

THE CITY OF SAN DIEGO

REPORT TO THE PLANNING COMMISSION

DATE ISSUED:	July 9, 2009	REPORT NO. PC-09-059
ATTENTION:	Planning Commission, Agenda of July 10	6, 2009
SUBJECT:	VERIZON NIMITZ - PROJECT NO. 1655	42. PROCESS 4.
OWNER/ APPLICANT:	THE RECTOR WARDENS & VESTRYM POINT LOMA SAN DIEGO/VERIZON W	

SUMMARY

Issue(s): Should the Planning Commission approve a new Wireless Communication Facility (WCF) to be incorporated on an existing church building at 1475 Catalina Boulevard in the Peninsula Community Planning Area?

Staff Recommendation:

- 1. CERTIFY Negative Declaration No. 165542
- 2. APPROVE Conditional Use Permit (CUP) No. 661262
- 3. APPROVE Planned Development Permit (PDP) No. 661263.

<u>Community Planning Group Recommendation</u>: The Peninsula Community Planning Board voted to recommend approval of this project 9-1-0 at their December 18, 2008 meeting.

Environmental Review: A NEGATIVE DECLARATION, LDR No. 165542, has been prepared for the project in accordance with State of California Environmental Quality Act (CEQA) Guidelines.

Fiscal Impact Statement: Verizon Wireless is the Financially Responsible Party for this project and is paying for costs associated with the processing of this permit.

Code Enforcement Impact: Not applicable.

Housing Impact Statement: Not applicable.



BACKGROUND

WCF's are permitted throughout the City as a "separately regulated use." The intent of the regulations is to allow carriers to provide service throughout the City in a manner that is visually compatible and respectful of the neighborhood context.

This project is located in the Peninsula Community Planning area at 1475 Catalina Blvd. The property is zoned RS-1-7 (Attachments 1, 2, and 3). The project site contains a few buildings associated with the church. The building the antennas are to be attached to is two stories with a rectangular footprint and a symmetrical Colonial Revival style.

Sprint has operated a WCF on this building since 2001 with their antennas located within a dormer. Verizon's proposed dormer will match the size and design of Sprint's dormer.

WCF's are permitted in areas zoned as residential with the processing of a Conditional Use Permit, Process 3 when the antennas associated with the WCF are located on a premises with a non-residential use within 100' from the property line of a residential use (Attachment 4). Additionally, due to the width of the of the proposed dormer -11 feet 6 inches, where 10 feet is allowed - a Planned Development Permit, Process 4 is also required. Surrounding uses include a school to the west and residential uses to the south, east and north.

PROJECT DESCRIPTION

This project proposes the installation of 12 antennas (3 sectors of 4 antennas each). One sector will be located within a new dormer and two sectors will be located within a faux chimney. The proposed dormer matches the size of an adjacent Sprint dormer located on the other side of the building. As the size of the dormer exceeds the allowed dimensions permitted by the Land Development Code, a Planned Development Permit is being pursued to allow the greater width in order for the proposed dormer to match the existing Sprint dormer. Staff supports the size of the proposed dormer as it matches the size of the existing Sprint dormer. If the project complied with the strict application of the regulations, the symmetry of the building would be disrupted by the varying dormer sizes. Therefore, the project as designed results in a better project than if the strict application of the regulations was followed.

The City's General Plan calls for WCF's to be respectful of the neighborhood context. By mounting the antennas within elements designed to be integral architectural design features, the WCF does not appear to be out of place. The antennas are all proposed to be located behind radio frequency (RF) transparent material, which will be painted and textured to match adjacent building surfaces. The proposed WCF will allow Verizon to provide service to the neighborhood, while at the same time effectively integrating with the community.

CONCLUSION

The project is consistent with the WCF regulations, Land Development Code (LDC) Section 141.0420 and the City's General Plan. The project is also supported by the Peninsula

Community Planning Group (Attachment 10). Therefore, Staff recommends approval of CUP No. 661262 and PDP No. 661263.

ALTERNATIVES

- 1. Approve Conditional Use Permit No. 661262 and Planned Development Permit No. 661263, with modifications.
- 2. Deny Conditional Use Permit No. 661262 and Planned Development Permit No. 661263, if the findings required to approve the project cannot be affirmed.

Respectfully submitted,

Mike Westlake Program Manager Development Services Department

Alex Hempton, AICP Associate Planner Development Services Department

BROUGHTON/AFH

Attachments:

- 1. Aerial Photograph
- 2. Community Plan Land Use Map
- 3. Project Location Map
- 4. Project Data Sheet
- 5. Photo Simulations
- 6. Site Justification Letter and Coverage Maps
- 7. Project Plans
- 8. Draft Permit with Conditions
- 9. Draft Resolution with Findings
- 10. Community Planning Group Recommendation
- 11. Photo Study
- 12. Ownership Disclosure Statement
- 13. Project Chronology
- 14. Notice of Public Hearing (PC)
- 15. Environmental Resolution



Aerial Photo Verizon - Nimitz - Project Number 165542 1475 Catalina Blvd.







Community Plan Land Use Designation

Verizon - Nimitz - Project Number 165542

1475 Catalina Blvd.

North





Project Location Map

Verizon - Nimitz- Project Number 165542

1475 Catalina Blvd.

PROJECT NAME:	Verizon - Nimitz						
PROJECT DESCRIPTION:	A Wireless Communication Facility (WCF) consisting of 12 antennas mounted within a new faux chimney and a new dormer. Associated equipment will be located adjacent to the existing building within an enclosure.						
COMMUNITY PLAN AREA:	Peninsula						
DISCRETIONARY ACTIONS:	Conditional Use Permit (CUP) and Planned Development Permit (PDP)						
COMMUNITY PLAN LAND USE DESIGNATION:							
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HEIGHT LIMIT: 24/	/30						
LOT SIZE: n/a							
FLOOR AREA RATIO: n/a							
FRONT SETBACK: 15							
SIDE SETBACK: .08	multiplied by lot width						
STREETSIDE SETBACK: .10	multiplied by lot width						
REAR SETBACK: 13							
PARKING: n/a	1						
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Surrounding sites: CHATSWORTH SD 2195 CHATSWORTH I San Diego 92107 FAMOSA SLOUGH 3006 Loma Riviera Dr San Diego 92110 FORT ROSECRANS 200 Block Catalina Blvd. San Diego 92106 LINDBERGH FIELD 1960 Harbor Island Drive San Diego 92101 NTC2750 Womble RdSan Diego 92106 OB PIER II1371 Sunset Cliffs Blvd. San Diego 92107 OCEAN BCH 2229 Bacon Street San Diego 92107 POINT LOMA1055 Catalina Blvd Point Loma 92106 SHELTER ISLAND2 2901 nimitz blvd San Diego 92016 SPORTS ARENA 3500 SPORTS ARENA BLVD. San Diego 92110 UPTOWN 2461 San Diego Ave. San Diego 92110

Existing coverage

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Nimitz ATTACHMENT 6 1475 Catalina Blvd. San Diego, CA 92107







PLANCON Telecommunications Project Management

August 28, 2008 VZW – "Nimitz"

Sent Via Hand Delivery

Ms. Karen Lynch-Ashcraft CITY OF SAN DIEGO 1222 First Avenue, 5th Floor San Diego, CA 92101

Re: Verizon Wireless – "Nimitz"

Dear Ms. Lynch-Ashcraft:

We are submitting the attached application and supporting documentation in order to be considered for a neighborhood use permit for a wireless communications facility located at 1475 Catalina Boulevard in the Peninsula Community Plan. The property is currently zoned RS-1-5, however there are no residential uses on site as the property is home to the All Souls Parish of Point Loma.

