

THE CITY OF SAN DIEGO

### **REPORT TO THE HEARING OFFICER**

| HEARING DATE: | June 19, 2013                                    | REPORT NO. HO 13-056 |
|---------------|--|----------------------|
| ATTENTION:    | Hearing Officer                                  |                      |
| SUBJECT:      | LAMONT STREET TOWNHOME<br>PROJECT NUMBER: 304111 | S                    |
| LOCATION:     | 3953-59 Lamont Street                            |                      |
|               |  |                      |

APPLICANT: Dan Linn

### SUMMARY

<u>Issue(s)</u>: Should the Hearing Officer approve a Coastal Development and Tentative Parcel Map to construct four residential condominiums within the Pacific Beach community planning area?

<u>Staff Recommendations</u> - APPROVE Coastal Development Permit No. 1077654 and Tentative Parcel Map No. 1098945.

<u>Community Planning Group Recommendation</u> - On March 27, 2013, the Pacific Beach Planning Group voted 15-1-0 to recommend approval of the project with no conditions (Attachment 10).

<u>Environmental Review</u> - The proposed activity is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 and 15303 of the State CEQA Guidelines. This project is not pending an appeal of the environmental determination. The environmental exemption determination for this project was made on March 5, 2013, and the opportunity to appeal that determination ended March 26, 2013.

The project proposes a Coastal Development Permit and Tentative Parcel Map to construct four residential condominiums and waive the requirement to underground existing overhead utilities. The project is located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan. The property is designated multi-family residential with a maximum density range of 29 dwelling units per acre. This would allow for four units to be built on this 5,950 square-foot lot. The site currently contains two detached single family residences and a detached garage constructed in 1946 and 1956. Surrounding this site are single story and multi-

story multi-family and single family dwelling units. Crown Point Park exists an eighth of a mile to the south and approximately one mile to the north is retail shopping.

A Coastal Development Permit is required for the proposed development of four condominiums in accordance with San Diego Municipal Code section 126.0702.

A Tentative Parcel Map is required in accordance with San Diego Municipal Code (SDMC) section 144.0210 for the creation of four condominiums.

### DISCUSSION

The project proposes the demolition of two single family units and a detached garage for the construction four, two-bedroom residential condominiums. The proposed project design meets all requirements of the Land Development Code including setbacks, floor area ratio, landscaping, parking, and height. The proposed project will be three stories to include a total of 6,028 square feet of habitable area. The project will include four tandem parking spaces within two-car garages and one uncovered surface parking space. All parking will be accessed from the alley. The entire site will be landscaped with a mixture of trees, shrubs, and ground cover. Each unit will contain an open deck.

### Project Related Issues

### Undergrounding Waiver Request

San Diego Municipal Code Section 144.0240 allows the subdivider to apply for a waiver from the requirement to underground the existing overhead utilities within the boundary of the subdivision or within the abutting public rights of way. City staff has determined the undergrounding waiver request qualifies under the guidelines SDMC section 144.0242, *Waiver of the Requirements to Underground Privately Owned Utility Systems and Service Facilities*, in that the conversion involves a short span of overhead facility (less than 600 feet in length) and the conversion would not represent a logical extension to an underground facility.

The applicant will be required to underground all existing service to the site per Condition No. 11 of the draft Tentative Parcel Map resolution (Attachment 8). The applicant would also be required to underground any new service run to any new or proposed structures within the subdivision per Condition No. 10 of the draft Map Waiver resolution (Attachment 8).

The neighborhood currently contains power poles and overhead utilities lines within the alley. The utility lines to these poles extend to other properties located north and south. As indicated above, all utilities serving this property will be required to be undergrounded. The waiver is being requested for the requirement to underground offsite adjacent utilities serving the surrounding properties. The City's Undergrounding Master Plan designates the site within Block 2BB1, and the date for undergrounding has been established for the year 2067 (Attachment 12).

### Conclusion:

Staff has reviewed the proposed project and has found it is consistent with the development standards in effect for the site and with the adopted Pacific Beach Community Plan, Local Coastal Program Land Use Plan, and the City of San Diego Progress Guide and General Plan. Staff recommends approval of the project.

### ALTERNATIVES:

- 1. **Approve** Coastal Development Permit No. 1077654 and Tentative Parcel Map No. 1098945, with modifications.
- 2. **Deny** Coastal Development Permit No. 1077654 and Tentative Parcel Map No. 1098945, if the findings required to approve the project cannot be affirmed.

Respectfully submitted,

here Unc William Zounes,

Development Project Manager

Attachments:

- 1. Aerial Photograph
- 2. Community Plan Land Use Map
- 3. Project Location Map
- 4. Project Data Sheet
- 5. Draft Permit Resolution with Findings
- 6. Draft Permit with Conditions
- 7. Draft Tentative Parcel Map Resolutions with Findings
- 8. Draft Tentative Parcel Map Conditions
- 9. Community Planning Group Recommendation
- 10. Ownership Disclosure Statement
- 11. Utility Undergrounding Schedule
- 12. Project Chronology
- 13. Notice of Exemption
- 14. Project Plans





Aerial Photograph (Birds Eye) Lamont Street Townhomes- Project No. 304111

3953-59 Lamont St

Aerial Photograph of Site Attachment 1

North





### **PROJECT DATA SHEET**

| PROJECT NAME:             | Lamont Street Townhomes  |  |  |
|---------------------------|--|--|--|
| PROJECT DESCRIPTION:      | The project proposes the demolition of two single family<br>units and a detached garage for the construction four, two-<br>bedroom residential condominiums. |  |  |
| COMMUNITY PLAN<br>AREA:   | Pacific Beach  |  |  |
| DISCRETIONARY<br>ACTIONS: | Tentative Parcel Map/Coastal Development Permit  |  |  |
| COMMUNITY PLAN LAND       | Multi-Unit Residential   |  |  |

### USE DESIGNATION:

### **ZONING INFORMATION:**

### ZONE: RM-2-5 Zone

HEIGHT LIMIT: 30 feet

LOT SIZE: 0.14-acres

FLOOR AREA RATIO: 1.35

FRONT SETBACK: 15/20 feet

SIDE SETBACK: 5 feet

STREETSIDE SETBACK: 15 feet

**REAR SETBACK:** 15 feet

PARKING: 5 spaces required

| ADJACENT PROPERTIES:                           | LAND USE<br>DESIGNATION &<br>ZONE  | EXISTING LAND USE                                 |  |
|--|--|---|--|
| NORTH:   | Multi-Family,<br>RM-2-5  | Mixed Multi-Family and Single<br>Family dwellings |  |
| SOUTH:   | Multi-Family,<br>RM-2-5  | Mixed Multi-Family and Single<br>Family dwellings |  |
| EAST:  | Multi-Family,<br>RM-1-1  | Mixed Multi-Family and Single<br>Family dwellings |  |
| WEST:  | Multi-Family,<br>RM-1-1  | Mixed Multi-Family and Single<br>Family dwellings |  |
| DEVIATIONS OR<br>VARIANCES REQUESTED:          | None   |   |  |
| COMMUNITY PLANNING<br>GROUP<br>RECOMMENDATION: | On March 27, 2013, the Pacific Beach Planning Group<br>voted 15-1-0 to recommend approval of the project with no<br>conditions |   |  |

### HEARING OFFICER RESOLUTION NO. HO-XXXX COASTAL DEVELOPMENT PERMIT NO. 1077654 LAMONT STREET TOWNHOMES NO. 304111

WHEREAS, PACIFIC BEACH 2012, LTD, Owner/Permittee, filed an application with the City of San Diego for a permit to construct four residential condominiums (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit No. 1077654), on portions of a 0.14-acre site;

WHEREAS, the project site is located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan;

WHEREAS, the project site is legally described as Lots 11 and 12 in block 4 of Venice Park, in the City of San Diego, County of San Diego, State of California, According to Map thereof No. 991, filed in the office of the County Recorder of San Diego County, May 24, 1906;

WHEREAS, on June 19, 2013, the Hearing Officer of the City of San Diego considered Coastal Development Permit No. 1077654 pursuant to the Land Development Code of the City of San Diego;

WHEREAS, on March 5, 2013, 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 15303 and there was no appeal of the Environmental Determination filed within the time period provided by San Diego Municipal Code Section 112.0520;

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

That the Hearing Officer adopts the following written Findings, dated June 19, 2013.

