

#### Report to the Hearing Officer

DATE ISSUED:

March 15, 2017

REPORT NO. HO-17-015

**HEARING DATE:** 

March 22, 2017

SUBJECT:

HILTON RESIDENCE. Process Three Decision

PROJECT NUMBER:

468568

OWNERS/APPLICANTS: Cynthia and Robert Hilton/Scot Frontis.

#### **SUMMARY**

<u>Issue</u>: Should the Hearing Officer approve a remodel to two existing dwelling units by combining each unit to create one single family dwelling unit within the Mission Beach Precise Plan and Local Coastal Program area?

Staff Recommendation: APPROVE Coastal Development Permit No. 1644088.

<u>Community Planning Group Recommendation</u>: On January 17, 2017, the Mission Beach Precise Planning Board voted 8-0-0 to recommend approval of the proposed project with no conditions.

<u>Environmental Review:</u> The project was determined to be exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301. This project is not pending an appeal of the environmental determination. The environmental exemption determination for this project was made on January 12, 2017 and the opportunity to appeal that determination ended January 26, 2017.

#### **BACKGROUND**

The project site is located at 3740 Bayside Walk and 846 Pismo Court. The 0.073-acre site is in the R-N zone of the Mission Beach Planned District within the Coastal Overlay Zone (Appealable area), the Coastal Height Limitation Overlay Zone, the First Public Roadway Overlay Zone, the Parking Impact Overlay Zone (Coastal & Beach-Impact area), the Residential Tandem Overlay Zone, the Transit Area Overlay Zone, and is within the Mission Beach Precise Plan and Local Coastal Program area.

The site has been previously graded and contains two single story dwelling units constructed in 1924 fronting Pismo Court and Bayside Walk with alley access. A historical assessment was performed and City staff reviewed the photos, Assessor's Building Record, water and sewer records, written

description of the property and alterations, chain of title, and listing of occupants, as well as any available historic photographs, Sanborn maps, and Notices of Completion. In addition, staff has considered any input received through applicable public noticing and outreach, and have made the determination that the property and associated structure would not be considered historically or architecturally significant in terms of architectural style, appearance, design, or construction associated with important persons or events in history. In addition, the property does not meet local designation criteria as an individually significant resource under any adopted Historical Resources Board Criteria.

The project site is located in a built urban environment and does not impact any Environmentally Sensitive Lands and is not within or adjacent to the Multi-Habitat Planning Area. Mission Bay is directly east of the project across Bayside Walk with an associated sandy beach and turf area. The project is bounded by multifamily residential to the north, west, and south.

#### **DISCUSSION**

The project proposes a remodel to two existing single family dwelling units by combining each unit to create one, 2,132 square-foot single family dwelling unit. The proposed additional gross floor area will include 149 square feet to the first floor in order to combine the existing single story buildings, and an 801square-foot second floor addition to create a 2,132 square-foot single-family residence with garage. The first floor of the development will include two bedrooms, two bathrooms, kitchen, living room, office and garage. The second floor addition will include a master bedroom and bathroom along with a new deck.

The remodel will include the removal of 41 percent of the existing walls to the structure on Lot D and 47 percent of the existing walls to the structure on Lot E. The proposed office for the new single family dwelling will be located within a retained portion of the existing structure on Lot E along Pismo Court that encroaches into the required ten-foot setback of the current R-N zone. However, the original homes were constructed in conformance with the development regulations in 1924 and maintain previously-conforming setback rights as outlined in San Diego Municipal Code Section 127.0106(d). If a proposal involves the demolition or removal of 50 percent or more of the exterior walls of an existing structure, the previously conforming rights are not retained for the new structure. Because the proposed development is removing less than 50 percent of its original construction, the south portion of development along Pismo Court will be using a previously conforming setback of one foot, eight inches. The proposed second story and remaining portion of the first floor remodel will be constructed to meet current setback, height, design, and floor area ratio requirements of the Mission Beach Planned District Ordinance.

Existing parking will not be affected by the proposed addition, as two parking spaces will continue to be retained and accessed from the alley. Public improvements include the replacement of the damaged portion of the alley with City Standard Concrete Alley Pavement adjacent to the site. The project proposes a maximum building height of 23 feet 10 inches, complying with the maximum 30-foot height limit allowed by the Coastal Height Limitation Overlay Zone.

As a component of the proposed project, the project incorporates a roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50-percent of the project's projected energy consumption, in conformance with the criteria of the Affordable/In-Fill Housing and Sustainable-Buildings Expedite Program. The project requires a Coastal Development Permit Process Three, appealable to the Planning Commission and California Coastal Commission, for a coastal development pursuant to San Diego Municipal Code Section 126.0702.

The project is consistent with the land use designations of the Mission Beach Precise Plan by continuing to be within the density range of 36 dwelling units per acre. The remodel would meet the goals of the Mission Beach Precise Plan and Local Coastal Program by maintaining residential development and would not impact any public access or public views to the beaches and bays. The proposed addition will meet the land use regulations of the certified Implementation Program including compliance to the San Diego Municipal Code development regulations to include but not limited to height, setbacks, parking, landscape, and floor area ratio.

<u>Climate Action Plan (CAP) Consistency</u>- a CAP Consistency Checklist was prepared by the applicant and the project was determined to be in conformance with the CAP. CAP Implementation Strategies, include a combination of roofing materials with solar reflection and thermal emittance and "green" building techniques. The energy demand reduction will be provided through a combination of onsite renewable energy generation (photovoltaic) and energy performance design elements. The project conserves water by using use low-flow fixtures/appliances, will install permeable pavers, renovate existing building stock, use rain water collection, provide cool roof technology, and accommodates for future installation of electric vehicle supply equipment to provide one electric vehicle charging station for the complex.

#### Conclusion

The project was reviewed for compliance with the R-N zone land development requirements which includes but are not limited to setbacks, density, landscape, parking, and floor area ratio. The project is not requesting, nor does it require any deviations or variances from the applicable regulations and policy documents, and is consistent with the recommended land use designation, design guidelines, and development standards in effect for this site per the adopted Mission Beach Precise Plan, Local Coastal Program Land Use Plan, San Diego Municipal Code, and the General Plan. Therefore, staff recommends to the Hearing Officer to approve the Coastal Development Permit as presented.

#### **ALTERNATIVES**

- 1. Approve Coastal Development Permit No. 1644088, with modifications.
- 2. Deny Coastal Development Permit No. 1644088 if the findings required to approve the project cannot be affirmed.

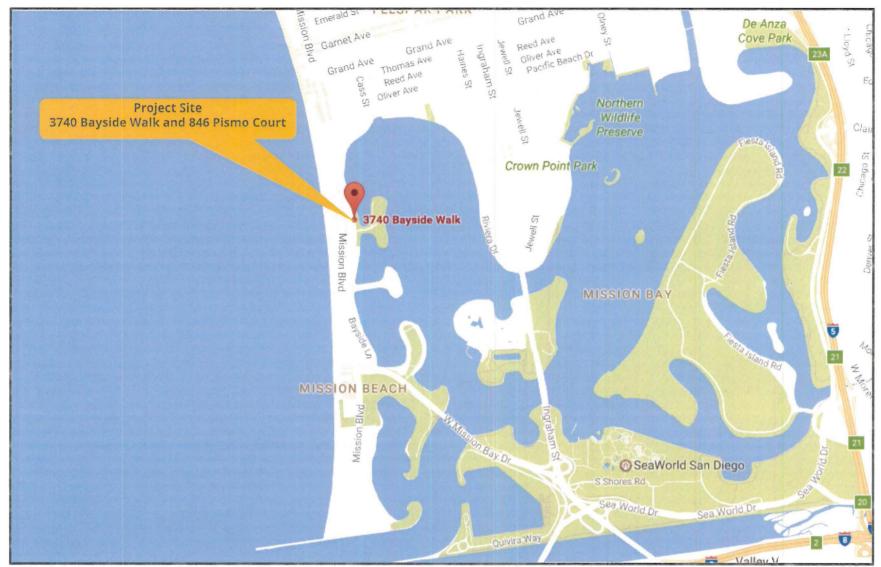
Respectfully submitted,

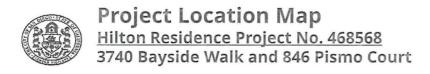
William Zounes,

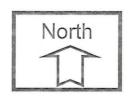
Development Project Manager

#### Attachments:

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











Aerial Photograph (Birds Eye)