The project consists of the installation of (12) antennas within two new RF friendly architectural elements. 1 sector of 4 antennas is proposed within a new dormer to match the existing Sprint design. 2 sectors of 4 antennas are proposed within a new faux chimney. The chimney is significantly screened by tall landscape and therefore is not visible from Catalina Blvd or from view sheds along Chatsworth. It is located behind and among mature trees. The associated equipment cabinets necessary to operate the facility will be located on the ground adjacent to Sprint's current equipment room and will be designed to match.

There is currently one existing telecommunications carriers on site. Sprints facility was permitted under neighborhood use permit #410-289-05 it is set to expire June 29, 2011. This site was chosen by Verizon because it is located within the intended coverage area and provides a technically feasible, non-residentially used property as preferred by the LDC.

We appreciate your assistance with this project. I will be the contact person for this project, therefore, if you have any questions or need additional information, please contact me directly at (619) 223-1357.

Sincerely,

Kunji Dichl For,

Shelly Kilbourn, Land Use Consultant Agent for Verizon Wireless

302 State Place

Escondido, CA 92029

619-208-4685 mobile

760-735-4913 fax





September 8, 2008

Sent Via Hand Delivery

City of San Diego Development Services 1222 First Avenue MS-301 San Diego, CA 92101

Re: "Nimitz" Technical Site Specifications

As requested Verizon Wireless is providing the following technical information related to the operation of its proposed PCS facility:

Frequency Range:	CDMA 800 Tx; 880 MHz to 894 MHz RX; 835 MHz to 848 MHz
	EVDO 1900 Tx; 1965 MHz to 1970 MHz Rx; 1885 MHz to 1890 MHz
Antenna Sectors:	2 - 16 Radio Channels per sector
Radio Channels per Sector:	8
Power:	1000 Watts (Effective Radiated Power)

Please note that Verizon Wireless is providing these specifications as information only. Verizon Wireless reserves any and all rights to operate the above facility in accordance with FCC standards under the terms of its license. Should you have any questions or comments regarding this information, please do not hesitate to call Ericka Chong at (949) 683-9388.

Verizon Wireless

Cc: File

15505 San Canyon Avenue Building D-104, Irvine, CA 92618



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A. Site Management Requirements

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A sell-inspection checklist, noting date, time, conditions and inspection date, must be logit on-site and made evaluation for inspection, of requests (index the State General Construction Paralities additional Impaction requirements that must be muit to comply with the parality, Self-inspections must be performed by a Guidelfod Contact Person according to the bioloxidy addition.

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PROPOSED GPS ANTENNA MOUNTED TO EACH "CMO" EQUIPMENT CABINET (TYPICAL OF 2).

PROPOSED UNDERGROUND COAMAL CABLE TRENCH (SHOWN DASHED)

PROPOSED TELCO CABINET GR-487-CORE UNISTRUT MOUNTED TO WALL (TYPICAL OF 2) (STACKED)

PROPOSED MANUAL TRANSFER SWITCH UNISTRUT MOUNTED TO WALL PROPOSED 200 AMP ELECTRICAL PANEL UNISTRUT MOUNTED TO WALL PROPOSED POURED-IN-PLACE CONCRETE PAD FOR VERIZON WRELESS CABINETS.

PROPOSED TELCO CABINET THE BEAST" UNISTRUT MOUNTED TO WALL PROPOSED STEEL GATE AND FRAME WITH VERIZON WRELESS SIGNAGE PROPOSED RAISED CONCRETE PAD FOR VERIZON WRELESS CABINETS.

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PROPOSED VERIZON WINCLESS UNDERGROUND TELCO TRENCH. PROPOSED VERIZON WIRKLESS UNDERGROUND POWER TRENCH.