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.

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The property is located approximately 1/8 mile from the Mission Bay. The property is not located on or adjacent to an existing or proposed physical access way identified in the Local Coastal Program Land Use

### Attachment 5 Draft Permit Resolution with Findings

Plan. The Pacific Beach Community Plan does not identify a public view corridor on or adjacent to the site. Therefore the coastal development permit will not encroach upon on existing or purposed access way nor affect existing views to and along the ocean or other scenic coastal areas.

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The project is proposed for a site that is located in a built, urban environment, and does not contain environmentally sensitive lands. The site is not located adjacent to any sensitive resources, and not within, or adjacent to, the Multi-Habitat Planning Area (MHPA). The proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(i)(1), Existing Facilities Demolition and 15303, New Construction. As the project is not located within or adjacent to, any sensitive resources areas, the proposed coastal development will not adversely affect environmentally sensitive lands.

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The proposed project is consistent with the residential land use designations of the Pacific Beach Community Plan by continuing to maintain a density range of 14-29 dwelling units per acre. This density occurs primarily along Sail Bay, Grand Avenue, Hornblend Street and Lamont Street, and is characterized by four-unit condominiums.

The plan recommends that new multi-family residential developments conform to area-specific streetscape recommendations for landscape, lighting, sidewalk treatment and signage and be implemented through the citywide landscape ordinance. Additionally, the plan recommends that residential neighborhoods be enhanced by establishing and maintaining street tree patterns and promoting general maintenance and improvement of residential properties.

The proposed residential condominiums would meet the goals of the Pacific Beach Community Plan/Local Coastal Program by providing the appropriate residential density and implementing the community plan's street tree pattern. There are two existing fan palms adjacent to the site along the Lamont Street public right-of-way that will remain in place with the new development. These fan palms are the recommended street tree for Lamont Street pursuant to the Pacific Beach Community Pan Appendix D. Additionally, the project is required to install a street light adjacent to the site which is consistent with Pacific Beach Community Plan regarding lighting standards.

### Attachment 5 Draft Permit Resolution with Findings

The proposed development 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, landscape, and, floor area ratio. Therefore, the proposed development is in conformity with the Pacific Beach Community Plan and Local Coastal Program and complies with the regulations of the certified Implementation Program.

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The site is not located between the sea or shoreline of any body of water and first public road.

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Development Services Department, Coastal Development Permit No. 1077654 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. 1077654, a copy of which is attached hereto and made a part hereof.

William Zounes Development Project Manager Development Services

Adopted on: June 19, 2013

Job Order No. 24003411

Attachment 6 Draft Permit with Conditions

RECORDING REQUESTED BY CITY OF SAN DIEGO DEVELOPMENT SERVICES PERMIT INTAKE, MAIL STATION 501

WHEN RECORDED MAIL TO PROJECT MANAGEMENT PERMIT CLERK MAIL STATION 501

SPACE ABOVE THIS LINE FOR RECORDER'S USE

INTERNAL ORDER NUMBER: 24003411

### COASTAL DEVELOPMENT PERMIT NO. 1077654 LAMONT STREET TOWNHOMES PROJECT NO. 304111 HEARING OFFICER

This Coastal Development Permit No. 1077654 is granted by the Hearing Officer of the City of San Diego to PACIFIC BEACH 2012, LTD, Owner, and, Permittee, pursuant to San Diego Municipal Code [SDMC] section 126.0502. The 0.14-acre site is located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan. The project site is legally described as: Lots 11 and 12 in Block 4 of Venice Park, in the City of San Diego, County of San Diego, State of California, According to Map thereof No. 991, filed in the office of the County Recorder of San Diego County, May 24, 1906;

Subject to the terms and conditions set forth in this Permit, permission is granted to Owner/Permittee for demolition of two single family dwellings with detached garage and construction of four two-bedroom condominiums described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated June 19, 2013, on file in the Development Services Department.

The project shall include:

- a. Demolition of two single family homes with one detached garage and construct four, two-bedroom condominiums with deck and garage;
- b. Landscaping (planting, irrigation and landscape related improvements);
- c. Off-street parking;
- 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 July 3, 2016.

2. No permit for the construction, occupancy, or operation of any facility or improvement described herein shall be granted, nor shall any activity authorized by this Permit be conducted on the premises until:

- a. The Owner/Permittee signs and returns the Permit to the Development Services Department; and
- b. The Permit is recorded in the Office of the San Diego County Recorder.

3. While this Permit is in effect, the subject property shall be used only for the purposes and under the terms and conditions set forth in this Permit unless otherwise authorized by the appropriate City decision maker.

4. This Permit is a covenant running with the subject property and all of the requirements and conditions of this Permit and related documents shall be binding upon the Owner/Permittee and any successor(s) in interest.

5. The continued use of this Permit shall be subject to the regulations of this and any other applicable governmental agency.

6. Issuance of this Permit by the City of San Diego does not authorize the Owner/Permittee for this Permit to violate any Federal, State or City laws, ordinances, regulations or policies including, but not limited to, the Endangered Species Act of 1973 [ESA] and any amendments thereto (16 U.S.C. § 1531 et seq.).

7. The Owner/Permittee shall secure all necessary building permits. The Owner/Permittee is informed that to secure these permits, substantial building modifications and site improvements may be required to comply with applicable building, fire, mechanical, and plumbing codes, and State and Federal disability access laws.

8. Construction plans shall be in substantial conformity to Exhibit "A." Changes, modifications, or alterations to the construction plans are prohibited unless appropriate application(s) or amendment(s) to this Permit have been granted.

9. All of the conditions contained in this Permit have been considered and were determinednecessary 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, 10. officers, and employees from any and all claims, actions, proceedings, damages, judgments, or costs, including attorney's fees, against the City or its agents, officers, or employees, relating to the issuance of this permit including, but not limited to, any action to attack, set aside, void, challenge, or annul this development approval and any environmental document or decision. The City will promptly notify Owner/Permittee of any claim, action, or proceeding and, if the City should fail to cooperate fully in the defense, the Owner/Permittee shall not thereafter be responsible to defend, indemnify, and hold harmless the City or its agents, officers, and employees. The City may elect to conduct its own defense, participate in its own defense, or obtain independent legal counsel in defense of any claim related to this indemnification. In the event of such election, Owner/Permittee shall pay all of the costs related thereto, including without limitation reasonable attorney's fees and costs. In the event of a disagreement between the City and Owner/Permittee regarding litigation issues, the City shall have the authority to control the litigation and make litigation related decisions, including, but not limited to, settlement or other disposition of the matter. However, the Owner/Permittee shall not be required to pay or perform any settlement unless such settlement is approved by Owner/Permittee.

### AFFORDABLE HOUSING REQUIREMENTS:

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

### **ENGINEERING REQUIREMENTS:**

12. Prior to the issuance of any building permit, the Owner/Permittee shall dedicate and improve an additional 2.5 feet of the adjacent alley, satisfactory to the City Engineer.

13. Prior to the issuance of any building permit, the Owner/Permittee shall assure by permit and bond the closure of the existing driveway with City standard curb, gutter and sidewalk, satisfactory to the City Engineer.

14. 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.

15. 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 Municipal Code, into the construction plans or specifications.

16. Prior to the issuance of any construction permit, the Owner/Permittee shall submit a Water Pollution Control Plan (WPCP). The WPCP shall be prepared in accordance with the guidelines in Appendix E of the City's Storm Water Standards.

