

THE CITY OF SAN DIEGO

## REPORT TO THE PLANNING COMMISSION

DATE ISSUED:	November 11, 2010	REPORT NO. PC-10-089	
ATTENTION:	Planning Commission, Agenda of N	ovember 18, 2010	
SUBJECT:	T-MOBILE CONCORD BUILDING PROCESS 4.	- PROJECT NO. 205743.	
OWNER/ APPLICANT:	MISSION GROVE OFFICES LLC. T-MOBILE WEST CORPORATION		142

### **SUMMARY**

**Issue(s):** Should the Planning Commission approve a Wireless Communication Facility (WCF) at 123 Camino De La Reina located within the Mission Valley Community Planning Area?

Staff Recommendation: APPROVE Planned Development Permit (PDP) No. 736753.

**Community Planning Group Recommendation:** The Mission Valley Community Planning Group recommended approval of this project by a vote of 19-0-0 at their September 1, 2010 meeting (Attachment 14).

**Environmental Review:** This project was determined to be exempt per the Categorical Exemption for Existing Facilities, Section 15301 in accordance with the State of California Environmental Quality Act (CEQA) Guidelines. This project is not pending an appeal of the environmental determination. The environmental exemption determination for this project was made on September 30, 2010 and the opportunity to appeal that determination ended on October 15, 2009 (Attachment 13).

**Fiscal Impact Statement:** No cost to the City. All costs are recovered through a deposit account funded by the applicant.

Code Enforcement Impact: None.

Housing Impact Statement: None.



### **BACKGROUND**

The San Diego Municipal Code allows WCF's 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 Mission Valley Community Planning area within an existing commercial lot located at 123 Camino De La Reina. The property is zoned Mission Valley Planned District MV-CO zone.

The antennas are located within an existing flag pole. Equipment associated with the antennas is located adjacent to the flag pole and screened by the existing landscape. WCF's proposed in commercial zones are allowed with Limited Use, Process 1, approvals. In this case, the flag pole does not employ a "tapered" design as required by the WCF Design Requirements. Therefore, a Planned Development Permit, Process 4, is required to deviate from this requirement.

### **DISCUSSION**

**Project Description** - This project proposes the installation of three (3) antennas (3 sectors of 1 antenna each). The antennas will be located within an existing 47-foot high flagpole. Equipment associated with the antennas is adjacent to the flag pole screened by existing landscape (Attachment 9). The existing WCF was permitted under permit number 95-0350-134 (Attachment 15), on March 16, 2000 to Pacific Bell Wireless. Subsequently, Pacific Bell Wireless was acquired by Cingular Wireless. In 2001, this site was acquired by T-Mobile West Corporation and has been operating under T-Mobile since then. The permit for this WCF expired on March 17, 2010. In an effort to improve this facility, T-Mobile is proposing to replace the existing flag with one that is proportional to the existing 47-foot high flag pole (Attachment 8). A ground mounted floodlight will also be installed to illuminate the flag at night (Attachment 5). No other changes are being proposed.

<u>Community Plan Analysis</u> - The Mission Valley Community Plan does not contain specific policies on wireless communication facility development; therefore there are no Community Plan land use issues associated with the location of the proposed project.

**General Plan** - The City's General Plan calls for WCF's to be respectful of the neighborhood context. By designing this facility with antennas located within a flag pole, the design is respectful of the neighborhood context and is appropriate at this location. While the flag pole does not utilize a tapered design, the area utilized by the antennas is in proportion to the rest of the flag pole and does not appear to be out of place. T-Mobile will also install a flood light to illuminate the flag at night. The equipment is currently located adjacent to the flag pole and screened by existing landscape.

<u>Conclusion</u> - Staff has reviewed the proposed project and has determined the project is consistent with the purpose and intent of the applicable development regulations of the San Diego Municipal Code, which includes the development regulations of the Mission Valley Planned District MV-CO zone and the Wireless Communication Antennas Facility Regulations. A Planned Development Permit is required since the flag pole does not employ a "tapered" design as required by the WCF Design Requirements. The required findings can be made to support staff's recommendation. Therefore, staff recommends the Planning Commission approve Planned Development Permit No. 736753.

### **ALTERNATIVES**

- 1. Approve Planned Development Permit No. 736753, with modifications.
- 2. Deny Planned Development Permit No. 736753, if the findings required to approve the project cannot be affirmed.

