJECT SHALL COMPLY MITH ALL REQUIREMENTS OF THE STATE PERMITS CALIFORNIA RESIONAL NATER GUALITY CONTROL BOARD, SAN DIESO RESION, ORDER NO. 2001-01 NYDES NO. CASOIDESTES STORM WATER QUALITY NOTES CONSTRUCTION BMP'S

"Minor" Water Pollution DS-576
Control Plan (MWPCP)



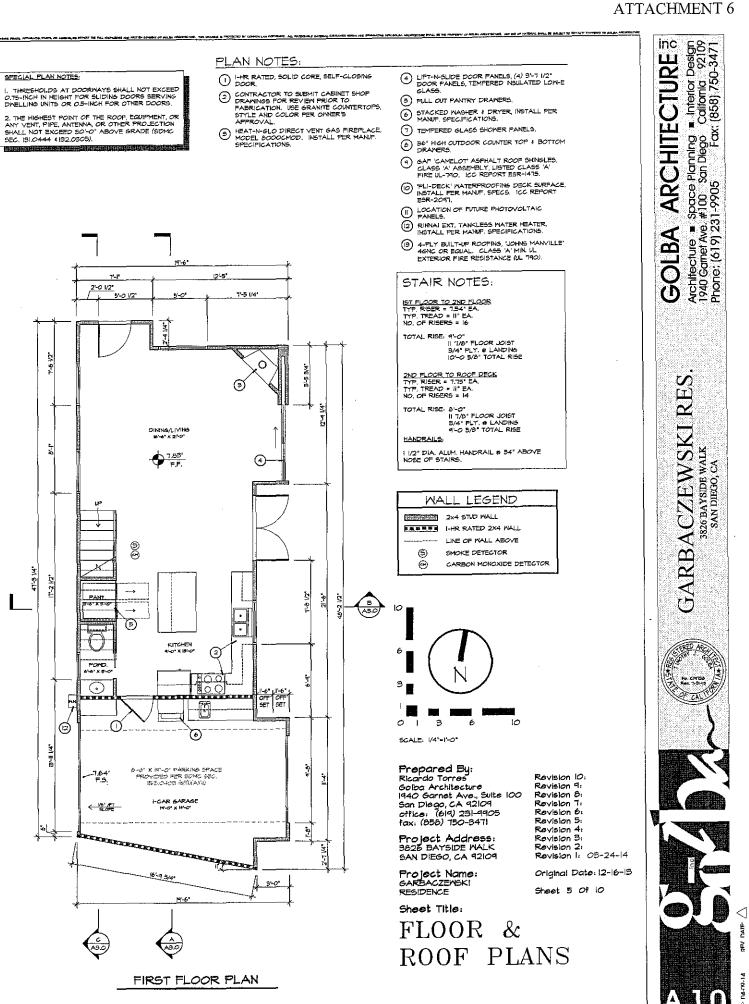
GARBACZEWSKI RES.
3826 BAYSIDB WALK
SAN DIEGO, CA

NEW BAP'S

IMPLEMENTATION OF EFFICIENT IRRIGATION SYSTEMS.

GOLBA ARCHITECTURE 8

Architecture ■ Space Planning ■ Interior Design 1940 Gamet Ave. #100 San Diego California 92109 Phone: (619) 231-9905 Fax: (858) 750-3471



(E)

30

OPEN TO

Q`

UPPER ROOF PLAN - PARTIAL

30,43 T.O.P.

(<u>a</u>

THIRD FLR. & LOWER ROOF PLAN

SKY.

lscr USH:

3,07E

Q

9kY LISHT

2'-0 1/2"

5-11 1/4\*

DENJIES AREA O

SECOND FLOOR PLAN

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DECK

LA AT

S'-O'

(P) DECK

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B A30

5-0

ATTACHMENT

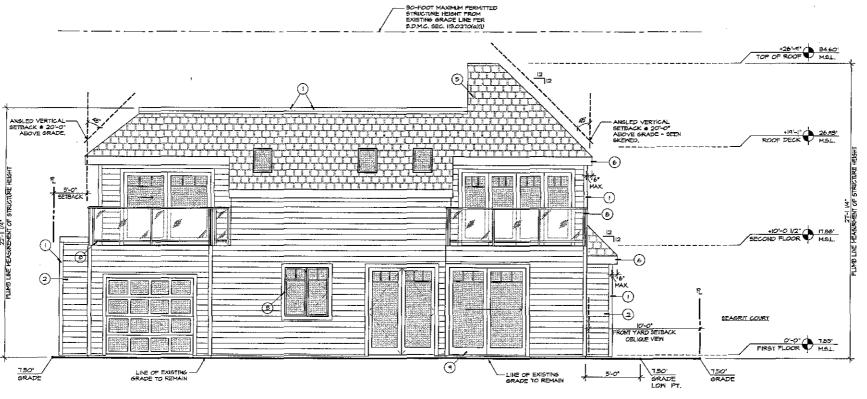
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ATTACHMENT

- 30-F00T MAXIMM PERMITTED STRUCTURE HEIGHT FROM EXISTING GRADE LINE PER S.D.M.C. SEC. 115.0270(a)(1) 34,60° +26'-9" M.S.L. TOP OF ROOF - ANGLED VERTICAL SETBACK © 20'-0' ABOVE GRADE FOR AREA OF 5'-0' SETBACK ONLY. MSL. POOF DECK 0 ②· BAYSIDE MALK 750' GRADE

# NORTH ELEVATION (FRONT)



EAST ELEVATION (SIDE)

# PLAN NOTES:

- 4" JAMES HARD! "HARD!TRIM", RUSTIC CEDAR FINISH. TYP. @ MINDOWS, DOORS ! EDGES. COLOR. MHITE.
- 2) 7 1/4" (6" EXPOSURE) JAMES HARD! HARDIPLANK', RUSTIC CEDAR FINISH, BLIND NAIL FER MANUF, SPECS... COLOR: SLATE GREY
- ANDERSON 100' COMPOSITE FRAMED MINDOWS WCOASTAL HAREDNARE PACKAGE, TYPE INSTALL PER MANUF, SPECIFICATIONS.
- RINNAI EXT. TANKLESS MATER HEATER, INSTALL PER MANUF, SPECIFICATIONS.
- (5) GAF 'CAMELOT' ROOF SHINGLES, CLASS 'A' FIRE RATED ASSEMBLY, TYP. ICC REPORT ESR-1475.
- 6 2X ROOF FASICA, COLOR: WHITE.
- (7) LOCATION OF FUTURE SOLAR PANELS.
- (6) I 1/2" 5Q. ALIMIN. GUARDRAIL W TEMPERED GLASS PANELS BETWEEN POSTS.
- TEMPERED INSULATED LOW-E GLASS DOOR PANELS

I. THRESHOLDS AT DOORMAYS SHALL NOT EXCEED O.TS-INCH IN HEIGHT FOR SLIDING DOORS SERVING DWELLING UNITS OR O.S-INCH FOR OTHER DOORS.

