

### THE CITY OF SAN DIEGO

# REPORT TO THE HEARING OFFICER

**HEARING DATE:** 

December 10, 2014

REPORT NO. HO 14-075

ATTENTION:

**HEARING OFFICER** 

SUBJECT:

OLIVER/FANUEL; PROJECT NO. 369870

PROCESS 3

LOCATION:

1304-1312 Oliver Avenue and 4213-4215 Fanuel Street

OWNER/

APPLICANT:

Oliver/Fanuel, LLC / Paul D. Ross

# **SUMMARY**

Requested Action: Should the Hearing Officer approve the demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units located at 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street in the Pacific Beach Community Plan and Local Coastal Program Area?

# Staff Recommendation:

- 1. **APPROVE** Coastal Development Permit No. 1296834;
- APPROVE Tentative Map No. 1296833; and
- APPROVE the waiver to the requirements to underground existing overhead utilities.

<u>Community Planning Group Recommendation</u>: On October 22, 2014, the Pacific Beach Planning Group voted 13-2-2 to recommend approval of the project (Attachment 13).

Environmental Review: This project is exempt from environmental review pursuant to Article 19, Section 15332 (In-Fill Development Projects) of the California Environmental Quality Act (CEQA). The project proposes the demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units, which two of the units will be condominium units. The environmental exemption determination for this project was made on November 4, 2014, and the opportunity to appeal that determination ended November 19, 2014 (Attachment 15). This project is not pending an appeal of the environmental determination.

## BACKGROUND

The proposed project site is located at 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street (Attachment 1), the northeast corner of Oliver Avenue and Fanuel Street (Attachment 2). The site is located in the RM-1-1 Zone (Attachment 3) within the Pacific Beach Community Plan and Local Coastal Program Area (Attachment 4), Coastal Overlay Zone (Non-Appealable Area 2), Coastal Height Limitation Overlay Zone, Parking Impact Overlay Zone (Coastal and Beach Impact Areas), and the Residential Tandem Parking Overlay Zone. The Pacific Beach Community Plan (PBCP) designates the proposed project site for Low Medium Density Residential and allows a density of 9-15 dwelling units per acre (DU/AC). The project site, occupying 0.28 acres, could accommodate 4 dwelling units based on the underlying zone and 3-4 dwelling units based on the community plan.

The rectangular shaped project site consists of 4 legal lots with frontage on Oliver Avenue and Fanuel Street with alley access. The property has been previously graded and developed with seven residential units in the form of three detached duplexes and one unit attached to the existing six car garage. The buildings were constructed in 1948, and a historical assessment was performed. City staff determined that the property and associated structures would not be considered historically or architecturally significant under the CEQA in terms of architectural style, appearance, design, or construction associated with important persons or events in history.

Properties to the west, north and east contain multi-family residential development and the properties to the south contain multi-family and single-family residential development, and the land use designation for all of the properties are Low Medium Density Residential and allows a density of 9-15 DU/AC and are zoned RM-1-1.

# DISCUSSION

## Project Description:

The project proposes the demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units, of which two of the residential dwelling units will be condominium units on one lot and the remain two units will be constructed on two separate legal lots. The project site is located approximately 3,420 feet from the Pacific Ocean and 900 feet from the shoreline of Mission Bay. Neither Oliver Avenue nor Fanuel Street are identified as the first public roadway paralleling the ocean. The maximum building heights are 29 feet 9 inches, 29 feet 6 inches, and 23 feet 10 inches; therefore, the buildings and any projections will not exceed the maximum 30 foot height limit allowed by the Coastal Height Limitation Overlay Zone. The proposed development would be on private property and proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use, design guidelines, and development standards in effect for this site.

Development of the proposed project requires the approval of a Process 3 Coastal Development Permit (CDP) for development within the Coastal Overlay Zone and a Process 3 Tentative Map (TM) for the creation of two residential condominium ownerships on one lot [Lot 39 and 40], and a request to waive the requirements to underground the existing overhead utilities. 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). 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.

# **Project Related Issues:**

Affordable and Inclusionary Housing - The property currently contains seven residential units in the form of three detached duplexes and one unit attached to the existing six car garage. The proposed development would be exempt from the requirements of the Coastal Overlay Zone Affordable Housing Replacement Regulations pursuant to Section 143.0820 (c) and (d) of the San Diego Municipal Code (SDMC), since there are no existing structures containing three or more units and there are fewer than 10 units being proposed for demolition. However, the proposed project is subject to the requirements of the City's Inclusionary Affordable Housing Regulations (SDMC Section 142.1301 et seq.). The applicant has elected to pay an in-lieu fee to meet these requirements and prior to receiving the first residential building permit; the applicant must pay the entire in-lieu fee amount.

<u>Undergrounding Requirement</u> - The project site is located within Council District Two. SDMC Section 144.0240(b)(5) allows the subdivider to apply for a waiver from the requirement to underground the existing overhead utilities within the boundary of the subdivision or within the abutting public rights-of-way. City staff has determined that the waiver of the requirements to underground privately owned utility systems and services facilities qualifies under the guidelines of SDMC Section 144.0242(c)(1)(B) as follows: The conversion involves a short span of overhead facility (less than a full block in length) and would not represent a logical extension to an underground facility.

The neighborhood currently contains power poles and overhead utility lines within the public right-of-way along Fanuel Street and within the alley (Attachment 7). The proposed subdivision shall be undergrounded and the waiver is being requested for the requirement to underground adjacent utilities serving the surrounding properties within the abutting public rights-of-way.

The City's Undergrounding Master Plan designates the site within Block 2U, 2x3, and a projected is currently under the design phase with an approximate construction date of September 24, 2014 (Attachment 8). Staff visited the site and the undergrounding construction phase had not started. The applicant would be required to underground any existing and/or proposed public utility systems and service facilities within the subdivision as a condition of the TM (Attachment 12).

## Conclusion:

The project meets all applicable regulations and policy documents, and staff finds the project consistent with the recommended land use, design guidelines, and development standards in effect for this site per the adopted Pacific Beach Community Plan and Local Coastal Program Land Use Plan, SDMC, 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), thus meeting the criteria for the Affordable/In-Fill Housing Expedite Program.

# **ALTERNATIVES**

- 1. **APPROVE** Coastal Development Permit No. 1296834, Tentative Map No. 1296833, and the waiver to the requirements to underground existing overhead utilities, **with modifications.**
- 2. **DENY** Coastal Development Permit No. 1296834, Tentative Map No. 1296833, and the waiver to the requirements to underground existing overhead utilities, **if the findings** required to approve the project cannot be affirmed.

Respectfully submitted,

Jeffrey A. Peterson

Development Project Manager

Development Services Department

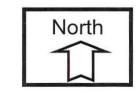
### Attachments:

- 1. Location Map
- 2. Aerial Photograph
- 3. Zoning Map
- 4. Community Plan Land Use Map
- 5. Project Data Sheet
- Project Plans
- 7. Existing Overhead Utilities
- 8. City's Undergrounding Master Plan Block 2U, 2x3
- 9. Draft CDP Permit with Conditions
- 10. Draft CDP Resolution with Findings
- 11. Draft TPM Resolution
- 12. Draft TPM Conditions
- 13. Pacific Beach Planning Group Recommendation
- 14. Ownership Disclosure Statement
- 15. Environmental Exemption
- 16. Project Chronology

Internal Order No. 24004698

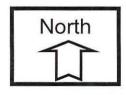


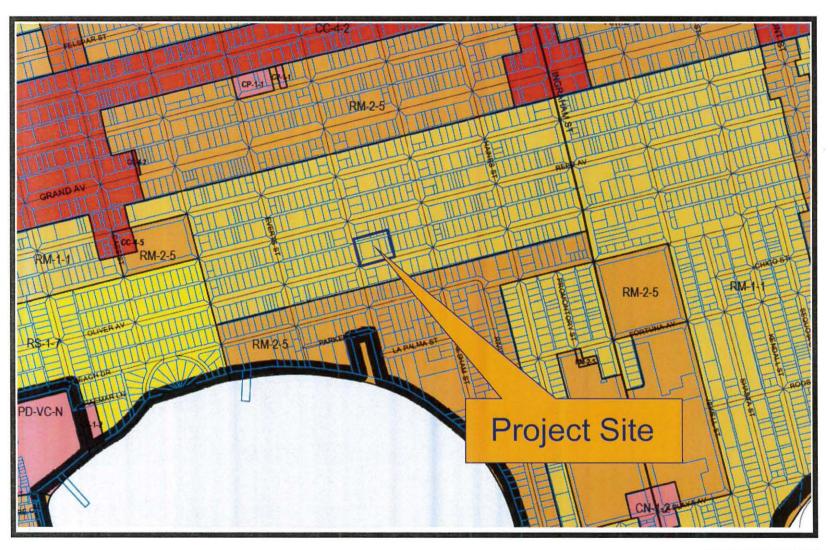
# **Location Map**





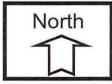
# **Aerial Photograph**





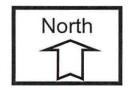


# Zoning Map (RM-1-1 Zone)





# Pacific Beach Community Land Use Map



PROJECT DATA SHEET		
PROJECT NAME:	Oliver/Fanuel; Project No. 369870	
PROJECT DESCRIPTION:	Demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units.	
COMMUNITY PLAN AREA:	Pacific Beach	
DISCRETIONARY ACTIONS:	Coastal Development Permit and Tentative Map	
COMMUNITY PLAN LAND USE DESIGNATION:	Low Medium Density Residential (9-15 DU/AC)	

# **ZONING INFORMATION:**

ZONE: RM-1-1 Zone

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

LOT SIZE: 6,000 square feet

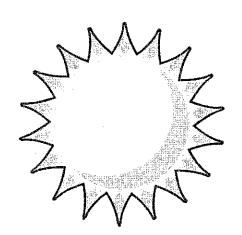
FLOOR AREA RATIO: 0.75 LOT COVERAGE: NA

FRONT SETBACK: 15-foot min./ 20-foot standard SIDE SETBACK: 5-foot min./ 8-foot standard

STREETSIDE SETBACK: 10-feet REAR SETBACK: 15-feet PARKING: 9 spaces

ADJACENT PROPERTIES:	LAND USE DESIGNATION & ZONE	EXISTING LAND USE
NORTH:	Low Medium Density Residential; RM-1-1	Multi-family Residential Development
SOUTH:	Low Medium Density Residential; RM-1-1	Single-family and Multi-family Residential Development
EAST:	Low-Medium Density Residential; RM-1-1	Multi-family Residential Development
WEST:	Low Medium Density Residential; RM-1-1	Multi-family Residential Development
DEVIATIONS OR VARIANCES REQUESTED:	None	
COMMUNITY PLANNING GROUP RECOMMENDATION:	On October 22, 2014, the Pacific Beach Planning Group voted 13-2-2 to recommend approval of the project.	

# OLIVER-FANUEL HOMES A SUSTAINABLE PROJECT



# COASTAL DEVELOPMENT PERMIT & TENTATIVE MAP RESUBMITTAL SET III

Prepared By: 60lba Architecture 1940 Garnet Ave., Suite 100 San Diego, CA 92109 phone: (619) 231-4905 fax: (858) 750-3471

90, CA 92109 Revision 4: (619) 231-9905 Revision 3: 10/14/ 50) 150-3471 Revision 2: 09/24 Revision 1: 09/06

Project Addresses: 4211 & 4221 Fanuel St. 1304 & 1314 OLIVER AVE.

Revision 6:

<u>Project Name:</u> OLIVER-FANUEL HOMES Sheet | Of 27

Sheet Title:
COVER SHEET



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CHITE Planning: San Diego

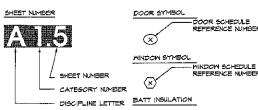
inning T Diego ( Fax:



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

IN EFFORT TO REACH THESE GOALS THE PROJECT WILL EMPLOY THE POILLOWING:

# SYMBOLS



NORTH ARROW /n\



ELEVATION MARKS



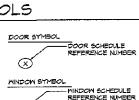
X' & F.F.

BUILDING SECTION MARKS SECTION DESIGNATION

SHEET NUMBER

WALL SECTION MARKS SHEET NUMBER -DETAIL DESIGNATION

DETAIL TARGETS ----SHEET NUMBER -DETAIL DESIGNATION ٨



989999999999999999

PLAN NOTE TARGET

CENTER LINE

ELEVATION TARGETS SHEET NUMBER -DETAIL DESIGNATION

INTERIOR ELEVATION TARGETS

-DETAIL DESIGNATION SHEET NUMBER (SHOWN SHADED)

PLAN BLOW-UP DETAILS

-DETAIL DESIGNATION

ACOUSTICAL
ACOUSTICAL CEILING TILE
ADJUSTABLE.
AT FINISHED FLOOR
AGGREGATE AGG.
ALUM.
ALT.
A.P.
APPROX
ARCH.
ASPH.
ASST.
AUTO. AGGREGATE
ALUMINUM
ALTERNATE
ACCESS PANEL
APPROXIMATE
ARCHITECTURAL
ASPHALT
ASSISTANT
AUTOMATIC FOLLOWING:

5. DLAR PHOTO VOLTAIC SYSTEM FOR GENERATING POWER ON SITE.
HIGH BEFIGACY LIGHTING OR COCUPANCY SENGORS WHERE APPLICABLE
EINERGY STAR APPLIANCES
DUAL PANE LOW-E SLAZING ON ALL WINDOWS
USE OF LOW VOC PAINTS AND LOW ENITTING ADHESIVES, COATINGS,
CARPETS AND OTHER FINISHES WHERE FIRABILE.

USE OF ENGINEERED WOOD PRODUCTS WHERE APPLICABLE
ANTURAL COCULING/VENTILATION WITH OFFERALE INIDOWS
WATER CONSERVING NATIVE 4 PEST RESISTANT PLANTS IN
LANDSCAPE DESIGN WHERE FIRABILE
USE OF FERMEASILE PAYING WHERE FEASIBLE.

USE OF FERMEASILE PAYING WHERE FIRABILE,
HIGH EFFICIENCY IRRIGATION SYSTEM WITH STATE OF THE ART LOW
PRECIPITATION RATE SPRINKLER EQUIPMENT. BOARD BUILDING BOTTOM BUILT UP ROOFING BD. BLD6. BOT. BJJ.R. CABINET CIRCULATION CENTER LINE CLEAR CEILING CLOSET CAB.
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CLR. CONCRETE MASONRY UNIT CONCRETE MAS COLUMN CONCRETE CONFERENCE CONNECTION CONSTRUCTION CONTINUOUS CONTRACTOR COORDINATE CORRIDOR CARPET CONTROL JOIN CERAMIC TILE CENTER COLD WATER DOUBLE DEMT. G. P. N. P. P. L. DOUBLE
DEMOLITION
DEPARTMENT
DIAMETER
DIAGONAL
DIFFUSER
DIMENSION
DIVISION DOWN DAMPPROOF! DOOR DETAIL EAST EACH ELEVATION ELASTOMERIC ELECTRICAL ELEVATOR ELAG. ELEV. ELEV. ENGR. EXC.