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PLANTING NOTES

- DETERMINE, THE LOCATION OF ALL UNDERGROUND UTILITIES PRIOR TO THE INITIATION OF ANY WORK, ALL WORK SHALL BE PERFORMED IN AN MANNER WHICH WILL AVOID POSSIBLE DAMAGE TO UTILITIES, HAND EXCAVATE AS REQUIRED.
- . TREES SHALL HE LOCATED A MINIMUM OF FIVE FEET FROM ANY ORAMAGE FLOW LINE, SEWER LINE, WATER LINE, GAS LINE, OR ELECTRICAL CONDUIT.
- 3. ROOT BARRERS SHALL BE INSTALLED ADJACENT TO ALL PAVING SURFACES, WHERE A PAVING SURFACE IS LOCATED WITHIN S' OF A TREES TRUNK, ROOT BARRIERS SHALL EXTEND FOUR FEET IN EACH DIRECTION, FROM THE CENTER LINE OF THE TRUNK, FOR A TOTAL DISTANCE OF B FEET. INSTALLING ROOT BARRIERS ARGUND THE ROOT BALL IS LUNCCEPTABLE.
- 4. TREES WILL BE LOCATED A MINIMUM DISTANCE OF 3 FEET FROM ANY PAVING SURFACE. CURB, WALL OR CONCRETE NOW STRIP.
- 5. ALL PLANTING AREAS, SHALL RECEIVE A 3" LAYER OF MULCH.
- 8, FLANTING INSTALLATION ORITERIA: ALL PROPOSED TREES SHALL SE SELF-SLIPPORTING, WOODY FLANTS WITH AT LEAST ONE WELL DEPINED TRUNK AND SHALL NORMALLY ATTAIN A MATURE HEIGHT AND SPREAD OF AT LEAST 15 FEET.
- 7. PLANTING MAINTENANCE CRITERIA: All Landscare installation skall be maintained in accordance with the City of San Diego Landscare strangards.
- 8. Nonmum tree separation distance Markomement/Nanhulm distance to street tree: Traffic skonus (Stop Sign) 20 feet Underground utility unes 5 feet Intersections (Intersecting curre lines of two streets) 10 feet Intersections (Intersecting curre lines of two streets) 25 feet
- IRRIGATION AN IRRIGATION SYSTEM SHALL BE PROVIDED AS REQUIRED FOR PROPER IRRIGATION, OEVELOPMENT AND MAINTENANCE OF THE VEGETATION. THE DESIGN OF THE SYSTEM SHALL PROVIDE ADEQUATE SUPPORT FOR THE VEGETATION SELECTED.
- 10. VERICON WIRELESS IS RESPONSIBLE FOR THE LONG TERM MAINTENANCE OF THE PROJECT AREA. CONTACT: 19503 SAND CANNON AVENUE, IRVINE, CA 92718 (949) 266-3735
- A LANDSCAPE MAINTENANCE AGREEMENT MAY BE REQUIRED FOR THE AREAS WITHIN THE REGIT-OF-WAY AND MY LARCE REVEGETATED AREAS VISIOLE TO THE PUBLIC UNTIL SUCH TIME AS AN APPROVED ENTITY CAN ASSUME MAINTENANCE RESPONSIBILITES.
- 11. MAINTEMANCE: ALL REQUIRED LANDSCAPE AREAS SHALL BE MAINTAINED BY VERZON WIRELESS. THE LANDSCAPE AREAS SHALL BE MAINTAINED IN A FREE OF DEBINS AND ALL PLANT MATERIAL SHALL BE MAINTAINED IN A NEALTHY GROWING CONDITION, OJSEASED OR DEAD PLANT MATERIAL SHALL BE SATISFACTORY TREATED OR REPLACED PER THE CONDITIONS OF THE PERMIT.
- 12. ALL LANDSCAPE AND IRRIGATION SHALL CONFORM TO THE STANDARDS OF THE CITY-WIDE LANDSCAPE RECULATIONS AND THE CITY OF SAN DIEGO LAND OEVELOPHENT MANUAL LANDSCAPE STANDARDS AND ALL OTHER LANDSCAPE RELATED CITY AND REGIONAL STANDARDS.
- 13. ALL GRADED, DISTURBED OR ERODED AREAS THAT WILL NOT BE PERMANENTLY PAVED OR COVERED BY STRUCTURES SHALL BE PERMANENTLY REVECTATED AND IRRIGATED AS SHOWN IN TABLE 142-04F AND IN ACCORDANCE WITH THE STANDARDS IN THE LOW.
- 14. MAINTENANCE: ALL LANDSCAPE AREAS SHALL BE MAINTAINED BY ALL SOULS PARISH OF POINT LOMA. THE LANDSCAPE AREAS SHALL BE MAINTAINED FREE OF DEBRIS AND LITTER AND ALL PLANT MATERIAL, SHALL BE MAINTAINED IN A HEALTHY GROWING. CONDITION. OISEASED ON DEAD PLANT MATERIAL, SHALL BE SATISFACTORILY TREATED OR REPLACED PER THE CONDITIONS OF THE PERMIT.

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	CANELLIA JAPONICA	CAMELLIA	_	EXISTING	1
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BEING A PORTION OF LOT 196 OF THE PUEBLO LANDS OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALFORNIA, ACCORDING TO MAP THEREOF MADE BY JAMES PASOCE IN 1870, A COPY OF WHICH SAID MAP WAS FILED IN THE OFFICE OF THE RECORDER OF SAND COUNTY, NOYEMBER 14, 1921 AND IS KNOWN AS MISCELLANEOUS MAP NO, 36, DESCRIBED AS FOLLOWS:

COMMENCING AT A LEAD AND TACK FOUND ON A 5 FOLLOWS: COMMENCING AT A LEAD AND TACK FOUND ON A 5 FOOT WESTERLY EXTENSION OF THE CENTERLINE OF THE ABANDONED ALLEY OF BLOCK 49 OF POINT LOMA HEIGHTS, IN THE CITY OF SAN DEGO, COUNTY OF SAN DEGO, STATE OF CALIFORMA, ACCORDING TO MAP THEREOF NO. 1108, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DEGO COUNTY, DECEMBER 20, 1907 FROM THE CURRENT RIGHT OF WAY OF CATALINA BOULEVARD, SAID CATALINA BOULEVARD HAVING A BEARING OF SOUTH 2011'SB" WESTS, WITH ALL BEARINGS HEREIN RELATIVE THERETO; THENCE, SOUTH 3'24'48" EAST, A DISTANCE OF 232.97 FEET TO THE NORTHWEST CORNER OF THE LEASE PARCEL AREA (JPA), SAID FOINT BEING THE FOINT OF BEGINNING; THENCE, THE FOLLOWING FOUR (4) COURSES:

1) SOUTH 39745'10" EAST, A OISTANCE OF 20.67 FEET; THENCE, 2) SOUTH SO'14'30" WEST, A DISTANCE OF 11.60 FEET; THENCE, 3) NORTH 39'45'10" WEST, A DISTANCE OF 20.67 FEET; THENCE, 4) NORTH 50'14'50" EAST, A DISTANCE OF 11.60 FEET TO THE POINT OF BEGINNING.

CONTAINING 244 SQUARE FEET, MORE OR LESS.

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This is not a bound map. The property line record information as n the topographic survey monuments shown here Surveying, Inc.

Any changes made written consent of Floye of any ond all flobility.

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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

JOB ORDER NUMBER: 43-0104

CONDITIONAL USE PERMIT NO. 661262 PLANNED DEVELOPMENT PERMIT NO. 661263 VERIZON – NIMITZ PROJECT NO. 165542 PLANNING COMMISSION

This Conditional Use Permit (CUP) No. 661262 and Planned Development Permit No. 661263 is granted by the Planning Commission of the City of San Diego to the THE RECTOR WARDENS & VESTRYMEN OF ALL SOULS PARISH POINT LOMA SAN DIEGO, Owner, and VERIZON WIRELESS, Permittee, pursuant to San Diego Municipal Code [SDMC] section 141.0420. The site is located at 1475 Catalina Blvd. in the RS-1-7 zone of the Peninsula Community Plan. The project site is legally described as Lots 1 to 5 inclusive in Block 49 of Point Loma Heights according to Map thereof No. 1106.

Subject to the terms and conditions set forth in this Permit, permission is granted to Owner/Permittee to construct and operate a Wireless Communication Facility, described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated July 16, 2009, on file in the Development Services Department.

