

THE CITY OF SAN DIEGO

Report to the Hearing Officer

REPORT NO. HO-19-008

DATE ISSUED: February 12, 2019

HEARING DATE: February 20, 2019

SUBJECT: OLIVE PARK TENTATIVE MAP WAIVER. Process Three Decision

PROJECT NUMBER: 613598

OWNER/APPLICANT: INI Greenfield II LLC, Owner / Applicant

SUMMARY

<u>Issue:</u> Should the Hearing Officer approve the Tentative Map Waiver for the creation of 17 condominium units (one commercial and 16 residential units) in an under-construction development and waive the requirement to underground exiting overhead utilities at 2750 Fourth Avenue in the Uptown Community Plan?

<u>Staff Recommendation</u>: APPROVE Tentative Map Waiver No. 2180067 and a waiver of the requirement to underground existing off-site overhead utilities.

<u>Community Planning Group Recommendation</u>: On November 6, 2018, the Uptown Planners voted 8-1-1 to recommend approval of the proposed project without conditions/recommendations (Attachment 7).

<u>Environmental Review</u>: This project was determined to be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15305, Minor Alteration. This project is not pending an appeal of the environmental determination. The environmental exemption determination for this project was made on November 30, 2018, and the opportunity to appeal that determination ended December 14, 2018 (Attachment 6).

BACKGROUND

The 0.35-acre site is located in a developed, urban neighborhood and is surrounded by similar multifamily development at 2750 Fourth Avenue in the CC-3-8 and RM-3-9 zones, within the Uptown Community Plan area. The 17 condominium units under-construction are within a 61,614-square foot, five-story, mixed-use building and include a subterranean parking garage. The project consists of one commercial unit; one two-bedroom unit; and 15 three-bedroom units. The project requires 34 parking spaces and 35 parking spaces (2 commercial, 33 residential) are provided. The development is being constructed by-right under CC-3-8 and RM-3-9 zones regulations in accordance with the San Diego Municipal Code (SDMC). The ministerial building permits were deemed complete on May 16, 2017, and issued on July 19, 2018, via project No. <u>552541</u>. At the time of building permit issuance, the applicant paid an in-lieu fee of \$349,858.00 to comply with the City's Affordable Housing Regulations. During ministerial review the project was determined to be in compliance with all underlining zone regulations including but not limited to height, floor area ratio, parking, setbacks and landscaping.



DISCUSSION

Project Description

The proposed Tentative Map Waiver to waive the requirement for Tentative Map for the creation of 17 condominium units (one commercial and 16 residential units) for individual ownership with no enlargement or expansion of use. The proposed subdivision is consistent with the development regulations of the underlying zone and complies with the setback, floor area ratio, density and landscaping requirements. No deviations are requested with this action.

Process Approval Required

The proposed subdivision requires a Tentative Map Waiver per SDMC Section <u>125.0120</u> to create condominium units for individual ownership and requests a waiver of the requirement to underground existing off-site overhead utilities. The subdivision as proposed requires a Process Three, Hearing Officer decision with appeal rights to the Planning Commission.

According to SDMC Section <u>125.0440</u>, Findings for a Tentative Map, the decision maker may approve a Tentative Map Waiver if the decision maker finds that the proposed subdivision complies with the requirements of the Subdivision Map Act and the Land Development Code. Staff has reviewed the proposed subdivision and determined that it complies with both the Subdivision Map Act and the Land Development Code.

Waiver of the Requirement to Underground Utilities

There are existing overhead off-site utilities abutting the project site. The City's <u>Undergrounding</u> <u>Master Plan</u> designates the site within Park West 03, surcharge funded with no estimated date of completion. Pursuant to SDMC Section <u>144.0240(b)(5)</u>, the applicant has requested a waiver of the requirement to underground these utilities. The project qualifies for the waiver in accordance to SDMC Section <u>144.0242(c)(1)(B)</u>, as 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.

Community Plan Analysis

The <u>Uptown Community Plan</u> designates the project site for 45-73 dwelling units per acre, or 16-26 units allowed on site. The density per the RM-3-9 base zone allows one dwelling unit for every 600 square feet of lot area, or a maximum of 25 dwelling units onsite with no required minimum density. The Uptown Community Plan Land Use Elements Goals and Policies reflected in this subdivision include compatibility of uses within established neighborhoods, continued revitalization and retention of commercial and residential neighborhoods, and mixed-use infill development along commercial corridors. The Tentative Map Waiver would allow the creation of 17 condominium units for ownership opportunities and does not affect the previously approved building permit approved under Project No. 552541. Therefore, the subdivision to create 17 condominium units for individual ownership complies with the Uptown Community Plan and all underlining zone regulations including but not limited to height, floor area ratio, parking, setbacks, and landscaping.

CONCLUSION

Staff has determined that the subdivision complies with applicable sections of the San Diego Municipal Code, including all development regulations, all City and State subdivision requirements, and the required findings can be made. Staff recommends approval of the project as proposed.

ALTERNATIVES

- 1. Approve Tentative Map Waiver No. 2180067, with modifications.
- 2. Deny Tentative Map Waiver No. 2180067, if the findings required to approve the project cannot be affirmed.

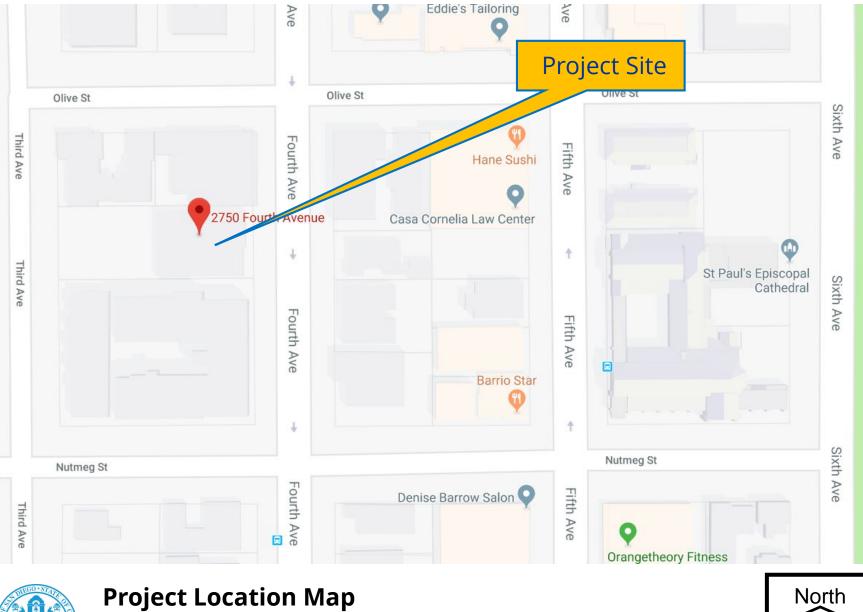
Respectfully submitted,

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Anthony Bernal Development Project Manager