MACH. MAINT. MAS. MACHINE MAINTENAN MASONRY VICINITY MAP NO SCALE

LOTS 39/40

GUANTITY

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OA. O.C. O.P.D. OFF. OH. OPP.

PAC. AMAG. PLAG. P

QTY.

R. RECEP. RELOW, RAD, RECEP. RECEP. RECEP. RECEP. RECEP. RECEP.

-- SITE LOCATION

MATERIAL
MAXIMM
MECHANICAL
MEMBRANE
MEZZANINE
MANUFACTURER
MINIMM
MISCELLANEOUS
MASONRY CFENI
MOVABLE
MOUNTED

NORTH NOT IN CONTRACT NUMBER

OVERALL
ON CENTER
OUTSIDE DIAMETER
OVERFLOM DRAIN
OFFICE
OVERHEAD
OPENING
OPPOSITE

PAVING
PRE-CAST
PLASTIC LAMINATE
PLASTIC PAVINATE
PLASTIC PAVINATE
PLASTIC PAVINATE
PLASTIC PAVINATE
PLASTIC PAVINATE
PAVINATE
PAVINATE
POUNDS PER SQUARE FOOT
PAINTED
PARTITION
POINT

NOMINAL NOT TO SCALE

ROOM ROUGH OPENING

SOUTH
SANITARY
SANITARY
SCHEDULE
SECTION
SECURITY
SCOURITY
SCOURTE
SCO

STAINLESS STEEL

TREAD
TOP OF
TOP AND BOTTOM
TONGUE AND BOTTOM
TONGUE AND BOTTOM
TELEPHORE
TEMPERED
THICK
TOILET
TOPOGRAPHY
TELEVISION
TYPICAL

UNFINISHED UNLESS OTHERWISE NOTED UTILITY

VACUM
VINTL COMPOSITION TILE
VENTICAL
VESTIBALE
VESTIBALE
VERIFY IN FIELD
VOLUME
VINYL TILE

UNEXCAVATED

MEST
WATER CLOSET
WOOD
WIDE FLANGE
WATER HEATER
WINDOW
WIRE MESH
WATERPROOFING

MATER MELDED MIRE MESH YARD

VACUUM

STANICES STE STANDARD STANDARD STEEL STORAGE STRICTURAL SUSPENDED SYMMETRICAL

RM. R.O,

9. ANED. SECUR. SALETUR. SECUR. SECUR

TEL. TEMP. TER. THK. TLT. TOPO. T.V. TYP.

UNEXC. UNF. U.N.O. UTL.

VAC. V.C.T. VENT. VEST. V.I.F. VOL. V.T.

ABBREVIATIONS

EXPANSION JOINT ELECTRICAL PANEL

FLOOR DRAIN FOUNDATION FIRE EXTINGUISHER FINISH FLOOR FIRE HOSE CABINET FINISH

FINISH
PLOOR
FLEXIBLE
FLUORESCENT
FOOT
FURNITURE
PURKING
FUTURE

GYPSUM BOARD

HARD CORE HARDWARE HOLLOW META HORIZONTAL HOUR

INCH(ES)
INCANDESCENT
INCLUDED
INSULATED
INTERIOR
INTERMEDIATE

JANITOR JOINT

KITCHEN

HOUR HEIGHT HEATING HEATING, VENTILATION HOT MATER

E.J. E. PNL. EQ, EGUIP. EXIG. EXH. EXST. EXP. EXT.

GA, GALY, GEN, GL, GND, GR, GYP, BD,

H.C. HDND H.M. HORZ. HR. HT. HT. H.Y.A.C. H.Y.A.C. H.Y.A.C.

IN, INCAND, INCL. INSUL, INT. INTERM,

JAN. .T.

KIT.

LAM. LAUN. LAV. LB.(5) LF. LT.

4221 FANUEL ST

RUBERE RECEPTION REINFORCING RANGE PASE REFLECTED CELING PLAN ROOF DRAIN RECEPEACE RESERVED RESERVED RESERVED RESERVED RESULTANT REVISION ROOFING

LIVING AREA:

ENTRY LEVEL = 1,088 S.F. UPPER LEVEL = 939 S.F. THIRD LEVEL = 470 S.F.

2.491 S.F.

TOTAL LIVING AREA = 2,491 S.F.

BALCONY & DECK AREA:

5ECOND FLOOR DECKS \* 525 S.F. THIRD FLOOR DECK \* 55 S.F. ■ 360 S.F. TOTAL DECK AREA

CARPORT = 400 S.F. (EXEMPT FROM F.A.R.)

4211 FANUEL ST

LIVING AREA

ENTRY LEVEL = 1,024 S.F. UPPER LEVEL = 1,060 S.F. 2084 SF

TOTAL LIVING AREA = 2,084 S.F.

BALCONY & DECK AREA

SECOND FLOOR DECKS = 288 S.F. ROOF DECK = 504 S.F. TOTAL DECK AREA ± 787 S.F.

■ 400 S.F. (EXEMPT FROM F.A.R.)

EAR DATA:

LOT SIZE = 8,125 S.F. x 2 = 6,250

UNIT A. TOTAL LIVING AREA = 2,497 S.F. UNIT B, TOTAL LIVING AREA = 2,084 S.F. 4.58I S.F.

F.A.R. ALLOWED = 4,687.5 S.F. (0.75 x 6,250 S.F.)

TOTAL LIVING AREAS = 4581 S.F. ( 4,6875 S.F. ALLOWABLE

PARKING CALCULATIONS:

5 PARKING SPACES PROVIDED FOR 2 DETACHED CONDO UNITS WITH A TOTAL OF 8 BEDROOMS. (400 S.F. CARPORT EACH)

1304 OLIVER AVENUE LOT 38

SEOLOGIC HAZARD CATEGORY, ZONE 52

FAR, ALLOWED = 2,348.75 S.F. (0.75 X 8,125 S.F.)

LIVING AREA:

ENTRY LEVEL = 464 S.F. UPPER LEVEL = 990 S.F. THIRD LEVEL = 267 S.F. 2,226 SF.

TOTAL LIVING AREA = 2,226 S.F. < 2,543,75 S.F. ALLOWABLE

VARIES (2-5)

THE ENGINEERING THE OWNER IS PROTECTED BY COMMON UNICOPHISMIT, ALL PARENTAGE HAT

PROJECT DATA

PROJECT DESCRIPTION:

ASSESSORS PARCEL NUMBER: 423-264-21-00

EXISTING SOIL CONDITIONS: PREVIOUSLY DISTURBED

SITE ADDRESS.

LOT USE

LOT ZONING:

OCCUPANCY:

BUILDING CODES

CONSTRUCTION TYPE:

UMBER OF STORIES

EXISTING: PROPOSED:

BUILDING HEIGHT

YEAR EXISTING STRUCTURES BUILT,

SQUARE FOOTAGE TOTALS:

LOT SIZE:

LEGAL DESCRIPTION

EXISTING: PROPOSED:

SCOPE OF MORK INCLIDES A COASTAL DEVELOPMENT PERMIT LOCATED ACROSS FOUR EXISTING LEGAL LOTS TO DEMOLIGH T EXISTING RESIDENTIAL UNITS (S. DUFLEXES, I STUDIO AND GARAGE PARKING) AND CONSTRUCT 2 SINGLE-PAMILY HOMES ON EXISTING LEGAL LOTS AND TO CONSTRUCT TWO DETACHED WINTS ON TWO EXISTING LOTS ALONG WITH A TENTATIVE MAP FOR THESE TWO UNITS.

LOTS 37-40, BLK 288, MAP 928 OF PACIFIC BEACH

SINGLE FAMILY RESIDENCES & 2-UNIT CONDO MAP

12504 S.F. TOTAL = 5.126 S.F. EACH LOT

2015 CALIFORNIA RESIDENTIAL CODE 2018 CALIFORNIA BUILDING CODE 2013 CALIFORNIA ELECTRICAL CODE 2013 CALIFORNIA PLIMPING CODE 2018 CALIFORNIA FIRE CODE

VARIES (MAX. 29'-9" PROPOSED)

TYPE VB, SPRINKLERED (NFFA 180) \*SPRINKLERS TO BE DEFERRED

BALCONY & DECK AREA

SECOND FLOOR BALCONY = 66 S.F.
ROOF DECKS = 338 S.F.
TOTAL DECK AREA = 404 S.F.

CARPORT = 400 S.F. (EXEMPT FROM F.A.R.)

PARKING CALCULATIONS:

2 PARKING SPACES PROVIDED FOR SINGLE FAMILY RESIDENCE WITH 3 BEDROOMS, (400 S.F. CARPORT)

1314 OLIVER AVENUE LOT ST

> FAR. ALLOWED = 2343.75 S.F. (0.75 X 3125 S.F.) LIVING AREA

ENTRY LEVEL = 969 S.F. UPPER LEVEL = 490 S.F. THIRD LEVEL = 261 S.F. 2,226 S.F.

TOTAL LIVING AREA = 2,226 S.F. ( 2,343.75 S.F. ALLOWABLE

BALCONY & DECK AREA:

SECOND FLOOR BALCONY = 66 S.F. ROOF DECKS = 338 S.F.

PARKING CALCULATIONS:

2 PARKING SPACES PROVIDED FOR SINGLE FAMILY RESIDENCE MITH 3 BEDROOMS, (400 S.F. CARPORT)

Prepared Bu: 60lba Architecture 1940 Samet Ave., Suite 100 San Diego, CA 92109 phone: (619) 231-9909 fax: (858) 750-3471

Revision 7: Revision 6: Revision 5: Revision 3: Revision 2 contact: Rebecca Marquez Revision I: 09/08/14

Sheet 2 Of 27

SAN DIEGO LAND SURVEYING # ENGINEERING, INC. 9665 CHESAPEAKE DRIVE, SUITE 445 SAN DIEGO, CA 42123 TEL. (856) 565-862 CONTACT. ROBERT BATEMAN

Project Addresses: Original Date: 05/06/14 4211 4 4221 Fanuel St. 1304 & 1314 OLIVER AVE.

DIRECTORY

GOLBA ARCHITECTURE, INC. 1940 GARNET AVE. \$100 SAN DIEGO, CA 92109

JOHN HANNA & ASSOCIATES 1753 SWALLOWTAIL ROAD ENCINITAS, CA 92024

PROJECT DIRECTORY

1 STITE PLAN
4221 FANNEL ST. FIRST & SECOND PLOOR PLAN
4221 FANNEL ST., THIRD PLOOR & ROOP PLAN
4211 FANNEL ST., FIRST & SECOND PLOOR PLAN
4211 FANNEL ST., ROOP DECK PLAN
1304 CLIVER ST. FIRST & SECOND PLOOR PLAN
1304 CLIVER ST. THIRD PLOOR & ROOF PLAN
1314 CLIVER ST. FIRST & SECOND PLOOR PLAN
1314 CLIVER ST. THIRD PLOOR & ROOF PLAN
1314 CLIVER ST. THIRD PLAN
13

COVER SHEET LEGEND AND PROJECT DATA

TOPOGRAPHICAL SURVEY

CATHER ST. BLEVATIONS
4221 FANAL, ST. BLEVATIONS
4221 FANAL, ST. BLEVATIONS
4221 FANAL, ST. BLEVATIONS
421 FANAL, ST. BLEVATIONS
421 FANAL, ST. BLEVATIONS
421 FANAL, ST. BLEVATIONS
BOY CLIVER ST. BEST AND ST. SECTIONS

L-I.O LANDSCAPE DEVELOPMENT PLAN

TI.O TI.I

ARCHITECTURAL

CIVIL

LANDSCAPING

ARCHITECT

SURVEY.