Hilton Residence Project No. 468568

3740 Bayside Walk and 846 Pismo Court





Project Zoning Map

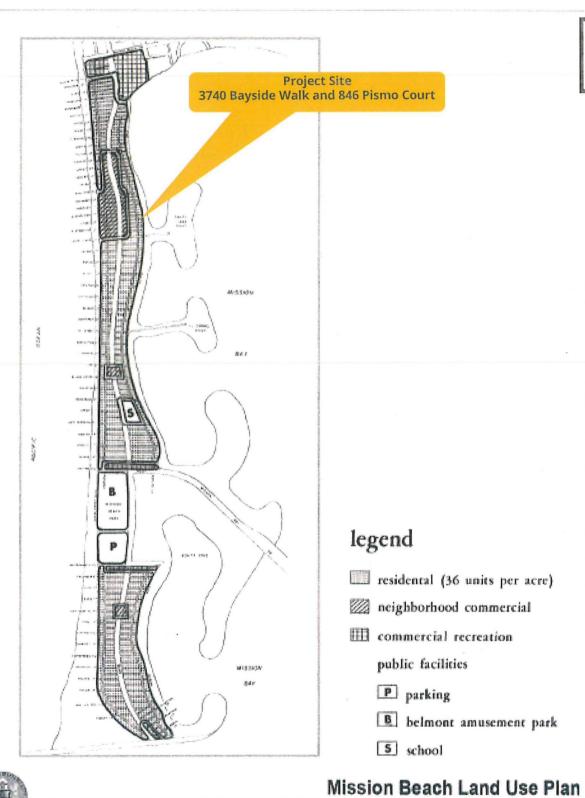
<u>Hilton Residence Project No. 468568</u>

3740 Bayside Walk and 846 Pismo Court



Attachment 3
Zoning Map

## Attachment 4 Community Plan Land Use Map



Carmel Valley Community Plan Hilton Residence Project No. 468568

3740 Bayside Walk and 846 Pismo Court

North

Mission Beach Precise Plan

PROJECT DATA SHEET				
PROJECT NAME:	Hilton Residence			
PROJECT DESCRIPTION:	Coastal Development Permit for a remodel to two existing single family dwelling units by combining each unit to create one, 2,132 square-foot single family dwelling unit.			
COMMUNITY PLAN AREA:	Mission Beach			
DISCRETIONARY ACTIONS:	Coastal Development Permit			
COMMUNITY PLAN LAND USE DESIGNATION:	Residential			

#### **ZONING INFORMATION:**

ZONE: RN

**HEIGHT LIMIT:** 30 feet

LOT SIZE: 3,206 square feet

FLOOR AREA RATIO: 1.1 maximum.

FRONT SETBACK: 5/10 feet. SIDE SETBACK: 5/0 feet

STREETSIDE SETBACK: 10 feet. REAR SETBACK: N/A

PARKING: 2 spaces required

ADJACENT PROPERTIES:	LAND USE DESIGNATION & ZONE	EXISTING LAND USE		
NORTH:	Residential; RN Residential dwellings			
SOUTH:	Residential; RN Residential Development Mission Bay			
EAST:				
WEST:	Residential; RN	Residential Development		
DEVIATIONS OR VARIANCES REQUESTED:	None			
COMMUNITY PLANNING GROUP RECOMMENDATION:	On January 17, 2017, the Mission Beach Precise Planning Board voted 8-0-0 to recommend approval of the proposed project with no conditions.			

# HEARING OFFICER RESOLUTION NO. \_\_\_\_\_ COASTAL DEVELOPMENT PERMIT NO. 1644088 HILTON RESIDENCE PROJECT NO. 468568

WHEREAS, CYNTHIA HILTON and ROBERT HILTON, Owners/Permittees, filed an application with the City of San Diego for a permit to remodel two existing dwelling units by combining each unit to create one single family dwelling unit (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit No. 1644088), on portions of a 0.073-acre;

WHEREAS, the project site is located at 3740 Bayside Walk and 846 Pismo Court in the R-N zone of the Mission Beach Planned District, within the Coastal Overlay Zone (Appealable area), the Coastal Height Limitation Overlay Zone, the First Public Roadway Overlay Zone the Parking Impact Overlay Zone (Coastal & Beach Impact area), the Residential Tandem Overlay Zone, the Transit Area Overlay Zone, and the Mission Beach Precise Plan and Local Coastal Program area;

WHEREAS, the project site is legally described as Lots D and E on Block 185, Mission Beach Subdivision in the City of San Diego, County of San Diego, according to the Map thereof No. 1809, filed in the office of the County Recorder of San Diego County on December 14, 1914;

WHEREAS, on March 22, 2017, the Hearing Officer of the City of San Diego considered Coastal Development Permit No 1644088, pursuant to the Land Development Code of the City of San Diego;

WHEREAS, on January 12, 2017 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 and there was no appeal of the Environmental Determination filed within the time period provided by San Diego Municipal Code Section 112.0520, NOW THEREFORE;

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

That the Hearing officer adopts the following written Findings, dated March 22, 2017.

#### **FINDINGS**:

#### Coastal Development Permit - Section 126.0708

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

### and other scenic coastal areas as specified in the Local Coastal Program land use plan; and

The project proposes a remodel to two existing dwelling units by combining each unit to create one, 2,132 square-foot single family dwelling unit located at 3740 Bayside Walk and 846 Pismo Court within in the R-N zone of the Mission Beach Planned District, within the Mission Beach Precise Plan and Local Coastal Program area.

The project site is bounded by multi-family residential developments to the south, west, and north and Mission Bay to the east. The project is completely contained within the private property, and as such, the project would not encroach upon any existing physical public access way. Additionally, the subject property is not identified in the City of San Diego's adopted Mission Beach Precise Plan and Local Coastal Program Land Use Plan as a public accessway. The nearest public access to Mission Bay is from the alley on the north side of the site and from Pismo Court located on the south side of the site.

The proposed coastal development will enhance and protect public views to and along the bay plan by expanding the existing view corridor along Pismo Court by 1-foot, 8-inches along the project's side yard. Therefore, the proposed coastal development will not encroach upon any existing physical access way that is legally used by the public or any proposed public accessway identified in a Local Coastal Program land use plan and would not obstruct any identified public views.

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

The project site is located in a built, urban environment, and does not impact any Environmentally Sensitive Lands and was determined to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA State Guidelines, Section 15301 (Existing Facilities). Therefore the proposed coastal development would not adversely affect environmentally sensitive lands.

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

The project proposes a remodel to two existing dwelling units by combining each unit to create one, 2,132 square-foot single family dwelling unit located at 3740 Bayside Walk and 846 Pismo Court within in the R-N zone of the Mission Beach Planned District, within the Mission Beach Precise Plan and Local Coastal Program area.

The project is consistent with the land use designations of the Mission Beach Precise Plan by continuing to be within the density range of 36 dwelling units per acre. The remodel would meet the goals of the Mission Beach Precise Plan and Local Coastal Program by maintaining residential development and not interfering with public access or public views to the

beaches and bays. The proposed addition will meet the land use regulations of the certified Implementation Program including compliance to the San Diego Municipal Code development regulations to include but not limited to height, setbacks, parking, landscape, and floor area ratio.

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

The project site is located between the nearest public road and the shoreline of a body of water. The project conforms to the public access and public recreation policies of Chapter 3 of the California Coastal Act because the site does not contain a physical public access way and is not within an ocean-front public recreation area. The project does not propose to encroach into any public access way to the ocean and proposes improvements to damaged portions of the alley adjacent to the site. Therefore, the coastal development is in conformity with the public access and public recreation policies of Chapter 3 of the California Coastal Act.

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Hearing Officer, Coastal Development Permit No. 1644088 is hereby GRANTED by the Hearing Officer to the referenced Owners/Permittees, in the form, exhibits, terms and conditions as set forth in Permit No. 1644088, a copy of which is attached hereto and made a part hereof.