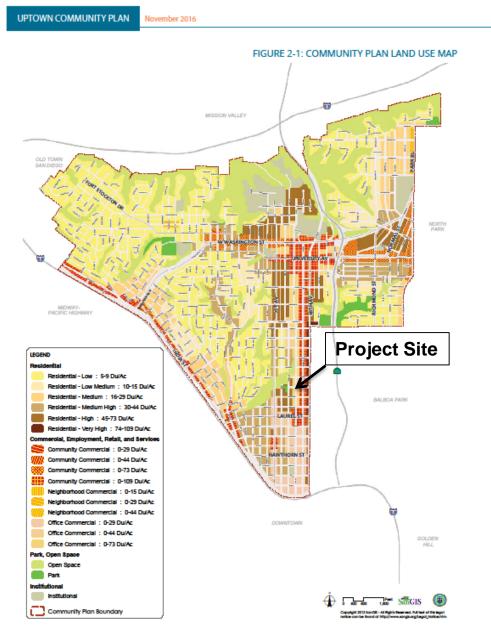
Attachments:

- 1. Project Location Map
- 2. Community Plan Land Use Map
- 3. Aerial Photograph
- 4. Street View Photograph
- 5. Draft Resolution with Findings and Conditions
- 6. Draft Permit with Conditions
- 7. Notice of Right to Appeal Environmental Determination
- 8. Community Planning Group Recommendation
- 9. Ownership Disclosure Statement
- 10. Tentative Map Waiver Exhibit
- 11. Public Right-of-Way Improvement Plan



Olive Park MW / 2750 Fourth Avenue PROJECT NO. 613598

ATTACHMENT 3



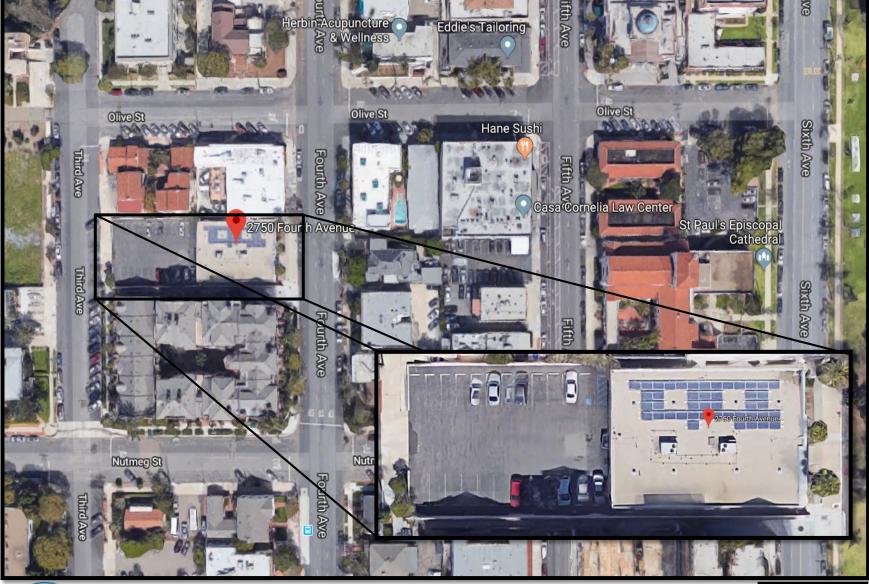
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Land Use Map

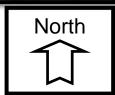
Olive Park MW / 2750 Fourth Avenue PROJECT NO. 613598







Aerial Photo Olive Park MW / 2750 Fourth Avenue PROJECT NO. 613598

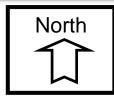






Street View

Olive Park MW / 2750 Fourth Avenue PROJECT NO. 613598



HEARING OFFICER RESOLUTION NUMBER R-_____ TENTATIVE MAP WAIVER NO. 2180067 OLIVE PARK MW - PROJECT NO. 613598

WHEREAS, INI Greenfield II LLC, Subdivider, and William Mack, Engineer, submitted an application to the City of San Diego for a Tentative Map Waiver No. 2180067 for the creation of one commercial unit and 16 residential units currently under-construction, and to waive the requirement to underground existing offsite overhead utilities. The project site is located at 2750 Fourth Avenue, in the CC-3-8 and RM-3-9 Zones of the Uptown Community Plan area. The property is legally described as Parcel 1 of Parcel Map No. 21570 recorded April 12, 2018, in the City of San Diego, County of San Diego, State of California; and

WHEREAS, the Map proposes the Subdivision of a 0.35-acre site into residential and commercial condos for a project that is currently under-construction; and

WHEREAS, on November 30,2018, 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 15305, Minor Alteration of Land Use; and there was no appeal of the Environmental Determination filed within the time period provided by San Diego Municipal Code Section 112.0520;

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 4125 and filed pursuant to the Subdivision Map Act. The total number of condominium dwelling units is sixteen and one commercial unit; and

WHEREAS, the request to waive the undergrounding of existing overhead utilities is appropriate pursuant to San Diego Municipal Code section 144.0242(c)(1)(B) because it 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; and

WHEREAS, on February 20, 2019, the Hearing Officer of the City of San Diego considered Tentative Map Waiver No.2180067, including the waiver of the requirement to underground existing offsite overhead utilities, and pursuant to San Diego Municipal Code section(s) 125.0440, 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 Waiver No. 2180067:

1. The proposed subdivision and its design or improvement are consistent with the policies, goals, and objectives of the applicable land use plan.

The project proposes to create 16 residential condominium units and one commercial unit, currently under construction and to waive the requirement to underground existing off-site overhead utilities. The 0.35-acre site is located at 2750 Fourth Avenue in the CC-3-8 and RM-3-9 zone, within the Uptown Community Plan area. The proposed Tentative Map Waiver is to create residential and commercial units for individual ownership with no enlargement or expansion of use.

The proposed project is consistent with residential land use designation of the Uptown Community Plan which encourages compatibility of uses with established neighborhoods. The Community Plan designates the project site for 45-73 dwelling units per acre, or 16-26 units allowed on site. The density per the RM-3-9 base zone allows one dwelling unit for every 600 square feet of lot area, or a maximum of 25 dwelling units onsite with no required minimum density. Therefore, the creation of 16 residential condominium units and one commercial unit in the under-construction project complies with the Uptown Community Plan and the base zone allowed density. This project would also meet the San Diego Municipal Code (SDMC) development regulation to include but not limited to height, setbacks, parking, landscape and floor area ratio. Therefore, the proposed development is in conformity with the adopted Community Plan and complies with the regulation of the Land Development Code. The proposed subdivision and its design or improvements are consistent with the policies, goals and objectives of the applicable land use plan.

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 proposes to create 16 residential condominium units and one commercial unit, currently under construction and to waive the requirement to underground existing off-site overhead utilities. The 0.35-acre site is located at 2750 Fourth Avenue in the CC-3-8 and RM-3-9 zone, within the Uptown Community Plan area. The proposed Tentative Map Waiver is to create residential and commercial units for individual ownership with no enlargement or expansion of use. The project complies with the development regulations of the applicable RM-3-9 zone, including, but not limited to, minimum lot size, setbacks, floor area ratio, and parking requirements of the existing development. No deviations are requested.