The project shall include:

- a. A total of twelve (12) antennas consisting of three antenna sectors of four antennas each. Two sectors will be located within a faux chimney and one sector will be located within a new dormer, designed to match an existing dormer. The proposed dormer's length deviates from the 10' maximum and is permitted to extend to a maximum length of 13'9" (to match the existing Sprint dormer) with the processing of this PDP. Equipment associated with the antennas will be located within a block wall enclosure adjacent to the building;
- b. Landscaping (planting, irrigation and landscape related improvements);
- c. Accessory improvements determined by the Development Services Department to be consistent with the land use and development standards in effect for this site per the Page 1 of 6

adopted community plan, California Environmental Quality Act Guidelines, public and private improvement requirements of the City Engineer, the underlying zone(s), conditions of this Permit, and any other applicable regulations of the SDMC in effect for this site.

STANDARD REQUIREMENTS:

1. This permit must be utilized within thirty-six (36) months after the date on which all rights of appeal have expired. Failure to utilize and maintain utilization of this permit as described in the SDMC will automatically void the permit unless an Extension of Time has been granted. Any such Extension of Time must meet all SDMC requirements and applicable guidelines in affect at the time the extension is considered by the appropriate decision maker.

2. This Conditional Use Permit [CUP] and Planned Development Permit [PDP] and corresponding use of this site shall expire on July 16, 2019. Upon expiration of this Permit, the facilities and improvements described herein shall be removed from this site and the property shall be restored to its original condition preceding approval of this Permit, unless the applicant of record files a new application for a facility which will be subject to compliance with all regulations in effect at the time.

3. No later than ninety (90) days prior to the expiration date of this CUP and PDP, the Owner/Permittee may submit a new permit application to the City for consideration with review and a decision by the appropriate decision maker at that time.

4. Under no circumstances, does approval of this permit authorize Verizon Wireless or subsequent permittee or owner to utilize the communication antenna structure or site for wireless communication purposes beyond the permit expiration date. Implicit use of this permit beyond the effective date of this permit is prohibited.

5. 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.

6. Unless this Permit has been revoked by the City of San Diego the property included by reference within this Permit shall be used only for the purposes and under the terms and conditions set forth in this Permit unless otherwise authorized by the Development Services Department.

7. This Permit is a covenant running with the subject property and shall be binding upon the Owner/Permittee and any successor or successors, and the interests of any successor shall be subject to each and every condition set out in this Permit and all referenced documents.

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

9. 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.).

10. The Owner/Permittee shall secure all necessary building permits. The Owner/Permittee is informed that to secure these permits, substantial modifications to the building and site improvements to comply with applicable building, fire, mechanical and plumbing codes and State law requiring access for disabled people may be required.

11. Construction plans shall be in substantial conformity to Exhibit "A." No changes, modifications or alterations shall be made unless appropriate application(s) or amendment(s) to this Permit have been granted.

12. All of the conditions contained in this Permit have been considered and have been determined to be necessary in order to make the findings required for this Permit. It is the intent of the City that the holder of this Permit be required to comply with each and every condition in order to be afforded the special rights which the holder of the Permit is entitled as a result of obtaining this Permit.

In the event that 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.

13. The applicant shall defend, indemnify, and hold harmless the City, its agents, officers, and employees from any and all claims, actions, proceedings, damages, judgments, or costs, including attorney's fees, against the City or its agents, officers, or employees, relating to the issuance of this permit including, but not limited to, any action to attack, set aside, void, challenge, or annul this development approval and any environmental document or decision. The City will promptly notify applicant of any claim, action, or proceeding and, if the City should fail to cooperate fully in the defense, the applicant 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, applicant 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 applicant 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 applicant shall not be required to pay or perform any settlement unless such settlement is approved by applicant.

ENGINEERING REQUIREMENTS:

14. Prior to the issuance of any construction permits, the applicant 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.

15. Prior to the issuance of any construction permits, the applicant 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.

16. Any party on whom fees, dedications, reservations or other exactions have been imposed as conditions of approval of this development permit, may protest the imposition within 90 days of the approval of this development permit by filing a written protest with the City Clerk pursuant to California Government Code 66020.

LANDSCAPE REQUIREMENTS:

17. Prior to issuance of any construction permits for buildings the Permittee/Owner shall submit complete landscape and irrigation construction documents consistent with the Land Development Manual, Landscape Standards 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.

18. Prior to Final Inspection and activation of this Wireless Communication Facility, it shall be the responsibility of the Permittee/Owner to install all required landscape.

19. The Permittee/Owner shall maintain all landscape in a disease, weed and litter free condition at all times. Severe pruning or "topping" of trees is not permitted. The trees shall be maintained in a safe manner to allow each tree to grow to its mature height and spread.

20. 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:

21. 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.

22. All cables associated with the antennas shall be routed internally within the building. No "dog houses" for cabling are permitted. Cables shall be routed underground to the equipment enclosure.

23. Prior to building permit issuance, the permittee shall provide a cumulative radio frequency model study to demonstrate compliance with the Federal Communication Commission's Radio Frequency Guidelines. All significant contributors to the ambient RF environment should be considered in this model study. The report shall be prepared by a certified radio frequency engineer and shall demonstrate that the site complies with all FCC, Cal-OSHA, and any other applicable safety regulations. Once the site is operational, an "on-air" RF study shall also be provided within 30 days of final inspection.

24. Proposed lighting associated with the equipment enclosure shall be shaded and adjusted to fall on the developed portions of the property only and in accordance with the applicable regulations in the SDMC. Lighting shall be directed away from residential uses.

25. The faux chimney and dormer shall be painted and textured to match existing architectural elements on the building, to the satisfaction of the Development Services Department. The transition between RF-transparent material and non-RF-transparent material shall be seamless.

26. The stamped, approved photo simulations (part of Exhibit "A") shall be printed in color on the construction document plan set.

INFORMATION ONLY:

□ Any party on whom fees, dedications, reservations, or other exactions have been imposed as conditions of approval of this development 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 §66020.

□ This development may be subject to impact fees at the time of construction permit issuance.

APPROVED by the Planning Commission of the City of San Diego on July 16, 2009, XXXX-PC.

Permit Type/PTS Approval No.: CUP/661262 PDP/661263 Date of Approval: 7/16/09

AUTHENTICATED BY THE DEVELOPMENT SERVICES DEPARTMENT

Alexander Hempton Associate Planner

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.

