

Report to the Hearing Officer

DATE ISSUED: February 27, 2019 REPORT NO. HO-19-023

HEARING DATE: March 6, 2019

SUBJECT: MPF 8390 MIRAMAR PLACE, Process Three Decision

PROJECT NUMBER: <u>585648</u>

OWNER/APPLICANT: R. Michael Pack, Owner and Wayne Yamamoto, Applicant

SUMMARY

<u>Issue</u>: Should the Hearing Officer approve a Marijuana Production Facility located at 8390 Miramar Place in the IL-2-1 Zone of the University Community Plan area?

<u>Staff Recommendation</u>: Approve Conditional Use Permit No. 2068281.

<u>Community Planning Group Recommendation</u>: On October 9, 2018, the University Community Planning Group voted 17-0-1 to recommend approval of the proposed project without conditions (Attachment 7).

Environmental Review:

This project was determined to be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Section 15301, Existing Facilities (Attachment 6). An appeal of the CEQA determination was previously made and the City Council denied the CEQA appeal on January 8, 2019. The scope of the subject hearing only includes the project, and not the environmental determination.

BACKGROUND

The project is a request for a Conditional Use Permit pursuant to San Diego Municipal Code (SDMC) Section 126.0303 for the operation of a Marijuana Production Facility (MPF) in Suites A, B, and C of an existing 16,752-square-foot building located at 8390 Miramar Place (Attachment 1). The 0.72-acre site is in the IL-2-1 Zone, Community Plan Implementation Overlay Zone – Type B, the Airport Land Use Compatibility (MCAS Miramar) Overlay Zone, MCAS Miramar - Noise 70-75 CNEL, the Airport Influence Area (MCAS Miramar Review Area 1), MCAS Miramar Accident Potential Zone 1, the Federal Aviation Authority (FAA) Part 77 Noticing Area, and is identified as Prime Industrial Lands within the Economic Prosperity Element of the General Plan. The project site is also designated Restricted Industrial per the University Community Plan (Attachment 2).

The project site is designated Restricted Industrial by the University Community Plan and is also identified as Prime Industrial Lands within the Economic Prosperity Element of the General Plan. The General Plan identifies a citywide shortage of land suitable for manufacturing activities and a need to protect manufacturing land from non-manufacturing uses. The Restricted Industrial designation in the community plan permits light manufacturing uses, such as large and small industrial, scientific research, warehousing, mini-storage, and automotive commercial. Surrounding properties are zoned IL-2-1 and includes uses consistent with the Restricted Industrial designation of the community plan. The proposed MPF, classified as an industrial use, is consistent with the underlying zone and land use designation.

Marijuana Production Facilities (MPFs) are restricted to forty facilities City-wide, within light and heavy industrial zones. MPFs require compliance with San Diego Municipal Code (SDMC), section 141.1004, which require a 1,000-foot separation, measured between property lines. from resource and population-based City parks, churches, child care centers, playgrounds, City libraries, minor-oriented facilities, residential care facilities, and schools. MPFs also require a minimum distance requirement of 100 feet from a residential zone. Security requirements include interior and exterior lighting, security cameras, alarms and a security guard. The security guard must be licensed by the State of California and be present on the premises during business hours. MPFs must also comply with SDMC Chapter 4, Article 2, Division 15 which provides guidelines for lawful operation.

DISCUSSION

Project Description

The proposed project to operate a Marijuana Production Facility within an existing 16,752 square-foot building located at 8390 Miramar Place in Suites A, B, and C. The project proposes tenant improvements to accommodate operations, including non-load bearing partitions, doors, lighting, security cameras and system, millwork, finishes throughout and associated mechanical, electrical and plumbing improvements. No exterior building alterations would occur. Operations include manufacturing, production, storage and distribution of cannabis products. Public improvements include the construction of one new 25-foot driveway, two new 20-foot driveways, and the reconstruction of an existing curb ramp, with current City Standards.

The proposed MPF is subject to specific operational and security requirements as set forth in SDMC Section 141.1004. Furthermore, the proposed improvements would require the Owner/Permittee to obtain a change of use/occupancy building permit consistent with all California Codes and Regulations in effect at the time of building permit, satisfactory to the Building Official. The facility is also subject to State of California statutes and regulations.

Conclusion

City staff has reviewed the proposed project and all issues identified through the review process have been resolved in conformance with adopted City Council policies and regulations of the Land Development Code. The design of the proposed Project complies with all development regulations of the IL-2-1 Zone and no deviations are requested. Staff has provided draft findings (Attachment 4) to support the proposed development and draft conditions of approval (Attachment 5). Staff is recommending the Hearing Officer approve the Project as presented.

ALTERNATIVES

- 1. Approve Conditional Use Permit No. 2068281, with modifications.
- 2. Deny Conditional Use Permit No. 2068281, if the findings required to approve the project cannot be affirmed.

Respectfully submitted,

Sammi Ma, Development Project Manager

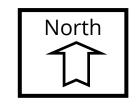
Attachments:

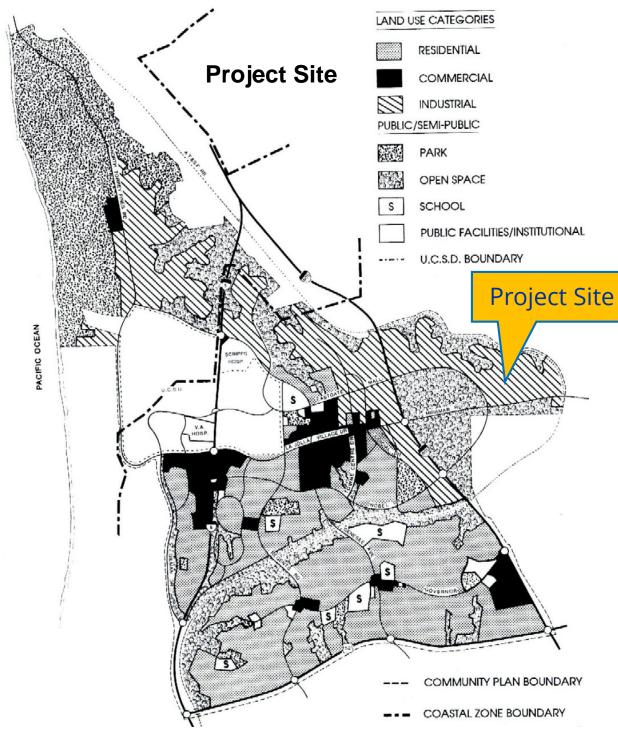
- 1. Project Location Map
- 2. Community Plan Land Use Map
- 3. Aerial Photograph
- 4. Draft Resolution with Findings
- 5. Draft Permit with Conditions
- 6. Environmental Exemption
- 7. Community Planning Group Recommendation
- 8. Ownership Disclosure Statement
- 9. Project Plans



Project Location Map

MPF 8390 Miramar Place PROJECT NO. 585648







Community Plan Land Use Map

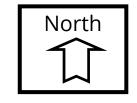
MPF 8390 Miramar Place PROJECT NO. 585648







Aerial Photograph MPF 8390 Miramar Place PROJECT NO. 585648



HEARING OFFICER RESOLUTION NO. _____ CONDITIONAL USE PERMIT NO. 2068281 MPF 8390 MIRAMAR PLACE - PROJECT NO. 585648

WHEREAS, R. MICHAEL PACK, Owner and WAYNE YAMAMOTO, Permittee, filed an application with the City of San Diego for a permit to operate a Marijuana Production Facility within an existing 16,752 square-foot building (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit No. 2068281), on portions of a 0.72-acre site;

WHEREAS, the project site is located at 8390 Miramar Place, Suites A, B, and C in the IL-2-1 Zone, Prime Industrial Lands, Community Plan Implementation Overlay Zone – Type B, the Airport Land Use Compatibility (MCAS Miramar) Overlay Zone, MCAS Miramar – Noise 70-75 CNEL, the Airport Influence Area (MCAS Miramar Review Area 1), MCAS Miramar Accident Potential Zone 1, and the Federal Aviation Authority (FAA) Part 77 Noticing Area within the University Community Plan area;

WHEREAS, the project site is legally described as Lot 1 of Miramar Ridge, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 10438, filed in the Office of the County Recorder of San Diego County on July 22, 1982;

WHEREAS, on October 23, 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 15301 (Existing Facilities); and the Environmental Determination was appealed to City Council, which heard and denied the appeal on January 8, 2019 pursuant to Resolution No. 312176;

WHEREAS, on March 6, 2019, the Hearing Officer of the City of San Diego considered Conditional Use Permit No. 2068281 pursuant to the Land Development Code of the City of San Diego;

BE IT RESOLVED by the Hearing Officer of the City of San Diego, that it adopts the following findings with respect to Conditional Use Permit No. 2068281:

A. CONDITIONAL USE PERMIT [SDMC Section 126.0305]

- 1. Findings for all Conditional Use Permits:
 - a. The proposed development will not adversely affect the applicable land use plan.