The development is being constructed by right in accordance with the SDMC's base zone regulations. On July 19, 2018, the City of San Diego approved the residential development's ministerial construction permits under Project No. 552541. During the ministerial review the project was determined to be in compliance with all the underlying zone regulations including but not limited to height, floor area ratio, parking, setbacks, and landscaping and no deviations were proposed. The Tentative Map Waiver proposes condominiums compatible to uses within the neighborhood and does not affect the previously approved building permits.

The neighborhood currently contains utility power poles within the public right-of-way along Fourth Avenue. The City's undergrounding Master Plan designates the site within Park West 03, funded surcharge with no estimated date of completion. The proposed subdivision utilities shall be undergrounded and the project includes a waiver for the requirement to underground the existing overhead utilities within the boundary of the subdivision or within the abutting public right-of-way. In conformance with the SDMC Section 144.0240(b)(5) the waiver of the requirements to underground privately owned utility systems and services facilities qualifies under the guidelines of the SDMC Section 144.0242(c)(1)(B) as follows: The conversion involves a short span of overhead facility (less than a block in length) and would not represent a logical extension to an underground facility. The project does not propose any deviations. Therefore, the proposed subdivision complies with the applicable zoning and development regulation of the Land Development Code.

3. The site is physically suitable for the type and density of development.

The project proposes to create 16 residential condominium units, currently under construction and to waive the requirement to underground existing off-site overhead utilities. The 0.35-acre site is located at 2750 Fourth Avenue in the CC-3-8 and RM-3-9 zone, within the Uptown Community Plan area. The proposed Tentative Map Waiver is to create residential and commercial units for individual ownership with no enlargement or expansion of use. This mapping action complies with all development regulation including lot area, lot dimension and setbacks.

The development is being constructed by right in accordance with the San Diego Municipal Code's base zone regulations. The ministerial building permits were approved on July 19, 2018, project No. 552541 and the right of way permit was approved on May 4, 2018, project No. 554730. The structure is being constructed in compliance with all geologic and engineering requirements including applicable building code requirements. Therefore, the site is physically suitable for the type and density of development.

4. The design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat.

This site is located in a developed, urban neighborhood and is surrounded by similar development. The site does not contain nor is adjacent to any watercourses, sensitive biological resources, Multiple Habitat Planning Area (MHPA) lands or Environmentally Sensitive Lands (ESL). The project is exempt from the California Environmentally Quality Act (CEQA) pursuant to Section 15305 (Minor Deviations) of the State CEQA Guidelines. Therefore, the design of the subdivision or the proposed improvements is not likely to cause substantial environmental damage or substantially and avoidable injure fish or wildlife or their habitat.

5. The design of the subdivision or the type of improvement will not be detrimental to the public health, safety, and welfare.

The project proposes condominiums for home ownership opportunities and does not affect the previously approved building permit. The project has been reviewed and is in compliance with the Municipal Code and the Subdivision Map Act. The Tentative Map waiver includes conditions and corresponding exhibits of approvals relevant to adequate parking, public improvements, and paid an in-lieu fee of \$349,858.00 to comply with the City's Affordable Housing Regulations. The proposed subdivision is consistent with development regulations of the underling zone of the Land Development Code regulations and permitted requirements continue to govern this project. Therefore, the design of the subdivision or the type of improvements 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.

The proposed subdivision does not contain any easements acquired by the public at large for access through or use of property within the subdivision. The site has frontage on and is accessed from Fourth Avenue. Therefore, the design of the subdivision and proposed improvement would not conflict with easements acquired 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.

The proposed subdivision will not impede or inhibit any future passive or native heating and cooling opportunities. Each unit is exposed on all sides to ensure passive cooling through cross-ventilation for the interior spaces. Therefore, the design of the proposed subdivision provides sufficient future passive or natural heating and cooling opportunities.

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.

All appropriate public services (including fire, police, medical, schools, public parks, and libraries) as well as necessary utilities such as electricity, water, and sewer, exist and are adequate for the proposed development.

Other than the subdivision to allow condominium ownership within a built out urbanized community with adequate infrastructure, no other changes are requested, and the project does not include additional development of the property. The site consists of 17 units that were permitted on July 19, 2018, Project No. 552541 and have paid the Affordable Housing In-Lieu Fee and Development Impact Fees to financing public facilities in the amount of \$349,858.00, Invoice No. 852584.

There are no significant impacts related to traffic, parking, noise, or other environmental impacts. Therefore, the effects of the proposed subdivision on the housing needs of the region and those needs were balanced against the needs for public services and the available fiscal and environmental resources.

BE IT FURTHER RESOLVED, that based on the Findings hereinbefore adopted by the Hearing

Officer, Tentative Map Waiver No. 2180067, including the waiver of the requirement to underground

existing offsite overhead utilities, is hereby granted to INI Greenfield II, LLC, subject to the attached

conditions which are made a part of this resolution by this reference.

Anthony Bernal Development Project Manager Development Services Department

ATTACHMENT: Tentative Map Waiver Conditions

Internal Order No. 12002110

By

HEARING OFFICER CONDITIONS FOR TENTATIVE MAP WAIVER NO. 2180067 OLIVE PARK TENATIVE MAP WAIVER - PROJECT NO. 613598 ADOPTED BY RESOLUTION NO. _____ ON FEBRUARY 20, 2019

GENERAL

- 1. This Tentative Map Waiver will expire on March 7, 2022.
- 2. Compliance with all the following conditions shall be completed and/or assured, to the satisfaction of the City Engineer, prior to the recordation of the Certificate of Compliance, unless otherwise noted.
- 3. A Certificate of Compliance is required to consolidate and subdivide the ownership interest as a condition of the tentative map waiver. Prior to the expiration of the tentative map waiver, a Certificate of Compliance subdividing the property into 17 condominium units shall be recorded to the County Recorder's office.
- 4. Prior to the recordation of the Certificate of Compliance, 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.
- 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 ensure that all 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.

MAPPING

7. A Certificate of Compliance shall be recorded with the County Recorder prior to the expiration date of the Tentative Map Waiver (TMW).

- 8. Prior to the recordation of the Certificate of Compliance, all conditions in the Tentative Map Waiver (TMW) Resolution of Approval must be satisfied.
- 9. Prior to the recordation of the Certificate of Compliance, taxes must be paid or bonded for this property pursuant to section 66492 of the Subdivision Map Act. A current original tax certificate, recorded in the office of the San Diego County Recorder, must be provided to satisfy this condition.
- 10. If a tax bond is required as indicated in the tax certificate, ensure that it is paid or posted at the County Clerk of the Board of Supervisors Office and supply proof prior to the recordation of the Certificate of Compliance.
- 11. Prior to the issuance of a Certificate of Compliance, City staff will perform a field monument inspection to verify that all property corners are being marked with survey monuments. If any of the survey monument was missing, it must be replaced with a new monument, and a Corner Record or Record of Survey (whichever is applicable) shall be filed with the County Recorder pursuant to the Professional Land Surveyors Act. A copy of the filed Corner Record or Record of Survey must be submitted to satisfy this requirement prior to the approval and recordation of the Certificate of Compliance.