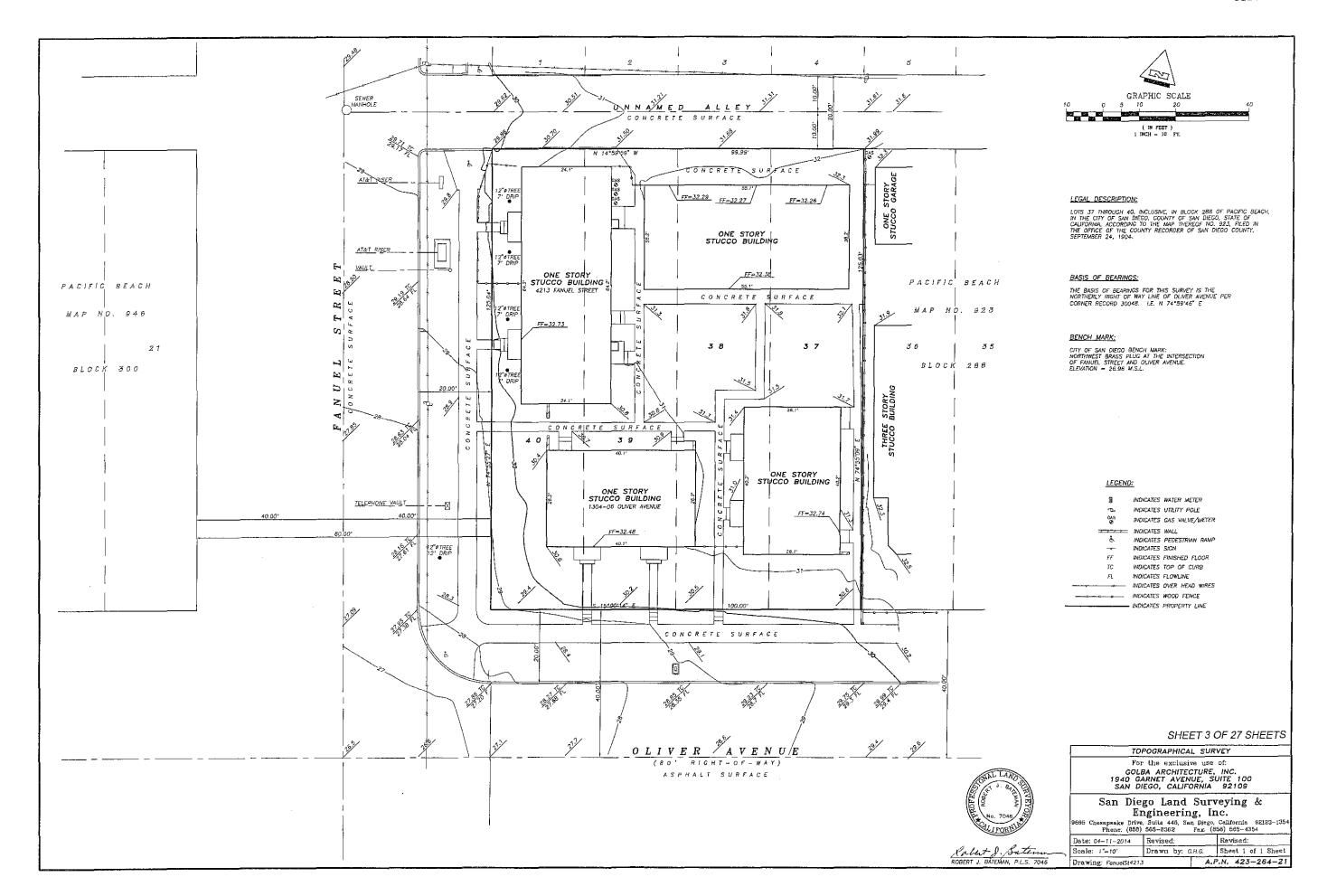
LANDSCAPE

Project Name: OLIVER-FANUEL HOMES

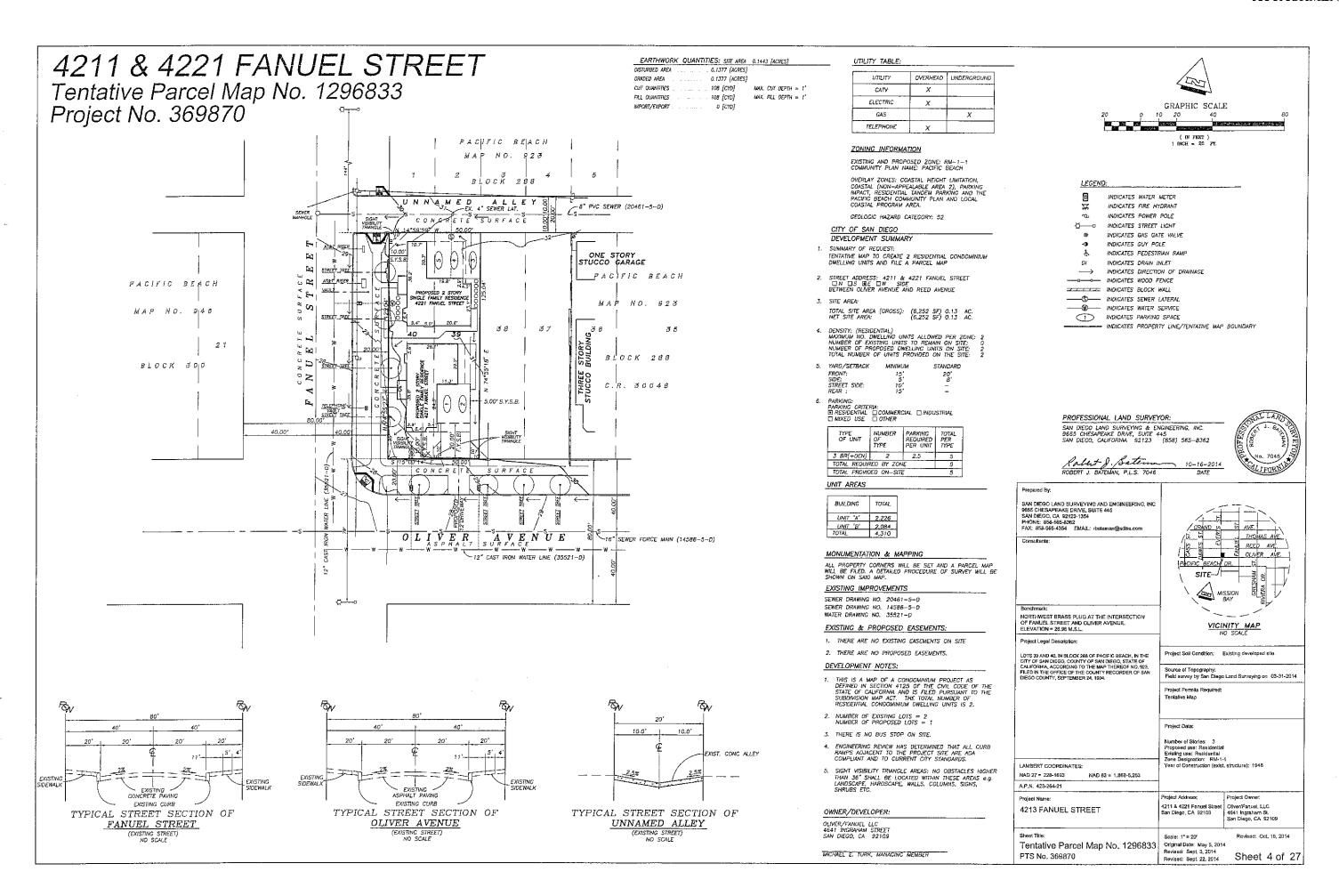
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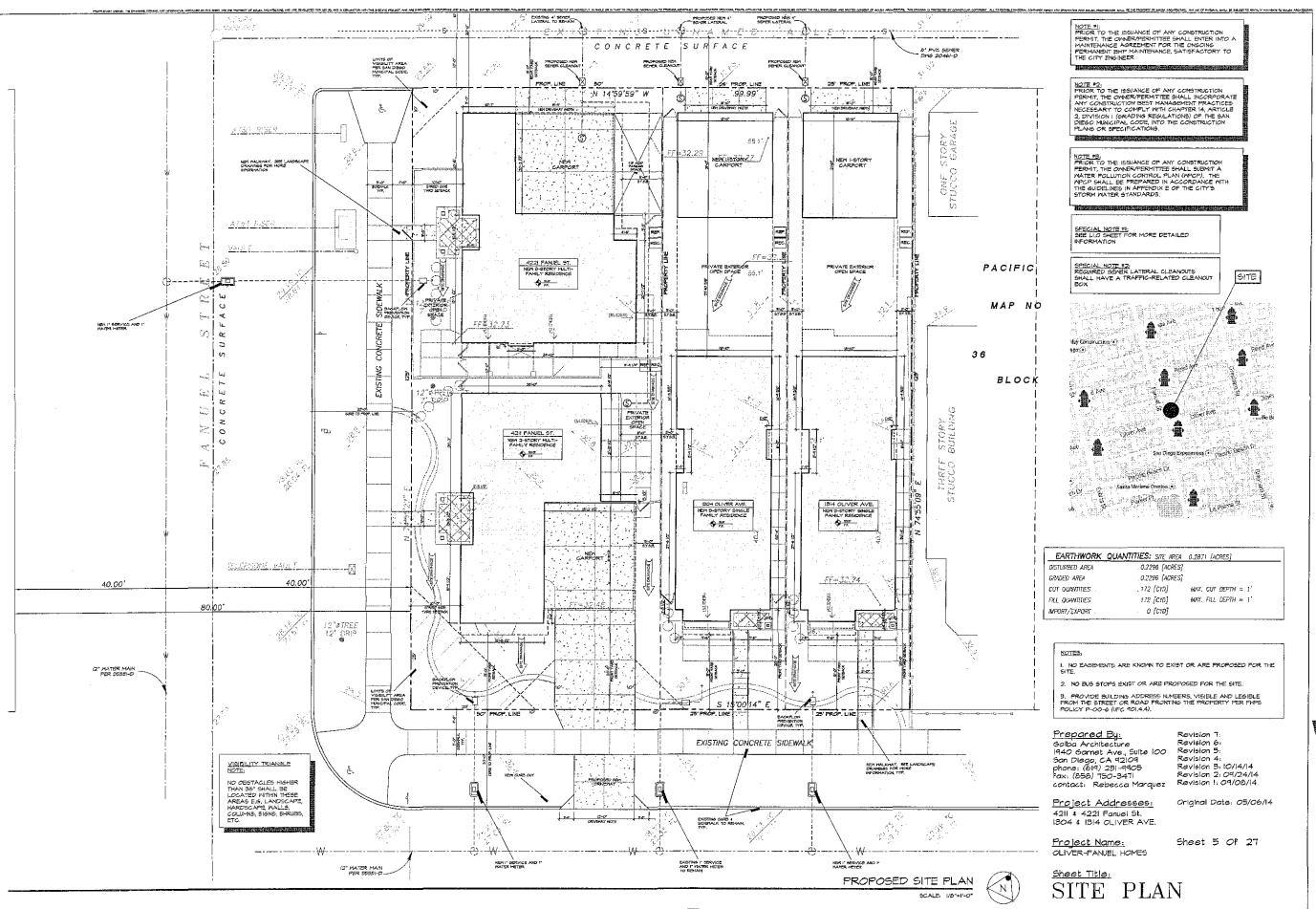
LEGEND & PROJECT DATA S HOME,



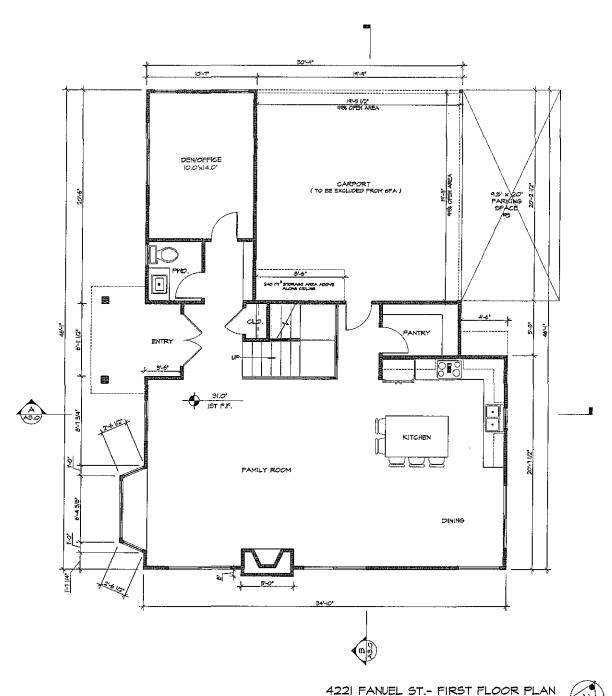








OLBA ARCHITECTURE For ulecture Space Planning Interfer Design Design Carnet Ave. #100 San Diego California 92109 ne: (619) 231-9905 Fax: (858) 750-3471 GOLBA Architecture 1940 Gamef Ave Phone: (619); HOMES OLIVER-FANUEL SAN DIEGO, CA 92109 SED ARTHUR SERVICE SER



4221 FANUEL ST.- SECOND FLOOR PLAN

BEDROOM #4 10.51x11.51

33-6 1/2

BEDROOM #3 |3,5'x|1,5'

TOTAL TO CHARACTER OF THE PROPERTY OF THE PROPERTY OF THE PROPERTY OF THE PROPERTY OF THE DESCRIPTION AND THE DESCRIPTION OF THE CONTROL OF THE THE PROPERTY OF THE PROPERTY OF THE DESCRIPTION OF THE DESC

W.I.C.

1-3 1/2

BEDROOM #2 II.5'x|1.0'

29.65' LOM POINT OF ROOF



Revision 7: Revision 6: Revision 5: Revision 4: Revision 3: Revision 2: Revision I: 09/08/14

Project Addresses: 4211 & 4221 Farvel St. 1304 & 1314 OLIVER AVE.

Original Date: 05/06/14

Project Name: OLIVER-FANUEL HOMES

Sheet 6 Of 27

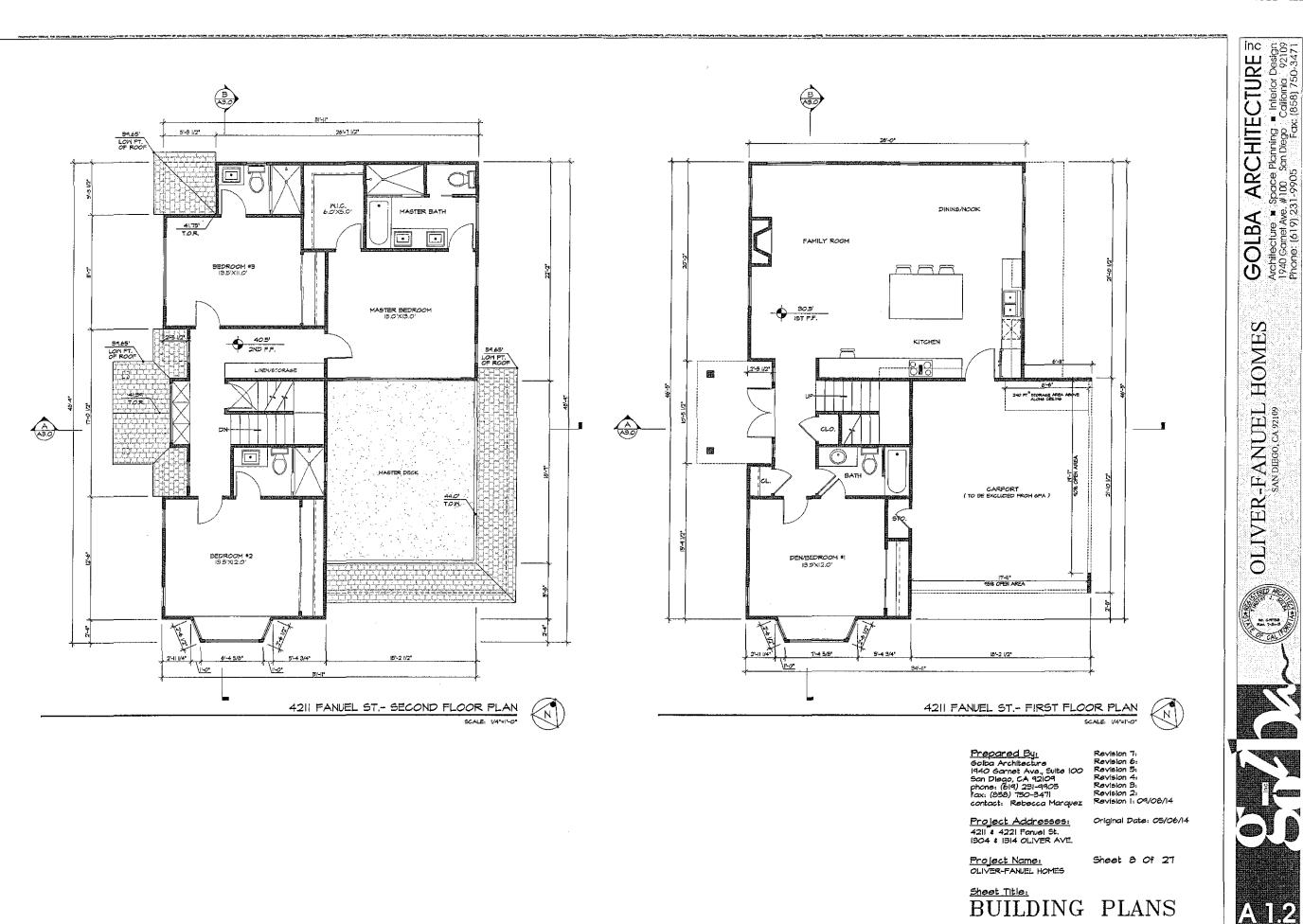
<u>Sheet Title:</u> BUILDING PLANS

ATTACHMENT 6

Project Name: OLIVER-FANUEL HOMES

Sheet Title:
BUILDING PLANS

Sheet 7 Of 27

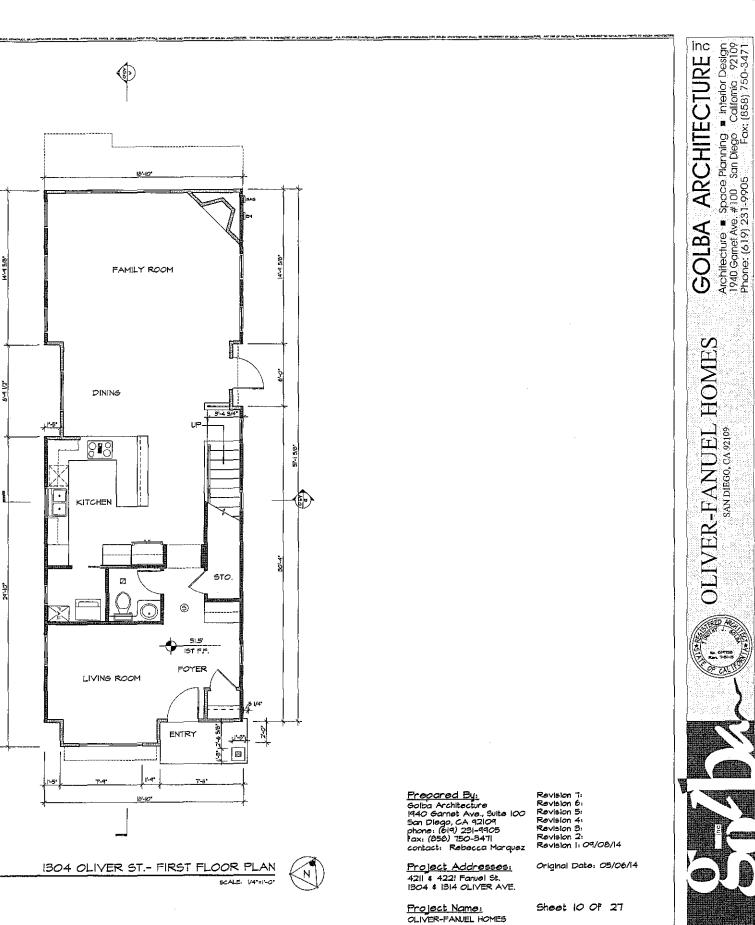


GOLBA ARCHITECTURE 7
Architecture Space Planning Interior Design 1940 Garnet Ave. #100 San Diego California 92109 Phone: (619) 231-9905 Fax; (858) 750-3471