William Zounes Development Project Manager Development Services

Adopted on: March 22, 2017

10#: 24006452

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: 24006252

SPACE ABOVE THIS LINE FOR RECORDER'S USE

## COASTAL DEVELOPMENT PERMIT NO. 1644088 HILTON RESIDENCE PROJECT NO. 468568 HEARING OFFICER

This Coastal Development Permit No. 1644088 is granted by the Hearing Officer of the City of San Diego to CYNTHIA HILTON and ROBERT HILTON, Owners and Permittees, pursuant to San Diego Municipal Code [SDMC] Section 126.0702. The 0.073-acre site is located at 3740 Bayside Walk and 846 Pismo Court in the R-N zone of the Mission Beach Planned District, within the Coastal Overlay Zone (Appealable area), the Coastal Height Limitation Overlay Zone, the First Public Roadway Overlay Zone the Parking Impact Overlay Zone (Coastal & Beach Impact area), the Residential Tandem Overlay Zone, the Transit Area Overlay Zone, and the Mission Beach Precise Plan and Local Coastal Program area. The project site is legally described as: Lots D and E on Block 185, Mission Beach Subdivision in the City of San Diego, County of San Diego, according to the Map thereof No. 1809, filed in the office of the County Recorder of San Diego County on December 14, 1914;

Subject to the terms and conditions set forth in this Permit, permission is granted to Owner/Permittee to remodel to two existing dwelling units by combining each unit to create one single family dwelling unit, described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated March 22, 2017, on file in the Development Services Department.

The project shall include:

- a. Remodel and addition of two existing residences, consisting of an 816 square-foot single-family dwelling (Lot D) and a 366 square-foot single-family dwelling unit (Lot E) on two separate lots to create one single-family dwelling unit. The proposed additional gross floor area will include 149 square feet to the first floor in order to combine the existing single story buildings, and an 801 square-foot second floor addition to create a 2,132 square-foot single-family residence with garage.;
- Landscaping (planting, irrigation and landscape related improvements);
- c. Off-street parking;
- d. A roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50 percent of the proposed project's projected energy consumption, in conformance

with the criteria of the Affordable/In-Fill Housing and Sustainable Buildings Expedite Program; and

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 April 5, 2020.
- 2. This Coastal Development Permit shall become effective on the eleventh working day following receipt by the California Coastal Commission of the Notice of Final Action, or following all appeals.
- 3. No permit for the construction, occupancy, or operation of any facility or improvement described herein shall be granted, nor shall any activity authorized by this Permit be conducted on the premises until:
  - 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, 11. 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 (CAP) REQUIREMENTS:**

12. The 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."

13. The Climate Action Plan strategies as identified on Exhibit "A" shall be enforced and implemented to the satisfaction of the Development Services Department.

#### **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 building permits, the Owner/Permittee shall assure, by permit and bond, to reconstruct the damaged alley with City Standard Concrete Alley Pavement, adjacent to the site, satisfactory to the City Engineer.
- 17. Prior to the issuance of any construction permit, the Owner/Permittee shall enter into a Maintenance Agreement for the ongoing permanent BMP maintenance, satisfactory to the City Engineer.
- 18. 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 1 (Grading Regulations) of the SDMC, into the construction plans or specifications.
- 19. Prior to the issuance of any construction permit the Owner/Permittee shall submit a Water Pollution Control Plan (WPCP). The WPCP shall be prepared in accordance with the guidelines in Part 2 Construction BMP Standards Chapter 4 of the City's Storm Water Standards.

#### **LANDSCAPE REQUIREMENTS:**

- 20. Prior to issuance of construction permits for structures, the Owner/Permittee shall submit complete landscape and irrigation construction documents consistent the Landscape Standards to the Development Services Department for approval. The construction documents shall be consistent with the Mission Beach Planned District Ordinance [LDC 1513.0402] 50 percent landscape area requirement, of all required yards except interior yards and rear yards, and the Land Development Manual-Landscape Standards.
- 21. The Owner/Permittee shall be responsible for the maintenance of all landscape improvements shown on the approved plans, including in the right-of-way, consistent with the Landscape Standards unless long-term maintenance of said landscaping will be the responsibility of a Landscape Maintenance District or other approved entity.
- 22. Any landscaping proposed within the public view corridors shall protect public views of the ocean as specified under section 132.0403(e) of the Lands Development Code, Coastal Overlay Zone

Regulations. Mature trees shall be maintained so that branches do not encroach below a height of 8 feet above finish surface or finished grade as measured at the trunk [LDC 1513.0402(a)(2)].

- 23. All required landscape shall be maintained in a disease, weed and litter free condition at all times. Severe pruning or "topping" of trees is not permitted unless specifically noted in this Permit.
- 24. If any required landscape (including existing or new plantings, hardscape, landscape features, etc.) indicated on the approved construction document plans is damaged or removed during demolition or construction, the Permittee or Subsequent Owner is responsible to repair and/or replace any landscape in kind and equivalent size per the approved documents to the satisfaction of the Development Services Department within 30 days of damage or prior to a Final Landscape Inspection.

#### PLANNING/DESIGN REQUIREMENTS:

- 25. Prior to the issuance of building permits, construction documents shall fully illustrate the incorporation of a roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50 percent of the proposed project's projected energy consumption, in conformance with the criteria of the Affordable/In-Fill Housing and Sustainable Buildings Expedite Program.
- 26. Owner/Permittee shall maintain a minimum of two 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.
- 27. Prior to the issuance of any construction permits, the Owner/Permittee shall record a one-foot, eight inch (1'- 8") wide View Corridor Easement along Pismo Court side yard area as shown on Exhibit "A," in accordance with SDMC Section 132.0403. Open fencing and landscaping may be permitted within the visual corridor, provided such improvements and landscaping do not significantly obstruct public views of the ocean. Landscape within the Pismo Court side yard view corridor shall be planted and maintained to preserve and enhance public views to the ocean.
- 28. 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.

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

29. Prior to the issuance of any building permits, the Owner/Permittee shall apply for a plumbing permit for the installation of appropriate private back flow prevention device(s)[BFPDs], on each water service (domestic, fire and irrigation), in a manner satisfactory to the Public Utilities Director and the City Engineer. BFPDs shall be located above ground on private property, in line with the service and immediately adjacent to the right-of-way. The Public Utilities Department will not permit the required BFPDs to be located below grade or within the structure.

- 30. Prior to the issuance of any building permits, the Owner/Permittee shall assure, by permit and bond, the design and construction of all public water and sewer facilities are to be in accordance with established criteria in the most current City of San Diego Water and Sewer Design Guides.
- 31. All public water and sewer facilities are to be in accordance with the established criteria in the most current City of San Diego Water and Sewer Design Guides.
- 32. All proposed private water and sewer facilities located within a single lot are to be designed to meet the requirements of the California Uniform Plumbing Code and will be reviewed as part of the building permit plan check.
- 33. No trees or shrubs exceeding three feet in height at maturity shall be installed within ten feet of any sewer facilities and five feet of any water facilities.
- 34. Prior to the issuance of any building permits, the Owner/Permittee shall assure, by permit and bond, to cap (abandon) at the property line any existing unused sewer lateral and install new sewer lateral(s) which must be located outside of any driveway or vehicular use area.
- 35. Prior to the issuance of any building permits, the Owner/Permittee shall assure, by permit and bond, to remove (kill) at the main any existing unused water service.

#### **GEOLOGY REQUIREMENTS:**

36. Prior to the issuance of any construction permits (either grading or building permits), the Owner/Permittee shall submit a geotechnical investigation report that specifically addresses the liquefaction potential of the site and potential consequences of soil liquefaction on the proposed project. The geotechnical investigation report should include a site specific liquefaction study and shall be reviewed for adequacy by the Geology Section of Development services prior to the issuance of any construction permit.

#### INFORMATION ONLY:

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

APPROVED by the Hearing Officer of the City of San Diego on March 22, 2017.

Coastal Development Permit No.: 1644088 Date of Approval: March 22, 2017

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

William Zounes 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.