The proposed project requests a Conditional Use Permit to operate a Marijuana Production Facility in Suites A, B, C within an existing 16,752 square-foot building located at 8390 Miramar Place. The 0.72-scre site is located in the IL-2-1 Zone within the Miramar Subarea of the University Community Plan area.

The project site is designated Restricted Industrial by the University Community Plan and is also identified as Prime Industrial Lands within the Economic Prosperity Element of the General Plan. The variety of industrial land use designations in community plan is intended to protect and enhance the existing industrial uses while providing an opportunity to increase industrial capacity to encourage new and relocated industries that provide employment opportunities for community residents. The General Plan identifies a citywide shortage of land suitable for manufacturing activities and a need to protect a reserve of manufacturing land from non-manufacturing uses. The Restricted Industrial designations in the community plan would permit light manufacturing uses, such as large and small industrial, scientific research, warehousing, mini-storage, and automotive commercial. Thereby providing additional land suitable for manufacturing activities.

The proposed MPF, classified as an industrial use, is a compatible use for this location with a Conditional Use Permit and is consistent with the community plan, and therefore will not adversely affect the applicable land use plan.

b. The proposed development will not be detrimental to the public health, safety, and welfare.

The proposed project requests a Conditional Use Permit to operate a Marijuana Production Facility (MPF) in Suites A, B, and C of an existing 16,752-square-foot building. The project also proposes tenant improvements to accommodate operations, including non-load bearing partitions, doors, lighting, security cameras and system, millwork, finishes throughout, and associated mechanical, electrical and plumbing improvements. No exterior building alterations would occur. Operations include the manufacturing,

production, storage and distribution of cannabis products. Public improvements include the construction of one 25-foot driveway, two new 20-foot driveways, and the reconstruction of an existing curb ramp with current City Standards. Furthermore, the proposed improvements would require the Owner/Permittee to obtain a change of use/occupancy building permit consistent with all California Codes and Regulations in effect at the time of building permit, satisfactory to the Building Official.

MPFs are restricted to forty facilities City-wide, within light and heavy industrial zones. MPFs require compliance with San Diego Municipal Code (SDMC) section 141.1004, which require a 1,000-foot separation, measured between property lines from, resource and population-based City parks, churches, child care centers, playgrounds, City libraries, minor-oriented facilities, residential care facilities, and schools. MPFs also require a minimum distance requirement of 100 feet from a residential zone. The proposed MPF complies with the separation requirements as set forth in SDMC Section 141.1004(a). Security requirements include interior and exterior lighting, security cameras, alarms and a security guard. The security guard must be licensed by the State of California and be present on the premises during business hours. MPFs must also comply with SDMC Chapter 4, Article 2, Division 15 which provides guidelines for lawful operation.

The proposed project will be required to comply with the development conditions as described in the Conditional Use Permit No. 2068281. The Conditional Use Permit No. 2068281 will be valid for five years and may be revoked if the Owner/Permittee violates the terms, conditions, lawful requirements, or provisions of the Permit.

The proposed development will not be detrimental to the public's health, safety and welfare in that the discretionary permit controlling the use of this site contains specific regulatory conditions of approval, as referenced in the Conditional Use Permit No. 2068281. The referenced regulations and conditions have been determined as necessary to avoid adverse impact upon the health, safety and general welfare of persons patronizing, residing or working within the surrounding area. Therefore, the proposed MPF will not be detrimental to the public health, safety and welfare.

c. The proposed development will comply with the regulations of the Land Development Code including any allowable deviations pursuant to the Land Development Code.

The proposed project requests a Conditional Use Permit to operate a Marijuana Production Facility within an existing 16,752 square-foot building located at 8390 Miramar Place in Suites A, B, and C. The building was constructed in 1985. The existing use is warehouse and offices. The project proposes interior improvements including manufacturing areas, storage rooms, labs, harvest batch holding areas, preparation and extraction rooms, distribution areas and offices. Other minor site improvements proposed are consistent with the City of San Diego requirements.

MPFs are allowed in the IL-2-1 Zone of the University Community Plan with a Conditional Use Permit. The proposed use requires compliance with SDMC section 141.1004 and SDMC Chapter 4, Article 2, Division 15. SDMC section 141.1004 requires a 1,000-foot

separation, measured between property lines, from resource and population-based City parks, churches, child care centers, playgrounds, City libraries, minor-oriented facilities, residential care facilities, and schools. There is also a minimum distance requirement of 100 feet from a residential zone. Security requirements, expressed as conditions in the Permit, include interior and exterior lighting, security cameras, alarms and a security guard. The security guard must be licensed by the State of California and be present on the premises during business hours.

The proposed MPF is consistent with all land development regulations relevant for the site and the use and no deviations are requested or required. Therefore, the proposed MPF will comply with the regulations of the Land Development Code.

d. The proposed use is appropriate at the proposed location.

The proposed project requests a Conditional Use Permit to operate a Marijuana Production Facility within an existing 16,752 square-foot building located at 8390 Miramar Place in Suites A, B, C. The project site is located in the IL-2-1 Zone within the Miramar Subarea of the University Community Plan area. The project site is designated Restricted Industrial by the University Community Plan and is also identified as Prime Industrial Lands within the Economic Prosperity Element of the General Plan. The variety of industrial land use designations in community plan is intended to protect and enhance the existing industrial uses while providing an opportunity to increase industrial capacity to encourage new and relocated industries that provide employment opportunities for community residents. The Restricted Industrial designations in the community plan would permit light manufacturing uses, such as large and small industrial, scientific research, warehousing, mini-storage, and automotive commercial. Thereby providing additional land suitable for manufacturing activities.

The purpose and intent of the IL Base Zone is to permit a range of uses, including nonindustrial uses in some instances. Specifically, the IL-2-1 allows a mix of light industrial, office, and commercial uses. Surrounding properties are zoned IL-2-1 and include uses consistent with the Restricted Industrial designation of the community plan.

The proposed MPF, classified as an industrial use, is a compatible use for this location with a Conditional Use Permit and is consistent with all land development regulations relevant for the site and the use and no deviations are requested or required. The proposed project is consistent with the Restricted Industrial designation of the University Community Plan. Therefore, the proposed MPF is an appropriate use at the proposed location.

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

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Hearing Officer, Conditional Use Permit No. 2068281 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. 2068281, a copy of which is attached hereto and made a part hereof.

Sammi Ma Development Project Manager Development Services

Adopted on: March 6, 2019

IO#: 24007611

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

INTERNAL ORDER NUMBER: 24007611

SPACE ABOVE THIS LINE FOR RECORDER'S USE

CONDITIONAL USE PERMIT NO. 2068281 MPF 8390 MIRAMAR PLACE - PROJECT NO. 585648 HEARING OFFICER

This Conditional Use Permit No. 2068281 is granted by the Hearing Officer of the City of San Diego to R. Michael Pack, Owner, and Wayne Yamamoto, Permittee, pursuant to San Diego Municipal Code [SDMC] Section 126.0305. The 0.72-acre site is located at 8390 Miramar Place in the IL-2-1 Zone, Prime Industrial Lands, Community Plan Implementation Overlay Zone – Type B, the Airport Land Use Compatibility (MCAS Miramar) Overlay Zone, MCAS Miramar – Noise 70-75 CNEL, the Airport Influence Area (MCAS Miramar - Review Area 1), MCAS Miramar Accident Potential Zone 1, and the Federal Aviation Authority (FAA) Part 77 Noticing Area, within the University Community Plan area. The project site is legally described as Lot 1 of Miramar Ridge, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 10438, filed in the Office of the County Recorder of San Diego County on July 22, 1982.