OLIVER-FANUEL HOMES

Sheet Title:
BUILDING PLANS

ATTACHMENT 6



Sheet Title:
BUILDING PLANS

BEDROOM \*2

DN

DN

15/8\*

7-11\*

Ø

MASTER BATH

<u></u>

1304 OLIVER ST. - SECOND FLOOR PLAN

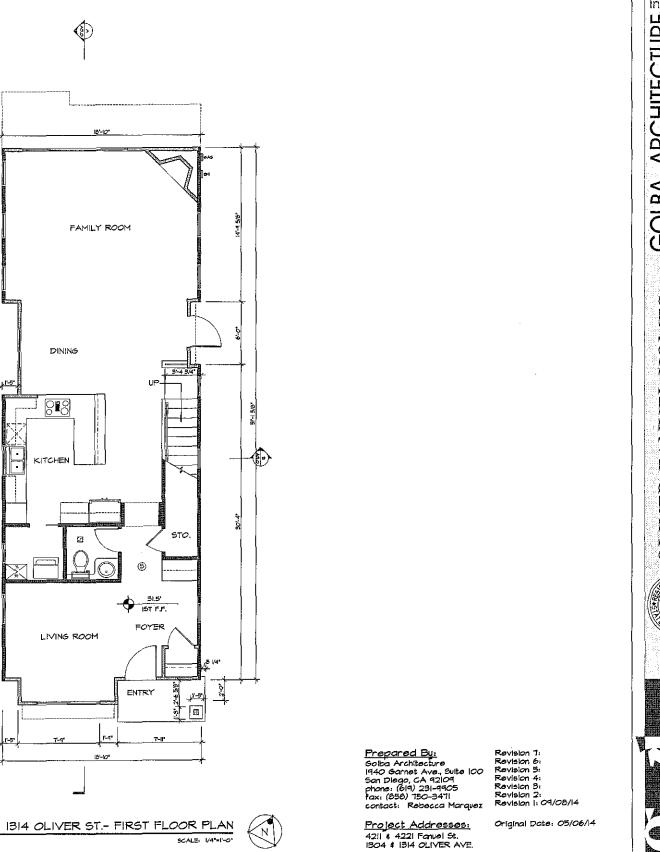


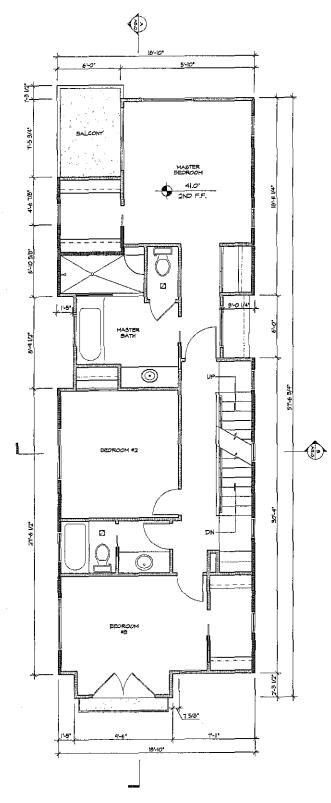
Project Name: OLIVER-FANUEL HOMES

Sheet Title:
BUILDING PLANS

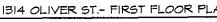
Sheet II Of 27

1304 OLIVER ST.- ROOF PLAN





1314 OLIVER ST.- SECOND FLOOR PLAN





Project Name: OLIVER-FAMEL HOMES Sheet 12 Of 27

Sheet Title:
BUILDING PLANS

Sheet Title:
BUILDING PLANS

44.66' LOW POINT OF ROOF

58.27' LON POINT OF ROOF

1314 OLIVER ST.- ROOF PLAN

ATTACHMENT 6

Sheet Title:

**CARPORT** 

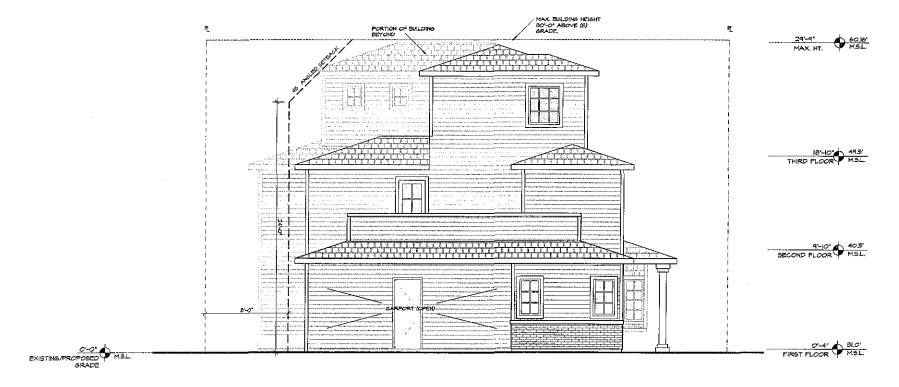
MAX HT. WELL

MA

4221 FANUEL ST.- WEST ELEVATION

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

O'-4" SI.O'
FIRST FLOOR M.5.L



4221 FANUEL ST .- NORTH ELEVATION

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

NOTE: SOLAR PANELS WILL BE FLAT-MOUNTED AND WILL NOT EXCEED HEIGHT LIMITS.

NOTE:
THE HIGHEST POINT OF THE ROOF EQUIPMENT,
OR ANY VENT, PIPE, ANTENNA, OR OTHER
PROJECTION SHALL NOT EXCEED 30"-0"
ABOVE THE GRADE.

NOTE: PROPERTY IS UNDER THE PROP. D HEIGHT MEASUREMENT

Prepared By:
Solba Architecture
1940 Sarnet Ave., Suite 100
San Diego, CA 92109
phone: (6)4) 231-9405
fax: (6)50) T50-3471
contact: Rebecca Marquez

Project Addresses: 4211 & 4221 Fanvel St. 1304 & 1314 OLIVER AVE.

<u>Project Name:</u> oliver-fanuel Homes

E. Sheet 15 Of 27

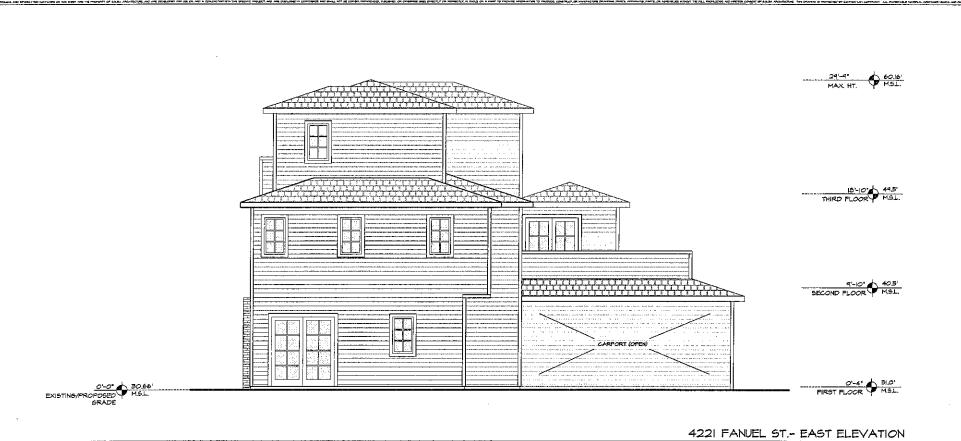
Revision 7: Revision 6: Revision 5: Revision 3: Revision 2: Revision 1: 09/06/14

Original Date: 05/06/14

Sheet Title: ELEVATIONS



ATTACHMENT





NOTE: SOLAR PANELS WILL BE FLAT-MOUNTED AN MILL NOT EXCEED HEIGHT LIMITS.

Prepared By:
Golba Architecture
1940 Garnet Ave., Sulte 100
San Diego, CA 92109
phone: (619) 231-9905
fax: (858) 750-3471
contact: Rebecca Marquez

Project Addresses: 42|| 4 422| Fanuel St. |304 \$ |3|4 OLIVER AVE.

<u>Project Name:</u> Sheet 16 Of 27 OLIVER-FANUEL HOMES

Sheet Title: ELEVATIONS

Revision 7:
Revision 6:
Revision 5:
Revision 4:
Revision 5:
Revision 2:
Revision 1: 09/08/14 Original Date: 05/06/14

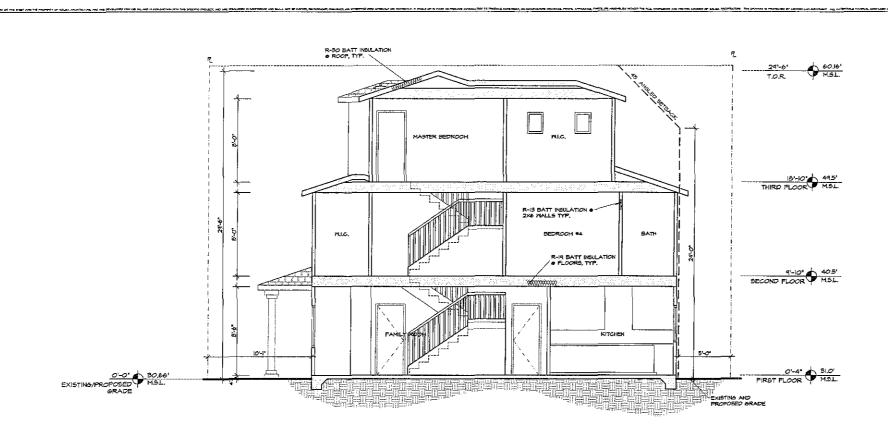
NOTE; SOLAR PANELS WILL BE FLAT-MOUNTED AND WILL NOT EXCEED HEIGHT LIMITS.

NOTE:
THE HIGHEST POINT OF THE ROOF EQUIPMEN
OR ANY VENT, PIPE, ANTENNA, OR OTHER
PROJECTION SHALL NOT EXCEED 30'-0'
ABOVE THE GRADE.

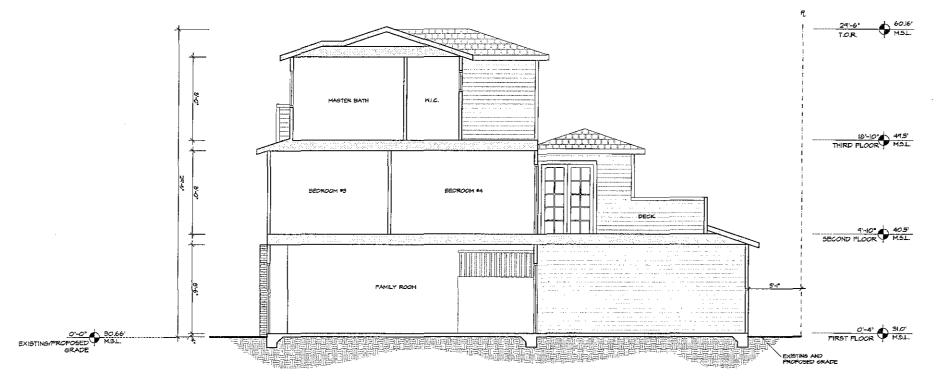
NOTE: PROPERTY IS UNDER THE PROP. O HEIGHT MEASUREMENT

Prepared Bu: Golba Architecture 1940 Garnet Ave., Suite 100 San Diega, CA 92109 phone: (619) 231-9905 fax: (858) 750-3471 Revision 5: Revision 5: Revision 4: Revision 3: Revision I: 09/08/14 Original Date: 05/06/14 Sheet 17 Of 27

<u>Project Addresses:</u> 42|| \$ 422| Faruel St. |304 \$ |5|4 OLIVER AVE. <u>Project Name:</u> oliver-fanuel homes BUILDING SECTIONS



# 4221 FANUEL ST .- SECTION 'A'



4221 FANUEL ST .- SECTION 'B'

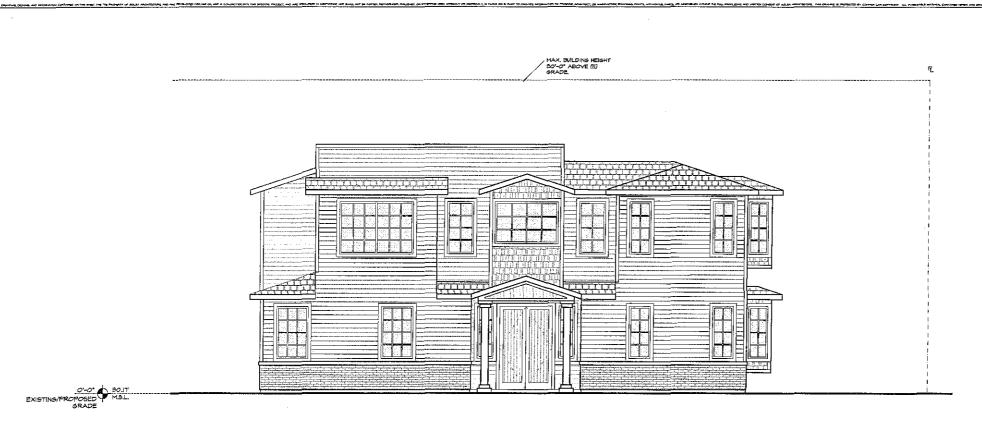
5CALE: 1/4"#1"-0"

Revision 2: Revision I: 09/08/14

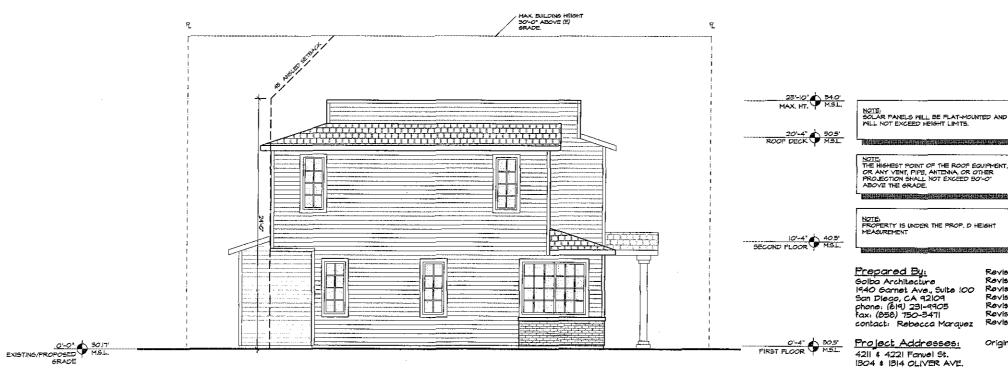
Original Date: 05/06/14 42|| 4 422| Fanuel St. |304 \$ |3|4 OLIVER AVE.