INFORMATION:

- The approval of this Tentative Map Waiver 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 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 Map, may protest the imposition within ninety days of the approval of this Tentative 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. 12002100



THE CITY OF SAN DIEGO

Date of Notice: November 30, 2018 NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

DEVELOPMENT SERVICES DEPARTMENT

SAP No. 12002049

PROJECT NAME / NUMBER: Olive Park MW/613598 COMMUNITY PLAN AREA: Uptown COUNCIL DISTRICT: 3 LOCATION: 2750 Fourth Avenue, San Diego, California 92103

PROJECT DESCRIPTION: A MAP WAIVER to create 16 residential condominium units and one ground-level commercial unit, which are currently under construction under PTS No. 552541. No construction is proposed with this project. The 0.35-acre project site is located at 2750 Fourth Avenue. The project site is designated Residential High (45-73 dwelling units per acre) and Office Commercial (0-73 dwelling units per acre) per the Uptown Community Plan area and is zoned CC-3-7 and RM-3-9. Additionally, the project site is within the Airport Approach Overlay Zone (San Diego International Airport (SDIA)), the Airport Influence Area (SDIA) Review Area 2, the Community Plan Implementation Overlay Zone (CPIOZ-A), the RESIDENTIAL Tandem Parking Overlay Zone, and the Transit Area Overlay Zone. (Legal Description: Lot 1 of Parcel Map No. 21570.)

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego Hearing Officer

ENVIRONMENTAL DETERMINATION: Categorically exempt from CEQA pursuant to CEQA State Guidelines, Section 15305.

ENTITY MAKING ENVIRONMENTAL DETERMINATION: City of San Diego

STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION: The City of San Diego conducted an environmental review which determined the project would not have the potential for causing a significant effect on the environment in that the project is consistent with the community plan and the applicable zone. The project would not result in any significant environmental impacts. The project meets the criteria set forth in CEQA Section 15305 (Minor Alterations in Land Use Limitation) which allows for minor alterations in land use limitations in areas with an average slope of less than 20 percent which do not result in any changes in land use or density, including but not limited to minor lot line adjustments, side yard, and setback variances not resulting in the creation of any new parcel. Furthermore, the exceptions listed in 15300.2 would not apply.

DEVELOPMENT PROJECT MANAGER: MAILING ADDRESS: PHONE NUMBER / EMAIL: Anthony Bernal 1222 First Avenue, MS 501, San Diego, CA 92101-4153 (619) 446-5147/ AQBernal@sandiego.gov

On November 30, 2018 the City of San Diego made the above-referenced environmental determination pursuant to the California Environmental Quality Act (CEQA). This determination is appealable to the City Council. If you have any questions about this determination, contact the City Development Project Manager listed above.

Applications to appeal CEQA determination made by staff (including the City Manager) to the City Council must be filed in the office of the City Clerk within 10 business days from the date of the posting of this Notice (December 14, 2018). 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.

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| Posted by_ | myralel |



Motion Approved By Uptown Planners on November 6, 2018:

Uptown Planners recommended support for the following project at its November 6, 2018 meeting by a unanimous vote; the item was noticed on the agenda as follows:

2750 FOURTH AVENUE ("OLIVE PARK MAP WAIVER") Process Three– Bankers Hill/Park West – Map Waiver for the creation of 16 residential condominium units and one commercial

condominium unit currently under construction in for a total of 61,615 square feet located at 2750 Fourth Avenue. The 0.35 acre site is located in the CC-3-8 & RM-3-9 base zone.

Applicant's representatives made a presentation at the meeting. After public comment and board discussion, the board voted unanimously to recommend approval of the project.

Voting YES <u>8</u> Voting NO <u>1</u> Abstain <u>1</u> (non-voting chair)