Subject to the terms and conditions set forth in this Permit, permission is granted to Owner/Permittee to operate a Marijuana Production Facility within an existing building, described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated March 6, 2019, on file in the Development Services Department.

The project shall include:

- a. Operation of a Marijuana Production Facility in Suites A, B, and C within an existing 16,752 square-foot building. The operation shall include requirements consistent with the State of California statutes and the California Departments of Food and Agriculture, Consumer Affairs and Public Health regulations;
- b. The Marijuana Production Facility operations include cannabis manufacturing, storage and distribution;
- c. Off-street parking; and
- d. 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 March 21, 2022.
- 2. This Conditional Use Permit [CUP] and corresponding use of this site shall expire on March 21, 2024. Upon expiration of this Permit, the facilities and improvements described herein shall be removed from this site and the property shall be restored to its original condition preceding approval of this Permit.
- 3. No permit for the construction, occupancy, or operation of any facility or improvement described herein shall be granted, nor shall any activity authorized by this Permit be conducted on the premises until:
 - a. The Owner/Permittee signs and returns the Permit to the Development Services Department; and
 - b. The Permit is recorded in the Office of the San Diego County Recorder.
- 4. While this Permit is in effect, the subject property shall be used only for the purposes and under the terms and conditions set forth in this Permit unless otherwise authorized by the appropriate City decision maker.
- 5. This Permit is a covenant running with the subject property and all of the requirements and conditions of this Permit and related documents shall be binding upon the Owner/Permittee and any successor(s) in interest.
- 6. The continued use of this Permit shall be subject to the regulations of this and any other applicable governmental agency.
- 7. Issuance of this Permit by the City of San Diego does not authorize the Owner/Permittee for this Permit to violate any Federal, State or City laws, ordinances, regulations or policies including, but not limited to, the Endangered Species Act of 1973 [ESA] and any amendments thereto (16 U.S.C. § 1531 et seq.).
- 8. The Owner/Permittee shall secure all necessary building permits. The Owner/Permittee is informed that to secure these permits, substantial building modifications and site improvements

may be required to comply with applicable building, fire, mechanical, and plumbing codes, and State and Federal disability access laws.

- 9. Construction plans shall be in substantial conformity to Exhibit "A." Changes, modifications, or alterations to the construction plans are prohibited unless appropriate application(s) or amendment(s) to this Permit have been granted.
- 10. All of the conditions contained in this Permit have been considered and were determined necessary to make the findings required for approval of this Permit. The Permit holder is required to comply with each and every condition in order to maintain the entitlements that are granted by this Permit.

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

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.

CLIMATE ACTION PLAN REQUIREMENTS:

12. Owner/Permittee shall comply with the Climate Action Plan (CAP) Consistency Checklist stamped as Exhibit "A." Prior to issuance of any construction permit, all CAP strategies shall be noted within the first three (3) sheets of the construction plans under the heading "Climate Action Plan Requirements" and shall be enforced and implemented to the satisfaction of the Development Services Department.

BUILDING OFFICIAL REQUIREMENT:

13. Prior to the commencement of operations granted by this Permit, the Owner/Permittee shall obtain a change of use/occupancy building permit consistent with all California Codes and Regulations in effect at the time of building permit, satisfactory to the Building Official.

ENGINEERING REQUIREMENTS:

- 14. 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"), 2015 edition and Regional Supplement Amendments adopted by Regional Standards Committee.
- 15. The drainage system proposed for this development, as shown on the site plan, is private and subject to approval by the City Engineer.
- 16. Prior to the issuance of any construction permits, the Owner/Permittee shall obtain an Encroachment Maintenance and Removal Agreement, from the City Engineer, for the sidewalk underdrains in the Miramar Place Right-of-Way.
- 17. Prior to the issuance of any construction permits, the Owner/Permittee shall incorporate any construction Best Management Practices necessary to comply with Chapter 14, Article 2, Division 1 (Grading Regulations) of the SDMC, into the construction plans or specifications.
- 18. Prior to the issuance of any construction permits, the Owner/Permittee shall submit a Water Pollution Control Plan (WPCP). The WPCP shall be prepared in accordance with the guidelines in Part 2 Construction BMP Standards Chapter 4 of the City's Storm Water Standards.
- 19. Prior to the issuance of any construction permits, the Owner/Permittee shall assure, by permit and bond, the construction of a new 25-foot driveway per current City Standards, on the southwest side of the site adjacent to Marindustry Drive.
- 20. Prior to the issuance of any construction permits, the Owner/Permittee shall assure, by permit and bond, the construction of a new 20-foot driveway per current City Standards, on the southeast side of the site adjacent to Marindustry Drive.
- 21. Prior to the issuance of any construction permits, the Owner/Permittee shall assure, by permit and bond, the construction of a new 20-foot driveway per current City Standards, adjacent to the site on Miramar Place.
- 22. Prior to the issuance of any construction permits, the Owner/Permittee shall assure, by permit and bond, to reconstruct the existing curb ramp, with current City Standard curb ramp and with Detectable/Tactile Warning Tile, adjacent to the site on Marindustry Drive and Miramar Place, satisfactory to the City Engineer.

PLANNING/DESIGN REQUIREMENTS:

- 23. All operations shall be conducted indoors within a secured structure. All equipment and storage shall also be located within a secure structure.
- 24. Lighting shall be provided to illuminate the immediate surrounding area of the facility, including parking lots and adjoining sidewalks. Lighting shall be hooded or oriented so as to deflect light away from adjacent properties.
- 25. Security shall include operable cameras, alarms, and a security guard. The security guard shall be licensed by the State of California and be present on the premises during business hours. The security guard shall only be engaged in activities related to providing security for the facility, except on an incidental basis.
- 26. The name and emergency contact phone number of an operator or manager shall be posted outside the Marijuana Production Facility in a location visible to the public from the public right-of-way in character size at least two inches in height. The Permittee shall provide this contact information to the San Diego Police Department. The operator or manager shall also be available 24 hours a day to address public nuisance complaints and interact with local, state, and federal law enforcement authorities. Other than the contact information, a Marijuana Production Facility shall limit signage on the exterior of the of the property visible from the public right-of-way to the address.
- 27. A permit shall be obtained as required pursuant to Chapter 4, Article 2, Division 15.
- 28. A Condition Use Permit for a Marijuana Production Facility shall expire no later than five (5) years from the date of issuance.
- 29. The sale of marijuana and marijuana products shall only be conducted by a Marijuana Outlet in accordance with Section 141.0504. A Marijuana Production Facility is prohibited from providing marijuana and marijuana products to any person other than another Marijuana Production Facility, a testing lab, or a Marijuana Outlet.
- 30. The Marijuana Production Facility, adjacent public sidewalks, and areas under the control of the Marijuana Production Facility shall be maintained free of litter and graffiti at all times.
- 31. The Marijuana Production Facility shall provide daily removal of trash, litter, and debris. Graffiti shall be removed from the premises within 24 hours.
- 32. The Owner/Permittee shall provide a sufficient odor absorbing ventilation and exhaust system capable of minimizing excessive or offensive odors emanating outside of the permitted facility, to the satisfaction of the Development Services Department.
- 33. Owner/Permittee shall maintain minimum off-street parking spaces on the property at all times in the approximate locations shown on the approved Exhibit "A." Parking spaces shall comply

at all times with the SDMC and shall not be converted for any other use unless otherwise authorized by the appropriate City decision maker in accordance with the SDMC.

34. 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.

TRANSPORTATION REQUIREMENTS

- 35. All automobile, motorcycle and bicycle parking spaces must be constructed in accordance with the requirements of the SDMC. 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 appropriate City decision maker in accordance with the SDMC.
- 36. A maximum of 12 employees shall be allowed on-site at any given time to correspond to the 12 provided parking spaces for the project.