The Rector Wardens & Vestrymen of All Souls Parish Point Loma San Diego Owner

By

Michael Russell Church Rector

Verizon Wireless Permittee

By

Bill D'Agostino Executive Director

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

Rev. 02/04/08 rh

PLANNING COMMISSION RESOLUTION NO. XXXX-PC CONDITIONAL USE PERMIT – 661262 PLANNED DEVELOPMENT PERMIT – 661263 VERIZON – NIMITZ PROJECT NUMBER 165542

WHEREAS, THE RECTOR WARDENS & VESTRYMEN OF ALL SOULS PARISH POINT LOMA SAN DIEGO, Owner, and VERIZON WIRELESS, Permittee, filed an application with the City of San Diego for a permit to construct, operate, and maintain a Wireless Communication Facility (WCF) consisting of 12 antennas completely concealed within a new faux chimney and dormer on an existing building. Equipment associated with the antennas will be located within a new equipment enclosure adjacent to the existing building (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit Nos. 661262 and 661263);

WHEREAS, the project site is located at 1475 Catalina Blvd. in the RS-1-7 zone of the Peninsula Community Plan;

WHEREAS, the project site is legally described as Lots 1 to 5 inclusive in Block 49 of Point Loma Heights according to Map thereof No. 1106;

WHEREAS, on July 16, 2009, the Planning Commission of the City of San Diego considered Conditional Use Permit No. 661262 and Planned Development Permit No. 661263 pursuant to the Land Development Code of the City of San Diego; NOW, THEREFORE,

BE IT RESOLVED by the Planning Commission of the City of San Diego as follows:

That the City Council adopts the following written Findings, dated July 16, 2009.

FINDINGS:

Conditional Use Permit - Section 126.0305

1. The proposed development will not adversely affect the applicable land use plan;

Section A.15 of the Urban Design section of the City of San Diego's General Plan addresses Wireless Facilities. The intent is to minimize the visual impact of wireless facilities. The General Plan states that wireless facilities should be concealed in existing structures when possible, or otherwise use camouflage and screening techniques to hide or blend the facilities into the surrounding area. In this particular case, the antennas are proposed to be located within a new faux chimney and a new dormer, designed to match an existing dormer. The chimney and dormer will be painted and textured to match the existing building's coloring and design. The antennas will not be visible, as they will be located behind radio frequency transparent material. Based on this design, the WCF will respectfully integrate with the church site and the surrounding residential uses. This will meet the intent of the City's General Plan and the WCF regulations.

The General Plan continues to state that facilities should be designed to be "aesthetically pleasing and respectful to the neighborhood context." This is a residential zone developed as a church. The proposed chimney and dormer will be aesthetically pleasing as they will be designed to match the existing church building, which integrates effectively with the neighborhood. As a result, the design of this WCF will respect its neighborhood context.

The Pensinula Community Plan does not address WCF with a specific land use recommendation. Based on the project's design, the facility will comply with the City of San Diego's General Plan as it relates to Wireless Facilities, and this project would not adversely affect the land use plan.

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

The Telecommunication Act of 1996 preempts local governments from regulating the "placement, construction and modification of wireless communication facilities on the basis of the environmental effects of Radio Frequency (RF) emissions to the extent that such facilities comply with the Federal Communication Commission's (FCC) standards for such emissions." The proposed project would be consistent with the FCC's regulations for wireless facilities. To insure that the FCC standards are being met, a condition has been added to the permit that requires that Verizon Wireless submit a RF study to demonstrate compliance with the applicable FCC regulations prior to building permit issuance. Therefore, based on the above, the project would not result in any significant health or safety risks to the surrounding area within matters of the City's jurisdiction.

3. The proposed development will comply to the maximum extent feasible with the regulations of the Land Development Code; and

WCF's are required to blend in and camouflage with areas where they are proposed. One way that WCF's can achieve this design requirement is through architectural integration. In this case, the installation of twelve antennas will be concealed within a new chimney and dormer. Although the dormer is a larger size than what is permitted by the Land Development Code, the dormer will match an existing dormer built by Sprint, and therefore Verizon's dormer will symmetrically match the existing dormer. The existing Sprint dormer is compatible with the building. A Planned Development Permit is being processed for this deviation. The antennas not located in the dormer will be located within a faux chimney. Both the dormer and the chimney will utilize radio frequency transparent material which will be painted and textured in such a way that the radio signals will penetrate the material, but the structures will appear as if they are a normal feature of the building. Equipment associated with the antennas will be located in an equipment enclosure adjacent to the building. Landscape screening will be provided around the enclosure. Based on these considerations, this project complies to the maximum extent feasible with the regulations of the Land Development Code.

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

The City of San Diego encourages wireless carriers to locate on non-residential properties. In this case, the zone is residential, but there is a non-residential use on site. Therefore, the proposed location for this WCF is more preferable to one located in a residential zone with a residential use. Verizon was also able to design the site to be architecturally integrated with the

existing building, therefore allowing the WCF to be compatible with the proposed location. Therefore, the proposed use is appropriate at the proposed location.

Planned Development Permit - Section 126.0604

A. Findings for all Planned Development Permits

1. The proposed development will not adversely affect the applicable land use plan;

Section A.15 of the Urban Design section of the City of San Diego's General Plan addresses Wireless Facilities. The intent is to minimize the visual impact of wireless facilities. The General Plan states that wireless facilities should be concealed in existing structures when possible, or otherwise use camouflage and screening techniques to hide or blend the facilities into the surrounding area. In this particular case, the antennas are proposed to be located within a new faux chimney and a new dormer, designed to match an existing dormer. The chimney and dormer will be painted and textured to match the existing building's coloring and design. The antennas will not be visible, as they will be located behind radio frequency transparent material. Based on this design, the WCF will respectfully integrate with the church site and the surrounding residential uses. This will meet the intent of the City's General Plan and the WCF regulations.

The General Plan continues to state that facilities should be designed to be "aesthetically pleasing and respectful to the neighborhood context." This is a residential zone developed as a church. The proposed chimney and dormer will be aesthetically pleasing as they will be designed to match the existing church building, which integrates effectively with the neighborhood. As a result, the design of this WCF will respect its neighborhood context.

The Pensinula Community Plan does not address WCF with a specific land use recommendation. Based on the project's design, the facility will comply with the City of San Diego's General Plan as it relates to Wireless Facilities, and this project would not adversely affect the land use plan.

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

The Telecommunication Act of 1996 preempts local governments from regulating the "placement, construction and modification of wireless communication facilities on the basis of the environmental effects of Radio Frequency (RF) emissions to the extent that such facilities comply with the Federal Communication Commission's (FCC) standards for such emissions." The proposed project would be consistent with the FCC's regulations for wireless facilities. To insure that the FCC standards are being met, a condition has been added to the permit that requires that Verizon Wireless submit a RF study to demonstrate compliance with the applicable FCC regulations prior to building permit issuance. Therefore, based on the above, the project would not result in any significant health or safety risks to the surrounding area within matters of the City's jurisdiction.