2. THE HIGHEST POINT OF THE ROOF, EQUIPMENT, OR ANY VENT, PIPE, ANTENNA, OR OTHER PROJECTION SHALL NOT EXCEED 30"-0" ABOVE GRADE (SDMC SEC, 191.0444 (192.0505).



5CALE: 1/4"=1"-0"

Prepared By:
Ricardo Torres
Solba Architecture
1940 Samet Ave., Suite 100
San Diego, CA 92109
office: (619) 231-9905
fax: (858) 750-3471

Project Address: 3826 BAYSIDE WALK SAN DIEGO, CA 92109

Project Name: GARBACZENSKI RESIDENCE

Revision i: 03-24-14 Original Date: 12-16-13 Sheet 6 Of 10

Revision IO: Revision 9:

Revision 8:

Revision 6: Revision 5:

Revision 4:

Revision 3: Revision 2:

Sheet Title: **BUILDING ELEVATIONS** 

Revision 5: Revision 2: Revision I: 03-24-14 Original Date: 12-16-13

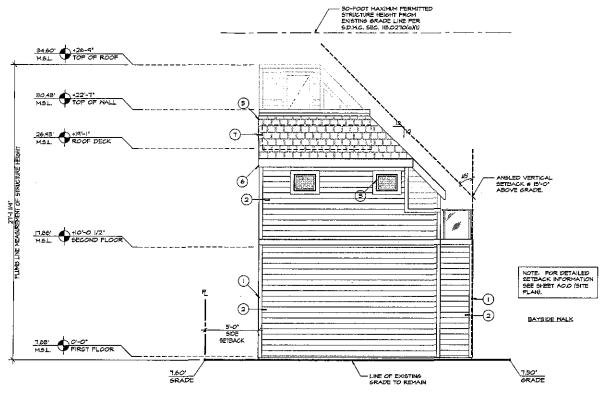
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# SOUTH ELEVATION (REAR)

34,60" +26'-9" M.S.L. TOP OF ROOF +22-7" 30.48" TOP OF NALL M.51. #19'-1" 26.93' ROOF DECK MSL. -② 9'-0' SETBACK 6 SEAGRIT COURT IO'-O' FRONT YARD SETBACK OBLIGUE YIEM 0'-0" 1.89' FIRST FLOOR M.S.L. 7.50' GRADE LINE OF EXISTING GRADE TO REMAIN -Line of existing Grade to remain

MEST ELEVATION (SIDE)

# PLAN NOTES:

- (1) 4" JAMES HARDI "HARDITRIM", RUSTIC CEDAR FINISH. 1749. 9 MINDOMS, DOORS & EDGES. COLOR: MHITE.
- (2) 7 1/4" (6" EXPOSIRE) JAMES HARDI "HARDIPLANK", RUSTIC CEDAR FINISH, BLIND NAIL PER MANUF, SPECS... COLOR: SLATE GREY
- ANDERSON 'IOO' COMPOSITE FRAMED MINDOWS WCOASTAL HAREDWARE PACKAGE TYP. INSTALL PER MANUF. SPECIFICATIONS.
- RINNAI EXT. TANKLESS WATER HEATER INSTALL PER MANUF, SPECIFICATIONS.
- 5 GAF 'CAMELOT' ROOF SHINGLES, CLASS 'A' FIRE RATED ASSEMBLY, TYP. ICC REPORT ESR-1475.
- (6) 2× ROOF FASICA, COLOR: WHITE.
- 1 LOCATION OF FUTURE SOLAR PANELS.
- (E) 1 1/2" SQ. ALUMIN, GUARDRAIL W/ TEMPERED GLASS PANELS BETWEEN POSTS.
- TEMPERED INSULATED LOW-E GLASS DOOR PANELS.

I, THRESHOLDS AT DOORWAYS SHALL NOT EXCEED O.TS-INCH IN HEIGHT FOR SLIDING DOORS SERVING DWELLING UNITS OR O.S-INCH FOR OTHER DOORS.

2. THE HIGHEST POINT OF THE ROOF, EQUIPMENT, OR ANY VENT, PIPE, ANTENNA, OR OTHER PROJECTION SHALL, NOT EXCEED SOLO? ABOVE GRADE (SDMC SEC. 131.0444 (192.0505).

SCALE: 1/4"=1'-0"

Prepared By: Ricardo Torres Golba Architecture 940 Garnet Ave., Suite 100 San Diego, CA 92109 office: (619) 231-9905 fax: (656) 750-3471

Project Address: 3828 Bayside Walk San Diego, ca 92109

Project Name: GARBACZEMSKI RESIDENCE

Sheet Title:

BUILDING **ELEVATIONS**  ATTACHMENT

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Revision 3: Revision 2: Revision 1: 03-24-14

Original Date: 12-16-13

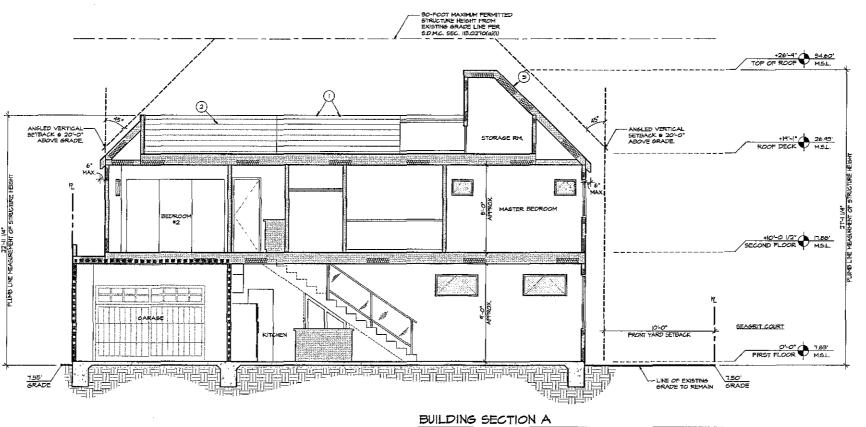
Sheet 8 Of 10

Revision 10: Revision 9:

Revision 8: Revision 7:

Revision 6: Revision 5: Revision 4:

94.60' +26-4" M.S.L. TOP OF ROOF 30.43' +22'-7" M.S.L. 10P OF WALL 2 ROOF DECK 26,48" +|9'-|"
M.S.L. ROOF DECK MSL. SECOND FLOOR MSL. O'-0" BUILDING SECTION B



# PLAN NOTES:

- 4" JAMES HARDI HARDITRIM, RUSTIC CEDAR FINISH. TYP. @ MINDOWS, DOORS & EDGES. COLOR: MHITE.
- 7 I/4\* (6\* EXPOSURE) JAMES HARDI
  HARDIPLANK!, RUSTIC CEDAR FINISH, BLIND
  NAIL FER MANUF. SPECS... COLOR: SLATE
  GREY
- (3) ANDERSON 100' COMPOSITE FRAMED WINDOWS WCOASTAL HAREDNARE PACKAGE, TYP, INSTALL PER MANUF, SPECIFICATIONS.
- RINNAI EXT. TANKLESS MATER HEATER. INSTALL PER MANUF, SPECIFICATIONS.
- (5) GAF 'CAMELOT' ROOF SHINGLES, CLASS 'A'
  FIRE RATED ASSEMBLY, TYP. ICC REPORT
  ESR-1475.
- (6) 2X ROOF FASICA, COLOR, WHITE.
- 1 LOCATION OF FUTURE SOLAR PANELS.
- (a) 1 1/2" SQ, ALUMIN, GUARDRAIL M/ TEMPERED GLASS PANELS DETWEEN POSTS.
- Q LIFT-N-SLIDE DOOR PANELS, (4) 4'-0" DOOR PANELS, TEMPERED INSULATED LOW-E GLASS.