INFORMATION ONLY:

- The issuance of this discretionary permit alone does not allow the immediate commencement
 or continued operation of the proposed use on site. Any operation allowed by this
 discretionary 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.
- Cannabis businesses that operate or provide services within the City of San Diego are liable for a monthly gross receipts tax. As referenced in San Diego Municipal Code Section 34.0103 (b), taxable activities include but are not limited to, transporting, manufacturing, cultivating, packaging, or retail sales of cannabis and any ancillary products in the City. For additional information, contact the Office of the City Treasurer at (619) 615-1580.

APPROVED by the Hearing Officer of the City of San Diego on March 6, 2019 and [Approved Resolution Number].

Permit Type/PTS Approval No.: Conditional Use Permit No. 2068281 Date of Approval: March 6, 2019

AUTHENTICATED BY THE CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT
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Sammi Ma 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.

R. Michael Pack
Owner

By _____
R. Michael Pack
TITLE

Wayne Yamamoto
Permittee

By _____
Wayne Yamamoto
TITLE

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

NOTICE OF EXEMPTION

(Check o	ne or both)		
TO:	_X_	Recorder/County Clerk P.O. Box 1750, MS A-33 1600 Pacific Hwy, Room 260 San Diego, CA 92101-2400 Office of Planning and Research	FROM:	City of San Diego Development Services Department 1222 First Avenue, MS 501 San Diego, CA 92101
		1400 Tenth Street, Room 121 Sacramento, CA 95814		

Project Name/Number: MPF 8390 Miramar Place / 585648 SCH No.: N/A

Project Location-Specific: 8390 Miramar Place, Suites A-C, San Diego CA, 92121

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

Description of nature and purpose of the Project: The project is requesting a Conditional Use Permit (CUP) for a Marijuana Production Facility (MPF) to operate within Suites A-C, comprising of an operational interior area (including the mezzanine floor) of 16,246 square feet. This would be contained within an existing 16,752 square foot building (including a soffit area of 506 square feet) located at 8390 Miramar Place. The project proposes tenant improvements and operations would include manufacturing, packaging, storage, and distribution of cannabis products to State of California licensed outlets. No cultivation or retail sales are proposed. The 0.72-acre site is designated Restricted Industrial per the University Community Plan and is subject to the IL-2-1 zone requirements. The project is also subject to Prime Industrial Lands, Airport FAA Part 77 Noticing Area - MCAS Miramar 490'-495' (Elevation at approx. 400' AMSL), Airport Influence Area -MCAS Miramar Review Area 1, Airport Land Use Compatibility Overlay Zone - MCAS Miramar, ALUCP MCAS Noise Contours 70-75 CNEL, MCAS Accident Potential Zone 1, Community Plan Implementation Overlay zone - B, and Council District 1.

Name of Public Agency Approving Project: City of San Diego

Name of Person or Agency Carrying Out Project: Benjamen Hynes

9171 Santiago Drive

Huntington Beach CA, 92646

(949) 295-1497

Exempt Status: (CHECK ONE)

(Mi	nisterial	(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: CEQA State Guidelines Section 15301, Existing Facilities

Reasons why project is exempt: The City conducted an environmental review which determined that the proposed project is exempt from CEQA pursuant to CEQA Guidelines Section 15301, which allows for the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing facilities (public or private), involving negligible or no expansion of use beyond that existing at the time of the determination. The proposed project, as included in the Project Description of this notice, is not an expansion of use as all operations will be contained within the existing building. No environmental impacts were identified for the proposed project. Additionally, none of the exceptions described in CEQA Guidelines Section 15300.2 apply.

Lead Agency Contact Person: Rachael Lindquist Telephone: (619) 446-5129

Revised May 2018

If filed by	appl	icant:
-------------	------	--------

1. Attach certified document of exemption finding.

2. Has a notice of exemption been filed by the public agency approving the project? () Yes () No

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

CHRIS TRACY, AICP SENIOR PLANNER

Signature/Title /

1 8 19 Date

Check One:

(X) Signed By Lead Agency

() Signed by Applicant

Date Received for Filing with County Clerk or OPR:

Page 4 of 4

City of San Diego • Information Bulletin 620

October 2016



City of San Diego

Development Services 1222 First Ave., MS-302	Committee			
1222 First Ave., MS-302 San Diego, CA 92101	Distribution Form Part 2			
Project Name:	Project Number			tribution Date:
1PF 8390 Miramar Place			DIS	inbution bate.
	58564	ł8 	<u> </u>	
Project Scope/Location:				
Applicant Name:		Applicant	Phon	ie Number:
Project Manager:	Phone #:	E-mail Addr	ess:	
Committee Recommendations (To be cor	npleted for Initia	il Review):		
☑ Vote to Approve	Members Yes	Members N	lo l	Members Abstair
₩ vote to Approve	17	0		1
☐ Vote to Approve	Members Yes	Members N	No l	Members Abstair
With Conditions Listed Below	17	0		1
☐ Vote to Approve	Members Yes	Members N	Vo	Members Abstair
With Non-Binding Recommendations Listed Below	17	0		1
☐ Vote to Deny	Members Yes	Members N	VO.	Members Abstair
•	17	0		1
☐ No Action (Please specify, e.g., Need further information, Split vote, Lack of quorum, etc.) CONDITIONS: ☐ Continued				
conditions.				
NAME:		TITLE:		
Chris Nielsen		· 1	Chair,	UCPG
SIGNATURE: Olyl		DATE:	10/9	/2018
Attach Additional Pages If Necessary. Please return to: Project Management Division City of San Diego Development Services Department 1222 First Avenue, MS 302 San Diego, CA 92101				



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

Ownership Disclosure Statement

FORM

DS-318

October 2017

Approval Type: Check appropriate box for type of approval(s) requested: □ Neighborhood Use Permit □ 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 □ Other					
Project Title: MPF 8390 MIRAMAR PLACE	Project No. For City Use Only:				
Project Address: 8390 MIRAMAR PLACE, SUTIE A, B, C, SAN DIEGO, CA 92121					
Specify Form of Ownership/Legal Status (please check):					
□ Corporation □ Limited Liability -or- □ General – What State?Corporate I	dentification No				
☐ 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 officers. (A separate page may be attached if necessary.) If any person is a nonprofit organization or a trust, list the names and addresses of ANY person serving as an officer or director of the nonprofit organization or as trustee or beneficiary of the nonprofit organization. A signature is required of at least one 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					
	☑ Owner ☐ Tenant/Lessee ☐ Successor Agency				
Street Address: _5005 TEXAS STREET, SUITE 305					
City: SAN DIEGO	State: CA Zip: 92108				
Phone No.: 619-291-4441 Fax No.: 619-291-6619	Email: RMPSUNCAL@GMAIL.COM				
Signature: 12 West Jal	Date: 1-30-19				
Additional pages Attached: ☐ Yes ☐ No					
Applicant					
Name of Individual: WAYNE YAMAMOTO	☐ Owner ☐ Tenant/Lessee ☐ Successor Agency				
Street Address: 1750 EL CAMINO REAL, #K110					
City: SAN DIEGO	State: CA Zip: 92024				
Phone No.: 858-663-0076 Fax No.:	Email: WYAMAMOTO202@GMAIL.COM				
Signature: Waynel	Date: 1-30-19				
Additional pages Attached:					
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					

ACCESSIBILITY STATEMENTS

I AM THE DESIGNER IN RESPONSIBLE CHARGE OF THIS TENANT IMPROVEMENT PROJECT; I HAVE INSPECTED THE SITE/PREMISES AND DETERMINED THAT EXISTING CONDITIONS ARE IN FULL COMPLIANCE WITH CURRENT SITE ACCESSIBILITY REQUIREMENTS TO THE EXTENT REQUIRED BY LAW.

SIGNATURE:

PRINT NAME: KYLE STEPHENS

DATE: 07/19/2018

I AM THE DESIGNER IN RESPONSIBLE CHARGE OF THIS TENANT IMPROVEMENT PROJECT; I HAVE INSPECTED THE PREMISES AMD DETERMINED THAT EXISTING RESTROOM(S) SERVING AREA(S) OF ALTERATION ARE ACCESSIBLE ACCORDING TO CURRENT REQUIREMENTS.