17. Prior to the issuance of any building permits, the Owner/Permittee shall submit an building pad certification signed by a Registered Civil Engineer or a Licensed Land Surveyor, certifying the pad elevation based on USGS datum is consistent with Exhibit A', satisfactory to the City Engineer.

### LANDSCAPE REQUIREMENTS:

18. Complete landscape and irrigation construction documents consistent with the Land Development Manual: Landscape Standards shall be submitted to the Development Services Department for approval. The construction documents shall be in substantial conformance with Exhibit 'A,' Landscape Development Plan, on file in the Office of the Development Services Department. Construction plans shall take into account a 40 square foot area around each tree that is unencumbered by hardscape and utilities as set forth under LDC 142.0403(b)5.

19. 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, it shall be repaired and/or replaced in kind and equivalent size per the approved documents to the satisfaction of the Development Services Department within 30 days of damage or a Final Landscape Inspection.

20. Required shrubs or trees that die 3 years or more after installation shall be replaced with 15-gallon size or 60-inch box size /15 foot BTH material, respectively. Development Services may authorize adjustment of the size and quantity of replacement material where material replacement would occur in inaccessible areas or where the existing plant being replaced is larger than a 15-gallon shrub or 60-inch box.

21. A No-Fee Street Tree application shall be completed prior to occupancy.

### Attachment 6 Draft Permit with Conditions

22. Prior to issuance of construction permits for public right-of-way improvements, the Owner/Permittee shall submit complete landscape construction documents for right –of-way improvements to the Development Services Department for approval. Improvement plans shall indicate adequate area equal to 40 square feet around each tree, which is unencumbered by utilities. Driveways, utilities, drains, water and sewer laterals shall be designed so as not to prohibit the placement of street trees.

23. Prior to Final Inspection, it shall be the responsibility of the Owner/Permittee to install all required landscape. A "No Fee Street Tree Permit application shall be obtained for the installation, establishment, and on-going maintenance of all Street Trees. A minimum of one 24-inch box Jacaranda tree shall be planted in the parkway.

24. The Owner/Permittee shall be responsible for the maintenance of all landscape improvements in the right-of-way consistent with the Land Development Manual, Landscape Standards.

25. If any required landscape (including existing or new plantings, hardscape, landscape features, etc.) indicated on the approved construction document plans is damaged or removed during demolition or construction, the Owner/Permittee 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 the performance of a Final Landscape Inspection.

### PLANNING/DESIGN REQUIREMENTS:

26. Owner/Permittee shall maintain a minimum of five 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. There shall be compliance with the regulations of the underlying zone(s) unless a deviation or variance to a specific regulation(s) is approved or granted as condition of approval of this permit. Where there is a conflict between a condition (including exhibits) of this permit and a regulation of the underlying zone, the regulation shall prevail unless the condition provides for a deviation or variance from the regulations.

28. The height(s) of the building(s) or structure(s) shall not exceed those heights set forth in the conditions and the exhibits (including, but not limited to, elevations and cross sections) or the maximum permitted building height of the underlying zone, whichever is lower, unless a deviation or variance to the height limit has been granted as a specific condition of this permit.

29. A topographical survey conforming to the provisions of the Municipal/Land Development Code 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 regulations of the underlying zone. The cost of any such survey shall be borne by the permittee 30. Any future requested amendment to this permit shall be reviewed for compliance with the regulations of the underlying zone(s) which are in effect on the date of the submittal of the requested amendment.

31. The uncovered parking space located behind Tandem Space #4 as shown on Exhibit A (dated 12-12-12) shall be assigned to the unit and garage it abuts.

### **INFORMATION ONLY:**

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

APPROVED by the Hearing Officer of the City of San Diego on June 19, 2013.

### Attachment 6 Draft Permit with Conditions

Permit Type/PTS Approval No.: CDP NO. 1077654 Date of Approval: June 19, 2013

## 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

Pacific Beach 2012, LTD

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

### HEARING OFFICER RESOLUTION NUMBER R-

### TENTATIVE PARCEL MAP NO. 1098945, LAMONT STREET TOWNHOMES- PROJECT NO. 304111.

WHEREAS, PACIFIC BEACH 2012, LTD, Subdivider, and VERNON V. FRANCK, Land Surveyor, submitted an application to the City of San Diego for a tentative parcel map (Map No. 1098945) to construct four residential condominiums, and to waive the requirement to underground existing offsite overhead utilities. The project site is located 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan. The property is legally described as Lots 11 and 12 in block 4 of Venice Park, in the City of San Diego, County of San Diego, State of California, According to Map thereof No. 991, filed in the office of the County Recorder of San Diego County, May 24, 1906; and

WHEREAS, the Map proposes the Subdivision of a 0.14-acre site into four residential condominiums; and

WHEREAS, on March 5, 2013, 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 15303 and there was no appeal of the Environmental Determination filed within the time period provided by San Diego Municipal Code Section 112.0520; and

WHEREAS, a preliminary soils and geological reconnaissance report are waived by the City Engineer pursuant to Subdivision Map Act section 66491(a) and San Diego Municipal Code sections 144.0220(a) and 144.0220(b); and WHEREAS, the subdivision is a condominium project as defined in California Civil Code section 1351 and filed pursuant to the Subdivision Map Act. The total number of condominium dwelling units is four; and

WHEREAS, the request to waive the requirement to underground existing offsite overhead utilities, qualifies under the guidelines of guidelines SDMC section 144.0242, Waiver *of the Requirements to Underground Privately Owned Utility Systems and Service Facilities*, in that the conversion involves a short span of overhead facility (less than 600 feet in length) and the conversion would not represent a logical extension to an underground facility; and

WHEREAS, on June 19, 2013, the Hearing Officer of the City of San Diego considered Tentative Parcel Map No. 1098945, including the waiver of the requirement to underground existing offsite overhead utilities, and pursuant to San Diego Municipal Code section(s) 125.0440, 144.0240 and Subdivision Map Act section 66428, received for its consideration written and oral presentations, evidence having been submitted, and testimony having been heard from all interested parties at the public hearing, and the Hearing Officer having fully considered the matter and being fully advised concerning the same; NOW THEREFORE,

BE IT RESOLVED by the Hearing Officer of the City of San Diego, that it adopts the following findings with respect to Tentative Parcel Map No. 1098945:

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

### Attachment 7 Draft Tentative Parcel Map Resolution with Findings (R-[Reso Code])

The proposed project is consistent with the residential land use designations of the Pacific Beach Community Plan by continuing to maintain a density range of 14-29 dwelling units per acre. This density occurs primarily along Sail Bay, Grand Avenue, Hornblend Street and Lamont Street, and is characterized by four-plexes or four-unit condominiums.

The plan recommends that new multi-family residential developments conform to area-specific streetscape recommendations for landscape, lighting, sidewalk treatment and signage and be implemented through the citywide landscape ordinance. Additionally the plan recommends that residential neighborhoods be enhanced by establishing and maintaining street tree patterns and promoting general maintenance and improvement of residential properties.

The proposed residential condominiums would meet the goals of the Pacific Beach Community Plan/Local Coastal Program by providing the appropriate residential density and implementing the community plan's street tree pattern. There are two existing fan palms adjacent to the site along the Lamont Street public right-of-way that will remain in place with the new development. These fan palms are the recommended street tree for Lamont Street pursuant to the Pacific Beach Community Pan Appendix D. Additionally, the project is required to install a street light adjacent to the site which is consistent with Pacific Beach Community Plan regarding lighting standards.

The proposed development 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, landscape, and, floor area ratio. Therefore, the proposed subdivision and its design or improvement are consistent with the policies, goals, and objectives of the applicable land use plan.