3. The proposed development will comply with the regulations of the Land Development Code;

WCF's are required to blend in and camouflage with areas where they are proposed. One way that WCF's can achieve this design requirement is through architectural integration. In this case, the installation of twelve antennas will be concealed within a new chimney and dormer. Although the dormer is a larger size than what is permitted by the Land Development Code, the dormer will match an existing dormer built by Sprint, and therefore Verizon's dormer will symmetrically match the existing dormer. The existing Sprint dormer is compatible with the building. A Planned Development Permit is being processed for this deviation. The antennas not located in the dormer will be located within a faux chimney. Both the dormer and the chimney will utilize radio frequency transparent material which will be painted and textured in such a way that the radio signals will penetrate the material, but the structures will appear as if they are a normal feature of the building. Equipment associated with the antennas will be located in an equipment enclosure adjacent to the building. Landscape screening will be provided around the enclosure. Based on these considerations, this project complies with the regulations of the Land Development Code.

4. The proposed development, when considered as a whole, will be beneficial to the community; and

This project will be beneficial to the community. The facility provides wireless communication services for users of cell phones and other devices. The facility provides these wireless services in a way that is aesthetically pleasing and blends in with the residential context that surrounds it. Therefore, this development will be beneficial to the community.

5. Any proposed deviations pursuant to Section 126.0602(b)(1) are appropriate for this location and will result in a more desirable project than would be achieved if designed in strict conformance with the development regulations of the applicable zone.

Land Development Code §131.0461(a)(9)(B) limits the length of dormers to 10 feet as measured at the building wall. The proposed dormer's length is 11 feet 6 inches which exceeds the maximum dormer dimension. This deviation is appropriate for this location, as Verizon has designed the dormer to match an existing Sprint dormer immediately adjacent to the Verizon dormer. The design will allow the building to maintain a symmetrical design. Furthermore the existing Sprint dormer integrates well with the building. Based on these considerations, the proposed dormer's deviation is appropriate for this location and will result in a more desirable project than would be achieved if designed in strict conformance with the regulations.

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Planning Commission, Conditional Use Permit No. 661262 and Planned Development Permit No. 661263 is hereby APPROVED by the Planning Commission to the referenced Owner/Permittee, in the form, exhibits, terms and conditions as set forth in Permit Nos. 661262 and 661263, a copy of which is attached hereto and made a part hereof.

Alex Hempton, AICP Associate Planner

Development Services

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Adopted on: July 16, 2009

Job Order No. 43-1629

Peninsula Community Planning Board Minutes DEC 18- 2008 Meeting Room Pt. Loma Library

I. Parliamentary items;

Meeting called to order by C. Mellor approx. 6:42pm

- A. Non Agenda Public Comment: speaker- topics
 - J. Gilhooly Best Use Digester Gas plan concerns
 - J. Ross- process of Airport Subcommittee concerns
 - C. Conger Property Redevelopment Regional Airport Concerns
- B. Agenda unanimous board approved
- C. Approval of Minutes: after discussion draft of Nov 20th minutes as presented were approved unanimously by board
- D. Treasurer report: C. Shinn reported no change to balance = \$296.91
- E. Attendance: Board members D. Davis, S. Brown, C. Shinn, J. Lester, D. Kaup, S. Kilbourn-McGee, G. Halbert C. Mellor, D. Cohen, S.

Khalil, H. Kinnaird, M. Hoppe (Excused Absent: C. Jones, D. Wylie, J. Shumaker)

Community Attendance: see sign in sheet attached

F. Chair Report: C. Mellor updated those present on "prior city memo" re: board vacancy

IL Action Items: (note: reminder Board Chair does not vote on action items unless to break a tie typical)

- A. <u>Verizon Nimitz Neighborhood Use Permit (additional concealed cell attennas and equipment 1475 Catalina Blvd Al Soul's Episcopal</u>): after discussion a motion by S. Khalil to approve as presented was approved MSC (2 DD, SB, CS, MH, JL, DC, SK, HK GH) (1 DK)- 0 (1 recused SKM)
- B. Lener Residence (3424 Jannings St.): applicant rep was not present --therefore no action was taken, item to be continued possibly at next regular meeting
- C. Gruber Residence (3434 Jennings St.): applicant rep was not present -- therefore no action was taken item to be continued possibly at next regular meeting
- D. Reis Residence (3776 Jennings St.): after discussion a motion by S. Brown to:
 - continue (table) until majority of the issues at the city have been better addressed with the revised design submittal.
 - Once better addressed return to DR subcommittee for review/recommendations.
 - Support the idea of continuation of the 6FT high solid vine covered wall while observing required site lines of vehicles (to match adjacent existing vine covered wall)
 - Support the idea of not continuing the city required side walk beyond the other side of the proposed drive way along Jennings St.

Was approved project as presented was approved MSC (9 SB, CS, SKM, JL, DC, SK, MH, DK, HK)– (2 DD, GH)- $\underline{0}$

III New/Old Business:

- A. <u>BUDG update traffic routes/schedules</u>: Tom Alspaugh (858) 654-4493 < <u>talspaugh@sandiego.gov</u> > , presented power point summarized history, reviewed proposed traffic routes and schedules of delivery trucks and replied to questions from those present.
- B. <u>San Diego County Regional Airport Authority mitigation summary:</u> Ted Anasis presented power point update on mitigation for SDIA master plan and replied to questions from those present.

1V. Sub-Committee Reports:

- A. Project Review: S. Kilbourn McGee- reported on January's notes, after discussion a motion by G. Halbert to nominate D. Cohen to replace G. Halbert on project review Comm was approved MSC (10 SB, CS, SKM, JL, DD, GH, SK, MH, DK, HK)-0 - (1 DC) (chair did not vote)
- B. Bylaws (Ad Hoc): D. Wylie/ J. Lester: C. Mellor reported still working on typing proposed revisions- need more time.
- C. Airport Authority, ANAC (Airport Noise Advisory Comm.), ATAG (Airport (land use compatibility) Technical Advisory Group) and NTAG(Noise Tech. Advisory Group): S. Khalil reported PCPB sub-committee met Dec 12th 2008 clarified presentation of Destination Lindbergh by full airport authority board. Reviewing redraft of EIR. SDCRAA Ad Hoc Committee (Destination Lindbergh) recommendations to be presented SDCR Airport Authority regarding ultimate build-out of Lindbergh Field (SDIA) by February 2009. ANAC and ATAG (Land Use Planning Updates) meeting in Jan 2009 to review reports of safety and over-flight. NTAG January 2009 meeting coming with public hearings in March 2009 reviewing noise compiled and calibrated to produce map.. After February subject of high speed rail & transportation issues will be discussed. See committees link at PCPB.net website for Air Port Authority sub-committee page or < http://www.pcpb.net/airport.html >
- D. Election committee (Ad Hoc): S. Brown reported that D. Wylie (has decided not to run at next year election) and offered to let her take lead to run election. Motion by ??? to have D. Wylie chair this subcommittee in lieu of S. Brown was approved MSC (<u>11</u> SB, CS, SKM, JL, DD, GH, SK, MH, DK, HK, DC)-<u>0</u> (chair did not vote)
- E. BU Digester Gas (Ad Hoc): D. Davis (no report) presentation to public was given
- F. Traffic and Transportation: G. Halbert reported on meeting with traffic engineers on issues regarding Voltaire
- G. North Bay Planning/Dev: J. Lester (no meeting therefore no report)
- H. Midway Planning: D. Kaup (no meeting therefore no report)
- I. Environment: D. Cohen reported another meeting with Navy scheduled next Jan 2009 (Navy trying to maximize efficiency of clean up method in Channel)
- J. Parks Rec: H. Kinnaird -reported that Bernard School site not closed will be next focus of next meeting in Jan 2009.
- K. P3: D Wylie- (no report) absent