SIGNATURE:

PRINT NAME: KYLE STEPHENS

DATE: 07/19/2018

ADDITIONAL NOTES

- PRIOR TO THE ISSUANCE OF ANY CONSTRUCTION PERMIT, THE OWNER/PERMITTEE SHALL INCORPORATE ANY CONSTRUCTION BEST MANAGEMENT PRACTICES NECESSARY TO COMPLY WITH CHAPTER 14, ARTICLE 2, DIVISION 2 (GRADING REGULATIONS) OF THE SAN DIEGO MUNICIPAL CODE, INTO THE CONSTRUCTION PLANS OR SPECIFICATIONS.
- 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 PART 2 CONSTRUCTION BMP STANDARDS CHAPTER 4 OF THE CITY'S STORM WATER STANDARDS.
- PRIOR TO THE ISSUANCE OF ANY CONSTRUCTION PERMIT, THE OWNER/PERMITTEE SHALL OBTAIN AN ENCROACHMENT MAINTENANCE REMOVAL AGREEMENT FROM THE CITY ENGINEER FOR LANDSCAPING AND SIDEWALK UNDERDRAIN IN THE MIRAMAR PLACE AND MARINDUSTRY DRIVE RIGHT-OF-WAY.

- 1. PROVIDE BUILDING ADDRESS NUMBERS TO BE VISIBLE AND LEGIBLE FROM THE STREET OR ROAD FRONTING THE PROPERTY PER FHPS POLICY P-00-6 (UFC 901.4.4).
- 2. ALL VEHICULAR PARKING SPACES TO BE MARKED WITH 4" WIDE WHITE STRIPES AT EACH SIDE OF STALL. SAID STRIPES FOR EACH PARKING SPACE SHALL BE MAINTAINED BY THE OWNER/TENANT AT
- LOT DRAINAGE MUST MEET CURRENT CITY ENGINEERING STANDARDS. RUNOFF SHALL NOT BE INCREASED WITHOUT THE ADDITION OF AN ON-SITE DETENTION FACILITY TO DECREASE RUNOFF.
- WHEEL STOPS ARE REQUIRED TO PROTECT FENCES AND LANDSCAPING ADJACENT TO AUTO VEHICULAR PARKING AREAS.
- 5. VERIFY LOCATION OF ALL UTILITIES & STREET IMPROVEMENTS SHOWN ON THESE PLANS.
- 6. NO OBJECTS HIGHER THAN 24" WILL BE IN THE VISIBILITY TRIANGLES.
- NO EXISTING OR PROPOSED MECHANICAL EQUIPMENT, TANK, DUCT, ELEVATOR ENCLOSURE, COOLING TOWER OR MECHANICAL VENTILATOR OR AIR CONDITIONER SHALL BE ERECTED, CONSTRUCTED, CONVERTED, ESTABLISHED, ALTERED, OR ENLARGED ON THE ROOF OF ANY BUILDING, UNLESS ALL SUCH EQUIPMENT AND APPURTENANCES ARE FULLY SCREENED AS REQUIRED BY THE CITY OF SAN DIEGO.
- 8. THIS PROJECT IS NOT SUBJECT TO STEP 2 BECAUSE IT IS A USE PERMIT THAT DOES NOT RESULT IN THE EXPANSION OR ENLARGEMENT OF A BUILDING.
- 9. ALL EXISTING DRIVE AISLES SHALL COMPLY TO SDMC 142.0560, TABLE 142-05 L.
- 10. NEAREST MTS BUS STOP: STOP ID #11214.

SITE NOTES

- 11. DISTANCE TO NEAREST MTS BUS STOP = 935'-4".
- 12. DISTANCE TO NEAREST FIRE HYDRANT = 72'-9".
- 13. ANY AND ALL GATES SHALL REMAIN OPEN DURING BUSINESS HOURS.
- 14. THIS PROJECT SHALL IMPLEMENT A PRE-PACKAGED CARBON FILTRATION OR EQUAL ODOR SUPPRESSION SYSTEM TO ADDRESS POTENTIAL ODOR IMPACTS.
- 15. THERE ARE NO EXISTING OR PROPOSED EASEMENTS ON THIS SITE.
- 16. THERE IS NO RESIDENTIAL ZONE WITHIN 100 FEET OF THIS PROJECT SITE
- 17. PROVIDE POSTED SIGN INDICATING THE AVAILABILITY OF BICYCLE PARKING FACILITIES.
- 18. ALL MECHANICAL EQUIPMENT AND TRASH ENCLOSURE SHALL BE PROPERLY SCREENED.
- 19. THIS PROJECT IS SUBJECT TO HAVING ALL PUBLIC IMPROVEMENTS ADJACENT TO THE PROJECT
- SITE STATE ACCESSIBILITY COMPLIANCE AND CURRENT CITY STANDARDS.
- 20. THE DRIVEWAY CURB CUT SHALL BE LOCATED A MINIMUM OF 3 FEET FROM PROPERTY LINES AND ANY OBSTRUCTIONS TO ACCOMMODATE A STANDARD DRIVEWAY APRON.
- 21. REMOVE ANY AND ALL OBSTRUCTIONS IN THE VISIBILITY AREA TRIANGLES, INCLUDING LANDSCAPE AND RETAINING WALLS OVER 2 FEET PER SAN DIEGO MUNICIPAL CODE DIAGRAM 113-02SS AS
- 22. ONCE THE CONDITIONAL USE PERMIT (CUP) IS RECORDED, THE APPLICANT SHALL PROVIDE DOCUMENTATION TO THE DEVELOPMENT SERVICES PROJECT MANAGER THAT THE EXISTING CURB RAMP AND THE EXISTING DRIVEWAYS HAVE BEEN RECONSTRUCTED TO CURRENT CITY STANDARDS, ADJACENT TO THE SITE ON MIRAMAR PLACE AND MARINDUSTRY DRIVE, TO THE SATISFACTION OF THE CITY ENGINEER. IF THIS WORK IS NOT COMPLETED WITHIN 6 MONTHS OF THE PUBLIC HEARING APPROVAL OF THE CUP, THE PERMITTEE SHALL BE DEEMED TO BE OUT OF COMPLIANCE WITH THE CONDITIONAL USE PERMIT, AND THE PERMIT WILL BE SUBJECT TO RESCISSION BY THE DEVELOPMENT SERVICES DIRECTOR.
- 23. THERE IS AN EXISTING EASEMENT GRANTED TO THE USA ON THIS SITE. NO PROPOSED
- 24. THERE IS NO RESIDENTIAL ZONE WITHIN 100 FEET OF THIS PROJECT SITE

(6,103 S.F.)

2 EMPLOYEE

GENERAL PLAN LAND USE: INDUSTRIAL ALL OPERATIONS SHALL BE CONDUCTED INDOORS WITHIN A SECURED STRUCTURE. ALL EQUIPMENT AND STORAGE SHALL BE ALSO LOCATED

CUP CONDITIONS

WITHIN A SECURE STRUCTURE.