I. THRESHOLDS AT DOORWAYS SHALL NOT EXCEET O,TS-INCH IN HEISHT FOR SLIDING DOORS SERVING DWELLING UNITS OR O.S-INCH FOR OTHER DOORS.

2. THE HIGHEST POINT OF THE ROOF, EQUIPMENT, OF ANY VENT, PIPE, ANTENNA, OR OTHER PROJECTION SHALL NOT EXCEED 30'-0" ABOVE GRADE (SDMC SEC, ISI,0444 \$192,0505).



SCALE: 1/4"#1-0"

Prepared By: Ricardo Torres Golba Architecture 90100 Architecture 1940 Garnet Ave., Sulte 100 San Diego, CA 92109 office: (619) 231-9905 fax: (858) 750-3471

Project Address: 3828 Bayside Walk San Diego, ca 92109

Project Name: GARBACZENSKI RESIDENCE

Sheet Title:

BUILDING **SECTIONS**  ATTACHMENT

A 3.0

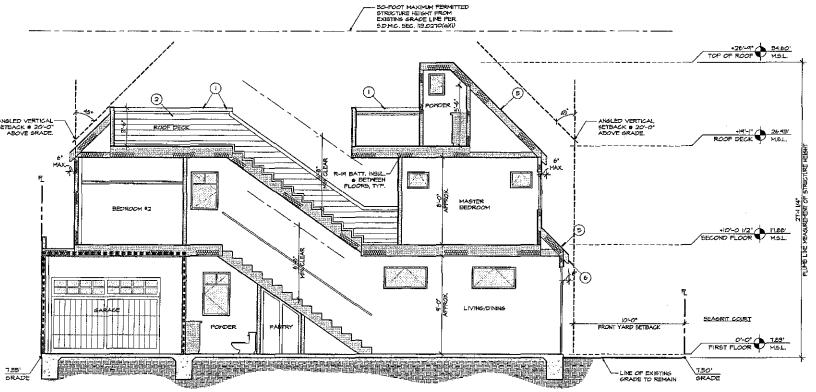
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Revision IO: Revision 9: Revision 8: Revision 7: Revision 6: Revision 4: Revision 5: Revision 2: Revision I: 03-24-14

Original Date: 12-16-13

Sheet 9 Of 10

BUILDING



BUILDING SECTION C

# PLAN NOTES:

- 4" JAMES HARD! HARD!TRIM, RUSTIC CEDAR FINISH. TYP, @ WINDOWS, DOORS & EDSES. COLOR. WHITE.

  7 14" (6" EXPOSURE) JAMES HARD! HARD!ELANK', RUSTIC CEDAR FINISH. BLIND NAIL PER MANJF. SPECS... COLOR. SLATE GREY.
- (3) ANDERSON 100' COMPOSITE FRAMED WINDOWS WCOASTAL HAREDWARE PACKAGE, TYP. INSTALL PER MANUF. SPECIFICATIONS.
- 4316 55T. K' STYLE GUTTER 4 DOMNSPOUT. POMDER COAT WHITE.

  S GAF "CAMELOT" ROOF SHINGLES. CLASS 'A' FIRE RATED ASSEMBLY, TYP. ICC REPORT ESR-1475.
- 6 2X ROOF FASICA, COLOR, MHITE.
- | LOCATION OF FUTURE SOLAR PANELS.
- (6) I 1/2" 5Q. ALUMIN. GUARDRAIL AV TEMPERED GLASS PANELS BETWEEN POSTS.
- (1) LIFT-N-SLIDE DOOR PANELS, (4) 4'-0" DOOR PANELS, TEMPERED INSULATED LOW-E GLASS.
- RINNAL EXT. TANKLESS MATER HEATER. INSTALL PER MANUF. SPECIFICATIONS.

# SPECIAL PLAN NOTES:

I. THRESHOLDS AT DOORWAYS SHALL NOT EXCEED 0.75-INCH IN HEIGHT FOR SLIDING DOORS SERVING DWELLING UNITS OR 0.5-INCH FOR OTHER DOORS.

2. THE HIGHEST POINT OF THE ROOF, EQUIPMENT, OR ANY VENT, PIPE, ANTENNA, OR OTHER PROJECTION SHALL, NOT EXCEED 30"-0" ABOVE GRADE (SDMC SEC. 131.0444 #192.0505).

0 1

SCALE: 1/4"=1"-0"

Prepared By: Ricardo Torres Golba Architecture 1940 Garnet Ave., Suite 100 San Diego, CA 92109 office: (619) 231-9905 fax: (858) 750-3471

Project Address: 8826 Bayside Walk San Diego, ca 92109

Project Name: Garbaczenski RESIDENCE

Sheet Title:

**SECTIONS** 

LANDSCAPE DESIGN STATEMENT:

THIS SINGLE-FAMILY RESIDENCE MILL BE IMPERSED IN A LANDSCAPE THAT RESPECTS THE INTIMATE CHARACTER OF THE PLACE ASSOCIATED MITH THIS BAYSIDE NEIGHBORHOOD.

SALT-TOLERAM, MATER-CONSERVING FLANTS MILL BE EMPLOYED TO CREATE SEMI-MRIVATE PATIO. QUEEN PALMS BODIERING THE SAN JOSE PLACE CORRIDOR IN KERPING PITH THE NEIGHBORHOOD MILL BE SET IN LAYN TO CONTINUE THE OPEN AND MELCONING FEREIGNET TO DAY WHILE INFORMAL HEDDES OF LOOSE PLANTINGS PROVIDE DEFINITION BETWEEN MALKMAY AND PATIO. THE COMBINATION OF CORRIDOR LINE PALMS, LANDSCAPE AND CONCRETE PADS MILL LOOSEN THE OVERALL COMPOSITION, CREATING A NEIGHBORLY LANDSCAPE THAT CONFORMS TO THE CITY OF SAN DIEGO GENERAL FLAN.

I. ALL LANDSCAPE & IRRIGATION SHALL CONFORM TO THE CITY OF SAN DIEGO'S LAND DEVELOPMENT CODE, LANDSCAPE REGULATIONS/HE LAND DEVELOPMENT MANUAL, LANDSCAPE STANDARDS, THE MISSION BEACH PLANNED DISTRICT; & ALL OTHER CITY & REGIONAL STANDARDS.