Respectfully Submitted

Leo Wilson

Leo Wilson Chair, Uptown Planners





Attachment 9



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

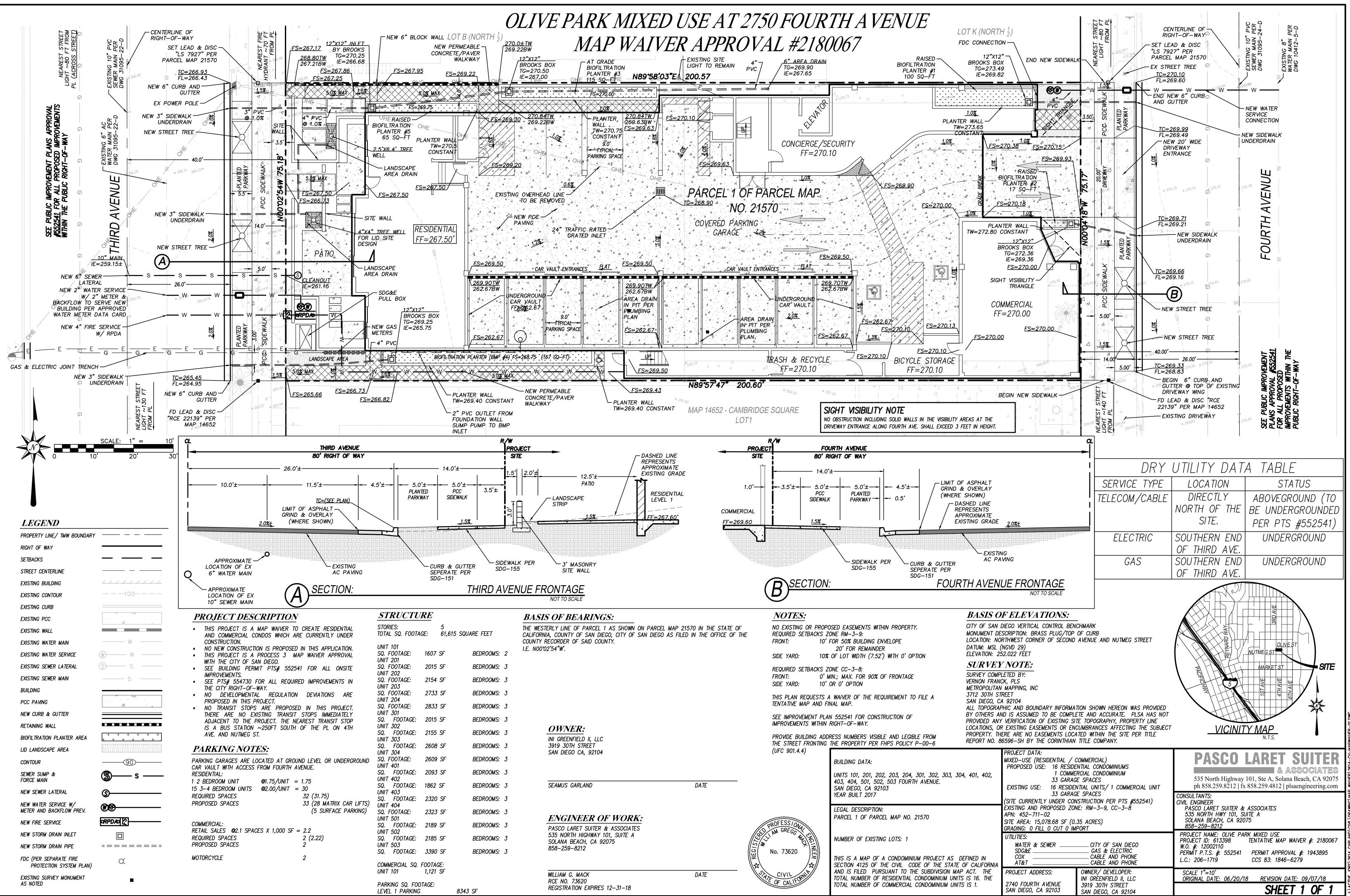
Ownership Disclosure Statement DS-318

October 2017

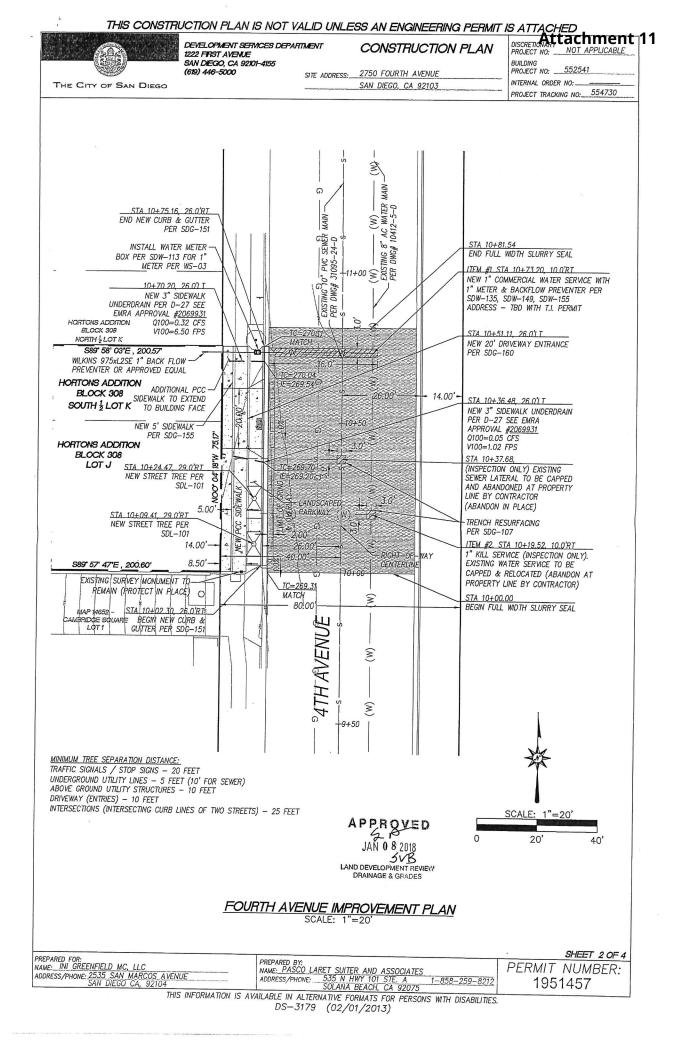
FORM

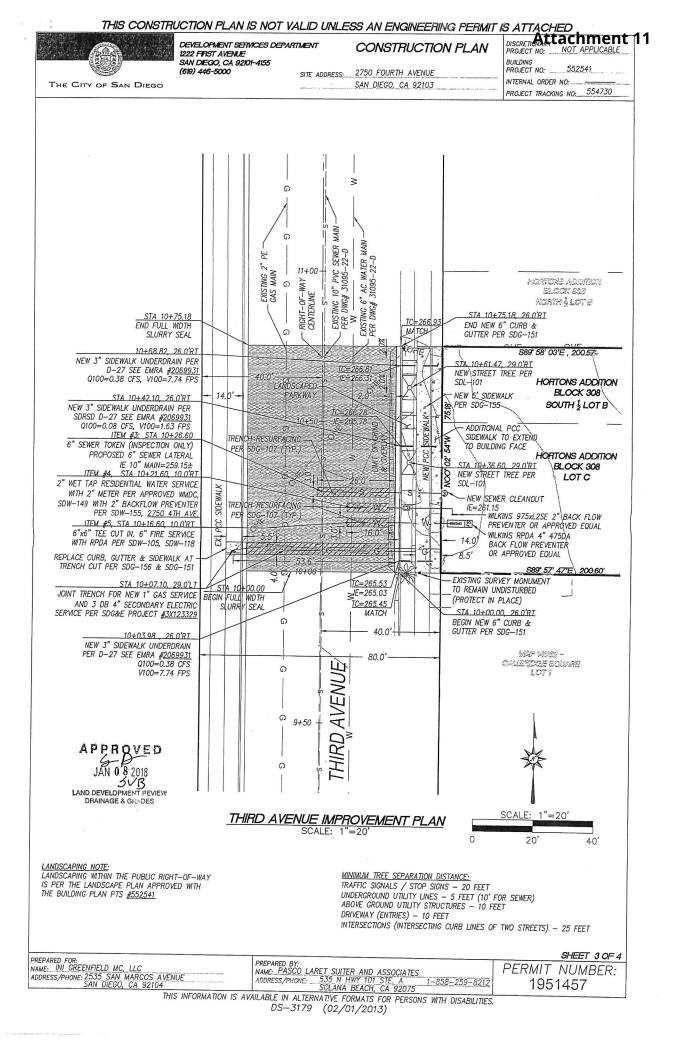
Approval Type: Check appropriate box for type of approval(s) requested: D Neighborhood Use Permit D Coastal Development Permit 🗆 Neighborhood Development Permit 🗅 Site Development Permit 🗅 Planned Development Permit 🗅 Conditional Use Permit 🗅 Variance 🗆 Tentative Map 🖾 Vesting Tentative Map 🖄 Map Waiver 🗅 Land Use Plan Amendment 🔸 🗆 Other ____ Project Title: _OLIVE PARK MIXED USE _____ Project No. For City Use Only: ____ Project Address: 2750 FOURTH AVE SAN DIEGO, CA 92103 Specify Form of Ownership/Legal Status (please check): 🛄 Corporation 🖄 Limited Liability -or- 🗋 General - What State? California 👘 Corporate Identification No. 201802910464 □ Partnership □ Individual By signing the Ownership Disclosure Statement, the owner(s) acknowledge that an application for a permit, map or other matter will be filed with the City of San Diego on the subject property with the intent to record an encumbrance against the property. Please list below the owner(s), applicant(s), and other financially interested persons of the above referenced property. A financially interested party includes any individual, firm, co-partnership, joint venture, association, social club, fraternal organization, corporation, estate, trust, receiver or syndicate with a financial interest in the application. If the applicant includes a corporation or partnership, include the names, titles, addresses of all individuals owning more than 10% of the shares. If a publicly-owned corporation, include the names, titles, and addresses of the corporate Any person serving as an officer or director of the property owners. Attach additional pages if needed. Note: The applicant is responsible for notifying the Project Manager of any changes in ownership during the time the application is being processed or considered. Changes in ownership are to be given to the Project Manager at least thirty days prior to any public hearing on the subject property. Failure to provide accurate and current ownership information could result in a delay in the hearing process. **Property Owner** Name of Individual: _INI Greenfield II, LLC 🛛 🛛 🖪 Owner 🕞 Tenant/Lessee 📮 Successor Agency Street Address: <u>3919 3</u>0th St City: SAN DIEGO State; CA Zip; 92104 Fax No.: _____ Email: _ej@inigreenfield.com Phone No.: <u>61</u>9-764-2392 Signature: Date: 7/23/18 Additional pages Attached: 🛛 Yes 🛛 No Applicant Name of Individual: ______ 🗖 Owner 🗖 Tenant/Lessee 🗖 Successor Agency Street Address: _____ State: <u>CA</u> Zip: 92104 City: _____ _____ Fax No.: _____ Email: _____ Phone No.: Signature: _____ Date: ____ Additional pages Attached: 🛛 Yes 🗆 No Other Financially Interested Persons Name of Individual: _____ 🛛 Owner 🖾 Tenant/Lessee 🗖 Successor Agency Street Address: ______ City: ____ _____ State: _____ Zip: _____ Phone No.: ______ Fax No.: _____ Email: _____ Signature: ____ Date; Additional pages Attached: 🗆 Yes 🗆 No