Respectfully submitted,

Mike Westlake Program Manager Development Services Department

Simon Tse Associate Planner Development Services Department

Attachments:

- 1. Aerial Photograph
- 2. Community Plan Land Use Map
- 3. Project Location Map
- 4. Project Data Sheet
- 5. Project Plans
- 6. Draft Resolution with Findings
- 7. Draft Permit with Conditions
- 8. Photo Simulations
- 9. Photo Study
- 10. Project Chronology
- 11. Notice of Public Hearing
- 12. Ownership Disclosure Statement
- 13. Notice of Exemption
- 14. Community Planning Group Minutes
- 15. Existing Permit 95-0350-134





Aerial Photo <u>T-MOBILE- CONCORD BUILDING- PROJECT NO. 205743</u> 123A CAMINO DE LA REINA, SAN DIEGO, CA 92108



ATTACHMENT 1





**Community Land Use Map** (Mission Valley) <u>T-MOBILE- CONCORD BUILDING- PROJECT NO. 205743</u> 123A CAMINO DE LA REINA, SAN DIEGO, CA 92108







Project Location Map <u>T-MOBILE- CONCORD BUILDING- PROJECT NO. 205743</u> 123A CAMINO DE LA REINA, SAN DIEGO, CA 92108



ATTACHMENT 3

	P	ROJECT DATA SH	EET	
PROJECT NAME:		T-Mobile – Concord Building		
PROJECT DESCRIPTION:		A Wireless Communication Facility (WCF) consisting of 3 antennas (3 sectors of 1 antenna each) located within an existing 47-foot high flagpole. Equipment associated with the antennas will be located within an enclosure adjacent to the flag pole.		
COMMUNITY PLAN AF	EA:	Mi	ssion Valley	
DISCRETIONARY ACTIONS:		Planned D	Development Permit	
COMMUNITY PLAN LA USE DESIGNATION:	ND	MV	/PD-MV-CO	
Zone: Front Setback: Side Setback: Street Side Setback Rear Setback:		ZONING INFORMATION MVPD-MV-CO None 10 feet 15 feet 8 feet	<u>I:</u>	
ADJACENT PROPERTIES:	LA	ND USE DESIGNATION & ZONE	EXISTING LAND USE	
NORTH:		MVPD-MV-CO	Commercial	
SOUTH:		MVPD-MV-CO	Commercial	
EAST:		MVPD-MV-CO	Commercial	
WEST:		MVPD-MV-I	Commercial	
DEVIATIONS OR VARIANCES REQUESTED:	In this case, the flag pole does not employ a "tapered" design as required by the Wireless Communication Facility Design Requirements. Therefore, a Planned Development Permit, Process 4, is required to deviate from this requirement.			
COMMUNITY PLANNING GROUP RECOMMENDATION:	The Mission Valley Planning Group voted 19-0-0 to recommend approve of the project on September 1, 2010.			

ABBREVIATIONS	SYMBOLS			
A.B.     ANCHOR BOLT     GRND.     GROUND       A.B.     ANCHOR BOLT     GRND.     GROUND       ADDY     ADDYTOWL     ADDYTOWL     HGR.     HGR.       ADDY     ADDYTOWL     ADDYTOWL     HGR.     HGR.       A.F.T.     ABORT PINKNED FLOOR     HGR.     HGR.     HGR.       A.F.T.     ABORT PINKNED FLOOR     HGR.     HGR.     HGR.       A.T.     ABORT PINKNED FLOOR     N.T.     HGR.     HGR.       A.T.     ALIMANUT     N.T.     HTERDY     HGR.       ATROX     APROXIMATE(LY)     LB.     LAG BOLTS       ANTON     ANTONY (NAL)     LB.     LAG BOLTS       ANTON     BAOTT     ANTONY (NAL)     LB.       BLYOL     BLOCK     BOLT     MARCHARKE       BLYOL     BOLT     BOLT     MARCHARKE       BLYOL     BOLT     BOLT     MARCHARKE       BLYOL     BOLT     BOLT     M	Image: String and the maximum a	SD06404A - CO 123A CAMINO SAN DIEGO	<b>IDENTIFICATIONS</b>	
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APPROVALS       R.F. ENGINEER:     "       ZONANG:     -       CONSTRUCTION:     -       SITE ACQUISITION:     -       OWNER / LANDLORD:     -       SIGNATURE     DATE	ALL WORK AND MATERIALS SHALL BE PERFORMED AND INSTALLED IN ACCOREDANCE WITH THE CURRENT EDITIONS OF THE CODES AS ADOPTED BY THE LOCAL GOVERNING AUTHORPHES. NOTHING IN THESE PLANS IS TO BE CONSTRUED TO PERMIT WORK NOT CONFORMING TO THE LOCAL CODES. 2007 ONLFORM ADMINISTRATIVE CODE - THE 24, PMRT 1 2007 CALFORM ADMINISTRATIVE CODE - THE 24, PMRT 1 2007 CALFORM ADMINISTRATIVE CODE - THE 24, PMRT 3 2007 CALFORM ADMINISTRATIVE CODE - THE 24, PMRT 3 2007 CALFORM HECHMICAL CODE - THE 24, PMRT 5 2007 CALFORM HECHMICAL CODE - THE 24, PMRT 5 2007 CALFORM HEREY CODE - THE 24, PMRT 8 2007 CALFORM HEREY CODE - THE 24, PMRT 8 2007 CALFORM HERE CODE - THE 24, PMRT 10 2007 CALFORM ARESTRATE GODE - THE 24, PMRT 10 2007 CALFORM ARESTRATE GODE - THE 24, PMRT 12	PROPERTY OWNER:         MISSION GROVE OFFICES LLC         1565 HOTAL CR. S. SUITE 390         SAN DIEGO, CA 92108         CONTACT:         TEL:         FROPERTY INFORMATION:         PROPERTY ADDRESS.         323A-CAMINO DE LA REINA         SAN DIEGO, CA 92108         CONTACT:         TEL:         UNISDICTION:         OTY OF SAN DEGO	SHEET INDEX           SHEET INDEX           Inits         DESCRIPTION           T1         TILE SHEET           T2         STORM WATER CHECKLIST & LESGEE'S CENTROATE           A1         STE FLAN           A2         DELANCED STE FLAN           A3         ENCORON 2105/3100 EQUP. SEPC. & ANTENNA CONFROLITATION           A4         RLEVANDES	DEL PACIFIC DEL PACIFIC ARCAITECTURE-FROMEERNO-CONSTRUCTION 22 EXECUTIVE PAIN, SUITE 113, FROME CA 92914 PHONE 1949 475-1002 FRA: 1949 475-1001
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### Part C: Determine Construction Phase Storm Water Requirements.