<u>Froject Name:</u> oliver-fanuel Homes Sheet 18 Of 27

ELEVATIONS



# 4211 FANUEL ST.- WEST ELEVATION



4211 FANUEL ST.- NORTH ELEVATION

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

Sheet 19 Of 27

Original Date: 05/06/14

Revision 2: Revision I: 09/08/14

Revision 7: Revision 6: Revision 5: Revision 4: Revision 3:

Sheet Title: ELEVATIONS

Prepared By: Solba Architecture 1940 Garnet Ave., Sulte 100 San Diego, CA 92109 phone: (619) 231-4905 fax: (858) 750-3471

contact: Rebecca Marquez

Project Addresses: 4211 & 4221 Fanuel St. 1304 & 1314 OLIVER AVE.

OLIVER-FANUEL HOMES

<u>Project Name:</u>

NOTE: SOLAR PANELS WILL BE FLAT-MOUNTED AN MILL NOT EXCEED HEIGHT LIMITS.

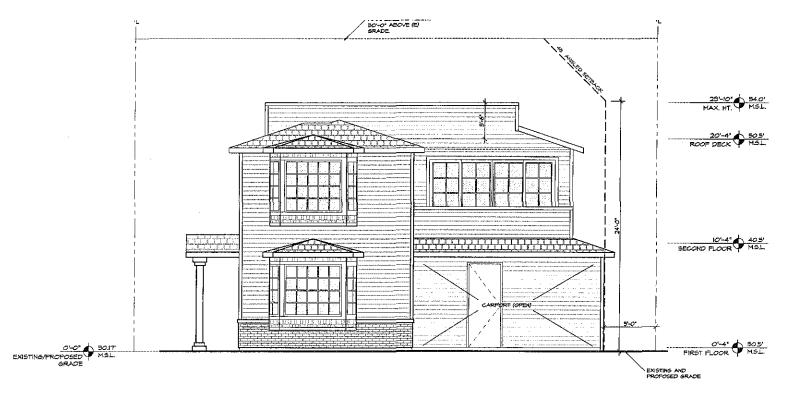
NOTE: THE HIGHEST POINT OF THE ROOF EQUIPMENT, OR ANY VENT, PIPE, ANTENNA, OR OTHER PROJECTION SHALL NOT EXCEED 30'-O' ABOVE THE GRADE.

NOTE: PROPERTY IS UNDER THE PROP. D HEIGHT MEASUREMENT

23'-10" 54.0' MAX, HT. M.S.L. 20'-4" 50.5' ROOF DECK M.S.L. 10'-4" 40.5' SECOND FLOOR MSL. 15'-O" FRONT SETBAC 0'-4" 505' FIRST FLOOR M.S.L.

O'-O" BO.17'
TING/PROPOSED MIST.
GRADE

# 4211 FANUEL ST.- EAST ELEVATION



4211 FANUEL ST .- SOUTH ELEVATION

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

HOMES

GOLBA ARCHITECTURE 5 Architecture Space Planning Interior Design 1025 West Laurel St. #106 San Diego California 92101 Phone: (619) 231-9205 Fax: (619) 231-4288

OLIVER-FANUEL HOMES



Original Date: 05/06/14

Sheet 21 Of 27

Sheet Title: **ELEVATIONS** 

NOTE; SOLAR PANELS WILL, BE FLAT-MOUNTED AND WILL NOT EXCEED HEIGHT LIMITS.

NOTE: THE HIGHEST POINT OF THE ROOF EQUIPMENT OR ANY VENT, PIPE, ANTENNA, OR OTHER PROJECTION SHALL, NOT EXCEED 80'-0" ABOVE THE GRADE.

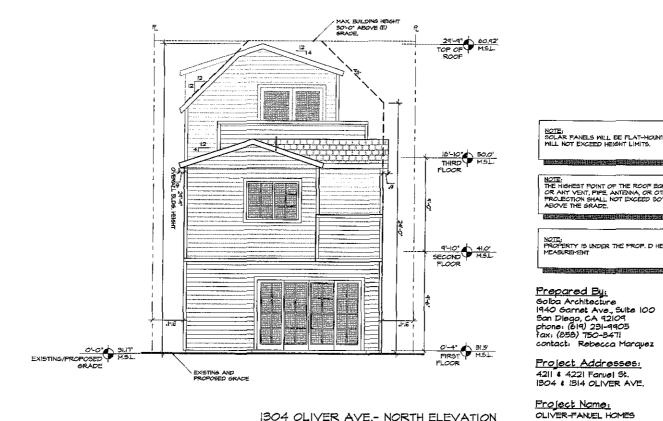
NOTE; PROPERTY IS UNDER THE PROP. D HEIGHT MEASUREMENT

Revision 7: Revision 6: Revision 5: Revision 4: Revision 3: Revision 2:

Revision 1: 09/08/14



1304 OLIVER AVE .- WEST ELEVATION



1304 OLIVER AVE.- NORTH ELEVATION

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

GOLBA ARCHITECTURE FACINITIES ARCHITECTURE FACINITIES West Laurei St. #106 San Diego. California 92101 Phone: (619) 231-9905 Fax: (619) 231-4288

HOMES

OLIVER-FANUEL
SAN DIEGO, CA 22109

GOLBA ARCHITECTURE 57 Architecture \$ Space Planning \$ Interior Design 1025 West Laurel St. #106. San Diego California 92101 Phone: (6.19) 231-9905. Fax: (6.19) 231-4288 HOMES OLIVER-FANUEL SANDIEGO, CA 92199

Revision 3: Revision 2: Revision 1: 09/08/14 Original Date: 05/06/14

<u>Project Addresses:</u> 421 \$ 422 Fanuel St. 1304 \$ 1314 OLIVER AVE.

Project Name: oLiver-FANUEL HOMES

Sheet 24 Of 27

Revision 7: Revision 6: Revision 5: Revision 4:

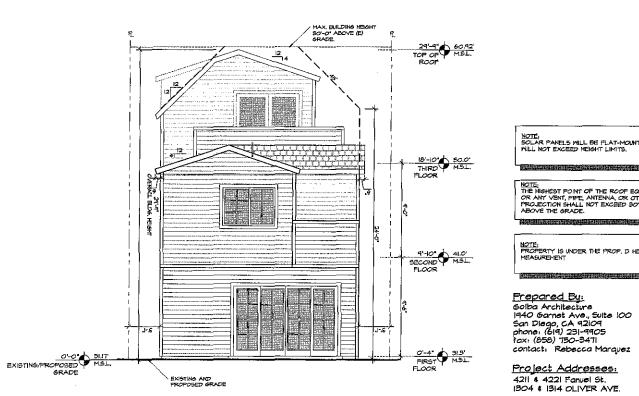
ELEVATIONS

NOTE: SOLAR PANELS MILL BE FLAT-MOUNTED AN MILL NOT EXCEED HEIGHT LIMITS.

NOTE; THE HIGHEST FOINT OF THE ROOF EQUIPMENT OR ANY VENT, FIPE, ANTENNA, OR OTHER PROJECTION SHALL, NOT EXCEED 90'-0' ABOVE THE GRADE.

NOTE: PROPERTY IS UNDER THE PROP. D HEIGHT MEASUREMENT





1314 OLIVER AVE.- NORTH ELEVATION

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

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

JLBA ARCHITECTURE ₹ interior Design West Laurel St. #106 San Diego California 92101 pet (619) 231-9905 Fax: (619) 231-9905

GOLBA
Architecture • 1025 West Laurel St
Phone: (619) 23

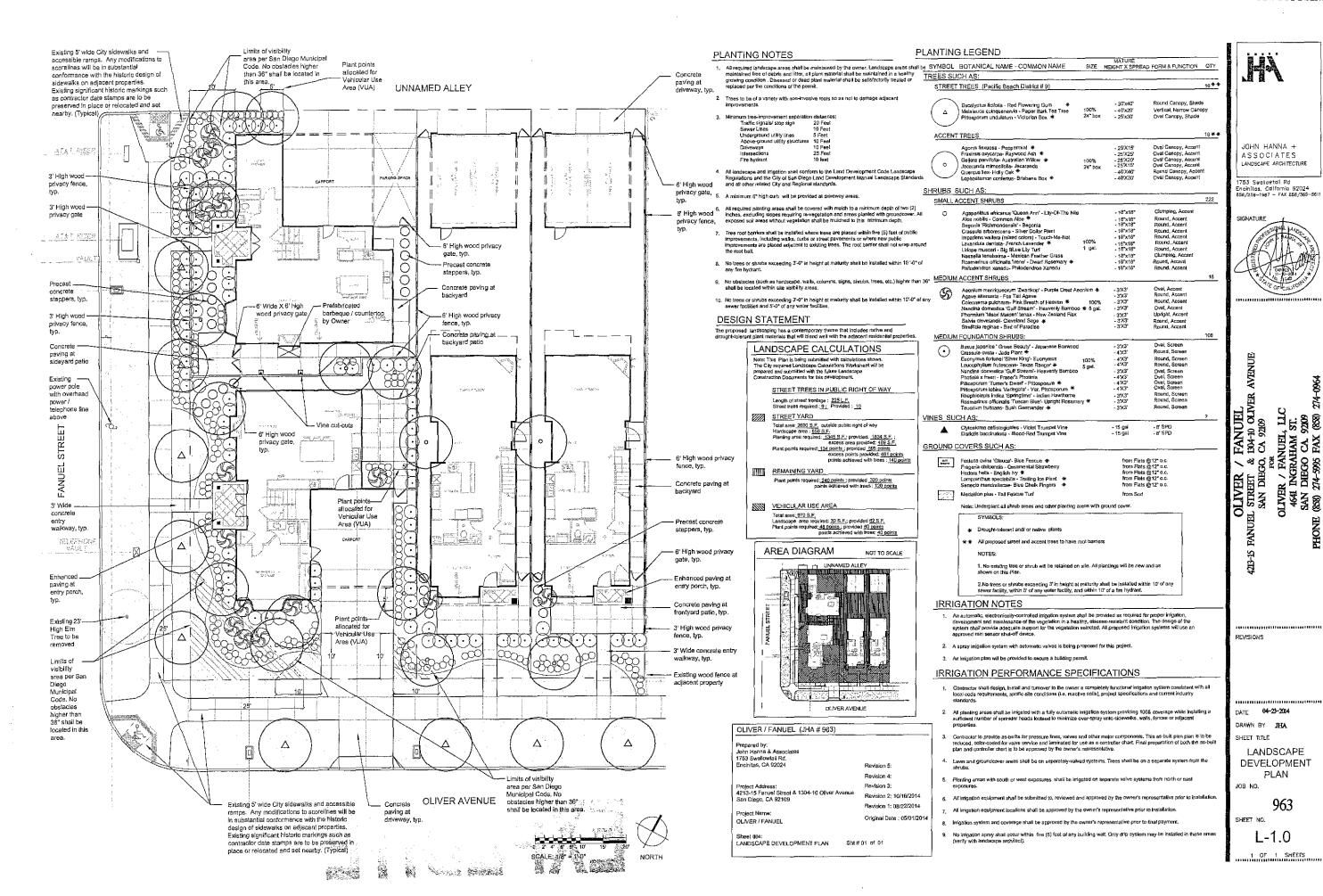
HOMES

OLIVER-FANUEL SANDIEGO, CA 22109

GOLBA ARCHITECTURE FARCHITECTURE FARCHITECTU HOME OLIVER-FANUEL SAN DIEGO, CA 92109

ATTACHMENT 6

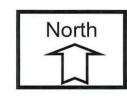
Sheet Title:
BUILDING SECTIONS





### **Existing Utilities along Fanuel Street**

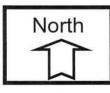
Oliver/Fanuel- Project No. 369870 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street





City's Undergrounding Master Plan Block 2U, 2x3

Oliver/Fanuel- Project No. 369870 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street



#### 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: 24004698

## COASTAL DEVELOPMENT PERMIT NO. 1296834 OLIVER/FANUEL - PROJECT NO. 369870 HEARING OFFICER

This Coastal Development Permit No. 1296834 is granted by the Hearing Officer of the City of San Diego to OLIVER/FANUEL, LLC, a California Limited Liability Company, Owner and Permittee, pursuant to San Diego Municipal Code [SDMC] Section 126.0708. The 0.28-acre site is located at 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street, the northeast corner of Oliver Avenue and Fanuel Street, in the RM-1-1 Zone within the Pacific Beach Community Plan and Local Coastal Program Area, Coastal Overlay Zone (Non-Appealable Area 2), Coastal Height Limitation Overlay Zone, Parking Impact Overlay Zone (Coastal and Beach Impact Areas), and the Residential Tandem Parking Overlay Zone. The project site is legally described as: Lots 37 Through 40, in Block 288 of Pacific Beach, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 923, filed in the Office of the County Recorder of San Diego County, September 24, 1904.

Subject to the terms and conditions set forth in this Permit, permission is granted to Owner/Permittee for the demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units, described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated December 10, 2014, on file in the Development Services Department.

The project shall include:

a. Demolition of seven residential units in the form of 3 detached duplexes and one unit attached to the existing 6 car garage, and construction four residential dwelling units, which two of the residential dwelling units will be condominium units. Lot 37 and Lot 38 each shall contain a 3-stroy, 2,666 square foot detached single family dwelling unit with a 400 square foot detached carport. Lot 39 and 40 shall be combined into one lot and contain two detached single family dwelling unit with a 400 square foot detached

carport, Unit 1 is a 3-story, 2,497 square foot unit, and Unit 2 is a 2-story, 2,084 square foot unit;

- b. Landscaping (planting, irrigation and landscape related improvements);
- c. Off-street parking; and
- d. A roof-mounted photovoltaic system for each single family dwelling unit consisting of solar panels sufficient to generate at least 50 percent of the project's projected energy consumption; and
- e. 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 **December 24, 2017**.
- 2. 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.
- 3. 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.
- 4. 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.

- 5. The continued use of this Permit shall be subject to the regulations of this and any other applicable governmental agency.
- 6. 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.).
- 7. 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.
- 8. 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.
- 9. 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.