2. IRRIGATION: AN AUTOMATIC, ELECTRICALLY CONTROLLED IRRIGATION SYSTEM (SPRAY) SHALL BE PROVIDED AS REGUIRED FOR PROPER IRRIGATION, DEVELOPMENT, & MAINTAINENCE OF THE VEGETATION IN A HEALTHY, DISEASE-RESISTANT CONDITION. THE DESIGN OF THE SYSTEM SHALL PROVIDE ADEQUATE SUPPORT FOR THE VEGETATION SELECTED. ALL PROPOSED IRRIGATION SYSTEM'S MILL USE AN APPROVED RAIN SENSOR SHITOFF DEVICE (SDMC M22.0403).

42.0403).

3. LANDSCAPINS LOCATED MITHIN THE REQUIRED YARDS FOR COURTS 4 FLACES SHALL PROTECT PEDESTRIAN VIEW CORRIDORS BY EMPHAZINS TALL TREES WITH CANOPY AREAS AND GROUND CONTROL AND CONTROL AND CONTROL AND CONTROL AND COURTS AND FACES REPORTS OF HAY BELOW A HEIGHT OF BYT ABOVE THE FINISH SURFACE OR FINISH GRAVE, AS MEASURED AT THE TRINK, ALL LANDSCAPING AND IRRIGIATION MITHIN THE PUBLIC-RIGHT-OF-MAY SHALL BE DEVELOPED IN ACCORDANCE WITH THE LANDSCAPE SUPELINES OF THE LAND DEVELOPMENT MANUAL (LDC BIB.0403(a)2).

4. MAINTAINED BY THE OWNER. THE LANDSCAPE AREAS SHALL BE MAINTAINED BY THE OWNER. THE LANDSCAPE AREAS SHALL BE MAINTAINED BY THE OWNER. THE LANDSCAPE AREAS SHALL BE MAINTAINED BY THE OWNER. THE LANDSCAPE AREAS SHALL BE CANTON OF THE CHARLES AND AND THE OWNER. THE LANDSCAPE AREAS SHALL BE SATISFACTORILY TREATED OR REPLACED FER THE CONDITION. DISEASED OR DEAD PLANT MATERIAL SHALL BE SATISFACTORILY TREATED OR REPLACED FER THE CONDITIONS OF THE PERMIT.

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THE PERMIT

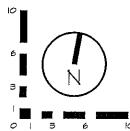
S. ALL LANDSCAPING & IRRIGATION MITHIN THE RIGHT-OF-MAY
SHALL BE DEVELOPED WITH THE LANDSCAPING SUIDELINES OF THE
LAND DEVELOPMENT MANUAL.

ALL PLANTERS NITHIN PROPERTY NOT TO EXCEED 3"-0" IN

LAND DEVELOPMENT MANUAL.

6. ALL PLANTERS NITHIN PROPERTY NOT TO EXCEED 3"-0" IN HEIGHT.

7. MILCH: ALL REGUIRED PLANTING AREAS SHALL BE COVERED NITH MILCH 10. A MIN. DEPTH OF 2 INCHES, EXCLIDING SLOPES REGUIREINS REVIECTATION AND AREAS PLANTED WITH GROUND COVER. ALL EXPOSED SOIL AREAS NITHOUT VESSETATION SHALL BE ALL CARE TO SOIL AREAS NITHOUT VESSETATION SHALL BE ALL CARE TO SOIL AREAS NITHOUT VESSETATION SHALL BE ALL CARE TO SOIL AREAS NITHOUT VESSETATION SHALL BE ALL CARE TO SOIL AREAS NITHOUT VESSETATION SHALL BE ALL CARE TO SOIL AREAS NITHOUT VESSETATION SHALL SHA



5GALE: 1/4"=1"-0"

Prepared By: Ricardo Torres Golba Architecture 1940 Garnet Ave., Suite 100 San Diego, CA 92109 office: (619) 231-9905 fax: (858) 750-8471

Project Address: 3826 BAYSIDE WALK SAN DIEGO, CA 92109

Project Name: GARBACZEMSKI RESIDENCE

Sheet Title:

LANDSCAPE DEVELOPMENT PLAN

Revision IO:

Revision 4: Revision 8:

Revision 7:

Revision 6:

Revision 5: Revision 4:

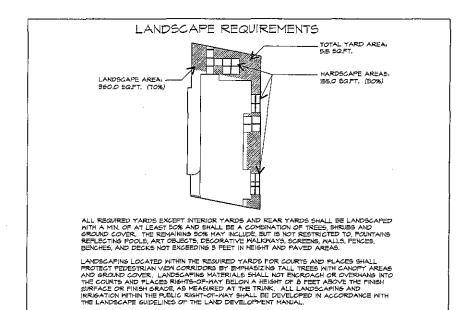
Revision 3: Revision 2:

Revision I: 03-24-14

Original Date: 12-16-13

Sheet 10 of 10

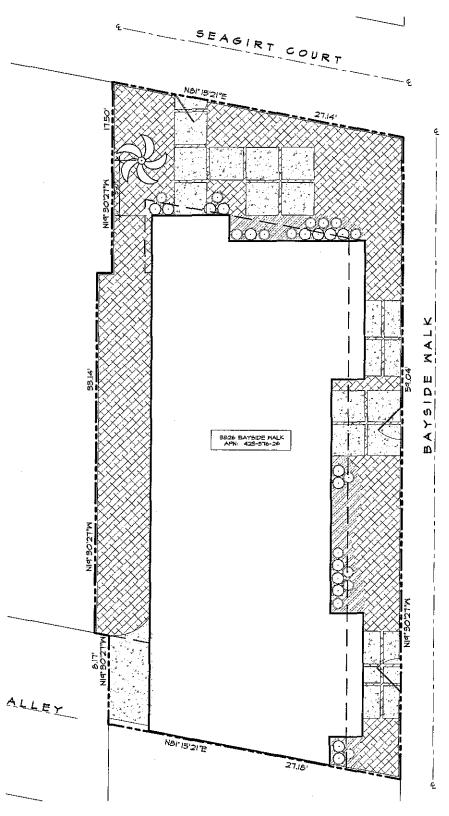
PLANT LEGEND PROPOSED PLANT MATERIAL: OTY. / % / SIZE "QUEEN PALM" "GUADALUPE PALM" "PARADISE PALM" HEDGE SHRUBS SUCH ASI, B'TALL X 4' NIDE MATURE HT. LEPTOSPERNUM SCOPARIUM ROSMARINIS OFFICINALIS TUSCAN BLUE' CARPENTERIA CALIFORNICA 18 / 100% / 5 GAL. "NEM ZEALAND TEA TREE"
"TUSCAN BLUE ROSEMARY"
"BUSH ANENOME" GRASS-LIKE SHRUDS SUCH AS: 5" TALL X S" MUDE MATURE HT. PHORNIUM TENAX BROWLE BABY" MUHLENBERGIA RIGENS 20 / 100% / 5 GAL. 5H X 5W 4H X 4W 5H X 5W "NEM ZEALAND FLAX"
"DEER GRASS" "NEW ZEALAND FLAX" FLOMERING GROUND COVER SUCH AS: 12" TALL ARCITOTIS HYBRIDS OSTEOPSERMIM FRUTICOSUM GAZANIA RINGENS SUNRISE YELLOW AS REQ'D /100%/ 1 GAL. 3" HIGH GROUND COVER AS REQ'D /100%/ 500 PAYING MATERIAL