By \_\_\_\_\_ Cynthia Hilton Owner/Permittee

Robert Hilton
Owner/Permittee

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

#### **NOTICE OF EXEMPTION**

(Check one or both)
TO: X Recorder/County Clerk FROM: City of San Diego
P.O. Box 1750, MS A-33 Development Services Department
1600 Pacific Hwy, Room 260
San Diego, CA 92101-2400 San Diego, CA 92101

Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

Project Name: Hilton Residence Project No. / SCH No.: 468568 / N/A

Project Location-Specific: 3740 Bayside Walk and 846 Pismo Court, San Diego, California 92109

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

Description of nature and purpose of the Project: A COASTAL DEVELOPMENT PERMIT to remodel two detached residences (816-square-feet and 366-square-feet) and create one 2,132-square-foot, two-story single-family residence. The project would construct a 149-square-foot first level addition to combine the existing residences and an 801-square-foot second level addition. Additionally, a 273.7-square-foot garage and 1,211-square-feet of decks would be constructed. Various site improvements would also be constructed that include associated hardscape and landscape. The project would conform to the Affordable/In-Fill Housing and Sustainable Buildings Expedite Program by generating 50 percent or more of the projected total energy consumption on site through renewable energy resources (i.e. photovoltaic). The 0.073 acre (3,206-square-feet) project site is located at 3740 Bayside Walk. The project site is designated for Low Medium Density Residential development (limit of 36 dwelling units per acre) and within the Mission Beach Planned District-R-N zone. Additionally, the project site is within the Coastal Overlay Zone (Appealable Area), the Coastal Height Limitation Overlay Zone, the First Public Roadway, the Coastal Parking Impact Overlay Zone, the Residential Tandem Parking Overlay Zone, the Transit Area Overlay Zone, and the Mission Beach Precise Plan and Local Coastal Program Area. (LEGAL DESCRIPTION: Lots D and E in Block 185 of Mission Beach, according to Map No. 1809.)

Name of Public Agency Approving Project: City of San Diego

Name of Person or Agency Carrying Out Project: Robert Hilton, 6118 Wenrich Drive, San Diego, California 92120, (619) 287-1200

Exempt Status: (CHECK ONE)

( ) Ministerial (Sec. 21080(b)(1); 15268);

( ) Declared Emergency (Sec. 21080(b)(3); 15269(a));

( ) Emergency Project (Sec. 21080(b)(4); 15269 (b)(c))

(X) Categorical Exemption: 15301 (Existing Facilities)

Reasons why project is exempt: The City of San Diego conducted an environmental review that determined the project would not have the potential for causing a significant effect on the environment. The project meets the criteria set forth in CEQA Section 15301 that consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination, including additions to existing structures provided that the addition will not result in an increase of more than: (1) 50 percent of the floor area of the structures before the addition, or 2,500 square feet, whichever is less; or (2) 10,000 square feet if (A) The project is in an area where all public services and

Revised May 2016

### Attachment 8 Environmental Exemption

facilities are available to allow for maximum development permissible in the General Plan and which the project is located is not environmentally sensitive. Furthermore, the exceptions listed in CEQA Section 15300.2 would not apply in that no cumulative impacts were identified; no significant effect on the environmental were identified; the project is not adjacent to a scenic highway; nor is the project identified on a list of hazardous waste sites pursuant to Section 65962.5 of the Government Code.

If filed by applicant:

1. Attach certified document of exemption finding.

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

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

Sr. Planner

Signature/Title

Check One:

(X) Signed By Lead Agency

Date Received for Filing with County Clerk or OPR:

( ) Signed by Applicant

October 2016

City of San Diego · Information Bulletin 620

Page 3 of 4



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

# Community Planning Committee Distribution Form Part 1

Project Name:	Project Number:	Distribution Date:
Hilton Residence	468568	12/9/16

Project Scope/Location:
The project proposes a Process 3 Coastal Development Permit for the remodel and addition of two detached residences to create one, 2-story, 2,132 sq ft residence at 3740 Bayside Walk and 846 Pismo Court. The 0.073 acre site is in the R-N zone of the Mission Beach Planned District, Coastal (Appealable) overlay zone within the Mission Beach Community Plan Area. Council District 2: The project incorporates a roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50 percent or the project's projected energy consumption.

Applicant Name:

Scot Frontis

Project Manager:

William Zounes

Applicant Phone Number:

858.837.2078

E-mail Address:

wzounes@sandiego.gov

Project Issues (To be completed by Community Planning Committee for Initial review):

ON JAHARY 17. 2017 THIS PROJECT WAS PRESENTED BY THE ARCHITECT AND DISCUSSED BY OUR BOARD. THIS PROJECT WAS APPROVED WITHOUT CONDERSONS

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

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

(10-16) .

Page 4 of 4

City of San Diego · Information Bulletin 620

October 2016



City of San Diego Development Services

## **Community Planning**

1222 First Ave., MS-302 San Diego, CA 92101			Committee
30/	Dist	tribution	n Form Part 2
Project Name:	Project Number		Distribution Date:
Hilton Residence	46856	88	÷
Project Scope/Location: The project proposes a Process 3 Coastal Devidetached residences to create one, 2-story, 2, Court. The 0.073 acre site is in the R-N zone of overlay zone within the Mission Beach Commincorporates a roof-mounted photovoltaic systeast 50 percent or the project's projected encorporates.	132 sq ft residence a f the Mission Beach unity Plan Area. Co stem consisting of so	at 3740 Bayside Planned Distric uncil District 2. Diar panels suffi	t, Coastal (Appealable) The project icient to generate at
Applicant Name:		,	Phone Number:
Scot Frontis		858.837.207	
Project Manager:	Phone #:	E-mail Addr	ess:
William Zounes	(619) 687-5942	wzounes@sa	ndiego.gov
Committee Recommendations (To be co			
<b>☒</b> Vote to Approve	Members Yes 8	Members N	0
☐ Vote to Approve With Conditions Listed Below	Members Yes	Members N	
☐ Vote to Approve With Non-Binding Recommendations Listed Below	Members Yes	Members N	Members Abstaln
☐ Vote to Deny	Members Yes	Members N	Members Abstain
No Action (Please specify, e.g., Need i vote, Lack of quorum, etc.) CONDITIONS:	urther informati	on, Split	Continued
NAME: DENNIS LYNCH		TITLE:	reviewer
C Cannes Type	L .	DATE:	ny 22, 2017
Attach Additional Pages If Necessary.	City of Sa Developr 1222 Firs San Dieg	lanagement D in Diego nent Services t Ävenue, MS 3 o, CA 92101	Department 302
Printed on recycled paper. Visit our we Upon request, this information is availab			