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The project is consistent with the development regulations of the RM-2-5 zone. The proposed project meets all land development requirements of the Land Development Code to include setbacks, floor area ratio, landscaping, parking, storm water runoff, architectural design, and height. City staff has determined the undergrounding waiver request qualifies under the guidelines SDMC section 144.0242, *Waiver of the Requirements to Underground Privately Owned Utility Systems and Service Facilities*, in that the conversion involves a short span of overhead facility (less than 600 feet in length) and the conversion would not represent a logical extension to an underground facility. Therefore, the proposed subdivision complies with the applicable zoning and development regulations of the Land Development Code.

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

### Attachment 7 Draft Tentative Parcel Map Resolution with Findings (R-[Reso Code])

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The project site is flat and has been previously graded. The site has frontage on Lamont Street with alley access at the rear. Surrounding the site are one and two-story single family and multi-family developments. The RM-2-5 zone allows one dwelling unit for every 1,500 square feet of site area. The existing site is 5,459 square feet which will accommodate four dwelling units. The Pacific Beach Community Plan designates the site as residential allowing up to 29 dwelling units per acre. The addition of four units for the site is within the community plan's density range. Therefore, the site is physically suitable for the type and density of the development.

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

Minor land modifications are proposed with this Tentative Parcel Map to include the closure of an existing curb cut adjacent to the site. The Tentative Parcel Map was reviewed by the City of San Diego for conformance to the Land Development Regulations, Californian Building Code, and Land Use Policies. The Tentative Parcel Map included a review for compliance for storm water runoff requirements during and after construction. The proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 and 15303 of the State CEQA Guidelines. The project is located within an urbanized and built out environment where there are no watercourses on or adjacent to the site. Therefore, the design of the subdivision or the proposed improvements is not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat (San Diego Municipal Code § 125.0440(d) and Subdivision Map Act § 66474(e)).

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The project has been reviewed and determined to be in compliance with the Municipal Code and Subdivision Map Act. The Tentative Parcel Map and associated development permit includes conditions and corresponding exhibits of approvals including undergrounding new utilities, storm water and construction water runoff, adequate parking, public improvements, and paying applicable taxes in order to achieve compliance with the regulations of the San Diego Municipal Code. The proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 and 15303 of the State CEQA Guidelines. Therefore the project will not be detrimental to the public health, safety, and welfare.

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The proposed subdivision does not contain or propose any new easements for the development. Lamont Street fronts the property to the west and an existing alley runs north and south adjacent to the site, both are not required to be vacated as a result of this Tentative Parcel Map. The subdivision proposes public improvements. The public improvements include the closure of an existing curb cut along Lamont Street adjacent to subject site and replacing it with a City standard curb, gutter and sidewalk satisfactory to the City Engineer. Therefore, the design of the subdivision and proposed improvements would not conflict with easements acquired by the public at large for access through or use of property within the proposed subdivision.

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

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The potential and opportunity to implement sustainable building techniques during building permit review that utilize photovoltaic systems (solar panels) to generate a certain percentage of the project's energy needs exists. The project site is located on Lamont Street which runs north and south which will allow for maximum solar orientation for future solar hearing. Therefore, the design of the proposed subdivision provides, to the extent feasible, for future passive or natural heating and cooling opportunities.

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

### Attachment 7 Draft Tentative Parcel Map Resolution with Findings (R-[Reso Code])

The project proposes to demolish two single family homes with detached garage and replace it with four, two-bedroom condominiums with decks and garages on a 0.14-acre site located at 3953-59 Lamont Street in the RM-2-5 zone of the Pacific Beach Community Plan.

The site contains currently contains two dwelling untis. The decision maker has reviewed the administrative record including the project plans, environmental documentation and public testimony to determine the effects of the proposed subdivision on the housing needs of the region. The decision maker has determined that the provision of four residential units and the associated increase in the need for public services and the available fiscal and environmental resources are balanced by adequate public transit in the immediate area, the proximity of shopping, and essential services and recreation in the nearby developed urban area. The Crown Point Community Park exists approximately an eighth of a mile to the south and retail shopping exists approximately four blocks north of the site. Therefore, the housing needs of the region are balanced against the needs for public services and environmental resources.

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

Hearing Officer, Tentative Parcel Map No. 1098945, hereby granted to PACIFIC BEACH 2012,

LTD subject to the attached conditions which are made a part of this resolution by this reference

By

William Zounes Development Project Manager Development Services Department

ATTACHMENT: Tentative Map Conditions

Internal Order No. 24003411

### Attachment 8 Draft Tentative Parcel Map Conditions

### HEARINGING OFFICER CONDITIONS FOR TENTATIVE PARCEL MAP NO. 1098945 LAMONT STREET TOWNHOMES- PROJECT NO. 304111 ADOPTED BY RESOLUTION NO. R-\_\_\_\_\_ ON \_\_\_\_\_

### GENERAL

- 1. This Tentative Parcel Map will expire July 3, 2016.
- 2. Compliance with all of the following conditions shall be completed and/or assured, to the satisfaction of the City Engineer, prior to the recordation of the Parcel Map, unless otherwise noted.
- Prior to the Tentative Parcel Map expiration date, a Parcel Map to consolidate the existing lots into one lot shall be recorded in the Office of the San Diego County Recorder.
- 4. Prior to the recordation of the Parcel Map, taxes must be paid on this property pursuant to Subdivision Map Act section 66492. To satisfy this condition, a tax certificate stating that there are no unpaid lien conditions against the subdivision must be recorded in the Office of the San Diego County Recorder.
- The Tentative Parcel map shall conform to the provisions of Coastal Development Permit No. 1077654.
- 6. The Subdivider shall defend, indemnify, and hold the City (including its agents, officers, and employees [together, "Indemnified Parties"]) harmless from any claim, action, or proceeding, against the City and/or any Indemnified Parties to attack, set aside, void, or annul City's approval of this project, which action is brought within the time period provided for in Government Code section 66499.37. City shall promptly notify Subdivider of any claim, action, or proceeding and shall cooperate fully in the defense. If City fails to promptly notify Subdivider of any claim, action, or proceeding, or if City fails to cooperate fully in the defense, Subdivider shall not thereafter be responsible to defend, indemnify, or hold City and/or any Indemnified Parties harmless. City may participate in the defense of any claim, action, or proceeding if City both bears its own attorney's fees and costs, City defends the action in good faith, and Subdivider is not required to pay or perform any settlement unless such settlement is approved by the Subdivider.

Project No. 304111 TM No. 1098945

-PAGE 1 OF 3-

### Attachment 8 Draft Tentative Parcel Map Conditions

### ENGINEERING

- 7. Compliance with all conditions shall be assured, to the satisfaction of the City Engineer, prior to the recordation of the Parcel Map, unless otherwise noted.
- The Subdivider shall install a City standard street light, adjacent to the project site on Lamont Street.
- 9. The subdivider shall provide a letter, agreeing to prepare CC&Rs for the operation and maintenance of all private water and sewer facilities that serve or traverse more than a single condominium unit or lot.
- 10. The Subdivider shall underground any new service run to any new or proposed structures within the subdivision.
- 11. The Subdivider shall ensure that all existing onsite utilities serving the subdivision shall be undergrounded with the appropriate permits. The Subdivider shall provide written confirmation from applicable utilities that the conversion has taken place, or provide other means to assure the undergrounding, satisfactory to the City Engineer.
- 12. Conformance with the "General Conditions for Tentative Subdivision Maps," filed in the Office of the City Clerk under Document No. 767688 on May 7, 1980, is required. Only those exceptions to the General Conditions which are shown on the Tentative Map and covered in these special conditions will be authorized. All public improvements and incidental facilities shall be designed in accordance with criteria established in the Street Design Manual, filed with the City Clerk as Document No. RR-297376.

### WATER

13. The subdivider shall install appropriate private back flow prevention devices on all existing and proposed water services (domestic, irrigation, and fire) adjacent to the project site in a manner satisfactory to the Water Department Director.