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



| | DEVELOPMENT SERVICES DEP, 1222 FIRST AVENUE SAN DIEGO, CA 92101-4155 | ARTMENT CON | STRUCTION PLAN | BUILDING |
|---|---|--|---|--|
| T | (619) 446-5000 | | 50 FOURTH AVENUE | PROJECT NO: 552541 |
| THE CITY OF SAN DIEGO | | SA | N DIEGO, CALIFORNIA 92103 | INTERNAL ORDER NO: PROJECT TRACKING NO: 554730 |
| NOTES | | | | |
| 2. UPON ISSUANCE OF A PERMIT | BY THE CITY ENGINEER DOES NOT A T, NO WORK WILL BE PERMITTED ON | UTHORIZE ANY WORK TO BE WEEKENDS OR HOLIDAYS UNI | PERFORMED UNTIL A PERMIT H LESS APPROVED BY TRAFFIC CO | AS BEEN ISSUED. DNTROL PERMIT FROM THE |
| 3. THE APPROVAL OF THIS PLAN | ARIMENT. I OR ISSUANCE OF A PERMIT BY THE | E CITY OF SAN DIEGO DOES I | | |
| FEDERAL, STATE OR CITY LAV | VS, ORDINANCES, REGULATIONS, OR F 4216 OF THE GOVERNMENT CODE RE | POLICIES. | | |
| 5. PRIOR TO SITE DISTURBANCE, | RT I.D. NUMBER, CALL UNDERGROUN CONTRACTOR SHALL MAKE ARRANG | D SERVICE ALERT TOLL FREE | F (800) 422-4133 TWO DAYS | REFORE YOU DIC |
| MANAGEMENT AND FIELD FNG | INEERING DIVISION (858) 627–3200. RFORM SITE SURVEY AND UTILITY MA | | | |
| 7. CONTRACTOR SHALL IMPLEMENT | NT AN EROSION CONTROL PROGRAM | DURING THE PROJECT CONST. | RUCTION ACTIVITIES. THE PRO | ING. GRAM SHALL COMPLY WITH ALL |
| 9. TRAFFIC CONTROL PLAN SHAL | OVER SHALL BE LABELED WITH THE " L BE MINIMUM 11"X17", SUBMITTED T | NAME OF COMPANY" TO THE TRAFFIC CONTROL CO | UNTER BOOTH 22 ON THE THIR | D FLOOR OF THE DEVELOPMENT |
| 10. ALL APPROVALS GRANTED HE | QUESTIONS CALL (619) 446–5150. REON ARE BASED ON INFORMATION I | PROVIDED BY THE APPLICANT | T APPROVAL OF THIS PERMIT | DOES NOT ALITHORIZE MOLATION OF |
| ANY CODES OR REGULATIONS. | . THE CITY'S RESIDENT ENGINEER RU L (858) 627-3200 24 HOURS PRIOR | ESERVES THE RIGHT TO MODI | FY THE WORK TO BE DONE AS | ACTUAL FIELD CONDITIONS. |
| 12. MONUMENT PRESERVATION CE | RTIFICATIONS: SPONSIBLE FOR THE COST OF REPLAY | | TE DESTROYED BY CONCERNATE | |
| CONSTRUCTION. PRIOR TO PE RESPONSIBLE FOR MONUMENT | ED OR DESTROYED, THE CITY OF SA ERMIT ISSUANCE, THE PROFESSIONAL PRESERVATION AND SHALL PROVIDE DRS ACT, SECTION 8771 OF THE BUS | N DIEGO FILED SURVEY SECT. LAND SURVEYOR OR CIVIL E. A CORNER RECORD OR REC | 'ION SHALL BE NOTIFIED IN WRI' 'NGINEER AUTHORIZED TO PRAC YORD OF SURVEY TO THE COUM | TING AT LEAST 7 DAYS PRIOR TO TICE LAND SURVEYING WILL BE |
| | | | | |
| ÷ | IMENTS EXIST NEAR THE AREA OF CO ITS EXISTING IN OR NEAR CONSTRUC | | PLACE | SED LAND SURVEY WILLIAM GREGG MACK |
| D PRE-CONSTRUCTION | N CORNER RECORD FOR SURVEY MON | NUMENTS TO BE DESTROYED | DURING CONSTRUCTION | E Star |
| CORNER RECOR | D # OR RECORD OF DN CORNER RECORD FOR SURVEY MO | SURVEY # | | GREGG MACK |
| AND REPLACED | AFTER CONSTRUCTION. | | G CONSTRUCTION | * LS 9389 * |
| CORNER RECORD | D # OR RECORD OF | SURVEY # | | NEA SE |
| 1111, 6M | | 12/2/17 | | CALIFO! |
| WILLIAM G. MACK P.L | .S. 9389 EXP. 9/30/19 | JUJULI / | | |
| SPECIFICATIONS/STA | ANDARD DRAWINGS | | | |
| ALL WORK SHALL DE DONE IN ACC | ITD/ITD DITTTIITOU | | | |
| STANDARD DRAMMOS AS LAST AN | ORDANCE WITH THIS PLAN, THE STAI | NDARD SPECIFICATIONS FOR I | PUBLIC WORKS CONSTRUCTION, | AND THE CITY OF SAN DIEGO |
| STANDARD DRAWINGS, AS LAST AM | ORDANCE WITH THIS PLAN, THE STAI ENDED. | NDARD SPECIFICATIONS FOR I | PUBLIC WORKS CONSTRUCTION, | AND THE CITY OF SAN DIEGO |
| LEGEND | ENDED. | ÷ | PUBLIC WORKS CONSTRUCTION, | AND THE CITY OF SAN DIEGO |
| STANDARD DRAWINGS, AS LAST AM | <u>STANDARD DRAWING</u> | NDARD SPECIFICATIONS FOR I | PUBLIC WORKS CONSTRUCTION, | AND THE CITY OF SAN DIEGO |
| <u>LEGEND</u> <u>DESCRIPTION</u> | ENDED. | ÷ | PUBLIC WORKS CONSTRUCTION, | AND THE CITY OF SAN DIEGO |
| <u>LEGEND</u> <u>DESCRIPTION</u> PROPERTY LINE | <u>STANDARD DRAWING</u> N/A | ÷ | PUBLIC WORKS CONSTRUCTION, | AND THE CITY OF SAN DIEGO |
| <u>LEGEND</u> <u>DESCRIPTION</u> PROPERTY LINE EDGE OF RIGHT-OF-WAY | <u>STANDARD DRAWING</u> N/A N/A | <u>SYMBOL</u> | PUBLIC WORKS CONSTRUCTION, | AND THE CITY OF SAN DIEGO |
| <u>LEGEND</u> <u>DESCRIPTION</u> PROPERTY LINE EDGE OF RIGHT-OF-WAY 6" CURB AND GUTTER | <u>STANDARD DRAWING</u> N/A N/A SDG-151, SDG-156 | <u>SYMBOL</u> | | AND THE CITY OF SAN DIEGO |
| LEGEND DESCRIPTION PROPERTY LINE EDGE OF RIGHT-OF-WAY 6" CURB AND, GUTTER 4.5' WIDE SIDEWALK TRENCH AND RESURFACE WATER COPPER SERVICE & | <u>STANDARD DRAWING</u> N/A N/A SDG-151, SDG-156 SDG-155, SDRSD G-10, SDG-156 SDG-107 WS-03, SDW-135, SDW-149, SDW | SYMBOL | PUBLIC WORKS CONSTRUCTION, | |
| LEGEND DESCRIPTION PROPERTY LINE EDGE OF RIGHT-OF-WAY 6" CURB AND GUTTER 4.5' WIDE SIDEWALK TRENCH AND RESURFACE WATER COPPER SERVICE & METER (SIZE PER PLAN) BACKFLOW PREVENTER | <u>STANDARD DRAWING</u> N/A N/A SDG-151, SDG-156 SDG-155, SDRSD G-10, SDG-156 SDG-107 WS-03, SDW-135, SDW-149, SDW SDW-107, SDW-136, SDM-105 SDW-155 | SYMBOL | | |
| LEGEND DESCRIPTION PROPERTY LINE EDGE OF RIGHT-OF-WAY 6" CURB AND GUTTER 4.5' WIDE SIDEWALK TRENCH AND RESURFACE WATER COPPER SERVICE & METER (SIZE PER PLAN) | <u>STANDARD DRAWING</u> N/A N/A SDG-151, SDG-156 SDG-155, SDRSD G-10, SDG-156 SDG-107 WS-03, SDW-135, SDW-149, SDW SDW-107, SDW-136, SDM-105 SDW-155 | SYMBOL | | |
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| LEGEND DESCRIPTION PROPERTY LINE EDGE OF RIGHT-OF-WAY 6" CURB AND GUTTER 4.5' WIDE SIDEWALK TRENCH AND RESURFACE WATER COPPER SERVICE & METER (SIZE PER PLAN) BACKFLOW PREVENTER (RP WILKINS 975XL2SE OR EQUAL (SIZE PER PLAN) | <u>STANDARD DRAWING</u> N/A N/A SDG-151, SDG-156 SDG-155, SDRSD G-10, SDG-156 SDG-107 WS-03, SDW-135, SDW-149, SDW SDW-107, SDW-136, SDM-105 SDW-155 -) | <u>SYMBOL</u> | | OLIVE ST NUTIWEG ST MARKET ST SITTE |
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the Broke March THIS CONSTRUCTION PLAN IS NOT VALID UNLESS AN ENGINEERING PERMIT IS ATTACHED