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Lessee's Certificate Standard Wireless Pacility Project for Post-construction BMP's

 $\pm l$  we the undersigned, as hence of a portion of the property described as

Courol" BMPs.

I certify to the best of any knowledge, that the poliziants anticipated by the proposed land use are as follows:

Softments Natricous Trask & debris Oxygen Demanding Substance Oil & Greure Bactoria & Virusea Penticides

I/Ws will incorporate the following into the site design:

- Maintain pre-development runoff characteristics Minimize impervious foct print by constructing wellowsyn, puties and
- driveways with panneable surfaces.
- Conserve netural areas Use natural drainage systems as opposed to lined swales or underground

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LESSEE'S CERTIFICATE

(Address or legal description) undeprised List, in accordance with the San Diego Monitopal Code, Land Development Masual - Stors: Water Standards, this project is required to "Identify Pollutarts from the Project Area" and incorporate "Size Design" and "Source Control Fullue

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NOTES: 1. PROR TO THE ISSUANCE OF ANY CONSTRUCTION PENNIT, THE OWNER/PENNITE SHALL INCORPORATE ANY CONSTRUCTION SEST MANAGEMENT PRACTICES NECESSARY TO COMPLY WITH CHAPTER 14, ARTICLE 2, DIVISION 1 (ORADING REGULATIONS) OF THE SAN DIEGO MANICIPAL CODE, INTO THE CONSTRUCTION PLANS OR SPECIFICATIONS.

2. PRICE TO THE ISSUANCE OF ANY CONSTRUCTION PENANT, THE OWNER/PENANTEE SHALL SUBART A WATER POLLUTEON CONTROL PLAN (WPCP). THE WPCP SHALL BE PREPARED IN ACCORDANCE WITH THE SUIDELINES IN APPENDIX E OF THE CITY'S STORM WATER STANDARDS.



SITE PLAN

			PROPHETARY INFORMATION THE INFORMATION CONTAINED IN THIS SET OF CONSTRUCTION DOCAMENTS IS PROPHETARY BY NATURE. ANY USE OR DESCLOSURE DIFFOR THAN THAT WHICH RELATES TO T-MOBILE IS STRICTLY PROHIBITED.
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### PLANNING COMMISSION RESOLUTION NO. \_\_\_\_\_ PLANNED DEVELOPMENT PERMIT -- 736753 T-MOBILE - CONCORD BUILDING PROJECT NUMBER 205743 DRAFT

### WHEREAS, MISSION GROVE OFFICES LLC., Owner, and T-MOBILE WEST CORPORATION,

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 3 antennas mounted within a flag pole screened by a radome (antenna covering). Equipment associated with the antennas will be located adjacent to the flag pole and screened by the existing landscape. The project is located at 123A Camino De La Reina (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit No. 736753);

WHEREAS, the project site is located at 123A Camino De La Reina in the MVP-MV-CO zone(s) of the Mission Valley Community Plan;

WHEREAS, the project site is legally described as: Lot 1 of Golden Valley Unit No. 1 in the City of San Diego, County of San Diego, State of California, according to map thereof No. 6775 filed in the Office of the County recorder of San Diego County, on October 28, 1972;

WHEREAS, on November 18, 2010, the Planning Commission of the City of San Diego considered Planned Development Permit No. 736753 pursuant to the Land Development Code of the City of San Diego;

WHEREAS, on September 30, 2010 the City of San Diego, as Lead Agency, through the Development Services Department, made and issued an Environmental Determination that the project is exempt from the California Environmental Quality Act (CEQA) (Public Resources Code section 21000 et. seq.) under CEQA Guideline Section 15301, Existing Facilities and 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 Planning Commission of the City of San Diego as follows:

That the Planning Commission adopts the following written Findings, dated November 18, 2010