10. 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.

#### **AFFORDABLE HOUSING REQUIREMENTS:**

11. Prior to the issuance of any building permits, the Owner/Permittee shall comply with the affordable housing requirements of the City's Inclusionary Affordable Housing Regulations (SDMC § 142.1301 et seq.).

#### **ENGINEERING REQUIREMENTS:**

- 12. This Permit shall comply with all conditions of Tentative Parcel Map No. 1296833, satisfactory to the City Engineer.
- 13. The project proposes to export no material from the project site. Any excavated material that is exported shall be exported to a legal disposal site in accordance with the Standard Specifications for Public Works Construction (the "Green Book"), 2009 edition and Regional Supplement Amendments adopted by Regional Standards Committee.
- 14. The drainage system proposed for this development, as shown on the site plan, is private and subject to approval by the City Engineer.
- 15. Prior to foundation inspection, the Owner/Permittee shall submit a building pad certification signed by a Registered Civil Engineer or a Licensed Land Surveyor, certifying that 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 permits, the Owner/Permittee shall assure, by permit and bond, the construction of a current City Standard maximum 12 foot wide concrete driveway adjacent to the site on Oliver Avenue, satisfactory to the City Engineer.
- 17. Prior to the issuance of any construction permit, the Owner/Permittee shall enter into a Maintenance Agreement for the ongoing permanent Best Management Practice (BMP) maintenance, satisfactory to the City Engineer.
- 18. Prior to the issuance of any construction permit, the Owner/Permittee shall incorporate any construction 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.
- 19. 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.

#### LANDSCAPE REQUIREMENTS:

- 20. Prior to issuance of public improvement plans, landscape construction plans consistent with this development permit shall be submitted for approval. Improvement plans shall take into account a 40 square-foot area around each required tree which is unencumbered by utilities.
- 21. Driveways, utilities, drains, water and sewer laterals shall be designed so as not to prohibit the placement of street trees. In the event that the Landscape Plan and the Public Improvement Plan conflict, the Public Improvement Plan shall be revised to be consistent with the Landscape Plan such that landscape areas are consistent with the Exhibit "A" Landscape Development Plan.
- 22. Prior to building permit issuance, landscape and irrigation plans substantially conforming to Exhibit 'A,' (Landscape Development Plan) shall be submitted to the Development Services Department for approval.
- 23. Any existing landscape to remain, as indicated on the approved plans, that is damaged during construction shall be replaced in kind to the satisfaction of the Development Services Department within 30 days of damage or final inspection.

#### **PLANNING/DESIGN REQUIREMENTS:**

- 24. The carport shall be constructed and maintained with at least two sides that are at least 75 percent completely open. The carport shall be included in the calculation of floor area ratio (FAR) if less than two sides of the carport are 75 percent completely open. The project may not exceed the allowable FAR of the zone.
- 25. 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.
- 26. Prior to the issuance of building permits, construction documents shall fully illustrate the incorporation of a roof-mounted photovoltaic system for each single family dwelling unit consisting of solar panels sufficient to generate at least 50 percent of the project's projected energy consumption, in conformance with the criteria of the City's Affordable/In-Fill Housing and Sustainable Buildings Expedite Program.
- 27. 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.

#### TRANSPORTATION REQUIREMENTS

28. Owner/Permittee shall maintain a minimum of nine (9) off-street parking spaces at all times in the approximate locations shown on the approved Exhibit "A." All on-site parking stalls and aisle widths shall be in compliance with requirements of the City's Land Development Code and

shall not be converted and/or utilized for any other purpose, unless otherwise authorized in writing by the Development Services Director.

#### **PUBLIC UTILITIES DEPARTMENT REQUIREMENTS:**

- 29. Prior to the issuance of any construction permit, the Owner/Permittee shall obtain a building or misc/plumbing permit to install a private above ground backflow prevention device (BFPD) for each water service (domestic, fire, and/or irrigation) serving the property. BFPDs are typically located on private property, in-line with the service, and immediately adjacent to the Right-of-Way. The Public Utilities Department will not allow BFPDs to be located below grade or within a structure.
- 30. Prior to the issuance of any building permits, the Owner/Permittee shall assure, by permit and bond, the design and construction of all public water and sewer facilities are to be in accordance with established criteria in the most current City of San Diego Water and Sewer Design Guides.
- 31. All public water and sewer facilities are to be in accordance with the established criteria in the most current City of San Diego Water and Sewer Design Guides.
- 32. All proposed private water and sewer facilities located within a single lot are to be designed to meet the requirements of the California Uniform Plumbing Code and will be reviewed as part of the building permit plan check.
- 33. No trees or shrubs exceeding three feet in height at maturity shall be installed within ten feet of any sewer facilities and five feet of any water facilities.
- 34. Prior to the issuance of any building permits, the Owner/Permittee shall assure, by permit and bond, to cap (abandon) at the property line any existing unused sewer lateral and install new sewer lateral(s) which must be located outside of any driveway or vehicular use area.
- 35. Prior to the issuance of any building permits, the Owner/Permittee shall assure, by permit and bond, to remove (kill) at the main any existing unused water service.

#### 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 th	e Hearing Officer	of the City of San	Diego on December	10, 2014, and
Resolution No.				

Permit Type/PTS Approval No.: CDP No. 1296834 Date of Approval: December 10, 2014

AUTHENTICATED BY THE CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT

Jeffrey A. Peterson
Development Project Manager

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

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

OLIVER/FANUEL, LLC, a California Limited Liability Company Owner/Permittee

Michael E. Turk

Managing Member of OLIVER/FANUEL, LLC

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

# HEARING OFFICER RESOLUTION NO. COASTAL DEVELOPMENT PERMIT NO. 1296834 OLIVER/FANUEL - PROJECT NO. 369870

WHEREAS, OLIVER/FANUEL, LLC, a California Limited Liability Company, Owner and Permittee, filed an application with the City of San Diego for a permit to demolish four existing residential buildings containing a total of seven units and construction of four residential dwelling units (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit No. 1296834), on portions of a 0.28 acre site;

WHEREAS, the project site is located at 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street, the northeast corner of Oliver Avenue and Fanuel Street, in the RM-1-1 Zone within the Pacific Beach Community Plan and Local Coastal Program Area, Coastal Overlay Zone (Non-Appealable Area 2), Coastal Height Limitation Overlay Zone, Parking Impact Overlay Zone (Coastal and Beach Impact Areas), and the Residential Tandem Parking Overlay Zone;

WHEREAS, the project site is legally described as Lots 37 Through 40, in Block 288 of Pacific Beach, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 923, filed in the Office of the County Recorder of San Diego County, September 24, 1904;

WHEREAS, on December 10, 2014, the Hearing Officer of the City of San Diego considered Coastal Development Permit No. 1296834 pursuant to the Land Development Code of the City of San Diego;

WHEREAS, on November 4, 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 15332 (In-Fill Development Projects), 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 December 10, 2014.

#### FINDINGS:

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

1. The proposed coastal development will not encroach upon any existing physical accessway that is legally used by the public or any proposed public accessway identified in a Local Coastal Program land use plan; and the proposed coastal development will enhance and protect public views to and along the ocean and other scenic coastal areas as specified in the Local Coastal Program land use plan;

The proposed project site is located at 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street, the northeast corner of Oliver Avenue and Fanuel Street, in the RM-1-1 Zone within the

Pacific Beach Community Plan and Local Coastal Program Area. The Pacific Beach Community Plan (PBCP) designates the proposed project site for Low Medium Density Residential and allows a density of 9-15 dwelling units per acre (DU/AC). The project site, occupying 0.28 acres, could accommodate 4 dwelling unit based on the underlying zone and 3-4 dwelling units based on the community plan.

The project proposes the demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units, of which two of the residential dwelling units will be condominium units on one lot and the remain two units will be constructed on two separate legal lots. The rectangular shaped project site consists of 4 legal lots with frontage on Oliver Avenue and Fanuel Street, and is located approximately 3,420 feet from the Pacific Ocean and 900 feet from the shoreline of Mission Bay. Neither Oliver Avenue nor Fanuel Street at this location are identified as the first public roadway paralleling the ocean, and are not designated as a physical accessway or view corridor, and do not contain intermittent or partial vistas, viewsheds or scenic overlooks within the adopted PBCP and Local Coastal Program.

The maximum building heights are 29 feet 9 inches, 29 feet 6 inches, and 23 feet 10 inches; therefore, the buildings and any projections will not exceed the maximum 30 foot height limit allowed by the Coastal Height Limitation Overlay Zone (CHLOZ). The project proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use designation, design guidelines, and development standards in effect for this site. Therefore, the development has been designed to meet the development regulations of the underline zone and 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.

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

The project proposes the demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units, of which two of the residential dwelling units will be condominium units on one lot and the remain two units will be constructed on two separate legal lots. The rectangular shaped project site consists of 4 legal lots with frontage on Oliver Avenue and Fanuel Street, and is located approximately 3,420 feet from the Pacific Ocean and 900 feet from the shoreline of Mission Bay. Neither Oliver Avenue nor Fanuel Street at this location are identified as the first public roadway paralleling the ocean. The site is approximately 29 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 15332 (In-Fill Development Projects). Therefore, it has been determined that the project 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 proposed project site is located at 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street, the northeast corner of Oliver Avenue and Fanuel Street, in the RM-1-1 Zone within the PBCP and Local Coastal Program Area. The PBCP designates the proposed project site for Low Medium Density Residential and allows a density of 9-15 DU/AC. The project site, occupying 0.28 acres, could accommodate 4 dwelling unit based on the underlying zone and 3-4 dwelling units based on the community plan.

The project proposes the demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units, of which two of the residential dwelling units will be condominium units on one lot and the remain two units will be constructed on two separate legal lots. The rectangular shaped project site consists of 4 legal lots with frontage on Oliver Avenue and Fanuel Street, and is located approximately 3,420 feet from the Pacific Ocean and 900 feet from the shoreline of Mission Bay. Neither Oliver Avenue nor Fanuel Street at this location are identified as the first public roadway paralleling the ocean, and are not designated as a physical accessway or view corridor, and do not contain intermittent or partial vistas, viewsheds or scenic overlooks within the adopted PBCP and Local Coastal Program.

The maximum building heights are of 29 feet 9 inches, 29 feet 6 inches, and 23 feet 10 inches; therefore, the buildings and any projections will not exceed the maximum 30 foot height limit allowed by the CHLOZ. The project proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use designation, design guidelines, and development standards in effect for this site. Therefore, the development is in conformity with the certified Local Coastal Program land use plan and complies with all regulations of the certified Implementation Program.

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

The proposed project site is located at 1304-1312 Oliver Avenue and 4213-4215 Fanuel Street, the northeast corner of Oliver Avenue and Fanuel Street, in the RM-1-1 Zone within the PBCP and Local Coastal Program Area. The rectangular shaped project site consists of 4 legal lots with frontage on Oliver Avenue and Fanuel Street, and is located approximately 3,420 feet from the Pacific Ocean and 900 feet from the shoreline of Mission Bay. Neither Oliver Avenue nor Fanuel Street at this location are identified as the first public roadway paralleling the ocean, and are not designated as a physical accessway or view corridor, and do not contain intermittent or partial vistas, viewsheds or scenic overlooks within the adopted PBCP and Local Coastal Program, and the proposed development would be on private property.

The project proposes the demolition of four existing residential buildings containing a total of seven units, and construction of four residential dwelling units, of which two of the residential dwelling units will be condominium units on one lot and the remain two units will be constructed on two separate legal lots. The project meets all applicable regulations and policy documents, and is consistent with the recommended land use designation, design guidelines, and development standards in effect for this site and public access to the water, public recreation facilities, or public parking facilities would not be adversely affected by the approval of this development. Therefore, the proposed development has demonstrated conformance with the public access and recreation policies of the California Coastal Act as required by this finding.

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Hearing Officer, Coastal Development Permit No. 1296834 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. 1296834 a copy of which is attached hereto and made a part hereof.

Jeffrey A. Peterson Development Project Manager Development Services Department

Adopted on: December 10, 2014

Internal Order No. 24004698

# HEARING OFFICER RESOLUTION NUMBER HOTENTATIVE MAP NO. 1296833 OLIVER/FANUEL - PROJECT NO. 369870

WHEREAS, OLIVER/FANUEL, LLC, a California Limited Liability Company,
Subdivider, and SAN DIEGO LAND SURVEYING AND ENGINEERING, INC., Surveyor,
submitted an application to the City of San Diego for a tentative map (Tentative Map
No. 1296833) for Lot 39 and 40 for two residential condominium ownerships on one lot, and to
waive the requirement to underground existing offsite overhead utilities. The project site is
located at 1304-1306 Oliver Avenue and 4213-4215 Fanuel Street [proposed 4211 and 4221
Fanuel Street], the northeast corner of Oliver Avenue and Fanuel Street, in the RM-1-1 Zone
within the Pacific Beach Community Plan and Local Coastal Program Area, Coastal Overlay
Zone (Non-Appealable Area 2), Coastal Height Limitation Overlay Zone, Parking Impact
Overlay Zone (Coastal and Beach Impact Areas), and the Residential Tandem Parking Overlay
Zone. The project site is legally described as: Lot 39 and 40, in Block 288 of Pacific Beach, in
the City of San Diego, County of San Diego, State of California, according to Map thereof No.
923, filed in the Office of the County Recorder of San Diego County, September 24, 1904; and

WHEREAS, the Map proposes the Subdivision of a 0.143-acre site into one (1) lot for two residential condominium ownerships; and

WHEREAS, on November 4, 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 15332 (In-Fill Development

Projects); and there was no appeal of the Environmental Determination filed within the time period provided by San Diego Municipal Code Section 112.0520; and

WHEREAS, a preliminary soils and geological reconnaissance report are waived by the City Engineer pursuant to Subdivision Map Act section 66491(a) and San Diego Municipal Code sections 144.0220(a) and 144.0220(b); and

WHEREAS, the subdivision is a condominium project as defined in California Civil Code section 1351 and filed pursuant to the Subdivision Map Act. The total number of condominium dwelling units is two (2); and

WHEREAS, the request to waive the requirement to underground existing offsite overhead utilities, qualifies under the guidelines of Council Policy No. 600-25 *Underground Conversion of Utility Lines at Developers Expense* in that the conversion involves a short span of overhead facility (less than a full block in length) and it has been determined that such conversion is not a part of a continuing effort to accomplish a total undergrounding within a specific street or area. The conversion would represent an isolated undergrounding with a minimum probability of extension in the future; and

WHEREAS, on December 10, 2014, the Hearing Officer of the City of San Diego considered Tentative Map No. 1296833, including the waiver of the requirement to underground existing offsite overhead utilities, and pursuant to San Diego Municipal Code Section(s) 125.0440 and 144.0240 and Subdivision Map Act section 66428, received for its consideration written and oral presentations, evidence having been submitted, and testimony having been heard from all interested parties at the public hearing, and the Hearing Officer having fully considered the matter and being fully advised concerning the same; NOW THEREFORE,

BE IT RESOLVED by the Hearing Officer of the City of San Diego, that it adopts the following findings with respect to Tentative Map No. 1296833:

1. The proposed subdivision and its design or improvement are consistent with the policies, goals, and objectives of the applicable land use plan (San Diego Municipal Code § 125.0440(a) and Subdivision Map Act §§ 66473.5, 66474(a), and 66474(b)).