- LIGHTING SHALL BE PROVIDED TO ILLUMINATE THE IMMEDIATE SURROUNDING AREA OF THE FACILITY, INCLUDING PARKING LOTS AND ADJOINING SIDEWALKS. LIGHTING SHALL BE HOODED OR ORIENTED SO AS TO DEFLECT LIGHT AWAY FROM ADJACENT PROPERTIES.
- SECURITY SHALL INCLUDE OPERABLE CAMERAS, ALARMS, AND A SECURITY GUARD. THE SECURITY GUARD SHALL BE LICENSED BY THE STATE OF CALIFORNIA AND BE PRESENT ON THE PREMISES DURING BUSINESS HOURS. THE SECURITY GUARD SHALL ONLY BE ENGAGED IN ACTIVITIES RELATED TO PROVIDING SECURITY FOR THE FACILITY, EXCEPT ON AN INCIDENTAL BASIS.
- THE NAME AND EMERGENCY CONTACT PHONE NUMBER OF AN OPERATOR OR MANAGER SHALL BE POSTED OUTSIDE THE MARIJUANA PRODUCTION FACILITY IN A LOCATION VISIBLE TO THE PUBLIC FROM THE PUBLIC RIGHT-OF-WAY IN CHARACTER SIZE AT LEAST TWO INCHES IN HEIGHT. THE PERMITTEE SHALL PROVIDE THIS CONTACT INFORMATION TO THE SAN DIEGO POLICE DEPARTMENT. THE OPERATOR OR MANAGER SHALL ALSO BE AVAILABLE 24 HOURS A DAY TO ADDRESS PUBLIC NUISANCE COMPLAINTS AND INTERACT WITH LOCAL, STATE, AND FEDERAL LAW ENFORCEMENT AUTHORITIES.
- OTHER THAN THE CONTACT INFORMATION, A MARIJUANA PRODUCTION FACILITY SHALL LIMIT SIGNAGE ON THE MPF PER REGULATIONS, CHAPTER 14.
- 6. A PERMIT SHALL BE OBTAINED AS REQUIRED PURSUANT TO CHAPTER 4, ARTICLE 2, DIVISION 15.
- 7. A CONDITIONAL USE PERMIT FOR A MARIJUANA PRODUCTION FACILITY SHALL EXPIRE NO LATER THAN FIVE (5) YEARS FROM THE DATE OF
- 8. THE SALE OF MARIJUANA AND MARIJUANA PRODUCTS SHALL ONLY BE CONDUCTED BY A MARIJUANA OUTLET IN ACCORDANCE WITH SECTION 141.0504. A MARIJUANA PRODUCTION FACILITY IS PROHIBITED FROM PROVIDING MARIJUANA AND MARIJUANA PRODUCTS TO ANY PERSON OTHER THAN ANOTHER MARIJUANA PRODUCTION FACILITY, A TESTING LAB. OR A MARIJUANA OUTLET.
- 9. THE MARIJUANA PRODUCTION FACILITY, ADJACENT PUBLIC SIDEWALKS, AND AREAS UNDER THE CONTROL OF THE MARIJUANA PRODUCTION FACILITY SHALL BE MAINTAINED FREE OF LITTER AND GRAFFITI AT ALL TIMES.

THIS PROJECT SHALL COMPLY WITH ALL CURRENT REQUIREMENTS OF THE

STATE PERMIT; CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

(SDRWQCB), SAN DIEGO MUNICIPAL STORM WATER PERMIT, THE CITY OF

THE CONTRACTOR SHALL BE RESPONSIBLE FOR CLEANUP OF ALL SILT

AND MUD ON ADJACENT STREET(S), DUE TO CONSTRUCTION VEHICLES

DAY, OR AFTER A STORM EVENT THAT CAUSES A BREECH IN INSTALLED CONSTRUCTION BMP'S WHICH MAY COMPROMISE STORM WATER

QUALITY WITHIN ANY STREET(S). A STABILIZED CONSTRUCTION EXIT MAY BE REQUIRED TO PREVENT CONSTRUCTION VEHICLES OR EQUIPMENT

INTENDED TO BE LEFT FOR A PERIOD GREATER THAN SEVEN CALENDAR

DAYS ARE TO BE COVERED. ALL REMOVABLE BMP DEVICES SHALL BE IN PLACE AT THE END OF EACH WORKING DAY WHEN FIVE DAY RAIN

A CONCRETE WASHOUT SHALL BE PROVIDED ON ALL PROJECTS WHICH

PROPOSE THE CONSTRUCTION OF ANY CONCRETE IMPROVEMENTS

4. THE CONTRACTOR SHALL RESTORE ALL EROSION/SEDIMENT CONTROL

ALL SLOPES THAT ARE CREATED OR DISTURBED BY CONSTRUCTION

ACTIVITY MUST BE PROTECTED AGAINST EROSION AND SEDIMENT

6. THE STORAGE OF ALL CONSTRUCTION MATERIALS AND EQUIPMENT

ACTIVITY DESCRIPTION

MUST BE PROTECTED AGAINST ANY POTENTIAL RELEASE OF

DEVICES TO WORKING ORDER AFTER EACH RUN-OFF PRODUCING

RAINFALL OR AFTER ANY MATERIAL BREACH IN EFFECTIVENESS.

ALL STOCKPILES OF SOIL AND/OR BUILDING MATERIALS THAT ARE

OR ANY OTHER CONSTRUCTION ACTIVITY, AT THE END OF EACH WORK

SAN DIEGO LAND DEVELOPMENT CODE, AND THE STORM WATER

FROM TRACKING MUD OR SILT ONTO THE STREET.

PROBABILITY FORECAST EXCEEDS 40%.

WHICH ARE TO BE POURED IN PLACE ON SITE.

10. THE MARIJUANA PRODUCTION FACILITY SHALL PROVIDE DAILY REMOVAL OF TRASH, LITTER, AND DEBRIS. GRAFFITI SHALL BE REMOVED FROM THE PREMISES WITHIN 24 HOURS.

BMP NOTES

STANDARDS MANUAL

COMMUNITY PLAN: UNIVERSITY IL-2-1 LIGHT INDUSTRIAL & OFFICE ZONING: WITH LIMITED COMMERCIAL

SITE DATA

GENERAL PLAN: COUNCIL DISTRICT:

HISTORICAL: NONE 343-300-01-00 MAP NUMBER: 010438

EXISTING USE: WAREHOUSE & OFFICES PROPOSED USE:

PROPERTY CLASS: SINGLE STORY CONCRETE TILT-UP **BUILDING WITH MEZZANINE**

GROSS SITE AREA: 0.72 AC. / 31,363 S.F NET SITE AREA: 0.72 AC. / 31,363 S.F. EX. LANDSCAPE AREA: 0.12 AC. / 5,054 S.F. GEOLOGIC HAZARD CAT.: 53

PRIME INDUSTRIAL LANDS

AIRPORT FAA PART 77 NOTICING AREA - MCAS MIRAMAR 490-495 AIRPORT INFLUENCE AREA: MCAS MIRAMAR REVIEW AREA 1, AIRPORT LAND USE COMPATIBILITY OVERLAY ZONE - MCAS MIRAMAR, ALUCP MCAS NOISE CONTOURS 70-75 CNEL, MCAS ACCIDENT POTENTIAL ZONE 1, AND CPIOZ-B.

BUILDING DATA

BUILDING CONSTRUCTED: 1985

TOTAL EXISTING BUILDING: 16,752 S.F.

OCCUPANCY GROUP:

MEZZANINE FLOOR AREA:

2016 ENERGY CODE / 2008 EES

PROPOSED CUP AREA:

PARKING REQUIRED:

PARKING PROVIDED:

1ST FLOOR AREA:

EXISTING F.A.R.

TYPE OF CONSTRUCTION: TYPE V (NON-SPRINKLERED)

B & S-2

0.53

12

BUILDING CODE

13,632 S.F.

3,120 S.F.

16,752 S.F.

PROJECT TEAM PACK R MICHAEL LIVING TRUST ADDRESS: 5005 TEXAS STREET, SUITE 305

SHEET INDEX

2 A1.1 SITE PLAN, LEGEND AND KEYNOTES

3 | A1.2 | ENLARGED SITE PLAN, LEGEND AND KEYNOTES

5 A2.0 EXISTING/DEMO FIRST FLOOR PLAN, KEYNOTES & LEGEND

8 | A2.3 | PROPOSED MEZZANINE FLOOR PLAN, KEYNOTES & LEGEND

SAN DIEGO, CA 92108

6 A2.1 PROPOSED FIRST FLOOR PLAN, KEYNOTES & LEGEND

A2.5 EXISTING ROOF PLAN - FOR REFERENCE ONLY

NO. SHT. SHEET TITLE - DESCRIPTION

4 A1.3 1.000 FOOT RADIUS MAP

10 A4.1 EXTERIOR ELEVATIONS

CONTACT/PHONE:

ADDRESS:

TENANT:	KAIZENGREEN, LLC
ADDRESS:	2903 CANON STREET, SUITE B
	SAN DIEGO, CA 92106
CONTACT/PHONE:	ROBERT SHIPP / rshipp@esysengineering.com / (858) 245-6889
DESIGNER:	TRH INC

1350 COLUMBIA STREET, SUITE 702

ROBERT MICHAEL PACK / (619) 291-4441

A0.1 | TITLE SHEET, INDEX, VICINITY MAP, DATA, CALCULATIONS & NOTES

A2.2 EXISTING/DEMO MEZZANINE FLOOR PLAN, KEYNOTES & LEGEND

SAN DIEGO, CA 92101 CONTACT/PHONE TOBY HALLAL / toby@trhinc.com / (619) 230-1088

LOT 1 OF MIRAMAR RIDGE, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO. STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 10438, FILED IN THE OFFICE OF COUNTY RECORDER OF SAN DIEGO COUNTY ON JULY 22, 1982.

LEGAL DESCRIPTION

HOURS OF OPERATION

7 DAYS A WEEK 24 HOURS A DAY

VICINITY MAP

2016 CALIFORNIA BUILDING CODE 2016 CALIFORNIA GREEN BUILDING STANDARDS CODE 2016 CALIFORNIA PLUMBING CODE 2016 CALIFORNIA ELECTRICAL CODE 2016 CALIFORNIA FIRE CODE

GRADING TABLE

TOTAL AREA TO BE DISTURBED = TOTAL AMOUNT OF CUT = TOTAL AMOUNT OF FILL = 0.0 C.Y. TOTAL AMOUNT OF EXPORT = 0.0 C.Y. TOTAL AMOUNT OF IMPORT = 0.0 C.Y. EXISTING PAVEMENT AREA = 12,573 S.F.

SETBACKS (TABLE 131-06C)

LOCATION:	REQUIRED	EXISTING
FRONT STREET SETBACK (MARINDUSTRY DRIVE)	MIN. 15'-0" STD. 20'-0"	24'-1" 24'-1"
STREET SIDE SETBACK (MIRAMAR PLACE)	MIN. 15'-0" STD. 20'-0"	15'-0" VARIES > 20'-0"
SIDE YARD SETBACK	MIN. 10'-0"	30'-0"
REAR YARD SETBACK	MIN. 0'-0" STD. 15'-0"	0'-0" 0'-0"

SCOPE OF WORK

PROCESS THREE CONDITIONAL USE PERMIT (CUP) FOR A MARIJUANA PRODUCTION FACILITY (MPF) TO OPERATE AN INDOOR, MANUFACTURING, PRODUCTION, STORAGE AND DISTRIBUTION OF MEDICAL AND RECREATIONAL MARIJUANA. SAID PROJECT IS PROPOSING TO OPERATE IN THREE PHASES WITHIN AN EXISTING 16,752 S.F. BUILDING ON 0.72 ACRE SITE LOCATED AT 839 MIRAMAR PLACE IN THE IL-2-1 ZONE IN THE CITY OF SAN DIEGO.

PROPOSED INTERIOR IMPROVEMENTS TO EXISTING BUILDING INCLUDE

FIRST FLOOR (13,632 S.F. TOTAL): SUITE A: DISTRIBUTION FACILITY - 4,644 S.F. SUITE B: MANUFACTURING FACILITY - 5,274 S.F. SUITE C: DEVELOPMENT & MANAGEMENT FACILITY - 3,208 S.F. **EXTERIOR SOFFIT AREA** - 506 S.F.

MEZZANINE FLOOR (3,120 S.F. TOTAL): SUITE A: DISTRIBUTION FACILITY SUITE B: MANUFACTURING FACILITY

SUITE C: DEVELOPMENT & MANAGEMENT FACILITY - 996 S.F. PROPOSED (3) THREE TENANTS OPERATING UNDER THIS CUP WITHIN ONE BUILDING IN (3) THREE SUITES: A, B & C.

 EXISTING (3) THREE DRIVEWAYS TO BE RECONSTRUCTED WITH NEW ADA COMPLIANT DRIVEWAY CURB-CUTS AND SIDEWALKS PER CURRENT CITY STANDARDS.

- 1,295 S.F.

- 829 S.F.

 EXISTING PEDESTRIAN CURB RAMP TO BE RECONSTRUCTED WITH NEW ADA COMPLIANT RAMP PER CURRENT CITY STANDARDS. SATISFACTORY TO THE CITY ENGINEER

TEL (619) 230-1088 FAX (619) 230-1089

1350 COLUMBIA ST.

SUITE 702

SAN DIEGO, CA 92101

C 28755 8/31/19

CLIENT:

KAIZENGREEN,

2903 CANON STREET, SUITE B SAN DIEGO, CA 92106

KAIZENGREEN CUP

APN: 343-300-01-00 8390 MIRAMAR PLACE SUITES A,B & C SAN DIEGO, CA 92121-2104

390	REVISION	ITEM	DAT
	\triangle		
	\triangle		
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	\triangle		
	\triangle		

THIS	SSET	ISSUE DATE
	SCHEMATIC	

■ FULL SUBMITTAL 7/20/2018

■ RESUBMITTAL 2

☐ DESIGN DEV.

■ RESUBMITTAL 3 9/27/2018

CONSTRUCTION

VAN ACCESSIBLE PARKING PROVIDED: MOTORCYCLE PARKING REQUIRED:

MOTORCYCLE PARKING PROVIDED:

SHORT-TERM BICYCLE PARKING REQUIRED: SHORT-TERM BICYCLE PARKING PROVIDED:

a) THE NUMBER OF EMPLOYEES IDENTIFIED BY THE

APPLICANT NEEDED TO OPERATE THE MPF = 12

AUTO VEHICULAR PARKING REQUIRED:

AUTO VEHICULAR PARKING PROVIDED:

VAN ACCESSIBLE PARKING REQUIRED:

LONG-TERM BICYCLE PARKING REQUIRED: LONG-TERM BICYCLE PARKING PROVIDED:

CARPOOL/ZERO EMISSION PARKING REQUIRED: CARPOOL/ZERO EMISSION PARKING REQUIRED:

TYPE AND NUMBER OF DELIVERIES:

CARGO VAN DELIVERIES ONCE PER WEEK

US MAIL DELIVERIES OF PRODUCTION &

PACKAGING MATERIAL TWICE PER WEEK. ARMORED VEHICLE DELIVERIES OUT FROM

THIS MPF FACILITY ONCE PER DAY.

ACTIVITY DESCRIPTION: SEE SHEETS A2.1 & A2.3

PARKING CALCS | PRODUCTION FACILITY INFO

SUITE A (5,939 S.F.) PARKING FOR APPLICATIONS PROPOSING TO UTILIZE EXISTING DEVELOPED PROPERTIES WILL BE BASED HOURS OF OPERATION: ON THE FOLLOWING: 24 HOURS A DAY 7 DAYS A WEEK

> NUMBER OF EMPLOYEES: 5 EMPLOYEES PER SHIFT 3 SHIFTS A DAY

SHIFT SCHEDULE: **DISTRIBUTION & STORAGE FACILITY** SHIFT 1 7:00 AM - 4:00 PM 3 EMPLOYEE SHIFT 2 4:00 PM - 12:00 AM 3 EMPLOYEE

1 EMPLOYEE SHIFT 1 7:00 AM - 4:00 PM SHIFT 2 4:00 PM - 12:00 AM 1 EMPLOYEE

SHIFT 1 12:00 AM - 8:00 AM 1 EMPLOYEE SHIFT 2 8:00 AM - 4:00 PM 1 EMPLOYEE SHIFT 3 4:00 PM - 12:00 AM 1 EMPLOYEE MAXIMUM NUMBER OF EMPLOYEES:

5 EMPLOYEES ONSITE AT ANY ONE TIME FIRST FLOOR:

4,644 S.F. (SUITE A): 3,526 S.F. DISTRIBUTION & STORAGE OFFICES SECURITY AREA 221 S.F. 136 S.F. RESTROOMS 366 S.F. COMMON AREAS

MEZZANINE FLOOR:

1,295 S.F. (SUITE A): 596 S.F. PACKAGING & LABELING 277 S.F. STORAGE 105 S.F. RESTROOM/SHOWER

317 S.F. COMMON AREAS

4 EMPLOYEES PER SHIFT 3 SHIFTS A DAY SHIFT SCHEDULE: PRODUCTION FACILITY 7:00 AM - 4:00 PM

FIRST FLOOR:

SUITE B

HOURS OF OPERATION:

NUMBER OF EMPLOYEES:

24 HOURS A DAY 7 DAYS A WEEK

SHIFT 2 4:00 PM - 12:00 AM 2 EMPLOYEE PACKAGING AND STORAGE 2 EMPLOYEE 7:00 AM - 4:00 PM SHIFT 2 4:00 PM - 12:00 AM 2 EMPLOYEE

MAXIMUM NUMBER OF EMPLOYEES: 4 EMPLOYEES ONSITE AT ANY ONE TIME

5,274 S.F. (SUITE B) 2,529 S.F. EXTRACTION LAB, PRE-PROCESSING, FILTERING & DISTILLATION 1,150 S.F. HARVEST BATCH HOLDING AREAS WALK-IN FREEZER STORAGE

416 S.F. 109 S.F. RESTROOM/SHOWER 1,015 S.F. COMMON AREAS MEZZANINE FLOOR:

829 S.F. (SUITE B): 652 S.F. EMPLOYEE BREAK ROOM 177 S.F. ELECTRIC/SERVER/DVR ROOM SUITE C (4,204 S.F.) HOURS OF OPERATION: 24 HOURS A DAY 7 DAYS A WEEK

NUMBER OF EMPLOYEES 3 EMPLOYEES PER SHIFT 3 SHIFTS A DAY

SHIFT SCHEDULE:

WAREHOUSE/DISTRIBUTION 1 EMPLOYEE SHIFT 1 7:00 AM - 4:00 PM SHIFT 2 4:00 PM - 12:00 AM 1 EMPLOYEE 1 EMPLOYEE SHIFT 1 7:00 AM - 4:00 PM

1 EMPLOYEE SHIFT 2 4:00 PM - 12:00 AM 12:00 AM - 8:00 AM 1 EMPLOYE SHIFT 2 8:00 AM - 4:00 PM 1 EMPLOYEE 4:00 PM - 12:00 AM 1 EMPLOYEE

MAXIMUM NUMBER OF EMPLOYEES: BEMPLOYEES ONSITE AT ANY ONE TIME FIRST FLOOR:

3,208 S.F. (SUITE C): 2,343 S.F. RESEARCH & DEVELOPMENT 201 S.F. SHOWER ROOM SECURITY/RECEPTION AREA 580 S.F.

MEZZANINE FLOOR: 996 S.F. (SUITE C):

84 S.F. RESTROOMS

875 S.F. OFFICES MECHANICAL SHAFT 14 S.F. 107 S.F. OPEN DECK

SUITE B

TO THE WHOLESALE DISTRIBUTION, PACKAGING, RE-PACKAGING, LABELING, RE-LABELING AND STORAGE OF PROCESSED AND NON-PROCESSED CANNABIS AND MARIJUANA PRODUCTS.

ACTIVITIES IN THIS SUITE ARE LIMITED

SUITE A

TRANSPORT AT ALL TIMES.

POLLUTANTS INTO THE ENVIRONMENT.

ACTIVITIES IN THIS SUITE INCLUDE THE **EXTRACTION, REFINING &** FORMULATION (MIXING) OF CONCENTRATED CANNABIS PRODUCTS FROM RAW OR SEMI-REFINED MATERIALS.

EXTRACTION ACTIVITIES REQUIRE MIXING OF RAW LEAF MATERIAL WITH A SOLVENT (ETHANOL) FOLLOWED BY REFINING STAGES THAT INVOLVE VARIOUS HEATING, COOLING, AND PRESSURE CONTROL STEPS CONDUCTED IN CLOSED SYSTEMS TO SEPARATE AND RECOVER THE SOLVENT AND PRODUCE REFINED CONCENTRATED PRODUCT.

REMAINING RAW (LEAF) MATERIAL IS DISCARDED.

SUITE C

ACTIVITIES IN THIS SUITE ARE LIMITED TO THE DEVELOPMENT AND MANAGEMENT OF PROCESSED AND NON-PROCESSED CANNABIS AND MARIJUANA PRODUCT RELATED BUSINESSES.

JOB SITE 805 Marindustry Dr NO SCALE

SHEET TITLE / CONTENTS

SITE PLAN, LEGEND & **KEYNOTES**

TRH PROJECT#: DRAWN BY: DATE DRAWN:

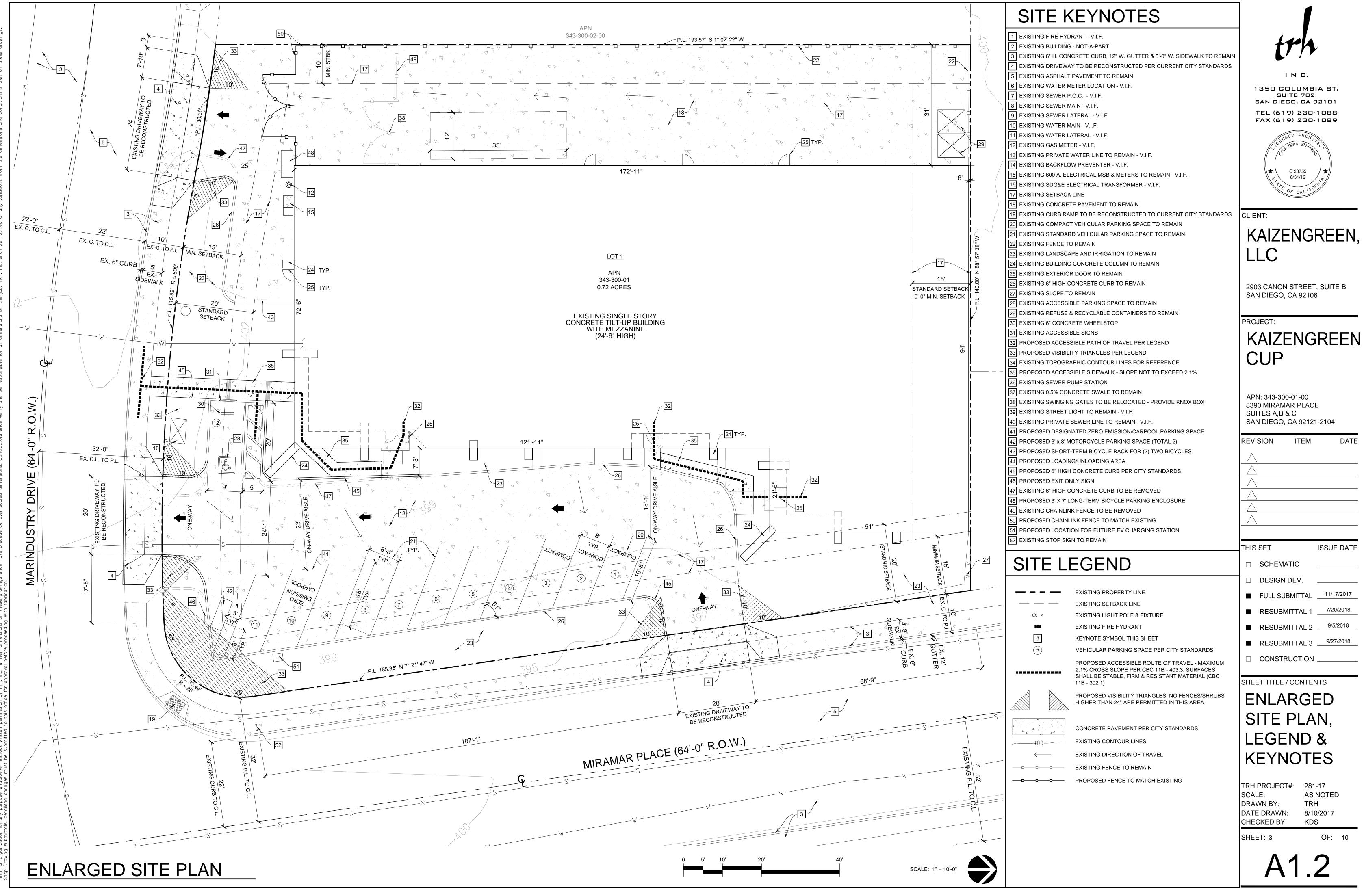
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AS NOTED TRH 8/10/2017 KDS CHECKED BY:

281-17

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SCHEMATIC	
DESIGN DEV.	
FULL SUBMITTAL	11/17/2017