### FINDINGS:

### 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 flagpole in an office parking lot. The antennas are attached to the flag pole and located within a radome (antenna enclosure). Based on this design, the WCF will appropriately integrate with the office building and the surrounding existing 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 commercial zone developed as an office building. The antennas will be attached to a vertical element, a flagpole, which is an appropriate fixture in a parking lot. The equipment enclosure will be designed to match other enclosures on site and the existing landscaping will help continue to screen the WCF from the surrounding area. The Mission Valley Community Plan does not address WCF's 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 T-Mobile submit an 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 the areas they are proposed in. One way this can be accomplished is by locating the antennas within a vertical element, such as a parking lot light standard or flag pole. In this case, the antennas are located within a flag pole. The flag pole is existing and contains 3 panel antennas. The flag pole was previously approved and the original approval has since expired. Land Development Code section 141.0420 requires that flag poles employ a "tapered design." In this case, the existing flag pole is not tapered and does not comply with this section of the Design Requirements. In order to deviate from this requirement, a Planned Development Permit is being processed to allow this deviation. The project complies with all other 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 wireless devices. The facility provides these wireless services in a way that is aesthetically compatible and blends in with the commercial context and shopping center 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. The Wireless Communication Facility Regulation Design Requirements state that flagpoles "shall maintain a tapered design." In this case, the flag pole is existing and does not employ a tapered design. The top portion of the flagpole is wider to allow room for the antennas. If the flagpole was replaced with a design that was tapered, the pole would need to be higher and wider to allow for the proportions of a tapered design to be implemented. The current design is appropriate for this location and results in a more desirable project, with less of a visual impact, than if the existing flagpole was replaced with a tapered design. Therefore, this deviation from the tapered design requirement is appropriate for this location and result in a more desirable project than if designed in strict conformance with the WCF Design Requirements and MVPD-MV-CO Development Regulations.

### **ATTACHMENT 6**

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Planning Commission, Planned Development Permit No. 736753 is hereby APPROVED by the Planning Commission to the referenced Owner/Permittee, in the form, exhibits, terms and conditions as set forth in Permit No. 736753, a copy of which is attached hereto and made a part hereof.

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Simon Tse Associate Planner Development Services

Adopted on: November 18, 2010

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: 24000721

### PLANNED DEVELOPMENT PERMIT NO. 736753 T-MOBILE CONCORD BUILDING PROJECT NO. 205743 PLANNING COMMISSION DRAFT

This PLANNED DEVELOPMENT PERMIT NO. 736753 is granted by the Planning Commission of the City of San Diego to **MISSION GROVE OFFICES LLC.**, Owner, and **T-MOBILE WEST CORPORTATION**, Permittee, pursuant to San Diego Municipal Code [SDMC] section 141.0420, 126.0601, and 1514.0301. The site is located at 123A Camino De La Reina in the MVP-MV-CO zone(s) of the Mission Valley Community Plan. The project site is legally described as: Lot 1 of Golden Valley Unit No. 1 in the City of San Diego, County of San Diego, State of California, according to map thereof No. 6775 filed in the Office of the County recorder of San Diego County, on October 28, 1972.

Subject to the terms and conditions set forth in this Permit, permission is granted to Owner/Permittee to construct, operate, and maintain a Wireless Communication Facility (WCF) consisting of a flagpole and equipment enclosure as described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated November 18, 2010, on file in the Development Services Department.

The project shall include:

- a. A Wireless Communication Facility (WCF) consisting of three (3) panel antennas located within a 47-foot high flagpole and two (2) equipment cabinets adjacent to the flag pole and screened by the existing landscape.
- b. The 47-foot high faux flagpole is an existing facility and does not employ a tapered design. This deviation from the WCF Design Requirements is being granted with the processing of this Planned Development Permit;

- c. Landscaping (planting, irrigation and landscape related improvements);
- 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.

2. This Planned Development Permit (PDP) and corresponding use of this site shall **expire on November 18, 2020.** 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 of this permit, the Owner/Permittee may submit a new permit application to the City Manager for consideration with review and a decision by the appropriate decision maker at that time. Failure to submit prior to the deadline will be cause for compliance, which may include penalties and fines.

4. Under no circumstances, does approval of this permit authorize the Owner/Permittee or their tenants to utilize this 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. 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.

7. 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.

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. 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.

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

### **ENGINEERING REQUIREMENTS:**

12. 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 San Diego Municipal Code, into the construction plans or specifications.

13. 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.

### PLANNING/DESIGN REQUIREMENTS:

14. All private outdoor lighting shall be shaded and adjusted to fall on the same premises where such lights are located and in accordance with the applicable regulations in the SDMC.

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

16. The applicant of record is responsible for notifying the city prior to the sale or takeover of this site to any other provider.

17. The flagpole shall be maintained per the U.S. Flag Code. A proportionally sized flag shall be located on this flagpole, to the satisfaction of the Development Services Department. Adequate lighting shall be provided to illuminate the U.S. Flag per the U.S. Flag Code.

18. Once this site is deemed complete from construction, T-Mobile is required to send a letter (Subject: Planning Inspection Project Number 205743) to the City of San Diego, Development Services Department requesting for a planning inspection. The site is officially deemed complete once the City Manager signs the letter. The applicant shall be provided with a copy of the signed letter for record purposes.