# LANDSCAPE CALCS:

50% X TOTAL READ YARD AREA (515.0 SQ. FT.) = 251.5 SQ. FT. READ LANDSCAPED

TOTAL LANDSCAPED AREA (360.0 50, FT.) > 251.5 50,FT. REQD



ATTACHMENT

# 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: 24004289

# COASTAL DEVELOPMENT PERMIT NO. 1235369 VARIANCE NO. 1264938 GARBACZEWSKI RESIDENCE - PROJECT NO. 352168 HEARING OFFICER

This Coastal Development Permit No. 1235369 and Variance No. 1264938 are granted by the Hearing Officer of the City of San Diego to the GARBACZEWSKI FAMILY TRUST, Owner and Permittee, pursuant to San Diego Municipal Code [SDMC] Sections 126.0708 and 126.0805. The 0.037-acre site located at 3826 Bayside Walk, east of Mission Boulevard and on the southwestern corner of Seagirt Court and Bayside Walk, in the R-N 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, the First Public Roadway, 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: Parcel 3 of Parcel Map No. 13539, in the City of San Diego, County of San Diego, State of California, as per Map filed in the Office of the County Recorder of San Diego County, November 9, 1984.

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 June11, 2014, on file in the Development Services Department.

The project shall include:

a. Demolition of a single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements;

- 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 \_\_\_\_\_\_\_, 2017.
- 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 determined-necessary 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 submit a Water Pollution Control Plan (WPCP). The WPCP shall be prepared in accordance with the guidelines in Appendix E of the City's Storm Water Standards.
- 15. Prior to the issuance of any 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.
- 16. Prior to the issuance of any building permit, the Owner/Permittee shall remove all existing private improvements from Seagirt Court and Bayside Walk rights-of-way, satisfactory to the City Engineer.

# **GEOLOGY REQUIREMENTS:**

17. 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.

# **LANDSCAPE REQUIREMENTS:**

- 18. Prior to the issuance of any construction permit, the Owner/Permittee shall submit complete construction documents consistent with the Land Development Manual to the Development Services Department for approval. The construction documents shall be in substantial conformance with Exhibit "A," Landscape Development Plan, on file in the Office of the Development Services Department.
- 19. In the event that the Landscape Plan and the Site Plan conflict, the Site Plan shall be revised to be consistent with the Landscape Plan such that landscape areas are consistent with the Exhibit "A," Landscape Development Plan.

- 20. Prior to Final Inspection, the Owner/Permittee shall install all required landscape and obtain all required landscape inspections.
- 21. If any required landscape (including existing or new plantings, hardscape, landscape features, etc.) indicated on the approved construction document plans is damaged or removed during demolition or construction, the Owner/Permittee repair and/or replace in kind and equivalent size per the approved documents to the satisfaction of the Development Services Department within 30 days of damage or a Final Landscape Inspection, whichever occurs earlier.
- 22. The Owner/Permittee shall replace any required planting that dies within 3 years of installation, within 30 calendar days of plant death with the same size and species of plant material shown on the approved plan.

# **PLANNING/DESIGN REQUIREMENTS:**

- 23. Owner/Permittee shall maintain a minimum of one (1) off-street parking space 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.
- 24. 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.
- 25. 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.
- 26. 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.

# **PUBLIC UTILITIES DEPARTMENT REQUIREMENTS:**

- 27. Prior to the issuance of any construction permit the Owner/Permittee shall assure, by permit and bond, the installation of an appropriate above ground private backflow prevention device for each water service (domestic, fire, and irrigation) serving the property.
- 28. Prior to the issuance of any building permit, the Owner/Permittee shall ensure that the sewer lateral proposed for reuse has been located, internally inspected, and recorded via CCTV by a California (CA) Licensed Plumbing Contractor for the purpose of verifying to the satisfaction of the Director of Public Utilities and the City Engineer that the sewer lateral does not cross any property lines, that it is not being utilized by any other property, and that it is properly connected to the sewer main.

- 29. All proposed private sewer and water facilities must be designed and installed in accordance with the current California Plumbing Code and will be reviewed as part of the building permit plan check process.
- 30. No trees or shrubs exceeding three (3) feet in height at maturity shall exist within five (5) feet of any public water facilities, or within ten (10) feet of any public sewer facilities.

# 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 Heari	ng Officer of the	City of San I	Diego on June	11, 2014,	pursuant to
Resolution No. HO-					

Permit Type/PTS Approval No.: CDP No. 1235369/VAR No. 1264938

Date of Approval: June 11, 2014

AUTHENTICATED	BY THE	CITY OF	' SAN DIEGO	DEVEL	OPMENT	SERVICES	S
DEPARTMENT							

T CC A D	
Jeffrey A. Peterson Development Project M	lanager
NOTE: Notary acknomust be attached per esection 1189 et seq.	
	er/Permittee, by execution hereof, agrees to each and every condition of so to perform each and every obligation of Owner/Permittee hereunder.
	GARBACZEWSKI FAMILY TRUST Owner/Permittee
	By John Garbaczewski, Trustee
	GARBACZEWSKI FAMILY TRUST Owner/Permittee
	By Colleen Garbaczewski, Trustee

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

# HEARING OFFICER RESOLUTION NO. HO-\_\_\_ COASTAL DEVELOPMENT PERMIT NO. 1235369 VARIANCE NO. 1264938 GARBACZEWSKI RESIDENCE - PROJECT NO. 352168

WHEREAS, GARBACZEWSKI FAMILY TRUST, Owner and Permittee, filed an application with the City of San Diego for a permit for the demolition of a single-family dwelling unit and construction of a two-story single-family dwelling unit, and accessory improvements (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permits No. 1235369 and 1264938), on a 0.037-acre site;

WHEREAS, the project site is located at 3826 Bayside Walk, east of Mission Boulevard and on the southwestern corner of Seagirt Court and Bayside Walk, in the R-N 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, the First Public Roadway, 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 Parcel 3 of Parcel Map No. 13539, in the City of San Diego, County of San Diego, State of California, as per Map filed in the Office of the County Recorder of San Diego County, November 9, 1984;

WHEREAS, on June 11, 2014, the Hearing Officer of the City of San Diego considered Coastal Development Permit No. 1235369 and Variance No. 1264938 a pursuant to the Land Development Code of the City of San Diego;

WHEREAS, on April 22, 2014, 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), 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 June 11, 2014.

# **FINDINGS**:

# I. Coastal Development Permit - Section 126.0708(a)

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 0.037-acre site is located at 3826 Bayside Walk, on the southwestern corner of Seagirt Court and Bayside Walk, east of Mission Boulevard. The project proposes the demolition of the single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The property is located approximately 238-feet from the Pacific Ocean and 55-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. 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) and Local Coastal Program (LCP), the plan states that views to, and along the shoreline from public areas shall be protected from blockage by development and or vegetation.