The project proposes combining lots 39 and 40 for the development of two residential condominium ownerships on one lot for two proposed detached single family dwelling units. The project site is located at 1304-1306 Oliver Avenue and 4213-4215 Fanuel Street [proposed 4211 and 4221 Fanuel Street], the northeast corner of Oliver Avenue and Fanuel Street. The site is located in the RM-1-1 Zone within the Pacific Beach Community Plan and Local Coastal Program Area. The Pacific Beach Community Plan (PBCP) designates the proposed project site for Low Medium Density Residential and allows a density of 9-15 dwelling units per acre (DU/AC). The project site, occupying 0.143 acres, could accommodate 2 dwelling unit based on the underlying zone and 1-2 dwelling units based on the community plan.

The project proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use, design guidelines, and development standards in effect for this site per the adopted PBCP and Local Coastal Program, San Diego Municipal Code (SDMC), General Plan, and the Subdivision Map Action.

2. The proposed subdivision complies with the applicable zoning and development regulations of the Land Development Code, including any allowable deviations pursuant to the land development code.

The project site is located at 1304-1306 Oliver Avenue and 4213-4215 Fanuel Street [proposed 4211 and 4221 Fanuel Street], the northeast corner of Oliver Avenue and Fanuel Street. The site is located in the RM-1-1 Zone within the PBCP Local Coastal Program Area, Coastal Overlay Zone (Non-Appealable Area 2), and the Coastal Height Limitation Overlay Zone. The PBCP designates the proposed project site for Low Medium Density Residential and allows a density of 9-15 DU/AC. The project site, occupying 0.143 acres, could accommodate 2 dwelling unit based on the underlying zone and 1-2 dwelling units based on the community plan.

The project proposes combining Lots 39 and 40 for the development of two residential condominium ownerships on one lot for two proposed detached single family dwelling units. The project proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use, design guidelines, and development standards in effect for this site per the adopted PBCP and Local Coastal Program, SDMC, and the General Plan.

3. The site is physically suitable for the type and density of development (San Diego Municipal Code § 125.0440(c) and Subdivision Map Act §§ 66474(c) and 66474(d)).

The project site is located at 1304-1306 Oliver Avenue and 4213-4215 Fanuel Street [proposed 4211 and 4221 Fanuel Street], the northeast corner of Oliver Avenue and Fanuel

Street. The site is located in the RM-1-1 Zone within the PBCP Local Coastal Program Area, Coastal Overlay Zone (Non-Appealable Area 2), and the Coastal Height Limitation Overlay Zone. The PBCP designates the proposed project site for Low Medium Density Residential and allows a density of 9-15 DU/AC. The project site, occupying 0.143 acres, could accommodate 2 dwelling unit based on the underlying zone and 1-2 dwelling units based on the community plan.

The project proposes combining Lots 39 and 40 for the development of two residential condominium ownerships on one lot for two proposed detached single family dwelling units. Properties to the west, north and east contain multi-family residential development and the properties to the south contain multi-family and single-family residential development, and the land use designation for all of the properties are Low Medium Density Residential and allows a density of 9-15 DU/AC and are zoned RM-1-1. Therefore, the site is physically suitable for the type and density of development.

4. The design of the subdivision or the proposed improvements is not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat (San Diego Municipal Code § 125.0440(d) and Subdivision Map Act § 66474(e)).

The rectangular shaped project site consists of two legal lots with frontage on Oliver Avenue and Fanuel Street, and is located approximately 3,420 feet from the Pacific Ocean and 900 feet from the shoreline of Mission Bay. The site is approximately 29 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). The site is located in an urbanized area and there are no watercourses on site, the project would not impact fish or wildlife or their habitat.

5. The design of the subdivision or the type of improvements will not be detrimental to the public health, safety, and welfare (San Diego Municipal Code § 125.0440(e) and Subdivision Map Act § 66474(f)).

The project proposes combining Lots 39 and 40 for the development of two residential condominium ownerships on one lot for two proposed detached single family dwelling units. The project proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use, design guidelines, and development standards in effect for this site per the adopted PBCP and Local Coastal Program, SDMC, and the General Plan.

The approval for this project includes various conditions and referenced exhibits of approval relevant to achieving project compliance with the applicable regulations and policy documents in effect for this subdivision and improvements and upon submitting the building plans the proposed development shall comply with all Building and Fire Code requirements. The conditions have been determined by the decision-maker as necessary to avoid impacts upon the health, safety, and general welfare of the persons residing and working in the area. Therefore, the proposed development will not be detrimental to the public health, safety and welfare.

6. The design of the subdivision or the type of improvements will not conflict with easements acquired by the public at large for access through or use of property within the proposed subdivision (San Diego Municipal Code § 125.0440(f) and Subdivision Map Act § 66474(g)).

The project site is located at 1304-1306 Oliver Avenue and 4213-4215 Fanuel Street [proposed 4211 and 4221 Fanuel Street], the northeast corner of Oliver Avenue and Fanuel Street. The project site is a rectangular shaped lot with frontage on Oliver Avenue and Fanuel Street, which does not contain any easements by the public at large for access through or use of property within the proposed subdivision.

7. The design of the proposed subdivision provides, to the extent feasible, for future passive or natural heating and cooling opportunities (San Diego Municipal Code § 125.0440(g) and Subdivision Map Act § 66473.1).

The project proposes combining Lots 39 and 40 for the development of two residential condominium ownerships on one lot for two proposed detached single family dwelling units. The project proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use, design guidelines, and development standards in effect for this site per the adopted PBCP and Local Coastal Program, SDMC, and the General Plan. Therefore, the project would not impact future passive or natural heating and cooling opportunities. 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), thus meeting the requirements of the City's Affordable/In-Fill Housing Expedite Program.

8. The decision maker has considered the effects of the proposed subdivision on the housing needs of the region and that those needs are balanced against the needs for public services and the available fiscal and environmental resources (San Diego Municipal Code § 125.0440(h) and Subdivision Map Act § 66412.3).

The project site is located at 1304-1306 Oliver Avenue and 4213-4215 Fanuel Street [proposed 4211 and 4221 Fanuel Street], the northeast corner of Oliver Avenue and Fanuel Street. The site is located in the RM-1-1 Zone within the PBCP Local Coastal Program Area, Coastal Overlay Zone (Non-Appealable Area 2), and the Coastal Height Limitation Overlay Zone. The PBCP designates the proposed project site for Low Medium Density Residential and allows a density of 9-15 DU/AC. The project site, occupying 0.143 acres, could accommodate 2 dwelling unit based on the underlying zone and 1-2 dwelling units based on the community plan.

The project proposes combining lots 39 and 40 for the development of two residential condominium ownerships on one lot for two proposed detached single family dwelling units. The project proposes no deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use, design guidelines, and development standards in effect for this site per the adopted PBCP and Local Coastal Program, SDMC, and the General Plan. In addition, the community plan encourages the development of a variety of housing types and styles to provide a greater opportunity for housing that is both affordable and accessible. Therefore, the decision-maker has considered the effects of the

ATTACHMENT 11

proposed subdivision on the housing needs of the region and that those needs are balanced against the needs for public services and the available fiscal and environmental resources.

The above findings are supported by the minutes, maps, and exhibits, all of which are herein incorporated by reference.

BE IT FURTHER RESOLVED, that based on the Findings hereinbefore adopted by the Hearing Officer, Tentative Map No. 1296833, hereby granted to OLIVER/FANUEL, LLC, a California Limited Liability Company, subject to the attached conditions which are made a part of this resolution by this reference.

By

Jeffrey A. Peterson Development Project Manager Development Services Department

ATTACHMENT:

Tentative Map Conditions

Internal Order No. 24004698

## HEARING OFFICER CONDITIONS FOR TENTATIVE MAP NO. 1296833 OLIVER/FANUEL - PROJECT NO. 369870

ADOPTED BY RESOLUTION NO. R-	ON DECEMBER 10, 201

#### **GENERAL**

- 1. This Tentative Parcel Map will expire on **December 24, 2017**.
- 2. Compliance with all of the following conditions shall be completed and/or assured, to the satisfaction of the City Engineer, prior to the recordation of the Parcel Map, unless otherwise noted.
- 3. Prior to the recordation of the Parcel Map, taxes must be paid on this property pursuant to Subdivision Map Act section 66492. To satisfy this condition, a tax certificate stating that there are no unpaid lien conditions against the subdivision must be recorded in the Office of the San Diego County Recorder.
- 4. The Tentative Map shall conform to the provisions of Coastal Development Permit No. 1296834, satisfactory to the City Engineer.
- 5. The Subdivider shall defend, indemnify, and hold the City (including its agents, officers, and employees [together, "Indemnified Parties"]) harmless from any claim, action, or proceeding, against the City and/or any Indemnified Parties to attack, set aside, void, or annul City's approval of this project, which action is brought within the time period provided for in Government Code section 66499.37. City shall promptly notify Subdivider of any claim, action, or proceeding and shall cooperate fully in the defense. If City fails to promptly notify Subdivider of any claim, action, or proceeding, or if City fails to cooperate fully in the defense, Subdivider shall not thereafter be responsible to defend, indemnify, or hold City and/or any Indemnified Parties harmless. City may participate in the defense of any claim, action, or proceeding if City both bears its own attorney's fees and costs, City defends the action in good faith, and Subdivider is not required to pay or perform any settlement unless such settlement is approved by the Subdivider.

#### **ENGINEERING**

6. The Subdivider shall underground any new service run to any new or proposed structures within the subdivision.

Project No. 369870 TM No. 1296833

- 7. The Subdivider shall ensure that all existing onsite utilities serving the subdivision shall be undergrounded with the appropriate permits. The Subdivider shall provide written confirmation from applicable utilities that the conversion has taken place, or provide other means to assure the undergrounding, satisfactory to the City Engineer.
- 8. The Subdivider shall provide a letter, agreeing to prepare CC&Rs for the operation and maintenance of all private water and sewer facilities that serve or traverse more than a single condominium unit or lot.
- 9. The Subdivider has requested new water and sewer facilities including services and laterals. The Subdivider shall design and construct such facilities in accordance with established criteria in the most current editions of the City of San Diego water and sewer design guides and City regulations, standards and practices pertaining thereto. Off-site improvements may be required to provide adequate and acceptable levels of service and will be determined at final engineering, satisfactory to the City Engineer.
- 10. Conformance with the "General Conditions for Tentative Subdivision Maps," filed in the Office of the City Clerk under Document No. 767688 on May 7, 1980, is required. Only those exceptions to the General Conditions which are shown on the Tentative Parcel Map and covered in these special conditions will be authorized. All public improvements and incidental facilities shall be designed in accordance with criteria established in the Street Design Manual, filed with the City Clerk as Document No. RR-297376.

#### **MAPPING**

- 11. "Basis of Bearings" means the source of uniform orientation of all measured bearings shown on the map. Unless otherwise approved, this source shall be the California Coordinate System, Zone 6, North American Datum of 1983 [NAD 83].
- 12. "California Coordinate System" means the coordinate system as defined in Section 8801 through 8819 of the California Public Resources Code. The specified zone for San Diego County is "Zone 6," and the official datum is the "North American Datum of 1983."
- 13. The Parcel Map shall:
  - a. Use the California Coordinate System for its "Basis of Bearing" and express all measured and calculated bearing values in terms of said system. The angle of grid divergence from a true median (theta or mapping angle) and the north point of said map shall appear on each sheet

Project No. 369870 TM No. 1296833

- thereof. Establishment of said Basis of Bearings may be by use of existing Horizontal Control stations or astronomic observations.
- b. Show two measured ties from the boundary of the map to existing Horizontal Control stations having California Coordinate values of First Order accuracy. These tie lines to the existing control shall be shown in relation to the California Coordinate System (i.e., grid bearings and grid distances). All other distances shown on the map are to be shown as ground distances. A combined factor for conversion of grid-to-ground distances shall be shown on the map.

#### **INFORMATION:**

- The approval of this Tentative Map by the Hearing Officer of the City of San Diego does not authorize the subdivider to violate any Federal, State, or City laws, ordinances, regulations, or policies including but not limited to, the Federal Endangered Species Act of 1973 and any amendments thereto (16 USC § 1531 et seq.).
- If the Subdivider makes any request for new water and sewer facilities (including services, fire hydrants, and laterals), the Subdivider shall design and construct such facilities in accordance with established criteria in the most current editions of the City of San Diego water and sewer design guides and City regulations, standards and practices pertaining thereto. Off-site improvements may be required to provide adequate and acceptable levels of service and will be determined at final engineering.
- Subsequent applications related to this Tentative Parcel Map will be subject to fees and charges based on the rate and calculation method in effect at the time of payment.
- Any party on whom fees, dedications, reservations, or other exactions have been imposed as conditions of approval of the Tentative Parcel Map, may protest the imposition within ninety days of the approval of this Tentative Parcel Map by filing a written protest with the San Diego City Clerk pursuant to Government Code sections 66020 and/or 66021.
- Where in the course of development of private property, public facilities are damaged or removed, the Subdivider shall at no cost to the City, obtain the required permits for work in the public right-of-way, and repair or replace the public facility to the satisfaction of the City Engineer (San Diego Municipal Code § 142.0607.

Internal Order No. 24004698

Project No. 369870 TM No. 1296833

#### Peterson, Jeff

From:

Curtis Patterson [curtis@pattersoneng.com]

Sent:

Friday, October 31, 2014 11:50 AM

To:

Peterson, Jeff

Cc: Subject: Brian Curry; 'Paul Ross' FW: FW: reporting to DSD

Hi Jeff,

Brian is out of town and has requested I send the action items from the PBPG's October meeting. Please see below for your records.

#### 11. Development Subcommittee (Action Items)

Presenter: Curtis Patterson

#### 1. 967 Hornblend (PTS# 353730)

CDP to remodel first floor and add 2,560 sf second floor to existing office building) Subcommittee recommends motion to approve.

Curtis Patterson made a motion to approve the project as presented, Karen Sumek seconded, **Motion passed, 16-0-1** 

Abstain: Don Gross

#### 2. 1634-52 Grand Avenue (PTS# 379426)

CDP to demo older sfrs and construct 10 residential and 2 commercial units. Subcommittee recommends motion to approve.

Curtis Patterson made a motion to approve the project as presented with accommodation, Chris Olson seconded,

#### Motion passed, 13-1-3

Against: Joe Wilding, Reason: 3-stories

Abstentions: Larry Emlaw, Don Gross, Baylor Triplett. Reason: Parking - should have 1-space per bedroom

#### 3. 1452-54 Reed Avenue (PTS# 383512)

CDP to demo older sfr and construct two units. Subcommittee recommends motion to approve.

Curtis Patterson made a motion to approve the project as presented, Chris Olson seconded, **Motion passed, 14-2-1** 

Against: Larry Emlaw, Baylor Triplett. Reason: Parking

Abstention: Don Gross. Reason: Cannot vote for a committee who cannot justify their existence

#### 4. 1304-12 Oliver Avenue (PTS# 369870)

CDP to demo older multi-family and construct four units. Subcommittee recommends motion to approve.