SITE ADDRESS:

BUILDING

DISCRETIC Attachment 11 PROJECT NO:

DEVELOPMENT SERVICES DEPARTMENT 1222 FIRST AVENUE SAN DIEGO, CA 92101-4155 (619) 446-5000

THE CITY OF SAN DIEGO

CONSTRUCTION PLAN 2750 FOURTH STREET

PROJECT NO: SAN DIEGO, CALIFORNIA 92103

552541 INTERNAL ORDER NO: PROJECT TRACKING NO:_ 554730

| | STREET EXCAVATION TABLE | | | | | | |
|---------------|---|---------------------------------------|------------------------|------------------------------------|---|-------------------------|--------------------------|
| STREET NAME | STREET CLASSIFICATION (arterial, major, collector, residential) | UTILITY TYPE (wet OR DRY) | LA TERAL OR MAIN | STREET SER VICE AGE (YRS) | INFLUENCE AREA WIDTH (FT) PER SDMC 62.1208 | TRENCH WIDTH (FT) | TRENCH LENGTH (FT) |
| | | | | | | | |
| FOURTH AVENUE | COLLECTOR | WET | LATERAL | 20 | 82" | 3' | 36' |
| FOURTH AVENUE | COLLECTOR | WET | LATERAL | 20 | 82" | 3' | 3' |
| FOURTH AVENUE | COLLECTOR | WET | LATERAL | 20 | 82" | 3' | 3' |
| THIRD AVENUE | RESIDENTIAL | WET | LATERAL | 40 | 74" | 3' | 16' |
| THIRD AVENUE | RESIDENTIAL | WET | LATERAL | 40 | 74" | 3' | 16' |
| THIRD AVENUE | RESIDENTIAL | WET | LATERAL | 40 | 74" | 3' | 26' |
| THIRD AVENUE | RESIDENTIAL | DRY | LATERAL | 40 | 74" | 4' | 53.6' |

NOTE

ALL TRENCHES GREATER THAN 6 INCHES WIDE AND 3 FEET DEEP, ON A STREET NOT UNDER MORATORIUM STREET, SHALL BE SLURRY SEALED FROM CURB TO CURB, OR RAISED MEDIAN, TO SATISFACTION OF THE RESIDENT ENGINEER

EXCAVATION MORATORIUM (CHECK ONE):