Views to Mission Bay are from Seagirt Court and through the property, which are currently obstructed by existing landscape and fences. The project proposes a 3-foot fence and gates along Seagirt Court and Bayside Walk, and the proposed landscaping will enhance the views from and along the public right-of-way. In addition, the project proposes a maximum building height of 26-feet 9-inches; therefore, the building and any projections will not exceed the maximum 30 foot height limit allowed by the Coastal Height Limitation Overlay Zone (CHLOZ).

The project includes a variance request to allow for a zero (0) foot rear yard setback where six (6) feet is required by the zone to allow the construction of a one-car garage on the ground floor and a portion of the second floor. The property fronts on approximate eight (8) feet of an existing dead-end utility alley, and the access to the garage would be from this alley. This condition, referred to here-in as "virtual land-locked parcels" (VLP) was a mapping situation that was created 1809 when the original mapping was developed for Mission Beach, specifically in north Mission Beach, where dead-end finger utility alleys were designed to reach the last bay or ocean front lots at the end of these 16-foot wide alleys. The MBPP identifies these alleys as strictly utilitarian (Page 18).

In many cases, lots have been developed utilizing an accumulations of these lots to create larger parcels. However, there are still approximately 20 of these originally mapped parcels in Mission Beach that created this condition of a rear yard that contains a common property line with an adjacent parcel. In addition, the Mission Beach Planned District Ordinance (MBPDO) acknowledges and addresses the complication of these VLP lots being developed independently, such as allowing one parking space per dwelling unit for lots abutting Ocean Front Walk or Bayside Walk with less than 10 feet of vehicular access on a street or alley (LDC Section 1513.0403(b)(A)(ii)).

Other than the requested variance, 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 encroach upon any existing or proposed physical accessway, and it will protect and enhance the 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 the single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The property is located approximately 238-feet from the Pacific Ocean and 55-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 site is approximately 7-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). Therefore, it has been determined that the development 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 0.037-acre site is located at 3826 Bayside Walk, on the southwestern corner of Seagirt Court and Bayside Walk, east of Mission Boulevard. The project proposes the demolition of the single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The property is located approximately 238-feet from the Pacific Ocean and 55-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. 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 and LCP, the plan states that views to, and along the shoreline from public areas shall be protected from blockage by development and or vegetation. The MBPP identifies the alleys as strictly utilitarian (Page 18); therefore, is not considered as an area for views to and along the shoreline.

Views to Mission Bay are from Seagirt Court and through the property, which are currently obstructed by existing landscape and fences. The project proposes a 3-foot fence and gates along Seagirt Court and Bayside Walk, and the proposed landscaping will enhance the views from and along the public right-of-way. In addition, the project proposes a maximum building height of 26-feet 9-inches; therefore, the building and any projections will not exceed the maximum 30 foot height limit allowed by the CHLOZ. 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 0.037-acre site is located at 3826 Bayside Walk, on the southwestern corner of Seagirt Court and Bayside Walk, east of Mission Boulevard. The project proposes the demolition of the single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The property is located approximately 238-feet from the Pacific Ocean and 55-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 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 regarding public access to the water, public recreation facilities, or public parking facilities, and 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.

# II. Variance - Section 126.0805

1. There are special circumstances or conditions applying to the land or premises for which the variance is sought that are peculiar to the land or premises and do not apply generally to the land or premises in the neighborhood, and these conditions have not resulted from any act of the applicant after the adoption of the applicable zone regulations;

The 0.037-acre site is a rectangular shaped lot that is located at 3826 Bayside Walk, on the southwestern corner of Seagirt Court and Bayside Walk, east of Mission Boulevard. The portion of the property fronting on Seagirt Court is classified as the front setback, Bayside Walk is classified as a street side setback, and the southern property line is classified as the rear setback. LDC Section 1513.0304(c)(6) requires a minimum rear yard that abuts an interior of rear yard of an adjacent lot to comply with LDC Section 1513.0304(c)(3), which is a minimum six (6) foot setback within the R-N Zone.

The project proposes the demolition of the single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The project includes a variance request to allow for a zero (0) foot rear yard setback where six (6) feet is required by the zone to allow the construction of a one-car garage on the ground floor and a portion of the second floor. The property fronts on approximate eight (8) feet of an existing dead-end utility alley, and the access to the garage would be from this alley. This VLP condition was a mapping situation that was created 1809 when the original mapping was developed for Mission Beach, specifically in north Mission Beach, where dead-end finger utility alleys were designed to reach the last bay or ocean front lots at the end of these 16-foot wide alleys. In many cases, lots have been developed utilizing

an accumulations of these lots to create larger parcels. However, there are still approximately 20 of these originally mapped parcels in Mission Beach that created this condition of a rear yard that contains a common property line with an adjacent parcel. In addition, the MBPDO acknowledges and addresses the complication of these VLP lots being developed independently, such as allowing the one parking space per dwelling unit for lots abutting Ocean Front Walk or Bayside Walk with less than 10 feet of vehicular access on a street or alley (LDC Section 1513.0403(b)(A)(ii)). Therefore, this special circumstance and/or condition applying to the land or premise have not resulted from any act of the applicant after the adoption of the applicable zone regulations.

2. The circumstances or conditions are such that the strict application of the regulations of the Land Development Code would deprive the applicant of reasonable use of the land or premises and the variance granted by the City is the minimum variance that will permit the reasonable use of the land or premises;

The project proposes the demolition of the single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The project includes a variance request to allow for a zero (0) foot rear yard setback where six (6) feet is required by the zone to allow the construction of a one-car garage on the ground floor and a portion of the second floor. The property fronts on approximate eight (8) feet of an existing dead-end utility alley, and the access to the garage would be from this alley. The MBPP identifies these alleys as strictly utilitarian (Page 18).

This VLP condition was a mapping situation that was created 1809 when the original mapping was developed for Mission Beach. The MBPDO acknowledges and addresses the complication of these VLP lots being developed independently. The strict application of the regulations would deprive the applicant the ability to replace the existing garage and would deprive the applicant of reasonable use of the land or premises as allowed by other VLPs within the surrounding community. The variance to allow for a zero (0) foot rear yard setback is the minimum variance that will permit the reasonable use of the land or premises.

3. The granting of the variance will be in harmony with the general purpose and intent of the regulations and will not be detrimental to the public health, safety, or welfare; and

The 0.037-acre site is a rectangular shaped lot that is located at 3826 Bayside Walk, on the southwestern corner of Seagirt Court and Bayside Walk, east of Mission Boulevard. The portion of the property fronting on Seagirt Court is classified as the front setback, Bayside Walk is classified as a street side setback, and the southern property line is classified as the rear setback. LDC Section 1513.0304(c)(6) requires a minimum rear yard that abuts an interior of rear yard of an adjacent lot to comply with LDC Section 1513.0304(c)(3), which is a minimum six (6) foot setback within the R-N Zone.

The project proposes the demolition of the single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The project includes a variance request to allow for a zero (0) foot rear yard setback where six (6) feet is required by the zone to allow the construction of

a one-car garage on the ground floor and a portion of the second floor. The property fronts on approximate eight (8) feet of an existing dead-end utility alley, and the access to the garage would be from this alley. This VLP condition was a mapping situation that was created 1809 when the original mapping was developed for Mission Beach, specifically in north Mission Beach, where dead-end finger utility alleys were designed to reach the last bay or ocean front lots at the end of these 16-foot wide alleys. The MBPP identifies the alleys as strictly utilitarian (Page 18).