### **INFORMATION:**

• The approval of this Tentative Map by the Hearing Officer of the City of San Diego does not authorize the subdivider to violate any Federal, State, or City laws, ordinances, regulations, or policies including but not limited to, the Federal Endangered Species Act of 1973 and any amendments thereto (16 USC § 1531 et seq.).

Project No. 304111 TM No. 1098945

-PAGE 2 OF 3-

### Attachment 8 Draft Tentative Parcel Map Conditions

- If the Subdivider makes any request for new water and sewer facilities (including services, fire hydrants, and laterals), the Subdivider shall design and construct such facilities in accordance with established criteria in the most current editions of the City of San Diego water and sewer design guides and City regulations, standards and practices pertaining thereto. Off-site improvements may be required to provide adequate and acceptable levels of service and will be determined at final engineering.
- Subsequent applications related to this Tentative Map will be subject to fees and charges based on the rate and calculation method in effect at the time of payment.
- Any party on whom fees, dedications, reservations, or other exactions have been imposed as conditions of approval of the Tentative Map, may protest the imposition within ninety days of the approval of this Tentative Map by filing a written protest with the San Diego City Clerk pursuant to Government Code sections 66020 and/or 66021.
- Where in the course of development of private property, public facilities are damaged or removed, the Subdivider shall at no cost to the City, obtain the required permits for work in the public right-of-way, and repair or replace the public facility to the satisfaction of the City Engineer (San Diego Municipal Code § 142.0607.
- This development may be subject to payment of School Impact Fees at the time of issuance of building permits, as provided by Education Code Section 17620, in accordance with procedures established by the Director of Building Inspection.

Internal Order No. 24003411

Project No. 304111 TM No. 1098945

-PAGE 3 OF 3-



THE CITY OF SAN DIEGO

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

| C            |      |        |
|--------------|------|--------|
| U            | J    |        |
|              | Com  | mittee |
| Distribution | Form | Part 2 |

| Project Name:  | Proj  | ect Number:   | Distribution Date:              |
|--|---|---------------|---------------------------------|
| Lamont Street Townhomes  |   | 304111        |                                 |
| Project Scope/Location:  |   |               |                                 |
| The proposed project is located in the RM-2-5 zone<br>Zone, Parking Impact (coastal and beaches) Overla<br>proposes to demolish two existing dwelling units an<br>parking garage. Address is 3953-3959 Lamont Stre | ay Zone, Residentia<br>of construct two thr | al Tandem Pa  | rking Overlay Zone. The project |
| Applicant Name:  |   | Applica       | nt Phone Number:                |
| Dan Linn   |   |               |                                 |
| Project Manager:   | Phone Number:                               | Fax Number:   | : E-mail Address:               |
| Will Zounes  |   | (619) 321-320 | wzounes@sandiego.gov            |
| Committee Recommendations (To be completed for   | Initial Review):                            | Members       | V. Marken Abart                 |
| Vote to Approve  | Members Yes                                 | Members r     | No Members Abstain              |
| Vote to Approve<br>With Conditions Listed Below  | Members Yes                                 | Members       | No Members Abstain              |
| Vote to Approve<br>With Non-Binding Recommendations Listed Belo  | Members Yes                                 | Members N     | No Members Abstain              |
| Vote to Deny   | Members Yes                                 | Members N     | No Members Abstain              |
| <b>No</b> Action (Please specify, e.g., Need further infor quorum, etc.)   | rmation, Split vote,                        | Lack of       | Continued                       |
| CONDITIONS:  |   |               |                                 |
| NAME: Brian Curry  |   | TITLE         | PBPG Chair                      |
| SIGNATURE:   |   | DATE:         | 3/27/2013                       |
| Attach Additional Pages If Necessary.<br>Please return to:<br>Project Management Division<br>City of San Diego<br>Development Services Department<br>1222 First Avenue, MS 302<br>San Diego, CA 92101              |   |               |                                 |

-

| Project Title: LAMONT ST. TOANHOUES   | 7   |
|---|---|
| Part II - To be completed when property is held by a co   | orporation or partnership   |
| Legal Status (please check):  |   |
| Corporation Limited Liability -or- General) Wh<br>Partnership   | nat State? Corporate Identification No  |
| as identified above, will be filed with the City of San Diego<br>the property Please list below the names, titles and addre<br>otherwise, and state the type of property interest (e.g., ten<br>in a partnership who own the property). A signature is rec<br>property. Attach additional pages if needed. <b>Note:</b> The app<br>ownership during the time the application is being process | er(s) acknowledge that an application for a permit, map or other matter,<br>on the subject property with the intent to record an encumbrance against<br>esses of all persons who have an interest in the property, recorded or<br>ants who will benefit from the permit, all corporate officers, and all partners<br>quired of at least one of the corporate officers or partners who own the<br>plicant is responsible for notifying the Project Manager of any changes in<br>ed or considered. Changes in ownership are to be given to the Project<br>the subject property. Failure to provide accurate and current ownership<br>Additional pages attached Yes No |
| Corporate/Partnership Name (type or print):   | Corporate/Partnership Name (type or print):   |
| Cowner Tenant/Lessee  | Cowner CTenant/Lessee   |
| Street Address:<br>1100 Jus ST. PMB 255   | Street Address:   |
| City/State/Zip:<br>BUCINITAS, CT 92024  | City/State/Zip:   |
| Phone No: Fax No:<br>760/035-7633   | Phone No: Fax No:   |
| Name of Corporate Officer/Partner (type or print):  | Name of Corporate Officer/Partner (type or print):  |
| TIED Montag<br>Title (type or print):   | Title (type or print):  |
| Signature Date:   | Signature : Date:   |
| Corporate Partnership Name (type or print):   | Corporate/Partnership Name (type or print):   |
| Corporater Partnership Name (type of print).  | corporater annership Name (type or printy.  |
| Owner Tenant/Lessee   | Owner Tenant/Lessee   |
| Street Address:   | Street Address:   |
| City/State/Zip:   | City/State/Zip:   |
| Phone No: Fax No:   | Phone No: Fax No:   |
| Name of Corporate Officer/Partner (type or print):  | Name of Corporate Officer/Partner (type or print):  |
| Title (type or print):  | Title (type or print):  |
| Signature : Date:   | Signature : Date:   |
| Corporate/Partnership Name (type or print):   | Corporate/Partnership Name (type or print):   |
| Owner Tenant/Lessee   | Owner Tenant/Lessee   |
| Street Address:   | Street Address:   |
| City/State/Zip:   | City/State/Zip:   |
| Phone No: Fax No:   | Phone No: Fax No:   |
| Name of Corporate Officer/Partner (type or print):  | Name of Corporate Officer/Partner (type or print):  |
| Title (type or print):  | Title (type or print):  |
| Signature : Date:   | Signature : Date:   |
|   |   |



### Project Chronology Lamont Street Townhomes Project No. 304111

| Date                         | Action                                    | Description                                | City Review<br>Time | Applicant Response                       |
|------------------------------|---|--|---------------------|--|
| 12/11/12                     | First Submittal                           | Project Deemed Complete<br>and distributed |                     |  |
| 2/1/13                       | First Submittal<br>Assessment Letter out  |  | 52 days             |  |
| 2/8/13                       | Second submittal In                       | Normal Submittal                           |                     | 7 days from First<br>Assessment Letter   |
| 3/5/13                       | Second Submittal<br>Assessment Letter out |  | 25 days             |  |
| 4/29/13                      | Third submittal In                        | Normal Submittal                           |                     | 55 days from second<br>Assessment Letter |
| 5/8/13                       | Third Submittal<br>Assessment Letter out  |  | 8 days              |  |
| 6/19/13                      | Hearing Officer Hearing                   |  | 51 days             |  |
| TOTAL STAFF TIME**           |   |  | 4 month<br>16 days  |  |
| TOTAL APPLICANT TIME**       |   |  |                     | 2 months<br>2 days                       |
| TOTAL PROJECT RUNNING TIME** |   | From Deemed Complete to<br>HO Hearing      | 6months 18 d        | ays                                      |

\*\*Based on 30 days equals to one month.