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

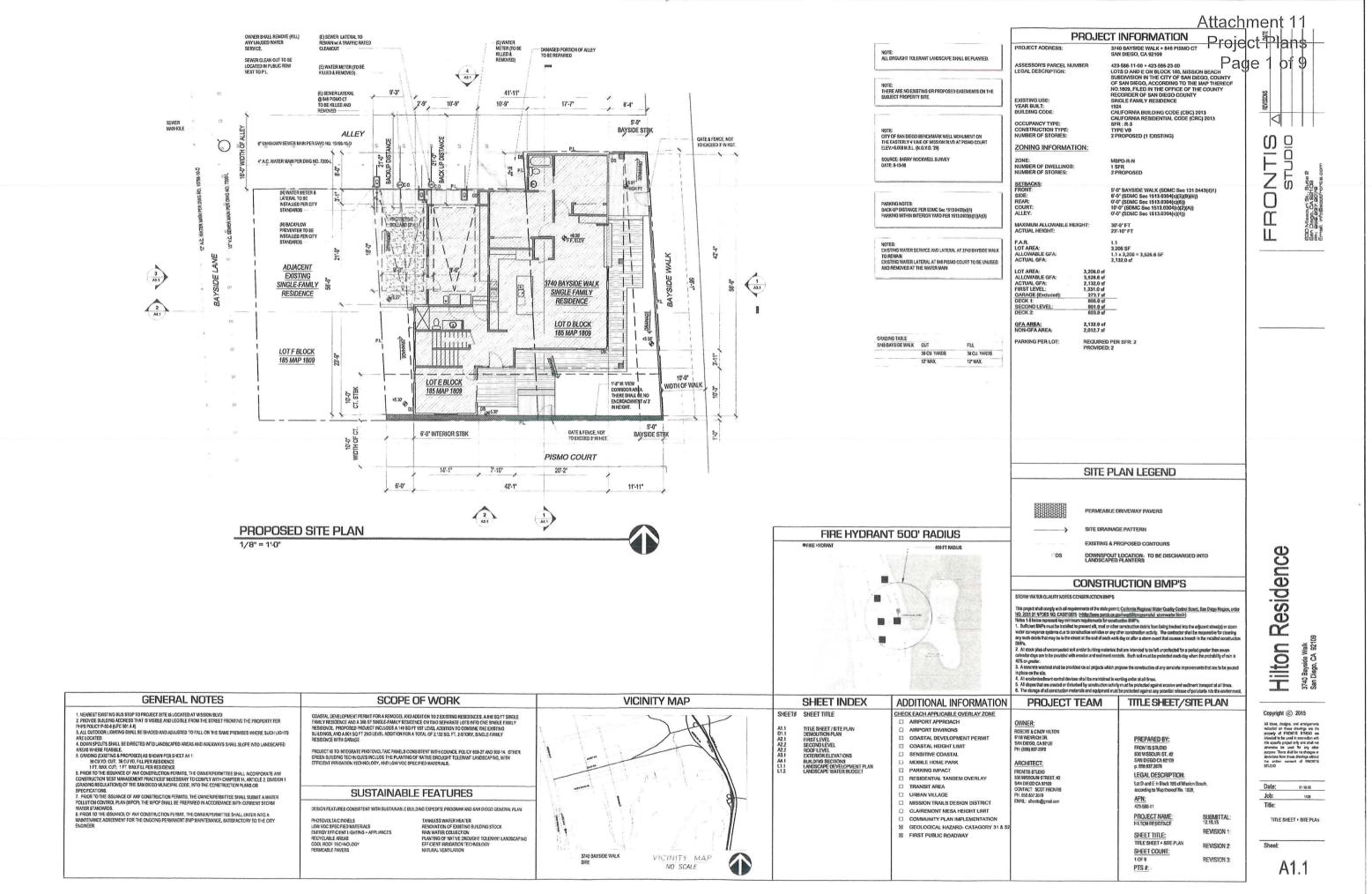
#### Ownership Disclosure Statement

Planned Development Permit Conditional Use Permit ver Land Use Plan Amendment · Other Project No. For City Use Only  Project No. For City Use Only  e that an application for a permit, map or other matter, as identified ith the intent to record an encumbrance against the property. Please lis property. The list must include the names and addresses of all persons type of property interest (e.g., tenants who will benefit from the permit, and the property owners. Attach additional pages if needed. A signature gency shall be required for all project parcels for which a Disposition and city Council. Note: The applicant is responsible for notifying the Projecting processed or considered. Changes in ownership are to be given to the subject property. Failure to provide accurate and current ownership.
e that an application for a permit, map or other matter, as identified ith the intent to record an encumbrance against the property. Please lis property. The list must include the names and addresses of all persons type of property interest (e.g., tenants who will benefit from the permit, at of the property owners. Attach additional pages if needed. A signature gency shall be required for all project parcels for which a Disposition and tity Council. Note: The applicant is responsible for notifying the Project perceptions are to be given to be given to the processed or considered. Changes in ownership are to be given to
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Name of Individual (type or print):  1208ERT HILTON    Owner   Tenant/Lessee   Redevelopment Agency
Street Address: 6118 WENRICH OR
GIJS WENRICHOR  City/State/Zip: SAN DIEG-O CA 92120
Phone No: 619 287 1200 Fax No:
Signature: 2-11-15
Name of Individual (type or print):
Owner Tenant/Lessee Redevelopment Agency
Street Address:
City/State/Zip:
Phone No: Fax No:
Signature : Date:

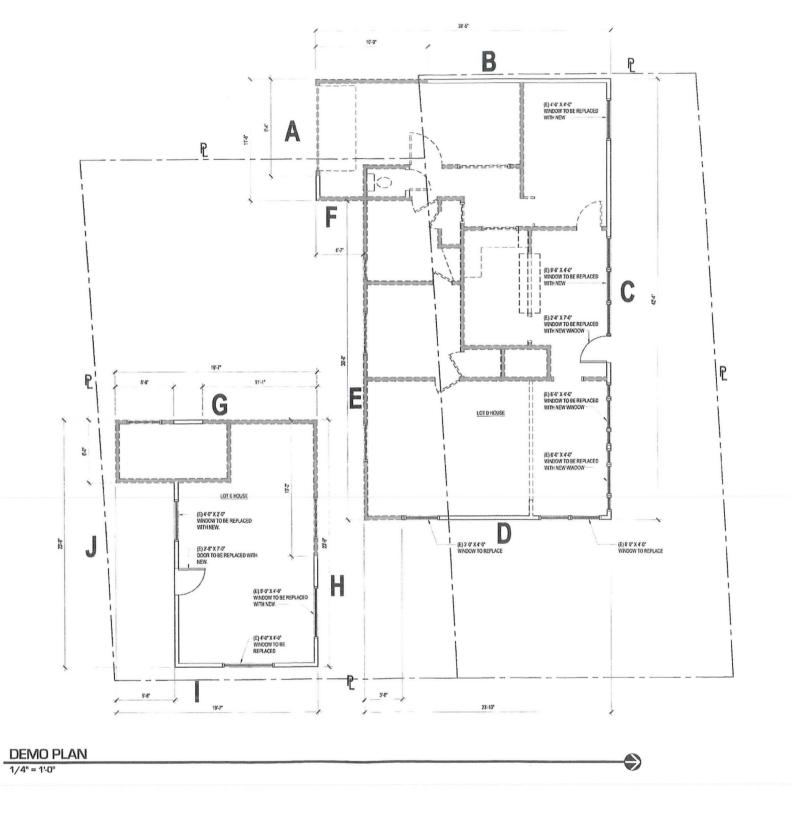
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DS-318 (5-05)



Page 2 of 9 Project Plans Itachment 11



DEMOLITION PLAN

PREPARED BY: FRONTIS STUDIO 830 MISSOURI ST. #2 SAN DIEGO CA 92109 p: 858.837.2078

LEGAL DESCRIPTION: Lot D and E in Block 185 of Mission Beach, according to Map thereof No. 1809,

APN:
423-566-11

PROJECT NAME: HILTON RESIDENCE SUBMITTAL: 12.19.15 REVISION 1: REVISION 2:

SHEET TITLE: DEMOLITION PLAN SHEET COUNT: 2 OF 9 PTS #: -

REVISION 3:

D1.0

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Hilton Residence

STUDIO 830 Missouri St., Sutte 2 Sen Diego, CA 92108 Ph; 836,837,2078 Email: irfo@scotfrontis.con

WALL LEGEND WALL TO BE DEMOLISHED

DEMO LENGTH 9'4' 10'-9'

3'-5" 30'-8" 4'-7"