The MBPDO acknowledges and addresses the complication of these VLP lots being developed independently, and the general purpose and intent of the six (6) foot setback regulation was not intended for adjacent VLP lots. The VLP lot was designed to have a common wall or zero (0) foot setback with the adjacent VLP lot, which this common wall would be required to comply with the California Building Code. In addition, 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). Therefore, the granting of the variance will be in harmony with the general purpose and intent of the regulations and will not be detrimental to the public health, safety, or welfare.

4. The granting of the variance will not adversely affect the applicable land use plan. If the variance is being sought in conjunction with any proposed coastal development, the required finding shall specify that granting of the variance conforms with, and is adequate to carry out, the provisions of the certified land use plan.

The 0.037-acre site is located at 3826 Bayside Walk, on the southwestern corner of Seagirt Court and Bayside Walk, east of Mission Boulevard. The property is in the R-N Zone in the Mission Beach Planned District (MBPD) within the MBPP and LCP, Coastal Overlay Zone (Appealable Area), CHLOZ, and the First Public Roadway. The zoning designation allows for one residential dwelling unit per 1,200 square feet of lot area and the MBPP designates the proposed project site for residential land use at a maximum 36 dwelling units per acre (DU/AC). The project site, occupying 0.037-acres (or 1,620-square feet), could accommodate one dwelling units based on the underlying zone, and one dwelling unit for a density of approximately 27 DU/AC based on the designated use and density in the community plan.

The project proposes the demolition of the single-family dwelling unit and construction of a two-story, 1,178-square foot single-family dwelling unit, a 253-square foot garage, a roof deck, and accessory improvements. The project includes a variance request to allow for a zero (0) foot rear yard setback where six (6) feet is required by the zone to allow the construction of a one-car garage on the ground floor and a portion of the second floor. In addition, the project proposes a maximum building height of 26-feet 9-inches; therefore, the building and any projections will not exceed the maximum 30 foot height limit allowed by the CHLOZ.

With the approval of the variance request in conjunction with the proposed coastal development, the project would met all applicable regulations and policy documents, and is consistent with the recommended land use, design guidelines, and development standards in

effect for this site per the LDC, the provisions of the certified land use plan, and the General Plan.

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Development Services Department, Coastal Development Permit No. 1235369 and Variance No. 1264938 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. 1235369 and No. 1264938 a copy of which is attached hereto and made a part hereof.

Jeffrey A. Peterson Development Project Manager Development Services Department

Adopted on: June 11, 2014

Internal Order No. 24004289



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

# Community Planning Committee Distribution Form Part 2

Project Name:	1	Pro	ject l	Vumber:	Distribution Date:			
Garbaczewski Residence CDP	<b>*</b>		- 3	52168	1/17/2014			
Project Scope/Location:			· · · · · · · · · · · · · · · · · · ·					
	ole family res	sidence lo	cated	1 at 3826 Bavs	evelopment Permit (Process 3) side Walk. The 1,620 sq ft site is Coastal (appealable area).			
Applicant Name:				Applicant I	hone Number:			
Ricardo Torres			;	(619) 231-	9905			
Project Manager:	Phone Nu	mber:	Fax	Number:	E-mail Address:			
Jeff Peterson	(619) 446	5-5237	(619	9) 446-5245	JAPeterson@sandiego.gov			
Committee Recommendations (To be completed for	Initial Rev	iew):						
Vote to Approve PROTECT VORZANCE	Men	ibers Yes	M	Iembers No	Members Abstain			
☐ Vote to Approve With Conditions Listed Below	Mem	ibers Yes	M	lembers No	Members Abstain			
☐ Vote to Approve With Non-Binding Recommendations Listed Belo	}	ibers Yes	M	lembers No	Members Abstain			
☐ Vote to Deny	Mem	ibers Yes	rs Yes Members No		Members Abstain			
No Action (Please specify, e.g., Need further info quorum, etc.)	rmation, Sp	olit vote,	Lack	of	Continued			
CONDITIONS:								
NAME: DEWNES LYNCH				TITLE: p,	an rousswar			
					PREL 19, 2014			
Attach Additional Pages If Necessary.  Please rett Project Macity of San Developmed 1222 First San Diego				Department	·			
Printed on recycled paper. Visit ou Upon request, this information is ava								

# NOTICE OF EXEMPTION

(Check one of	r both)		
•	RECORDER/COUNTY CLERK P.O. Box 1750, MS A-33 1600 PACIFIC HWY, ROOM 260 SAN DIEGO, CA 92101-2422  OFFICE OF PLANNING AND RESEARCH 1400 TENTH STREET, ROOM 121	FROM:	CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT 1222 FIRST AVENUE, MS 501 SAN DIEGO, CA 92101
	SACRAMENTO, CA 95814		

PROJECT TITLE/ No.: Garbaczewski Residence CDP / 352168

PROJECT LOCATION-SPECIFIC: 3826 Bayside Walk, San Diego, California 92109

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

DESCRIPTION OF NATURE AND PURPOSE OF THE PROJECT: COASTAL DEVELOPMENT PERMIT to demolish an existing single-story, single-dwelling residence and construct a 1,431-square-foot, two-story, single-dwelling residence and various associated site improvements (e.g. hardscape, landscaping, and decks). A setback deviation is being requested for a zero setback only at the ground floor where the Mission Beach Planned District R-N zone requires a minimum of 6'-0" at the rear and interior yard. The site is located at 3826 Bayside Walk. The land use designation for the project site is Residential per the community plan. Furthermore, the project site is located within the R-N zone, the Coastal Height Limit 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: Parcel 3 of Parcel Map No. 13539).

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: John & Colleen Garbaczewski, 334 Old Stage Coach Run, Alpine, California 91901, (619) 231-9905

EXEMPT STATUS: (CHECK ONE)

/	`	'n.	An moment of	(Cma	21000	<b>1/1.1/</b>	11. 1	150601
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- ( ) DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a))
- ( ) EMERGENCY PROJECT (Sec. 21080(b)(4); 15269 (b)(c))
- (X) CATEGORICAL EXEMPTION: 15302 (Replacement or Reconstruction) / 15303 (New Construction)
- ( ) 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 consistent with the community plan and the applicable zone. The project would not result in any significant environmental impacts. The project meets the criteria set forth in CEQA Sections 15302 and 15303. Section 15302 allows for the replacement or reconstruction of existing structures where the new structure will have substantially the same purpose and capacity as the structure replaced. Section 15303 allows for the construction of one single-family residence in a residential zone. Furthermore, the exceptions listed in 15300.2 would not apply.

LEAD AGENCY CONTACT PERSON: Scott Cooper Telephone: 619.446.5378

# IF FILED BY APPLICANT:

1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.