### NOTICE OF EXEMPTION

(Check one or both)

RECORDER/COUNTY CLERK TO: X P.O. Box 1750, MS A-33 1600 PACIFIC HWY, ROOM 260 SAN DIEGO, CA 92101-2422

FROM: CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT 1222 FIRST AVENUE, MS 501 SAN DIEGO, CA 92101

OFFICE OF PLANNING AND RESEARCH 1400 TENTH STREET, ROOM 121 SACRAMENTO, CA 95814

PROJECT NO.: 304111

PROJECT TITLE: LAMONT STREET TOWNHOMES

PROJECT LOCATION-SPECIFIC: 3953-3959 Lamont Street, San Diego, CA 92109 (Lots 11 and 12 of Block 4, Venice Park, Map 991)

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

DESCRIPTION OF NATURE AND PURPOSE OF THE PROJECT: Coastal Development Permit (CDP) and Map Waiver to demolish two (2) single dwelling units and a detached garage and construct two (2), three (3) story duplex condominiums for a total of four condominiums on a 5,954-square-foot lot located at 3953-59 Lamont Street. The site is in the RM-2-5 Zone, the Coastal Overlay Zone (Non-Appealable Area 2), Coastal Height Limit, and Residential Tandem Parking area within the Pacific Beach Community Planning area of Council District 2 of the City of San Diego.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Daniel Linn

5732 Bellevue Avenue San Diego, CA, 92037 858-459-8108

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: This project is exempt pursuant to the California Environmental Quality Act Section 15301 (1)(1), Existing Facilities Demolition and 15303 New Construction.
- () STATUTORY EXEMPTIONS:

REASONS WHY PROJECT IS EXEMPT: The project is located in an area known to contain archaeological resources. Qualified City staff conducted a California Historic Resources Information System (CHRIS) search and concluded that historical resources are not located on site and that the project would not have the potential to impact archeological resources. The existing structures were evaluated by the City of San Diego's Historical Resources Board staff for eligibility for historic designation and determined that the structures did not meet the designation criteria as a significant resources. No additional environmental resources would be impacted. Therefore the project is exempt pursuant to CEQA Sections 15301 (1)(1), Existing Facilities Demolition and 15303 -New Construction - and where the exceptions listed in CEQA section 15300.2 would not apply.

LEAD AGENCY CONTACT PERSON: Lizzi

TELEPHONE: (619) 446-5159

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

ZNYOR PLANNINZ mar NRE/TV CHECK ONE.

3/1/2013

(X) SIGNED BY LEAD AGENCY ( ) SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:



|   |               | CITY OF SAN DIEGO DEVELOPMENT SUMMARY   | 1                              |
|---|---------------|---|--------------------------------|
|   |               | SUMMARY OF REQUEST<br>TENTATIVE PARCEL MAP (FOR CONDOMINIUM PURPOSES)<br>TOTAL NUMBER OF PROPOSED LOTS = 2<br>TOTAL NUMBER OF PROPOSED LOTS = 1   |                                |
|   |               | STTE ADDRESS<br>3953/55 LAMONT STREET, SAN DIEGO, CA 92109<br>BETWEEN FORTUNA AVE AND ROOSSVELT AVE   |                                |
|   |               | <u>STTE AREA</u><br>5,950 SF / 0.137 ACRES  |                                |
|   | s=            | GROSS FLOOR AREA<br>6.021 SF  |                                |
|   |               | EXISTING AND PROPOSED ZONING<br>BASE ZONE: RM-2-5   |                                |
|   |               | COMMUNITY PLAN: PACIFIC BEACH COMMUNITY PLAN<br><u>OVERLAY 20NES</u><br>COASTAL (CITY), COASTAL HEIGHT LIMIT, BEACH PARKING IMPACT, TANDEM<br>PARKING   |                                |
|   |               | BUILDING SETBACKS<br>FRONT: 15'<br>SIDE: 4'   |                                |
|   |               | REAR: 7.5'<br><u>OFF-STREET PARKING SPACE REQUIREMENTS</u><br>PARKING REQUIRED: 4 UNITS & 2BR EACH (4 x 2.25) = 9 SPACES<br>PARKING PROVIDED: 9 SPACES  |                                |
| 80'<br>40'<br>20' 20'   |               | DEVELOPMENT NOTES<br>THIS IS A MAP OF A CONDOMINIUM PROJECT AS DEFINED IN SECTION 1350.<br>ET. SEQ. OF THE CIVIL CODE OF THE STATE OF CALIFORNIA AND IS FILED<br>PURSUANT TO THE SUBDIVISION MAP ACT. THE TOTAL NUMBER OF<br>CONDOMINIUM DWELLING UNITS IS 4. |                                |
| 2% ±  |               | MONUMENTATION NOTES<br>ALL PROPERTY CORNERS WILL BE SET AND A LOT CONSOLIDATION PARCEL<br>MAP WILL BE FILED. A DETAILED PROCEDURE OF SURVEY WILL BE SHOWN<br>ON THE PARCEL MAP.   |                                |
| TING AC   |               | REFERENCE DRAWINGS<br>MAP 991 (VENICE PARK)<br>CORNER RECORD 32486  |                                |
| EXIST SIDEWALK  |               | NOTES   |                                |
| CROSS SECTION<br>DNT STREET   | _             | THIS PROJECT SHALL BE GOVERNED BY PRIVATE COVENANTS, CONDITIONS,<br>AND RESTRICTIONS:   | 21                             |
| IT TO SCALE   | _             | 2. EXISTING DRAINAGE PATTERNS<br>SURFACE FLOW TO LAMONT STREET AND CONCRETE ALLEY   |                                |
| R/W   |               | <ol> <li>THE SUBDIVIDER SHALL INSTALL APPROPRIATE PRIVATE BACK FLOW<br/>PREVENTION DEVICES ON ALL EXISTING AND PROPOSED WATER SERVICES<br/>(DOMESTIC, IRRIGATION, AND FIRE) ADJACENT TO THE PROJECT SITE IN A.</li> </ol>                                     |                                |
|   |               | MANNER SATISFACTORY TO THE WATER DEPARTMENT DIRECTOR.<br>4. THERE ARE NO KNOWN EASEMENTS ON THIS SITE.  |                                |
|   |               | 5. THE PROJECT IS TO BE CONSTRUCTED/NEW CONSTRUCTION.   | 187                            |
|   | . <del></del> | PROJECT DATA<br>NUMBER OF RESIDENTIAL UNITS: 4<br>TOTAL FLOOR AREA OF RESIDENTIAL UNITS: 6,021 SF   |                                |
| 2% ±  |               | NUMBER OF STORIES: 3<br>NUMBER OF BUILDINGS: 2<br>EXISTING USE: MULTI-FAMILY RESIDENTIAL<br>PROPOSE USE: MULTI-FAMILY RESIDENTIAL   | 3                              |
| -EXIST CONCRETE PAVEMENT<br>CONCRETE PAVEMENT   |               | EXISTING ZONING: RM-2-5<br>YEAR OF CONSTRUCTION: NEW CONSTRUCTION   |                                |
| CROSS SECTION   | -             | PROJECT SOILS CONDITION<br>EXISTING DEVELOPED SITE  |                                |
| ALLEY<br>T TO SCALE   |               | PROJECT PERMITS REQUIRED<br>TENTATIVE PARCEL MAP<br>LOT CONSOLIDATION PARCEL MAP FOR CONDOMINIUM PURPOSES<br>COASTAL PERMIT (CITY)  |                                |
|   |               | PROJECT ADDRESS   |                                |
|   |               | 3953/55 LAMONT STREET, SAN DIEGO, CA 92109<br>PROJECT OWNER<br>PACIFIC BEACH 2012, LTD  |                                |
|   |               | 1106 2ND STREET NO. 255, ENCINITAS, CA 92024  |                                |
|   |               | TED MONTAG, PARTNER DATE  | 0                              |
| REVIATIONS  |               | LEGAL DESCRIPTION<br>LOTS 11 AND 12 IN BLOCK 4 OF VENICE PARK, IN THE CITY OF SAN DIEG<br>COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP<br>THEREOF NO. 991, FILED IN THE OFFICE OF THE COUNTY RECORDER OF<br>DIEGO COUNTY, MAY 24, 1905.         |                                |
| H HEIGHT<br>PP. UTILITY POLE  |               | SOURCE OF TOPOGRAPHY<br>FIELD SURVEY BY METROPOLITAN MAPPING, NOVEMBER, 2012  |                                |
| UNIT R/W RIGHT OF WAY<br>SS SANITARY SEWI<br>TC TOP OF CURB<br>TW TOP OF WALL<br>TYP. TYPICAL | R             | BASIS OF ELEVATIONS<br>CITY OF SAN DIEGO BENCHMARK DESCRIPTION: BRASS PLUG (NWBP)<br>TOP OF CURB, NORTHWEST CORNER LAMONT STREET & CROWN POINT E<br>ELEVATION: 24.49 FEET M.S.L. DATUM: NAVD 29 (M.S.L.)<br>BASIS OF BEARINGS                                 |                                |
| WM. WATER METER   |               | THE EASTERLY ROW OF LAMONT STREET AS SHOWN ON CORNER RECORD<br>I.E., N14950'11'W  | -                              |
|   |               | COORDINATES<br>NAD 27: 228-1697 CCS 83: 1868-6257   | Attachment 14<br>Project Plans |
|   |               | ASSESSOR'S PARCEL NUMBERS<br>APN 424-504-18   | ttachment 14<br>Project Plans  |
| SUBMITTAL DATE: DECEMBER  | 7, 2012       | ASSESSOR'S PARCEL NUMBERS<br>APN 42+504-18<br>PROJECT NAME<br>LAMONT STREET TOWNHOMES<br>SHEET TITLE<br>SHEET TITLE<br>TENTATIVE PARCEL MAR NO. 1008045   | ct                             |
| REVISIONS<br>IO. DESCRIPTION BY DATI  | E             | SHEET TITLE   | Plaint                         |
| 2   |               | TENTATIVE PARCEL MAP NO. 1098945  | 14<br>ns                       |
| 4   |               | PTS NO. 304111 I.O. NO. 24003411 SHEET  |                                |
|   |               |   |                                |