V. Government Reports/Public Communication:

A. Council District II. M. Awbrey- reported retrofit project over boat channel, reminded Falconer voting to keep community libraries and sports arena fire station open during city budget crisis

B. City Planning: T. Kempton no report

VL Adjournment: approx: 9:30PM

Next PCPB regular meeting 3701 Voltaire St.: scheduled for Jan 15th, 2009 at 6:30PM

WWW.PCPB.NET

Airport noise complaint phone 619 400-2799 Neighborhood Code compliance 619 236-5500




PHOTO STUDY & KEY MAP

PROPOSAL TO ESTABLISH AND OPERATE A NEW DIGITAL PCS COMMUNICATIONS FACILITY

Verizon Wireless "Nimitz" 1475 Catalina Boulevard

San Diego, CA 92107

Prepared for: City of San Diego Department of Planning 1222 First Avenue MS 301 San Diego, CA 92101

Prepared by:

PlanCom, Inc. Contractor Representatives for Verizon Wireless

302 State Place Escondido, CA 92029 Contact: Shelly Kilbourn, Planning Consultant (619) 208-4685

September 11, 2008



VIEW NORTHEAST (CHATSWORTH BLVD)



VIEW SOUTHWEST (CHATSWORTH BLVD)

VZ-NIMITZ (SEPTEMBER 2008)



VIEW NORTH (CATALINA BLVD.)



VIEW SOUTH (CATALINA BLVD.)

VZ-NIMITZ (SEPTEMBER 2008)



EAST ELEVATION



SOUTHEAST ELEVATION

VZ-NIMITZ (SEPTEMBER 2008)



EXISTING AT&T FACILITY ON SITE



EXISTING SRPINT FACILITY ON SITE

VZ-NIMITZ (SEPTEMBER 2008)



PROPOSED VERIZON EQUIPMENT LOCATION (SPRINT BEHIND NOT VISIBLE)



ALTERNATE VIEW OF EQUIPMENT LOCATION

VZ-NIMITZ (SEPTEMBER 2008)



AERIAL VIEW OF SUBJECT PROPERTY



AERIAL VIEW OF SURROUNDING AREAS

VZ-NIMITZ (SEPTEMBER 2008)





KEY MAP

Verizon Wireless "Nimitz"

1475 Catalina Boulevard San Diego, CA 92107 Date: September 15, 2008

Site Name: Nimitz

To Whom it May Concern,

Re: Letter of Authorization to pursue communications facility

As owner/agent of the below described property, I do hereby appoint Verizon Wireless my agent for the purpose of consummating any application necessary including filing with the FAA to ensure their ability to use the property for which Verizon Wireless is negotiating a lease for the purpose of constructing a wireless telecommunications facility. I understand that this application may be denied, modified, or approved with conditions and that such conditions or modifications must be complied with prior to issuance of building permits.

Property Address: 1475 Catalina Blvd. San Diego, CA 92107

APN: 530-142-20-00

RRunee Bv:

9-15-2008

Date

Rev. Michael B. Russell, Rector Print Name & Title



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

Ownership Disclosure Statement

Approval Type: Check appropriate box for lype of approval (s) requested:

Neighborhood Use Permit
Coastal Development Permit
Site Development Permit
Planned Development Permit
Conditional Use Permit
Conditional Use Permit
Variance
Tentative Map
Vesting Tentative Map
Map Waiver
Land Use Plan Amendment
Q Other <u>Telecommunications</u>

Project Title

Project No. For City Use Only

Nimitz Project Address:

1475 Catalina Blvd., San Diego, CA 92107

Part I - To be completed when property is held by individual(s)

By signing the Ownership Disclosure Statement, the owner(s) acknowledge that an application for a permit, map or other matter, as identified above, will be filed with the City of San Diego on the subject property, with the intent to record an encumbrance against the property. Please list below the owner(s) and tenant(s) (if applicable) of the above referenced property. The list must include the names and addresses of all persons who have an interest in the property, recorded or otherwise, and state the type of property interest (e.g., tenants who will benefit from the permit, all individuals who own the property). A signature is required of at least one of the property owners. Attach additional pages if needed. A signature from the Assistant Executive Director of the San Diego Redevelopment Agency shall be required for all project parcels for which a Disposition and Development Agreement (DDA) has been approved / executed by the City Council. Note: The applicant is responsible for notifying the Project Manager of any changes in ownership during the time the application is being processed or considered. Changes in ownership are to be given to the Project Manager at least thirty days prior to any public hearing on the subject property. Failure to provide accurate and current ownership Information could result in a delay in the hearing process.

Additional pages attached D Yes D No

Name of Individual (type or print): Rector Wardens & Vestrymen of All Souls Parish	Name of Individual (type or phint):
Ø Owner Tenant/Lessee © Redevelopment Agency	C Owner C Tenant/Lessee C Redevelopment Agency
Street Address: 1475 Catalina Blvd.	Street Address:
City/State/Zip: San Diego, CA 92107	City/State/Zip:
Phone No: Fax No: (619) 223-6394	Phone No: Fax No:
Signature : Mulear Rewell 9-16-08	Signature : Date:
Name of Individual (type or print):	Name of Individual (type or print):
Owner C Tenant/Lessee C Redevelopment Agency	Owner D Tenant/Lessee D Redevelopment Agency
Street Address:	Street Address:
City/State/Zip:	City/State/Zip:
Phone No: Fax No:	Phone No: Fax No:
Signature : Date;	Signature : Date:

This information is available in alternative formats for persons with disabilities. Be sure to see us on the World Wide Web at www.sandiego.gov/development-services DS-318 (5-05)