### **INFORMATION ONLY:**

- 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.
- Please note that an Administrative Planning Hold will be placed on the project prior to Final Clearance from the City's Building Inspector to ensure compliance with the approved plans and associated conditions. <u>Prior to calling for your Final Inspection from your building inspection official</u>, please contact the Project Manager listed below at

(619) 687-5984 to schedule an inspection of the completed facility. Please schedule this administrative inspection at least five working days ahead of the requested Final Inspection date.

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APPROVED by the Planning Commission of the City of San Diego on November 18, 2010 and Resolution Number \_\_\_\_\_.

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Planned Development Permit No. 736753 PTS No. 205743/Internal Order No. 2400721 Date of Approval: November 18, 2010

AUTHENTICATED BY THE CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT

Simon Tse - 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.

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MISSION GROVE OFFICES LLC. Owner

By

NAME TITLE

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T-MOBILE WEST CORPORTATION Permittee

By

NAME TITLE

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

**ATTACHMENT 8** 



F OF PHOTO SHEULATION BASED UPON INFORMATION PROVIDED BY PROJECT APP



T - Mobile-

### SD06404A

CONCORD BUILDING

123A CAMIND DE LA REINA SAN DIEGO CA 92108









PROPORTED LOOKING SOUTHWEST FROM CAMINO DE LA REINA

ADDURADY OF PHOTO SHOLLATION MARED UPON INFORMATION PROVIDED BY PROJECT APPLICANT.



SD06404 Concord Medical Photo Survey Key Map





- 1. View looking south at 123-A Camino de la Reina.
- 2. View looking north at 123-A Camino de la Reina..





- 3. View looking east at 123-A Camino de la Reina.
- 4. View looking north from 123-A Camino de la Reina.





5. View looking south from 123-A Camino de la Reina.

6. View looking east from 123-A Camino de la Reina.





7. View looking west from 123<sub>7</sub>A Camino de la Reina.
 8. View of equipment cabinets.



### **ATTACHMENT 10**

### T-MOBILE CONCORD BUILDING PROJECT CHRONOLOGY PTS NO. 205743 INTERNAL ORDER NO 24000721

Date	Action	Description	City Review	Applicant Response
3/4/2010	First Submittal	Project Deemed Complete		
3/29/2010	First Assessment Letter		25 days	
6/28/2010	Second Submittal			90 days
7/29/2010	Second Assessment Letter		32 days	
8/12/2010	Third Submittal			14 days
10/7/2010	All issues resolved		56 days	
11/18/2010		Planning Commission Hearing	42 days	
Tota	l Staff Time:	Does not include City Holidays and Furlough	155 days	
Total A	Applicant Time:	Does not include City Holidays and Furlough		104 days
Total Proj	ect Running Time:	From Deemed Complete to PC Hearing	25	59 days



THE CITY OF SAN DIEGO

DATE OF NOTICE: October 27, 2010

# NOTICE OF PUBLIC HEARING PLANNING COMMISSION

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

PROJECT TYPE: PROJECT NUMBER: PROJECT NAME: APPLICANT: November 18. 2010 9:00 A.M. Council Chambers, 12th Floor, City Administration Building, 202 C Street, San Diego, California 92101

PLANNED DEVELOPMENT PERMIT PTS #205743 <u>T-MOBILE CONCORD BUILDING</u> Anne Wulftange-Regan

COMMUNITY PLAN AREA: COUNCIL DISTRICT:

CITY PROJECT MANAGER: PHONE NUMBER: SIMON TSE, Development Project Manager

(619) 687-5984

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 an existing T-Mobile Wireless Communication Facility at 123A Camino De La Reina in the Mission Valley Planned District MV-CO zone within the Mission Valley community plan. The Wireless Communication Facility is concealed inside the existing 47-foot high flag pole with associated above ground cabinets. A new flood light shall be installed at the base of the flag pole for illumination at night. No other changes are being proposed.

**Mission Valley** 

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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.

This project is exempt from environmental review pursuant to Article 19, Section 15301, Existing Facilities, of the California Environmental Quality Act (CEQA). The environmental exemption determination for this project was made on September 30, 2010, and the opportunity to appeal that determination ended on October 15, 2010. This project is not pending an appeal of the environmental determination.

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 the Disability Services Program Coordinator at 236-5979 at least five working days prior to the meeting to insure availability. Assistive Listening Devices (ALD's) are available for the meeting upon request.