### GRADING NOTES

| Total amount of site to be graded             | 3600 s.f. (foundational)<br>60       |
|---|--------------------------------------|
| Percent of total site graded                  | 0                                    |
| Area of 25% or greater slope<br>Amount of cut | 150 cu. ya. (faaringe)               |
| Amount of fill                                | 100 Cd 10 (100 10 ge)                |
| Max hat of out slope                          | 0                                    |
| Amount of export                              | ( 150 cu. ve (subject to compaction) |
| Retaining walls                               | Ø                                    |
|   |                                      |

### PLANNING NOTES

- Trashrineovole cans to be kept in enclosure slab area per site plan.
   There are no proposed on existing eldements.
   Plans have been designed to comply with disabled access requirements.
   There are no existing or proposed but stops.
   No exterior mechanical equipment exists (gas meters to be screened by landscoping).
   Provide nerveck storage in cabinets of each kitchen of min 2.5 cu. ft.
   Provide hulding address numbers that are visible and legible from the street for each unit.
   Dwellings are for sale.

- ENGINEERING NOTES

ENGINEERING NOTES: 1. F EXISTING IMPROVEMENTS IN THE PUBLIC RIGHT-OF-WAY ARE DAMAGED DURING CONSTRUCTION, THE REQUIRED PERMITS FOR THE REPLACEMENT OR REPART OF THE DAMAGE SHALL BE OBTAINED 2. ALL ENCAVATED MATERIAL SHALL BE EXPORTED TO A LEGAL DSPOSAL STEIN ACCORDANCE WITH STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION (GREEN BOOK), 2003 EDTION AND RESIDNAL SUPPLIEMENT AMENDMENTS ACOPTED BY RESIDNAL STANDARDS COMMITTEE 3. PROR THE FOUNDATION INSPECTION, AN ELEVATION CERTIFICATE SIGNED BY A REGISTERED CML ENGINEER OR LAND SURVEYOR SHALL BS SUBMITTED CERTIFYING THE PAD ELEVATION. SAEDED ON USGS DATUM, IS CONSISTENT WITH EXHIBIT 'N, SATISFACTORY TO THE CITY SIGNED BY 4. DRAINASE SHOWN IS MINIMUM REQUERENT(1)(S) 5. PRIOR TO THE ISSUANCE OF ANY CONSTRUCTION PERMIT, THE APPLICANT SHALL INCORPORATE ANY CONSTRUCTION PERMIT, THE APPLICANT SHALL SUBMIT A WATER POLLITION CONTROL PLAN (WCPC), THE WORD SHALL BE REPRARED IN ACCEORDANCE WITH THE GUERINGS IN APPENDIXE OF INAL CONSTRUCTION PERMIT, THE APPLICANT SHALL SUBMIT A WATER POLLITION CONTROL PLAN, MICH (WCPC), THE WROP SHALL BE PERPARED IN ACCEORDANCE WITH THE GUERINGS IN APPENDIXE OF INA

S SEE SHEET LIFER STE PERMEABUTY NOTES (). ANY AND ALL WORK IN THE RIGHT-OF-WAY TO BE DONE UNDER SEDARATE PERMIT(S) IN 00 GRADINS IS PROPOSED 12 UNITS ARE FOR SALE

### SPRINKLER NOTES

- (1) 2010 California / bases deferred." The submittal of residential fire sprinkler plans required by Section R313 of the orde or when required by Section 903 of the 2010 California Building Code has
- Beau observe.
   To second observe.
   If the spheric second observe and the second obsecond observe and the second observe and the second observe and th

**Owner Signature** 



POINT A' HIGH POINT WITHIN 5' (or at PLL # less than 5) AT EXISTING OR FINISHED GRADE (whichever is lower) FROM BUILDING

PONT BLOW PONT WITHIN \$ (or at PL, Fless than 5) AT EXISTING OR PNISHED GRADE (wholever is lower) PROM BUILDING

AX = BXIGTING T. . PROPERTY LINE

Weater meters for combined domestic water and five sprinkler systems shall not be installed until the five sprinkler system has been schmilted and approved by the Building Official.