Curtis Patterson made a motion to approve the project as presented, Chris Olson seconded, **Motion passed, 13-2-2** 

Against: Baylor Triplett, Reason: Parking & Joe Wilding, Reason: Density

Abstentions: Larry Melawi, Don Gross; Reason: Parking



#### Regards,

Curtis Patterson, SE 5629, LEED AP

Patterson Engineering, Inc. 4747 Mission Blvd., Suite 6 San Diego, CA 92109 Office:858-605-0937

Cell: 858-525-3012 Fax: 858-605-1414 www.pattersoneng.com





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

### Ownership Disclosure Statement

Project Title	Canvel		Project No. For City Use Only 369870
Project Address:	canvel st., sb,	(0.02186	
- 400 Fa	Rue 01., 5 B,	CH 1201	
art I - To be completed wh	en property is held by Individua	ıl(s)	
bove, will be filed with the City elow the owner(s) and tenant(s) ho have an interest in the property dividuals who own the property om the Assistant Executive Dire evelopment Agreement (DDA) lanager of any changes in owne	) (if applicable) of the above reference of ty, recorded or otherwise, and state ). A signature is required of at least octor of the San Diego Redevelopment has been approved / executed by the ship during the time the application by days prior to any public hearing of	with the intent to record an encided property. The list must include the type of property interest (e.g., one of the property owners. Attact Agency shall be required for all the City Council. Note: The application is being processed or considered.	it, map or other matter, as identified umbrance against the property. Please list the names and addresses of all persons tenants who will benefit from the permit, all the additional pages if needed. A signature project parcels for which a Disposition and ant is responsible for notifying the Project Changes in ownership are to be given to provide accurate and current ownership
Name of Individual (type or p	· · · · · · · · · · · · · · · · · · ·	Name of Individual (type	or print):
Owner Tenant/Lesse	e Redevelopment Agency	Owner Tenant/l	Lessee Redevelopment Agency
Street Address:		Street Address:	
City/State/Zip:		City/State/Zip:	
Phone No:	Fax No:	Phone No:	Fax No:
Signature :	Date:	Signature :	Date:
Name of Individual (type or p	rint):	Name of Individual (type	or print):
Owner Tenant/Lessee	Redevelopment Agency	Owner Tenant/Le	essee Redevelopment Agency
Street Address:		Street Address:	
City/State/Zip:		City/State/Zip:	
Phone No:	Fax No:	Phone No:	Fax No:
Signature :	Date:	Signature :	Date:
orginature .			

	Project No. (For City Use Only)	
Part II - To be completed when property is held by a corpor	ation or partnership	
Legal Status (please check):		
Corporation Limited Liability -or- General) What St	ate? Corporate Identification No	
as identified above, will be filed with the City of San Diego on the the property. Please list below the names, titles and addresses otherwise, and state the type of property interest (e.g., tenants vin a partnership who own the property). A signature is required property. Attach additional pages if needed. Note: The applicant ownership during the time the application is being processed or	who will benefit from the permit, all corporate officers, and all partners of at least one of the corporate officers or partners who own the t is responsible for notifying the Project Manager of any changes in considered. Changes in ownership are to be given to the Project ubject property. Failure to provide accurate and current ownership	
Corporate/Partnership Name (type or print):	Corporate/Partnership Name (type or print):	
Owner Tenant/Lessee	Cowner Tenant/Lessee	
Street Address:	Street Address:	
City/State/Zip:  Sandigo CA 92109  Phone No: Fax No:	SAFTE-City/State/Zip:	
Phone No: Fax No:	Phone No: Fax No:	
858 274 5595 274 of 44 Name of Corporate Officer/Partner (type or print):	5ATIE	
Mike Turk, monger, Oliva/Famel, LL	Name of Corporate Officer/Partner (type or print):	
	Title (type or print):	
Signature: Date: 5-5-14	Signature: Date:	
nuc 2-2	N/A	
Corporate/Partnership Name (type or print):	Corporate/Partnership Name (type or print):	
	N/A	
Corporate/Partnership Name (type or print):	Corporate/Partnership Name (type or print):	
Corporate/Partnership Name (type or print):  Owner Tenant/Lessee	Corporate/Partnership Name (type or print):  Covner Tenant/Lessee	
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LLC-2

#### Amendment to Articles of Organization of a Limited Liability Company (LLC)

To change information of record for your California LLC, you can fill out this form, and submit for filing along with:

- A \$30 filing fee.
- A separate, non-refundable \$15 service fee also must be included, if you drop off the completed form.
- To file this form, the status of your LLC must be active on the records of the California Secretary of State, or if suspended, this form can only be filed to list a new LLC name. To check the status of the LLC, go to kepler.sos.ca.gov.

Important! To change the LLC addresses, or to change the name or address of the LLC's agent for service of process, you must file a Statement of Information (Form LLC-12). To get Form LLC-12, go to www.sos.ca.gov/business/be/statements.htm.

Items 4-6: Only fill out the information that is changing. Attach extra

FILED DW Secretary of State State of California MAR 2 8 2014

pages if you need more space or need to include a	•	This Space For Office Use Only
For questions about this form,	go to www.sos.ca.gov/	pusiness/be/filing-tips.htm.
1 LLC's Exact Name (on file with CA Secretary of State	, (0)	LLC File No. (Issued by CA Secretary of State)
2660 Bayside, LLC		200606610311
Purpose .		
3 The purpose of the limited liability company is company may be organized under the Californ		
lew LLC Name (List the proposed LLC name exectly as it?   Oliver/Fanuel, LLC	is to appear on the records of	he California Secretary of State.)
Proposed LLC Name The proposed Co., Ltd. Liebi		L.L.C., Limited Liability Company, Limited Liability pany; and may not include: bank, trust, trustee; er, or insurance company.
lanagement (Check only one.)	•	
The LLC will be managed by:		
One Manager More Than One M	danager All Lin	nited Liability Company Member(s)
Imendment to Text of the Articles of Organization	On (List both the current text,	and the lext as amended by this filing.)
<b>5</b>		
tead and sign below: Unless a greater number is provide menager, if the LLC is manager-managed or at least one is a trust or another entity, go to www.sos.ca.gov/business/bages that are 1-sided and on standard letter-sized paper (8.1)	member, if the LLC is member, if the LLC is member, if the LLC is more info	er-managed. If the signing manager or member rmation. If you need more space, altach extra
hence.	Michael E. Turk	Manager
Sign here	Print your name l	ere Your business litte
ike check/money order payable to: Secretary of State on filing, we will return one (1) uncertified copy of your filed cument for free, and will certify the copy upon request and	By Maii Secretary of St Business Entities, P.O.	Drop-Off ste Secretary of State 3ox 944228 1500 11th Street, 3rd Floor

Sacramento, CA 94244-2280

payment of a \$5 certification fee.

Sacramento, CA 95814

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Dete:

I hareby certify that the foregoing transcript of page(s) is a full, true and correct copy of the original record in the custody of the California Secretary of State's office.

APR 03 2014

DEBRA BOWEN, Becretary of State

#### NOTICE OF EXEMPTION

(Chec	k one or be	oth)	•		•
To:	_X_	Recorder/County Clerk		From:	City of San Diego
		P.O. Box 1750, MS A-33			Development Services Department
		1600 Pacific Hwy, Room 260			1222 First Avenue, MS 501
		San Diego, CA 92101-2422			San Diego, CA 92101
		Office of Planning and Research			-
		1400 Tenth Street, Room 121			
		Sacramento, CA 95814			

Project Title/No.: OLIVER/FANUEL CDP/TPM / 369870 State Clearinghouse No.: Not Applicable

Project Location-Specific: 1304 and 1314 Oliver Avenue, and 4211 and 4221 Fanuel Street, San Diego, CA

Project Location-City/County: San Diego/San Diego

Description of nature and purpose of the Project: A COASTAL DEVELOPMENT PERMIT and TENTATIVE PARCEL MAP are being requested for the demolition of seven dwelling units and subsequent construction of four single-dwelling units with carports on four lots. The 3,126-square foot Lots 37 and 38 would be comprised of a three-story single-dwelling units with 404 square feet of deck area. Lot 39 would be comprised of a two-story 2,084-square foot single-dwelling residence with 787 square feet of deck area; whereas, Lot 40 would be comprised of a three-story 2,497-square foot single dwelling residence with 360 square feet of deck area. The project would construct various associated site improvements (e.g. hardscape, retaining walls, and landscaping). The project would incorporate roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50-percent of the project's projected energy consumption. The combined 12,504-square-foot (0.29-acre) project site is located at 1304 and 1314 Oliver Avenue, and 4211 and 4221 Fanuel Street. The project site is designated low-medium density residential (9-<15 dwelling units per acre), zoned RM-1-1, in the Coastal Height Limitation Overlay Zone, the Coastal Overlay Zone (Non-Appealable 2 Area), the Parking Impact Overlay Zone (Beach Impact Area), the Residential Tandem Parking Overlay Zone, and within the Pacific Beach Community Plan and Local Coastal Program Area. (LEGAL: Lots 37 and 40, Block 288, Map No. 925 of Pacific Beach Map).

Name of Person or Agency Carrying Out Project: Michael Turk, KDM Pacific LLC, 4641 Ingraham Street, San Diego, CA 92109, (858) 274-5995.

Exemp	t Status: (CHECK ONE)
( )	Ministerial (Sec. 21080(b)(1); 15268)
( )	Declared Emergency (Sec. 21080(b)(3); 15269(a))
( )	Emergency Project (Sec. 21080(b)(4); 15269 (b)(c))
(X)	Categorical Exemption: 15332 (Infill Development Projects)
( )	Statutory Exemptions:

Reasons why project is exempt: The project meets the criteria set forth in CEQA Section 15332 which allows for the construction of infill development within an urbanized area that can be adequately served by all required utilities and public services. The development occurs within the City of San Diego jurisdiction and the project site is less than five acres (0.14-acre) and is surrounded by urban uses; the project would not result in any significant impacts to biological resources, historical resources, traffic, noise, air quality, or water quality; and lastly, the project can be adequately be served by all required utilities and public services.

Furthermore, the exceptions listed in CEQA Section 15300.2 would not apply in that no cumulative impacts were identified; no significant effect on the environmental were identified; the project is not adjacent to a scenic highway; the project was not identified on a list of hazardous waste sites pursuant to Section 65962.5 of the Government Code.

Telephone: (619) 446-5369

Lead Agency Contact Person: E. Shearer-Nguyen

If filed by applicant:	
1. Attach certified document of exemption find	ing.
2. Has a notice of exemption been filed by the p	public agency approving the project?
( ) Yes ( ) No	•
It is hereby certified that the City of San Diego has de	etermined the above activity to be exempt from CEQA.
Senior Planner	November 4, 2014
Signature/Title	Date
Check One:	
(X) Signed By Lead Agency	Date Received for Filing with County Clerk or OPR:
( ) Signed by Applicant	



THE CITY OF SAN DIEGO

Date of Notice: November 4, 2014

# NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

#### DEVELOPMENT SERVICES DEPARTMENT

Internal Order No. 24004698

PROJECT NAME/NUMBER: OLIVER/FANUEL CDP/TPM / 369870

COMMUNITY PLAN AREA: P

Pacific Beach

COUNCIL DISTRICT: 2

LOCATION: 1304 and 1314 Oliver Avenue, and 4211 and 4221 Fanuel Street, San Diego, CA

PROJECT DESCRIPTION: A COASTAL DEVELOPMENT PERMIT and TENTATIVE PARCEL MAP are being requested for the demolition of seven dwelling units and subsequent construction of four single-dwelling units with carports on four lots. The 3,126-square foot Lots 37 and 38 would be comprised of a three-story single-dwelling units with 404 square feet of deck area. Lot 39 would be comprised of a two-story 2,084-square foot single-dwelling residence with 787 square feet of deck area; whereas, Lot 40 would be comprised of a three-story 2,497-square foot single dwelling residence with 360 square feet of deck area. The project would construct various associated site improvements (e.g. hardscape, retaining walls, and landscaping). The project would incorporate roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50-percent of the project's projected energy consumption. The combined 12,504-square-foot (0.29-acre) project site is located at 1304 and 1314 Oliver Avenue, and 4211 and 4221 Fanuel Street. The project site is designated low-medium density residential (9-<15 dwelling units per acre), zoned RM-1-1, in the Coastal Height Limitation Overlay Zone, the Coastal Overlay Zone (Non-Appealable 2 Area), the Parking Impact Overlay Zone (Beach Impact Area), the Residential Tandem Parking Overlay Zone, and within the Pacific Beach Community Plan and Local Coastal Program Area. (LEGAL: Lots 37 and 40, Block 288, Map No. 925 of Pacific Beach Map). Applicant: Paul D. Ross, PB Consulting.

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego Hearing Officer

**ENVIRONMENTAL DETERMINATION:** Categorically exempt from CEQA pursuant to CEQA State Guidelines, Section 15332 (Infill Development Projects).

#### ENTITY MAKING ENVIRONMENTAL DETERMINATION: City of San Diego

STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION: The project meets the criteria set forth in CEQA Section 15332 which allows for the construction of infill development within an urbanized area that can be adequately served by all required utilities and public services. The development occurs within the City of San Diego jurisdiction and the project site is less than five acres (0.14-acre) and is surrounded by urban uses; the project would not result in any significant impacts to biological resources, historical resources, traffic, noise, air quality, or water quality; and lastly, the project can be adequately be served by all required utilities and public services.

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**DEVELOPMENT PROJECT MANAGER:** Jeffery A. Peterson

MAILING ADDRESS:

1222 First Avenue, MS501, San Diego CA 92101

PHONE NUMBER:

(619) 446-5237

On November 4, 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 (November 19, 2014) from the date of the posting of this Notice. The appeal application can be obtained from the City Clerk, 202 'C' Street, Second Floor, San Diego, CA 92101.

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

## DEVELOPMENT SERVICES DEPARTMENT PROJECT CHRONOLOGY OLIVER/FANUEL - PROJECT NO. 369870

Date	Action	Description	City Review Time (Working Days)	Applicant Response
5/22/2014	First Submittal	Project Deemed Complete	-	-
6/16/2014	First Assessment Letter		16 days	
6/17/2014- 8/12/2014	Conflict Resolution	The applicant requested Conflict Resolution regarding comments.		39 days
9/5/2014	Second Submittal			17 days
9/18/2014	Second Assessment Letter		7 days	
9/29/2014	Third Submittal			7 days
10/14/2014	Third Assessment Letter		11 days	
10/17/2014	Fourth Submittal			3 days
10/30/2014	Fourth Review	All review issues resolved	9 days	
11/4/2014	Environmental	NORA Posted	3 days	
11/19/2014	Environmental	NORA-End of Appeal Period		10 days
12/10/2014	Public Hearing	First available date	14 days	
TOTAL STAFF TIME		(Does not include City Holidays or Furlough)	60 days	
TOTAL APPLICANT TIME		(Does not include City Holidays or Furlough)	76 day	
TOTAL PROJECT RUNNING TIME		From Deemed Complete to Hearing	136 working days (201 calendar days)	