2

Project Title: Nimitz		Project No. (For City Use Only)
Part II - To be completed when property is held by a corpor	ation or partnership	
Legal Status (please check):		
Corporation (Limited Liability -or- General) What Sta Partnership	te? Corporate Identific	sation No
By signing the Ownership Disclosure Statement, the owner(s) a as identified above, will be filed with the City of San Diego on the against the property. Please list below the names, titles and as corded or otherwise, and state the type of property interest (e.g. and all partners in a partnership who own the property). A sign ners who own the property. Attach additional pages if needed, ager of any changes in ownership during the time the application be given to the Project Manager at least thirty days prior to any rate and current ownership information could result in a delay in	he subject property with the intr ddresses of all persons who ha g, tenants who will benefit from lature is required of at least one Note: The applicant is resport on is being processed or consider public hearing on the subject in the hearing process. Addition	ent to record an encumbrance we an interest in the property, re- the permit, all corporate officers, a of the corporate officers or part- sible for notifying the Project Man- dered. Changes in ownership are to property. Failure to provide accu- nal pages attached I Yes I No
Corporate/Partnership Name (type or print):	Corporate/Partnership Nan	ne (type of print):
Owner C Tenanl/Lessee	G Owner G Tenanl/	Lessee
Street Address: 1475 Catalina Blvd.	Street Address:	
Cliy/Stale/Zip:	City/State/Zip:	
Phone No: Fax No: (619) 223-6394	Phone No:	Fax No:
Name of Corporate Officer/Parlner (type or print):	Name of Corporate Officer/Pa	riner (type or print):
Title (lype or print):	Title (type or print):	
Signature : Date:	Signature :	Date:
Corporate/Partnership Name (type or print):	Corporate/Partnership Nan	ne (type or print):
Owner C Tenant/Lessee	Owner O Tenant/	Lessee
Street Address:	Street Address:	
Cily/State/Zlp:	City/State/Zip:	<u> </u>
Phone No: Fax No:	Phone No:	Fax No:
Name of Corporate Officer/Partner (type or print):	Name of Corporate Officer/Pa	rtner (lype or print):
Title (type or print):	Tille (type or print):	
Signature : Date:	Signature :	Date:
Corporate/Partnership Name (type or print):	Corporate/Partnership Nam	na (type of print):
Owner C Tenant/Lessee	Owner O Tenant/	Lessee
Street Address:	Street Address:	
City/State/Zip:	City/State/Zip:	
Phone No: Fax No:	Phone No:	Fax No:
Name of Corporate Officer/Pariner (type or print):	Name of Corporate Officer/Pa	rtner (lype or print):
Title (type or print):	Title (type or print):	
Signature : Date:	Signature :	Dale:

verizon wireless

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Verizon - Nimitz PROJECT CHRONOLOGY PTS #165542 JO# 43-1629

Date	Action	Description	City Review	Applicant Response
9/26/2008	Project Deemed Complete		32	
10/28/2008	First Assessment Letter			37
12/4/2008	Second Submittal		55	
1/28/2009	Second Assessment Letter			33
3/2/2009	Third Submittal		31	
4/2/2009	Third Assessment Letter			0
4/2/2009	Fourth Submittal			
4/8/2009	All issues resolved		6	
4/27/2009	Draft Negative Declaration		19	
5/26/2009	Final Negative Declaration		29	
7/16/2009	Planning Commission Hearing		51	

Total Staff Time (Average at 30 days per month):	223 days (7.4 months)
Total Applicant Time (Average at 30 days per month):	70 days (2.3 months)
Total Project Running Time (Years/Months/Days):	293 days (9 months and 20 days)



THE CITY OF SAN DIEGO

DATE OF NOTICE: June 29, 2009

NOTICE OF PUBLIC HEARING PLANNING COMMISSION

DATE OF HEARING: TIME OF HEARING: LOCATION OF HEARING:

July 16, 2009 9:00 A.M. Council Chambers, 12th Floor, City Administration Building, 202 C Street, San Diego, California 92101

Conditional Use Permit and Planned Development Permit,

Kerrigan Diehl, Plancom, Inc., Agent for Verizon Wireless

PROJECT TYPE:

PROJECT NUMBER: PROJECT NAME: APPLICANT:

COMMUNITY PLAN AREA: COUNCIL DISTRICT: Peninsula District 2

VERIZON - NIMITZ

Process 4 165542

CITY PROJECT MANAGER: PHONE NUMBER: Alex Hempton, AICP, Associate Planner (619) 446-5349

As a property owner, tenant or person who has requested notice, you should know that the Planning Commission will hold a public hearing to approve, conditionally approve, or deny an application for a Wireless Communication Facility (WCF) consisting of 12 antennas mounted within a new faux chimney and a new dormer located on an existing building at 1475 Catalina Blvd. Equipment associated with the antennas will be located within an enclosure adjacent to the building.

The decision of the Planning Commission is final unless the project is appealed to the City Council. In order to appeal the decision of the Planning Commission you must be present at the public hearing and file a speaker slip concerning the application or have expressed interest by writing to the Planning Commission before the close of the public hearing. See Information Bulletin 505 "Appeal Procedure", available at <u>www.sandiego.gov/development-services</u> or in person at the office of the City Clerk, 202 "C" Street, Second Floor. The appeal must be made within 10 working days of the Planning Commission decision. If you wish to challenge the City's action on the above proceedings in court, you may be limited to addressing only those issues you or someone else have raised at the public

hearing described in this notice, or written in correspondence to the City at or before the public hearing.

If you have any questions after reviewing this information, you can contact the City Project Manager listed above.

This information will be made available in alternative formats upon request. To request an agenda in alternative format or to request a sign language or oral interpreter for the meeting, call <u>Support</u> <u>Services at (619) 321-3208</u> at least five working days prior to the meeting to insure availability. Assistive Listening Devices (ALD's) are also available for the meeting upon request.

Job Order No. 43-1629

Revised 12/5/08 RH

RESOLUTION NUMBER R - ____

ADOPTED ON _____

WHEREAS, on September 26, 2008, Verizon Wireless submitted an application to the Development Services Department for a Planned Development Permit and Conditional Use Permit; and

WHEREAS, the permit was considered by the Planning Commission of the City of San Diego; and

WHEREAS, the issue was considered by the Planning Commission of the City of San Diego on July 16, 2009; and

WHEREAS, the Planning Commission of the City of San Diego considered the issues discussed in Negative Declaration No. <u>165542</u>; NOW THEREFORE,

BE IT RESOLVED, by of the City of San Diego, that it is hereby certified that Negative Declaration No. <u>165542</u> has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code Section 21000 et seq.) as amended, and the State guidelines thereto (California Administrative Code Section 15000 et seq.), that the report reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in said report, together with any comments received during the public review process, has been reviewed and considered by the Planning Commission of the City of San Diego.

BE IT FURTHER RESOLVED that the Planning Commission of the City of San Diego finds, based upon the Initial Study and any comments received, that there is no substantial evidence that the project will have a significant effect on the environment and therefore, that said Negative Declaration is hereby approved.

By:

Alexander Hempton, AICP, Associate Planner

Rev. 3/09 abj