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Internal Order No. 24000721

**ATTACHMENT 12** 

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	<b>.</b>	isted: T Neighborhood Use Permit T Coastal Development Permit II IX Planned Development Permit T Conditional Use Permit Naiver T Land Use Plan Amendment - T Other
Project Tille		Project No. Far City Use Only
Concord Medical (SD064	404)	
Project Address: 123A Camino De La Rei	ina, San Diego, CA 92108	-
Part I - To be completed w	hen property is held by individua	ai{6)
above, will be filed with the Cib below the owner(s) and tenant( who have an interest in the proper individuals who own the proper from the Assistant Executive Di Development Agreement (DDA) Manager of any changes in own	y of San Diego on the subject property (s) (if applicable) of the above reference perty, recorded or otherwise, and state ty). A signature is required of at least irrector of the San Diego Redevelopment ) has been approved / executed by the nership during the time the application nitty days prior to any public hearing to ay in the hearing process.	edge that an application for a permit, map or other matter, as identified which the intent to becord an encumbrance against the property. Please list ced property. The list must include the names and addresses of all persons the type of property interest (e.g., tenants who will benefit from the permit, all one of the property owners. Attach additional pages if needed. A signature ht Agency shall be required for all project parcels for which a Disposition and the City Council. Note: The applicant is responsible for notifying the Project is being processed or considered. Changes in ownership are to be given to on the subject property. Failure to provide accurate and current ownership
Name of Individual (type or	print):	I Name of Individual (type or print):
Owner Tenani/Les	see Redevelopment Agency	Owner Tenant/Lessee Redevelopment Agency
Towner Tenent/Les	see Redevalopment Agency	Owner Tenant/Lessee Redevelopment Agency     Street Address:
	see Redevelopment Agency	
Street Address:	Fax No:	Streel Address:
Street Address: City/State/Zip:		Stree1 Address: City/State/Zip:
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Street Address: City/State/Zip: Phone No: Signature : Name of Individual (type or Owner Tenent/Less Street Address:	Fax No: Date:	Streel Address:         City/State/Zip:         Phone No:       Fax No:         Signature :       Date:         Name of Individual (type or print):         Towner       Tenant/Lessee         Street Address:
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Printed on recycled paper. Visit our web site at <u>www.sandiego.gov/davelopment-services</u> Upon request, this information is available in alternative formats for persons with disabilities.

DS-318 (5-05)

### **ATTACHMENT 12**

Voject Title: Concord Medical (SD06404)	Project No. (For City Use Only)	
Part II - To be completed when property is held by a corpora	tion or partnership	
Legal Status (please check):		
Corporation X Limited Liability -or- C General) What Sta	te? Corporate Identification No	
as identified above, will be filed with the City of San Diego on the <u>the property</u> . Please list below the names, titles and addresses otherwise, and state the type of property interest (e.g., tenants w in a partnership who own the property). <u>A signature is required</u> <u>property</u> . Attach additional pages if needed. <b>Note:</b> The applicant ownership during the time the application is being processed or	who will benefit from the permit, all corporate officers, and all partners of at least one of the corporate officers or partners who own the t is responsible for notifying the Project Manager of any changes in considered. Changes in ownership are to be given to the Project ibject property. Failure to provide accurate and current ownership	
Corporate/Partnership Name (type or print):	Corporate/Partnership Name (type or print):	
	Owner / Tenant/Lessee	
Store address: 123 amino de la herra	Street Address:	
Stra DICORD CA-97/08	City/State/Zip:	
Phone No- 497-2255 415-497-226	S Phone No: Fax No:	
Name of Corporate Officer/Partner (type or print):	Name of Corporate Officer/Partner (type or print):	
Tille (type or print):	Title (type or print):	
Signeture: ALAND Date: Celin 10'	Signature : Date:	
Corporate/Pagnership Name (type or print):	Corporate/Partnership Name (type or print):	
Cowner Tenant/Lessee	Owner TenantAessee	
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	Cwmer 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):	

### NOTICE OF EXEMPTION

(Check one or both)

TO:

X RECORDER/COUNTY CLERK 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.: 205743

PROJECT TITLE: T-MOBILE CONCORD MEDICAL

PROJECT LOCATION-SPECIFIC: 123Camino De La Reina, San Diego, CA 92108 (Lot 1 of Golden Valley Unit No. 1 Map 6775)

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

DESCRIPTION OF NATURE AND PURPOSE OF THE PROJECT: Applicant proposes a Planned Development Permit (PDP) for an existing T-Mobile Wireless Communication Facility (WCF) located at 123 Camino De/La Reina. The WCF is concealed inside the existing 48-foot high flag pole with associated above ground cabinets. A new flood light shall be installed at the base of the flag pole for illumination at night. No other changes are being proposed. The project is located within the Mission Valley Planned District MV-CO zone within the Mission Valley Community Plan Area and Council District 6.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Bernard Durham 13948 Calle Bueno Ganar Jamul, CA 91935 858-472-4048

EXEMPT STATUS: (CHECK ONE)

- ( ) MINISTERIAL (SEC. 21080(b)(1); 15268);
- () DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a));
- () EMERGENCY PROJECT (SEC. 21080(b)(4); 15269 (b)(c))
- (X) CATEGORICAL EXEMPTION: 15301, Existing Facilities
- () STATUTORY EXEMPTIONS:

REASONS WHY PROJECT IS EXEMPT: This project is exempt because minor exterior alterations would occur, no grading is proposed, and no additional outside improvements are required. In addition the project meets the criteria set forth in CEQA section 15301 which allows for existing facilities and a minimal expansion of use and the exceptions listed in CEQA section 15300.2 would not apply. Therefore, no adverse impacts would occur.

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LEAD AGENCY CONTACT PERSON: Lizzi

TELEPHONE: (619) 619-446-5159

IF FILED BY APPLICANT:

- 1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
- 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

endan Scripten SIGNATINE/TH

9/29/10\_\_\_\_

CHECK ONE: (X) SIGNED BY LEAD AGENCY ( ) SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:

### MINUTES OF THE REGULAR MEETING OF THE MISSION VALLEY PLANNING GROUP

### September 1, 2010

MEMBERS PRESENT Marla Bell Deborah Bossmeyer **Doug Ceresia** Nat Cohen Gina Cord Julie Corwin **Bob Doherty** Randall Dolph Emmett Durnan Wendy Ghiora Alan Grant Lisa Gualco Allen Jones Linda Kaufman Mike McDowell Marco Sessa Tom Sudberry Dottie Surdi Bruce Warren

MEMBERS ABSENT Jason Broad Doris Payne-Camp Faye Rose Karen Ruggels Jennifer White GUESTS Steve Rivera Jamie Moody Pat Grant Rob Hutsel Rick Wilson M. Johnson

Ken Grant

**CITY STAFF** 

Chet Barfield Brian Schoenfisch

Bruce Warren called the regular meeting of the Mission Valley Planning Group (MVPG) to order at 12:04 p.m. at the Mission Valley Library located at 2123 Fenton Parkway.

### A. CALL TO ORDER

Verify Quorum – 15 members were present, constituting a quorum.

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- B. **PLEDGE OF ALLEGIANCE** Robert Doherty led the Pledge of Allegiance.
- C. **INTRODUCTIONS** Guests introduced themselves.
- D. MEMBERSHIP BUSINESS Lisa Gualco No report.
- E. **PUBLIC INPUT** None.
- F. **TREASURER'S REPORT** Emmett Durnan reported a balance of \$1,409.43.

### G. **PUBLIC SAFETY REPORTS**

1. <u>Police Department</u> -- No report.

2. <u>Fire Department</u> – No report.

### H. **NEW BUSINESS**

### Speeding on Mission Center Road – Julie Corwin

Julie Corwin reported that she had talked with the Police Department regarding the problem of speeding on Mission Center Road past the signal entrance to Aquaterra. The Department is conducting a study. Residents of Aquaterra will receive notices, as will students at the Fine Art Institute. Julie asked the members for other suggestions. Police ticketing speeders at the end of the school day, speed bumps, and an electronic sign alerting cars of their traveling speeds all were discussed. Chet Barfield noted that Councilwoman Donna Frye's office is open to formalizing efforts for improvements should the MVPG request this.

### I. **PRESENTATIONS:**

1. Request for CUP extension for existing flag pole / cell tower at 123 Camino de la Reina – action item (15 min) -- Anne Wulftange for T-Mobile

Anne Wulftange requested that the MVPG approve T-Mobile's request for a 10year CUP extension. Discussion focused on the fact that the flag pole / cell tower is visible from I-8 and I-163 but has minimal impact; members noted that the structure is an attractive example of what can be done. Mike McDowell moved that the MVPG approve the CUP extension for the existing flag pole / cell tower at 123A Camino de la Reina. Emmet Durnan seconded the motion. Motion passed 19 - 0 - 0.

### 2. Report on California High-Speed Rail - information item (15 min) - Pat Grant

Pat Grant presented information of the status of the project, noting that the California High-Speed Rail Authority recently removed from consideration tunneling, covered trench, and stacked train designs underground for the San Francisco Peninsula cities. Left on the table are less desirable, less expensive options, with the least expensive – elevated tracks – being the most visually impactful, the noisiest, and the most impactful should a significant earthquake occur. The elevated tracks option was the only option to be submitted as part of the Federal ARRA fund application submitted in August to Washington, D.C.. Pat cautioned that the Rail Authority's actions in the Peninsula – essentially ignoring the communities' input – may be an important red flag to our area. Public meetings on the subject should occur in San Diego in a month or so. Chet Barfield urged members to liaise with SANDAG and directed them to www.sandag.org.

### J. OLD BUSINESS:

1. Approval of August 4, 2010 Minutes

Allen Jones moved to approve the August 4, 2010 minutes with changes. Lisa Gualco seconded. 16 - 0 - 3 (abstentions not being present – Robert Doherty, Linda Kaufman, Tom Sudberry)

### 2. Community Plan Update -- Brian Schoenfisch

Brian Schoenfisch reported that proposals for prepration of the EIR for the Phyllis Place interchange plan amendment have been received. Lesley Henegar, Project Manager, will soon ask the MVPG for a representative to assist in reviewing the proposals.

Brian said no one from the Old Town Planning Group was available to attend this meeting to discuss the proposed community plan boundary change.

3. <u>City Council Office</u> – Chet Barfield

Chet Barfield reported he had attended the Qualcomm Stadium Advisory Board meeting. A study will soon be commissioned to assess the long-term viability of the stadium. The study will examine stadium operating costs, revenue plans apart from the Chargers' lease, and options to consider if the Charger's leave or remain. It will forecast future operating profits or losses; currently the stadium drains approximately \$11.8 million annually in taxpayer money.

Regarding the Hazard Center Drive extension project, Chet reported that the project would require the pumping of as much as 500,000 - 1 million gallons per day of groundwater, treating it, and pumping it into the ocean. The question being asked is whether or not the same traffic mitigation can be achieved without having to treat such a large amount of water, only to send it into the ocean. Bruce Warren noted that to lose a traffic link would be highly undesirable.