X LOCATION OF EXCAVATION IS NOT ON A MORATORIUM STREET

| | FROM | | TO | | IS A MORATORIUM STR | PEET |
|-------------------------|--------------|-------------|------------|-------------|---------------------|------|
| STREET NAME | | STREET NAME | | STREET NAME | | |
| AS DEFINED IN MUNICIPAL | CODE SECTION | | OVERLAY | SLURRY | | |
| MORATORIUM EXPIRES ON . | DATE | MORATORIUM | IS WAIVED. | | | |

RESURFACING REQUIREMENTS (CHECK ONE):

- □ THE EXCAVATION IS IN THE DIRECTION OF TRAFFIC. THE EXCAVATOR SHALL RESURFACE THE ENTIRE EXCAVATION AREA PLUS THE EXCAVATION INFLUENCE AREA ON EACH END OF THE EXCAVATION AREA, AND THE ENTIRE WIDTH OF THE STREET FROM CURB TO CURB OR WHERE A RAISED MEDIAN IS PRESENT THE EXCAVATOR SHALL RESURFACE FROM CURB LINE TO RAISED MEDIAN
- THE EXCAVATION IS PERPENDICULAR TO THE DIRECTION OF TRAFFIC. THE EXCAVATOR SHALL RESURFACE THE ENTIRE LENGTH OF EXCAVATION FROM CURB TO CURB OR FOR THE LENGTH OF THE EXCAVATION PLUS THE EXCAVATION INFLUENCE AREA EXTENDING ON EACH END OF THE EXCAVATION, WHICHEVER IS LESS. THE RESURFACE SHALL ALSO \square INCLUDE THE EXCAVATION AREA PLUS THE EXCAVATION INFLUENCE AREA ON EACH SIDE OF THE EXCAVATION AREA.
- A RAISED MEDIAN IS PRESENT AND THE EXCAVATION IS PERPENDICULAR TO THE DIRECTION OF TRAFFIC. THE EXCAVATOR SHALL RESURFACE SHALL ALSO INCLUDE THE EXCAVATION AREA PLUS THE EXCAVATION INFLUENCE AREA ON EACH SIDE OF THE EXCAVATION AREA.

 WATER AND SEWER NOTES
LOCATE WATER SERVICE (METER BOX) AND SEWER HOUSE CONNECTIONS (SEWER CLEANOUT) OUT OF DRIVEWAYS AND WALKWAYS (UNLESS OTHERWISE APPROVED BY THE R.E.). THE SEWER HOUSE CONNECTIONS SHALL BE A MINIMUM OF 5' DOWNHILL FROM THE WATER SERVICE.
ALL CONNECTIONS TO EXISTING WATER MAINS ARE TO BE DONE BY THE CITY'S WATER DEPARTMENT FOR WHICH THE FOLLOWING FEES WILL BE CHARGED. IF THE CONNECTIONS ARE NOT READY TO BE MADE AND THE FEES ARE PAID BEFORE; THE CITY RESERVES THE RIGHT TO ADJUST THE FEES ACCORDING TO THE FEES SCHEDULE IN EFFECT AT THE TIME THE CONNECTIONS ARE MADE. IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO EXPOSE THE EXISTING MAIN AT THE CONNECTION POINT AND TO INSTALL THE NEW MAIN AT THE ALIGNMENT AND GRADE WHICH WILL PERMIT THE CITY TO MAKE A "STRAIGHT IN" CONNECTION WITHOUT USING MORE THAN 10 LF OF PIPE. WITHOUT USING MORE THAN 10 LF OF PIPE. COST TYPE OF CONNECTION 011557

| And the second second | THE OF CONNECTION | SHEET | |
|---|---|--|--|
| ITEM #1 \$254 | 1" WET TAP | 2 | APPROVED |
| ITEM #2 \$245 | 1" KILL SERVICE (INSPECTION ONLY |) 2 | 5 A- |
| ITEM #3 \$25 | 6" SEWER TOKEN (INSPECTION ONL | Y) 7 | JAN 0.8 2018 |
| ITEM #4 \$254 | 2" WET TAP | 7 7 | SVB |
| ITEM #5 \$7.314.68 | 6"X6" TEE CUT IN | 5 | |
| 3. ALL VALVES WILL BE FLANGE | D TO CROSSES AND TEES ONLY CATE VALVES | SHALL BE USED AT FIRE HYDRANT INSTALLATIONS. | LAND DEVELOPMENT REVIEW DRAINAGE & GRADES |
| I THE DOTTED DOOTTEE AND OF | VAT CAST INUN PIPE. FITTINGS VALVES & APPTI | PIENANCES SUALL DE COATED WITH A DIST FOTOLO A | Contract of the case of the case of the |
| SYSTEM PER AWWA C-21 | O AT 224 MILS MINIMUM DRY FUN THICKNESS (| NERVICES SHALL BE COATED WITH A DIELECTRIC CO NDFT), OR A COLD APPLIED THREE PART SYSTEM PE | DATING: A LIQUID EPOXY COATING |
| C-217, OR A 100% POLY | URETHANE COATING OF 24 MILS MDFT SUITABLE | FOR RUDED USE | TROLEUM WAX TAPE PER AWWA |
| J. ALL FROFUSED WATER AND | SEWER FACILITY INSTALLATIONS SHALL BE CONS. | TRUCTED WITH WATERIALS OUROSUT VILLET | 11910 I |
| CITY OF SAN DIEGO WATE | R UTILITIES DEPARTMENT APPROVED MATERIALS | LIST AS REFERENCED IN THE STANDARD SPECIFICATI | MOST CURRENT EDITION OF THE |
| CONSTRUCTION. RECENT | REVISIONS INCLUDE BUT ARE NOT LIMITED TO TH | E REQUIREMENT FOR POLYMER CONCRETE WATER ME | UNS FOR PUBLIC WORKS |
| PRECAST WATER METER | BOXES. | C ALGOMENTION FOLIMER CONCRETE WATER ME | IER BOXES, INSTEAD OF STANDARD |
| 6. ANY EXISTING SEWER LATERA | ALS SERVING PROPERTY THAT ARE LOCATED DUR | ING CONSTRUCTION WILL BE CAPPED PRIOR TO INSTA | UL A TROM |
| OF NEW SEWER LATERAL. | | THE CONSTRUCTION WELL DE CAFFED FRIOR TO INSTA | ALLA NON |
| | | | |
| | | | |
| | | | ×. |
| 0050 4050 500 | | | SHEET 4 OF 4 |
| PREPARED FOR: NAME: INI GREENFIELD MC, LLC | PREPARED BY: | | PERMIT NUMBER: |
| ADDRESS/PHONE: 2535 SAN MAR | COS AVENUE NAME: PASCO LA | RET SUITER AND ASSOCIATES | |
| SAN DIEGO, CA | 92014 ADDRESS/PHONE: | 535 N HWY 101 STE. A 1-858-259-8212 SOLANA BEACH, CALIFORNIA 92075 | 1951457 |
| | | DIATIVE FORMATE FOR DEPOSING WETH AND AND A | |
| | | RNATIVE FORMATS FOR PERSONS WITH DISABILITIES | S. |
| | | | |

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