| VICINITY MAP   | PROJECT DATA  |      | DRAWING INDEX              |   |
|--|---|------|----------------------------|---|
|  | SCOPE OF WORK: REMOVE EXISTING DWELLING UNTS (2) (UNDER DEMO PERHIT)<br>CONSTRUCT TWO, THREE STORY, DUPLEX CONDOMINUM BUILDINGS (DETACHED)<br>WA ATTACHED TANDEM GARAGE SIRACES AND I BURFACE PARKING SPACE   | T    | SITE PLAN, PROJECT DATA    |   |
| 7 IST CONTAINE   | APN +24-504-18-00   | IA I | FIRST FLOOR FLAN           |   |
| 8 die  | LEGAL LOTS I E 12 BLOCK 4 OF VENICE PARK, MAP 891   | AZ.  | SECOND FLOOR PLAN          |   |
| 2 GEAND AND TTUDING AND.   | ZONE RM-0-5 LOT AREA 5554 6 F<br>BULDING AREA5 (50.77)<br>LIVING SFA 6021 CBC, 5545   | CA   | THIRD FLOOR FLAN           |   |
| FRADENE  |   | 44   | 2005 PLAN                  |   |
|  | GARAGE GRA 1819 CBC 1830<br>DECK 1381+  | A5   | EXTERIOR ELEVATIONS        |   |
| SITE HISSON  | BEE TABLE ON BHEET AI FOR PER LINT AND PER PLOOR DATAY  | ALP  | EXTERIOR ELEVATIONS        |   |
| $\int \int \partial \int \partial \partial h$  | FAR ALLOWED: 135 w: 10735 FOR UNINS ABEA (8028 S.F.) and<br>C33675 FOR GARAGE (2009 S.F.)<br>FAR ACTUAL 27 PARKING (689 S.F.) (01 UNINS (6021 S.F.)   | A7   | BUILDING SECTIONS          |   |
|  | COVERAGE NR   |      |                            |   |
| PROP 12' STATEMENT   | NOTE + XXX + NON-GEA PER MC   |      |                            |   |
| THE HIGHEST PONT OF THE ROOF, EQUIPMENT, OR ANY VENT PPS, ANTENNA,<br>OR OTHER PROJECTION SHALL NOT EXCEED 30 ABOVE GRADE"                       | OCCUPANCY CLASS. R2 AND U<br>CONSTRUCTION TYPE, VB SPRINLERED<br>ZONING OVERLAYS, COASTAL (CTV) COASTAL HEIGHT LHT.<br>BEACH PARKING PRACT TANDEM FARKING   | LI   | LANDSCAPE DEVELOPMENT PLAN |   |
| THE PROJECT MUST COMPLY WITH MINIMUM CODE REQUIREMENTS FOR<br>MAXIMUM HEIGHT OF STRUCTURES NOT TO EXCEED 3.0 1                                   |   |      |                            |   |
| SETBACK REQUIREMENTS (RM-2-5) (SEE PLAN FOR PROPOSED)  | -   | TM   | TENTATINE MAP              |   |
| A <u>FRONT YARD</u> (LAMONT STREET)<br>STANDARD 20   | PERMITS REQUIRED, COP, DEMO (SEPARATE), BUILDING (NO GRADING PROPOSED)<br>CODES IN EFFECT 2010 CBC: 2010 CPC, CMC, CPC; 2010 NEC, CAC ITTLE 24  |      |                            | F |
| MINIMUM IS' (MAX 50% OF BULDING ENVELOPE WOTH)<br>ENVELOPE WOTH 42 (SEE SCIEYARD REQUIREMENTS)<br>B. ETREET SCIE YARD N/A                        | PARKING REQUIREMENTS.<br>4 UNITS & 2 BEDROOMS EACH : 4 x 225 : 9 SPACES<br>PARKING FROMOED & SPACES   |      |                            |   |
| C ECE YARD (TYPICAL OF TWO)<br>MINIMUM 4 WITH LOT WITH 9/2   |   |      |                            |   |
| D. REAR YARD MINIMUM IS UP TO 10 OR % OF ALLEY WIDTH (5 ACTUAL)<br>CAN APPLY TO REGUREMENT BETBACK FROM PL +7.5 (75 ALLEY +75+16)                |   |      |                            |   |
| PARCEL NFORMATION  | ALLOWABLE AREA: R2/VE 34.000 PR4 2010 CBc TABLE 505 (W/SPRINKLERS)<br>U/VB 000UPANOY UP TO 2000 SF PER CBC 4061<br>ALLOWABLE HEIGHT (STORYE): R2 /VE 3 (W/SPRINKLERS)   |      |                            |   |
| SITE DOIS NOT CONTIAN ENVIRONMENTALLY SENSITIVE LANDS     SITE 6 NOT IN AN HISTORIC DISTRICT     SITE 6 NOT IN THE FAA PART IT NOTIFICATION AREA | A second s |      |                            |   |
| 4 IREOLOGICAL HAZARD CATEGORY IS 10 NOT AN EARTHQUAKE ZONE   | A   |      |                            |   |





•



| > | LAMONT STREET TOWNHOMES                       | Daniel Linn architect                    |
|---|---|--|
| 3 | FOUR TOWNHOME APARTMENTS                      | 5732 bellevue avenue 🛛 la jolla ca 92037 |
|   | 3953-3959 LAMONT STREET SAN DIEGO, CALIFORNIA | 858 459-8108 fax 858 459-8118            |



| $\mathbb{A}$  | FOUR TOWNHOME APAR      | 5732 bellevue avenue la jalla ca 92037<br>858 459-8108 fax 858 459-8118 |                                    |
|---------------|-------------------------|---|------------------------------------|
| e to 2 ageq   | 3953-3959 LAMONT STREET | SAN DIEGO, CALIFORNIA   | C COPYRIGHT 20 ALL RIGHTS RESERVED |
| Project Plans |                         |   |                                    |
| AL Inemicatia |                         |   |                                    |





1.01





var: Varlegatt

Rockrose

Lavenda

var: 'Ballerina

Purpie Lantana

Lily of the nile

Fescue Grass

Shreaded bark mulch Min. 7" deep all planter areas

Star jas. (bush form)

56

SG

50

5G

SG

SG

16

Sod

HEAVENLY BAMBOO 53

2'

2'

1.5

+

3'

8**3**%

1.5

12

Pittosporum Tobira

Lavandula Dentat

Raphiolepis Indica

Lantana mont.

Agananthus

Marathon II

Trachelospermum Jas.

NANDINA DOM.

Cistus

Low Moundi

\*\*

R

had to yil Turf

111111111Mulch

PERENNIAL COLOR

VERT. SCREEW

| REA TOTAL<br>REQ LANDELARE | 815年<br>438年 |
|----------------------------|--------------|
| ACHICVED                   | 8154         |
| SY RANT PIG RO             | 44 pres      |
| AFHIEVED                   | 165 pts      |

DOTE: AUCASION TECKS SHALL BE REARDED WITH SPEPT FOR ZOTE AND RANDED IN AN APP AND WATCH PLEANENEL LANDELARE HIRE MILE DIM 5 Note: All landscape and infration shall conform to the standards of the CRy-Wide Landscape Standards and the City of San Diego Land Development manuel Landscape Standards and all other landscape related City and Regional Standards.

Note: All landscape installation shall be maintained in accordance with the City of San Diego's Land Development Manual Landscape Stendards.

Note: Maintenance: All required landscape eress shall be maintained by the owner. The landscape areas shall be maintained free of debris and litter and all plant material shall me maintained in a healthy growing condition. Diseased or dead plant material shall be satisfactorily treated or replaced per the conditions of the permit.

Note: Root barriers shall be placed at all trees within 5' of walks or driveways,

Note: If any existing hardscape or landscape indicated on the approved plans is damaged or removed during demolition or construction, it shall be repaired or replaced in kind and of equivalent size per the approved plans

| MINIMUM TREE SEPA                             | RATION DI   | STANCES      |      |
|---|-------------|--------------|------|
| Improvement                                   | Min. distan | ce to street | tree |
| Traffic signal/stop sign                      |             | 20           |      |
| Underground utility lines                     | 5           | 5'           |      |
| Above ground utility str                      | uctures     | 10           |      |
| Driveway entries<br>Intersecting curbs of 2 s | streets     | 25'          | 10"  |

Note: Imigation: An Imigation system shall be provided as required for proper imigation, development and maintenance of the vegetation. The design shall provide adequate support for the vegetation selected.

Note: Irrigation systems are to be installed as shown on the plans and in accordance with the criteria and standards of the City of San Diego Landscape Ordinance section 142.0403 and the City of San Diego Land Development Manual Landscape Standards.

### Prepared by: OUTSIDE DIMENSIONS

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| Project Name:  | LAMONT STREET CONDOS  |  |
| Project Addres | 5: 3953-59 LAMONT ST  |  |
|                | SAN DIEGO             |  |
| Sheet Title:   | LANDSCARE DEV. PLAN   |  |

Rev#\_\_\_/\_\_/\_\_\_ Rev. 2 \_\_\_/\_\_/\_\_\_ Rev.1 \_\_/\_\_/\_\_ Orig date: 10/15/12 Sheet\_\_\_\_of\_\_\_\_ Dep#\_\_\_\_