4. Subcommittee Reports:

a. <u>Design Advisory Board</u> – Randall Dolph – No report.

b. <u>Stadium Committee</u> – Randall Dolph – An article in the Union-Tribune discussed the city of San Diego's plan to hire an outside contractor to assess the long-term viability of Qualcomm Stadium, as Chet Barfield noted in his report.

c. <u>Project Area Committee</u> – Dottie Surdi – The committee did not meet this quarter. An election of members will be held in October. Bruce Warren called for a motion for Dottie Surdi to continue representing the MVPG on this committee. Linda Kaufman so moved, and Marco Sessa seconded. 19 - 0 - 0. Dottie noted that other positions are available on the committee.

d. <u>Mission Valley Community Council</u> – Lynn Mulholland was not present. No report.

e. <u>San Diego River Coalition</u> – Nat Cohen – Nat asked that Rob Hutsel address the group. He reported that the current draft EIR for the San Diego River Park Master Plan will be posted on the city of San Diego website this month and that there will be no Coalition meeting in September. Instead, a 9th Anniversary Celebration will be held on September 23 on the University of San Diego campus. All MVPG members are invited to attend. f. <u>Community Planning Chairs Meeting</u> – Bruce Warren – There was no meeting in August. No report.

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- g. Parks Subcommittee Jason Broad was not present. No report.
- h. <u>Westfield Redevelopment</u> Linda Kaufman. No report.
- 5. <u>Miscellaneous Mail</u> No miscellaneous mail.

### K. GOVERNMENTAL STAFF REPORTS

- 1. Mayor's Office Denise Garcia was not present. No report.
- 2. Senate Member's Office Deanna Spehn was not present. No report.

### L. OTHER BUSINESS

Marco Sessa reported that Civita (formerly Quarry Falls) was one of 13 new urban and smart growth developments to be included by the Department of Housing and Community Development in the State of California Sustainable Communities Catalyst Pilot Program. Civitas will receive no direct funds, but the designation could mean it will get priority in the future.

M. **ADJOURNMENT** – There being no further business to be brought before the Committee, the meeting was adjourned at 12:50 p.m. The next meeting will be October 6, 2010 at 12:00 p.m. at the Mission Valley Library, Community Room.

Dottie Sundi Secretary



THE CITY OF SAN DIEGO

Date:	March	16,2000	

Applicant: Pacific Bell Wireless 6170 Cornerstone Court, Suite 180 San Diego, CA 92121 Attn: Susan Gregg

Permit No.: 99-0350-134 Telecommunication Administrative Conditional Use Permit, CONCORD MEDICAL BUILDING

Addresses: 123 Camino de la Reina

Subject: PROPOSED MINOR TELECOMMUNICATION FACILITY

PLANNING and DEVELOPMENT REVIEW ACTION:

It has been determined by **Planning & Development Review** that this proposal does not substantiate a major telecommunication facility and therefore will not be required to proceed with the Conditional Use Permit (Process Four). This decision is based on the City of San Diego's Telecommunication Antenna Policy, City Council Policy 600-43. This proposal has been reviewed with the California Environmental Quality Act (CEQA) and has been determined to be exempt per Section 15061 (b)(3).

Planning and Development Review grants APPROVAL of your application subject to the following:

- The facility shall be designed and constructed in accordance with the approved Exhibit "A", dated March 16, 2000. No modification or alteration shall be permitted to the approved exhibit "A" unless revised plans are submitted and approved by Planning and Development Review.
- The facility will consist of a 50-foot high faux-flagpole. The design of the flagpole shall include a standard taper from the base to the bottom of the proposed

SCANNED



Development Services Development Services Center • 1222 First Avenue, MS 501 • Son Diego, (A 9210)-4155 Tel (619) 236-6450 radome. The antenna radome at the top of the pole shall measure 12-inches in diameter and 4'-6" in height. The Flag shall measure 8' X 12' and be uplit 24-hours a day. The pole and radome shall be painted a light neutral color to match the existing buildings.

- The facility shall include an on-grade slab for the equipment cabinets and associated electronic equipment.
- This Conditional Use Permit and corresponding use of this site shall expire on March 17, 2010. Upon expiration of this permit, the facilities and improvements described herein shall be removed from this site and the property shall be restored to it's original condition preceding approval of this permit.
- Prior to the expiration date of this Conditional Use Permit, the Permit Holder may request an Administrative Extension of Time to the permit for an additional ten years. An Administrative Extension of Time may be granted by Planning and Development Services if it is determined that no material change in circumstance has occurred that would effect the validity of the Conditional Use Permit as a Minor Telecommunication facility.

All work authorized by this permit shall be in conformance with the description of work contained herein and as indicated on the plans submitted to the Building Services Division and stamped with the **Planning & Development Review** "CONFORMS" stamp. All modifications to this structure or site not directly approved by this permit shall require further review by P&DR. Building permits must be obtained within six months from the date of this approval or this authorization shall be null and void.

Patrick Hooper Project Manager