LOTEHOUSE

59'-0" 41.6% DEMO

41'-7" 47.6% DEMO

SON TABLE
WALL A
WALL B
WALL C
WALL D
WALL E
WALL F

TOTAL

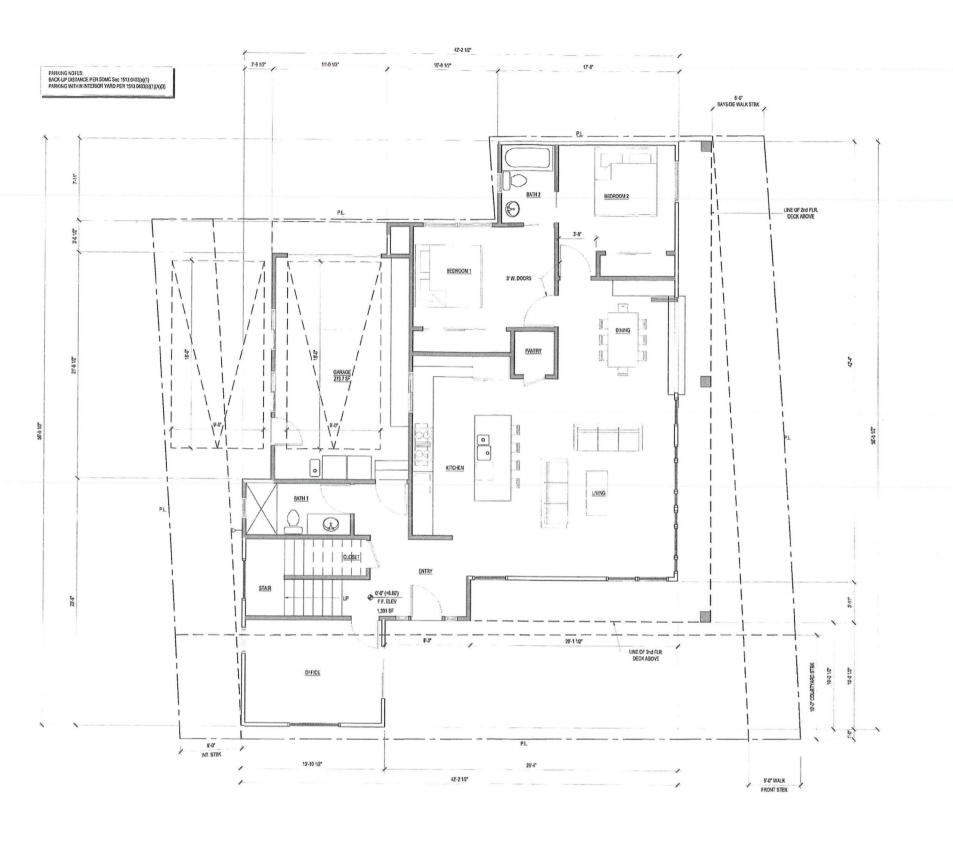
SON TABLE
WALL
WALL G
WALL H
WALL I
WALL J

TOTAL

EXISTING LENGTH

11-6"
28-5"
42-4"
23-10"
30-8"
4:-7"

19-7° 23-9° 19-7° 23-9°



FIRST LEVEL 1/4" = 1'-0"

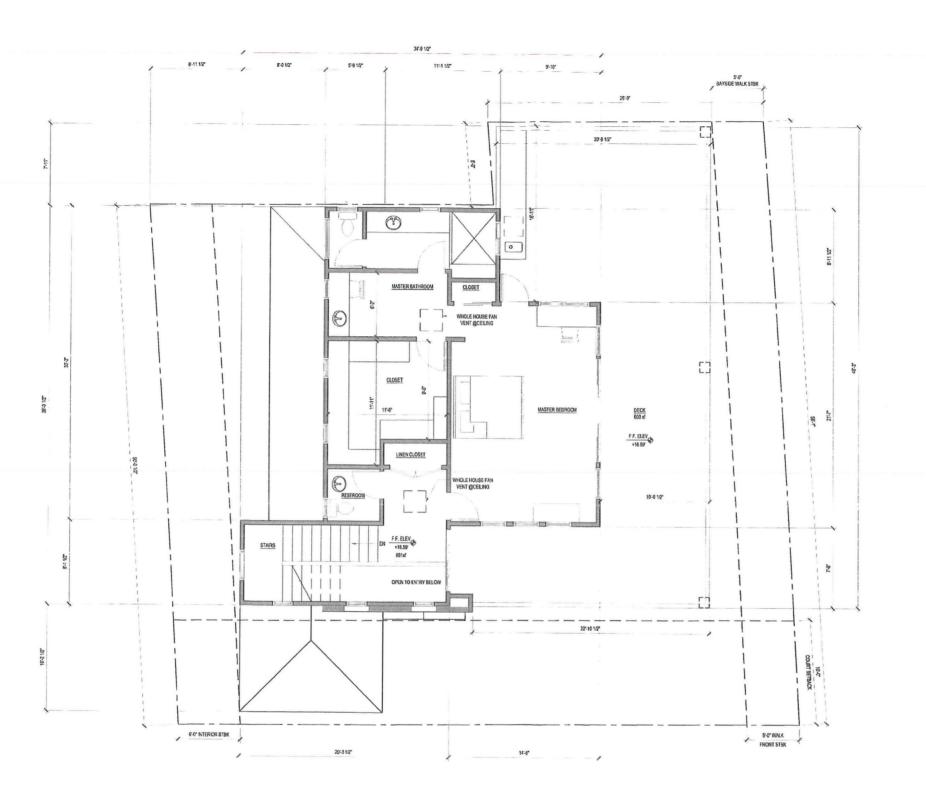
FIRST LEVEL PLAN PREPARED BY:
FRONTIS STUDIO
830 MISSOURI ST. 82
SAN DIEGO CA 92 109
p 659 837 2078
LEGAL DESCRIPTION: Lot D and E in Block 185 of Mission Beach, according to Map thereof No. 1809, PROJECT NAME: HLTON RESIDENCE SUBMITTAL: 12.19.15 SHEET TITLE: FRST LEVEL PLAN SHEET COUNT: 3 OF 9 REVISION 3: PTS #: -

STUDIO Hilton Residence 3740 Bayside Walk San Diego, CA 92109 Copyright @ 2015

Attachment 11 Project<sup>®</sup>Plans Page 3 of 9

REVISION 1: REVISION 2:

A2.1



Project SITNORT

Attachment 11

Hilton Residence

#### SECOND LEVEL PLAN

PREPARED BY:
FROMIS STUDIO
650 MISSOURI ST. #2
SAN INCOD CA 20109
# 1556 857 5078
LEGAL DESCRIPTION:
Left D and E in Block 155 of Mission Beach
according to Map thereof No. 1809,
APN:
425-566-11
PROJECT NAME:
18100 RESIDENCE 12

PROJECT NAME:
HITON RESIDENCE
SHEET TITLE:
SECOND PLOOR PLAN
SHEET COUNT:
4 of 9
PTS & .

SUBMITTAL:
12 (9.15
REVISION 1:
REVISION 2:
REVISION 3:

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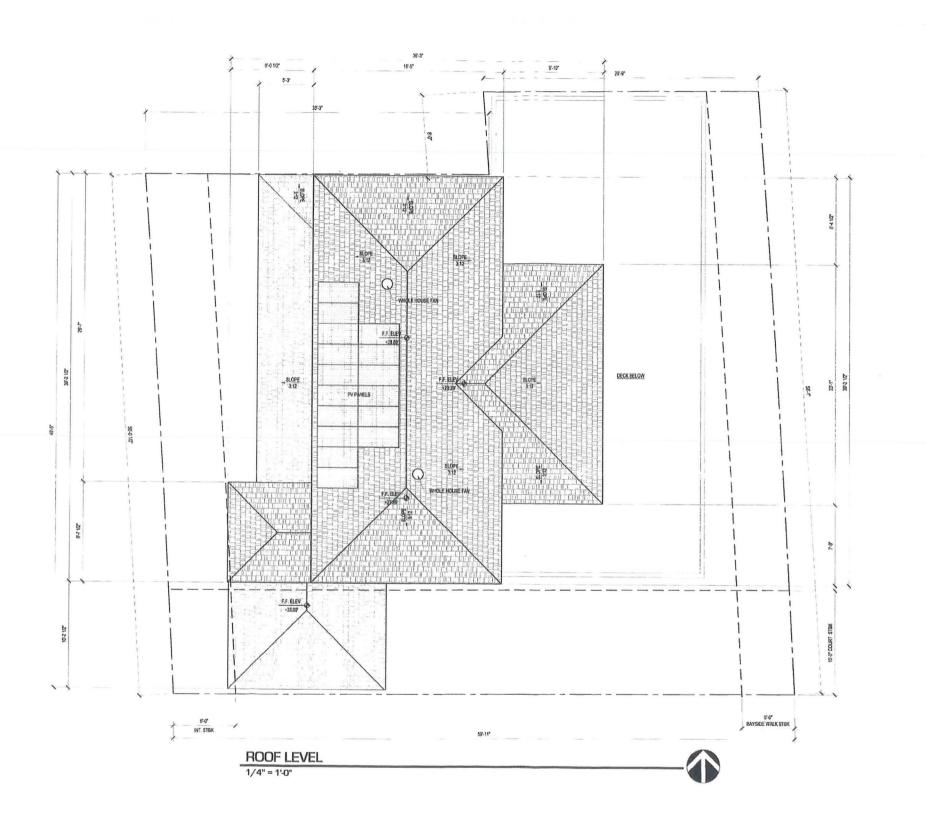
As these, designs, and strangeness indicated on those drawings are properly of PROMING STUDD at themost to be used in correction will this specific project only and with a themselve to state for any other properties. These stranges the purpose Them shall be no changes the deviations from these drawings with the artists consent of PROMING STUDD.