2. HAS A NOTICE OF EXEMPT. ( ) YES ( ) NO	TION BEEN FILED BY THE PUBLIC AGENCY A	APPROVING THE PROJECT?
It is hereby certified that the from CEQA.	E CITY OF SAN DIEGO HAS DETERMINED T	HE ABOVE ACTIVITY TO BE EXEMPT
SIGNATURE/TITLE	Sr. Planner	APRIL 22, 2014  DATE
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: April 23, 2014

# NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

DEVELOPMENT SERVICES DEPARTMENT

SAP No. 24004289

PROJECT NAME/NUMBER: Garbaczewski Residence CDP / 352168

**COMMUNITY PLAN AREA:** Mission Beach

**COUNCIL DISTRICT:** 

2

LOCATION:

3826 Bayside Walk, San Diego, California 92109

**PROJECT DESCRIPTION:** COASTAL DEVELOPMENT PERMIT to demolish an existing single-story, single-dwelling residence and construct a 1.431-square-foot, two-story, single-dwelling residence and various associated site improvements (e.g. hardscape, landscaping, and decks). A setback deviation is being requested for a zero setback only at the ground floor where the Mission Beach Planned District R-N zone requires a minimum of 6'-0" at the rear and interior yard. The site is located at 3826 Bayside Walk. The land use designation for the project site is Residential per the community plan. Furthermore, the project site is located within the R-N zone, the Coastal Height Limit 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: Parcel 3 of Parcel Map No. 13539).

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).

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 consistent with the community plan and the applicable zone. The project would not result in any significant environmental impacts. The project meets the criteria set forth in CEQA Sections 15302 and 15303. Section 15302 allows for the replacement or reconstruction of existing structures where the new structure will have substantially the same purpose and capacity as the structure replaced. Section 15303 allows for the construction of one single-family residence in a residential zone. Furthermore,

the exceptions listed in 15300.2 would not apply.

**DEVELOPMENT PROJECT MANAGER:** Jeff Peterson

MAILING ADDRESS: 1222 First Avenue, MS501, San Diego, CA 92101

**PHONE NUMBER:** 619.446.5237

On April 21, 2014 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 10 business days from the date of the posting of this Notice (May 7, 2014). 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.



City of San Diego **Development Services** 1222 First Ave., MS-302 San Diego, CA 92101 (619) 446-5000

# Ownership Disclosure Statement

		Project N	lo. For City Use Only		
Garbaczewski Residence		35	2168		
Project Address:		18:			
3826 Bayside Walk, San Diego, CA	92109				
art I - To be completed when proper	tv is held by Individua				
		edge that an application for a permit, map or other r			
dividuals who own the property). A signation the Assistant Executive Director of the evelopment Agreement (DDA) has been a anager of any changes in ownership durin	ure is required of at least of San Diego Redevelopment approved / executed by the g the time the application or to any public hearing of	the type of property interest (e.g., tenants who will lone of the property owners. Attach additional paget Agency shall be required for all project parcels for a City Council. Note: The applicant is responsible being processed or considered. Changes in owen the subject property. Failure to provide accurate	es if needed. A signature or which a Disposition and e for notifying the Project nership are to be given to		
Name of Individual (type or print):		Name of Individual (type or print):			
John Garbaczewski		Colleen Garbaczewski			
	development Agency				
Street Address:		Street Address:			
street Address:		334 Old Stage Coach Run			
		9			
34 Old Stage Coach Run City/State/Zip:		City/State/Zip:			
34 Old Stage Coach Run City/State/Zip: Alpine, CA 91901	5	Alpine, CA 91901	Face No.		
234 Old Stage Coach Run City/State/Zip: Alpine, CA 91901 Phone No:	Fax No:	Alpine, CA 91901 Phone No:	Fax No:		
234 Old Stage Coach Run City/State/Zip: Alpine, CA 91901 Phone No: 619) 231-9905	Date:	Alpine, CA 91901  Phone No: (619) 231-9905  Signature:	Date:		
234 Old Stage Coach Run City/State/Zip: Alpine, CA 91901 Phone No: 619) 231-9905		Alpine, CA 91901 Phone No: (619) 231-9905			
334 Old Stage Coach Run City/State/Zip: Alpine, CA 91901 Phone No: 619) 231-9905 Signature:	Date:	Alpine, CA 91901  Phone No: (619) 231-9905  Signature:	Date:		
334 Old Stage Coach Run  City/State/Zip: Alpine, CA 91901  Phone No: 619) 231-9905  Signature:  Name/of Individual (type or print):  Owner Tenant/Lessee Rede	Date:	Alpine, CA 91901 Phone No: (619) 231-9905 Signature:  Name of Individual (type or print):  Owner Tenant/Lessee Reder	Date:		
334 Old Stage Coach Run  Sity/State/Zip: Alpine, CA 91901  Phone No: 619) 231-9905  Signature:  Name/of Individual (type or print):  Owner Tenant/Lessee Rede	Date: 12/03/2013	Alpine, CA 91901 Phone No: (619) 231-9905 Signature:  Warbaccushi Name of Individual (type or print):	Date: 12/03/2013		
334 Old Stage Coach Run City/State/Zip: Alpine, CA 91901 Phone No: 619) 231-9905 Signature: Name/of Individual (type or print):  Owner Tenant/Lessee Rede	Date: 12/03/2013	Alpine, CA 91901 Phone No: (619) 231-9905 Signature:  Name of Individual (type or print):  Owner Tenant/Lessee Reder	Date: 12/03/2013		
34 Old Stage Coach Run City/State/Zip: Alpine, CA 91901 Phone No: 619) 231-9905 Signature: Variety Address: City/State/Zip:	Date: 12/03/2013	Alpine, CA 91901 Phone No: (619) 231-9905 Signature:  Name of Individual (type or print):  Owner Tenant/Lessee Redered	Date: 12/03/2013		
334 Old Stage Coach Run City/State/Zip: Alpine, CA 91901 Phone No: (619) 231-9905 Signature: Name/of Individual (type or print):	Date: 12/03/2013 evelopment Agency	Alpine, CA 91901 Phone No: (619) 231-9905 Signature:  Name of Individual (type or print):  Owner Tenant/Lessee Reder Street Address:  City/State/Zip:	Date: 12/03/2013 velopment Agency		

# DEVELOPMENT SERVICES DEPARTMENT PROJECT CHRONOLOGY GARBACZEWSKI RESIDENCE - PROJECT NO. 352168

Date	Action	Description	City Review Time (Working Days)	Applicant Response
1/17/2014	First Submittal	Project Deemed Complete	***	-
2/12/2014	First Assessment Letter		17 days	
3/25/2014	Second Submittal			28 days
4/8/2014	Second Assessment Letter		9 days	
4/17/2014	Third Submittal			6 days
4/23/2014	Third Review Completed	All issues resolved.	4 days	
4/23/2014	NORA Posted			
5/7/2014	NORA	Appeal period end		10 days
6/11/2014	Public Hearing	First available date.	24 days	
TOTAL STAFF TIME		(Does not include City Holidays or City Furlough)	54 days	
TOTAL APPLICANT TIME		(Does not include City Holidays or City Furlough)		42 days
TOTAL PROJECT RUNNING TIME		From Deemed Complete to Hearing	96 working days (145 calendar days)	