Date: 11 19 15
Job: 1408
Title:
SECOND LEVEL

A2.2

SECOND LEVEL

1/4" = 1'-0"



Attachment 11
Project Plans
Page 5 of 9

Personal Service Serv

# Hilton Residence

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#### ROOF LEVEL PLAN

PREPARED BY:
FRONTS STUDO
83 MISSOURI ST. 42
SAN DIEGOCA 52/09
pt 558.637.2076
LEGAL DESCRIPTION:
Let D and Fin Block 185 of Mission Beach.
according to May threed Mo. 1859.
APN:

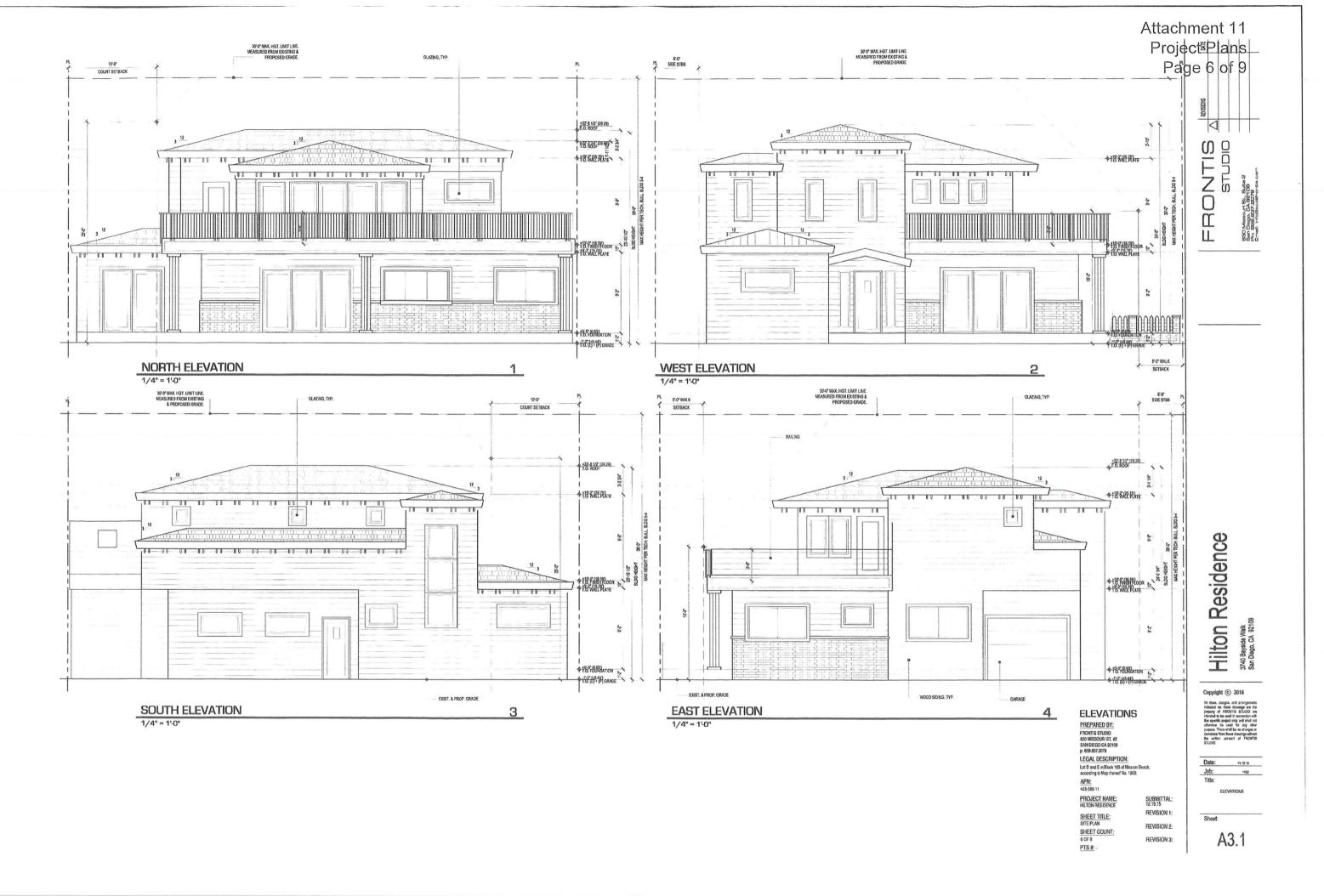
APN: 423-588-11

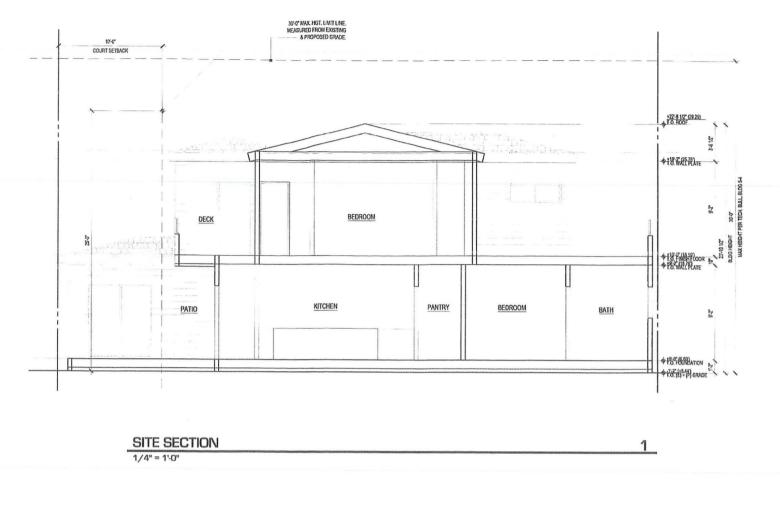
PROJECT NAME: SUBMITTAL: 12.19.15
SHEET TITLE: REVISION 1:

SHEET TITLE: REVISION 1:
THIRD LEVEL FLAN
SHEET COUNT:
5 0 F 9 REVISION 3:
PTS #: -

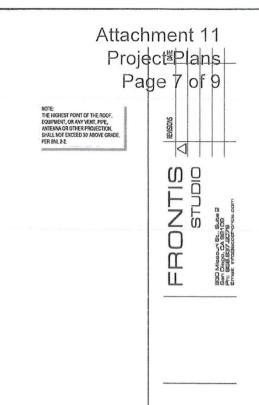
Tide: ROOF LEVEL

A2.3









# Hilton Residence

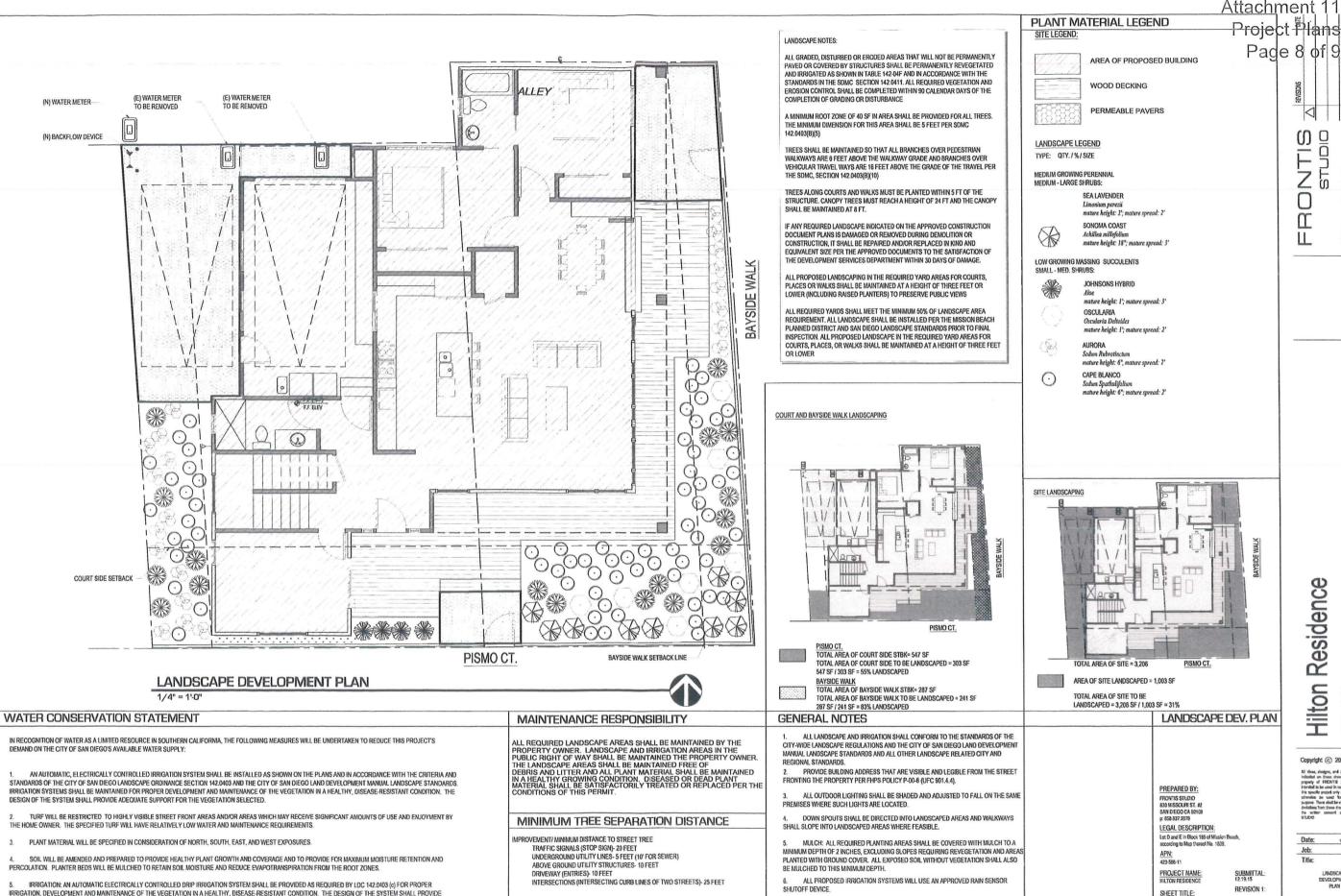
SECTIONS PREPARED BY: FRONT'S STUDIO 830 MISSOURI ST. #2 SAN DIEGO CA \$2109 p: 858.837.2078 LEGAL DESCRIPTION: Lot D and E in Block 185 of Mission Beach according to Map thereof No. 1809,

APN: 423-588-11 PROJECT NAME: HILTON RESIDENCE SHEET TITLE: SECTIONS

SUBMITTAL: 12.19.15 REVISION 1: REVISION 2: SHEET COUNT: REVISION 3: PTS#:

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A4.1



NON-RIODEGRADARI E ROOT RARRIERS SHALL RE INSTALLED RETWEEN ALL NEW

STREET TREES PLACED WITHIN 5' OF PUBLIC IMPROVEMENTS INCLUDING WALKS, CURBS,

OR STREET PAVEMENT OR WHERE NEW PUBLIC IMPROVEMENTS ARE PLACED ADJACEN TO EXISTING TREES. DO NOT WRAP ROOT BARRIER AROUND THE ROOT BALL.

Residence Hilton

0000

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Al ideas, cleages, and arrangement indicated on those develops are the property of FRENTS STROM and brismaled to be used in terresolvential this specific project only and shall no otherwise the used for any other purpose. These shall be no charges to chelidate from these directly solved

DEVELOPMEN PLAN

REVISION 2

REVISION 3:

SHEET COUNT: 8 OF 9

PTS#:

#### WATER BUDGET LANDSCAPE WORKSHEET

This p	roject worksheet is to be submitted to the City when the proposed
	development is subject to the water budget requirement in
	Chapter 14, Article 2, Division 4 (1 anderena Pagulations)

Project Name	HUTTON RESIDENCE PROJECT 465568
Project Address	3740 BAYENDE KALE, SAN DIECOS
Indl-hluai/Budge	to Completing the Workshop Michigan William and Special Completing and Special Completing and Special Completing and Completing Comp
Phote Namber	858.469.9LLC

- Exapotra application Adjustment Factor (ETAF): A factor that when applied to reference emportant deputation adjusts for factor matter requirements and disputement findaments, see major milliotices on the amount of water that is required for a healthy fundamps.
- Hydrourne: A section or care of the limite upod uses aroung placts with similar visits mode during set unmodely, a subre or set of valvey sutherlies kine achebille. A robustone seary be impacted or man tiggings of the rebe purpose of the ackelutions. In socialize sets of promotion where famours of a Libra William 18 per internation in the robustop set phylorories, and the service and of admitted as of and expressing simpallian in activities of the few sections that the same of a sufficient to of and expressing simpallian in activities of the few sections the before one
- Irrigation Audit: An in-dripth evaluation of the performance of an irrigation system condensed by a professional authorized by the Sixte to perform such work. An irrigation and disclodes

Legend for MAWA Water Budget Calculation Formul

Symbol	Description of Symbol
ETe	Estapo nerapiración (reches per year). Sua l'able h en ETC Afan
46?	Conversion factor to gallons
ETAF 0.5: So prisional Underspeares, 0.4? La repoendese à tablange areas	Estentangiration Adjust contraces
Ü.	Landwitter Area (square feet)
ETAF     AS for resolutiful landscape area:     ESS for non-teridential landscape ment	Additional Festivation of Relation Relations Water
MA	Special Landscape Arta Taquate feets

MAWA Water Budget calculation = (ET<sub>6</sub>E0.62) (UTAPKLA) - (1-ETAFKSLA)] = galions per year

40x.62x.55 x 541 = 7379 6.F.Y.

Legend for Fatimeted Jois Water Die (ETW1) Calculation Februals

Spinbal	Description of Symbol
Ela nez	Exercismonlation (technology view)
Sec.	Survenien farior to anchors Plant Factor
H4 IE	Hardwood Arta - House feet Impasse Efficiency O.S.I. for Old Symon designs (O.S.I for Old Land State designs)
SLA	Special Landwaye Aust (Special Local

ise the following table to track information about each controller in the system.

No.	Hydrozane Na.	Valve Circuit	Plant Factor (PF)	Area In 5 F (HA)	Irrigation Method		% Total Landscape Area
1.		1	0.7	148	SPRAY	2.75	
-	2	2	£.3	373	Dup	0.81	69%
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	and the	***					-
							1
	and the same of						
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		and the most	40.00		41		
4					** har		
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-					11 Sec. 1		
1	10. 00000		100-10				
			and and				
-	Marin aling						
						Total	- 22 m

Attachment 11

Project Plans
Page 9 of 9

The ratio in the uniders from each of month business with the U.W.I. casels. Has read the address of son of each contributed grown for the Friend of Tens. Water Use per year. The result F.T.W.I. cannot receive the total Water Bodget MaWa.

Centroller No	ETWO RETAKE 62) IT ELEMS 1 - SLAT	Result in Callons per Year
	40x.62x .7x 168/.75 40x.62x .3x 373/.81	3889
	M-5/	

FRONTIS

Hilton Residence

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Date: 181915 Job: Title: 1408

L1.2

PREPARED BY: FRONTIS STUDIO 639 MISSOURI ST. #2 SAN DIEGO CA 92109 p: 658-837-2078 LEGAL DESCRIPTION: Lot D and E in Block 185 of Mission Beach, according to Map thereof No. 1809, APN: 423-566-11 PROJECT NAME: HILTON RESIDENCE

SUBMITTAL: SHEET TITLE: HEVISION 1: LANDSCAPE DEVELOPMENT PLAN REVISION 2: REVISION 1:

SHEET COUNT: 9 OF 8 REVISION 3: PTS#: