

THE CITY OF SAN DIEGO

REPORT TO THE PLANNING COMMISSION

DATE ISSUED:	December 2, 2010 REPORT NO. PC-10-100
ATTENTION:	Planning Commission, Agenda of December 9, 2010
SUBJECT:	SPRINT/CLEARWIRE – ENCANTO REC - PROJECT NO. 195407. PROCESS 4.
OWNER/ APPLICANTS:	City of San Diego/ Sprint and Clearwire

SUMMARY

Issue(s): Should the Planning Commission approve a Wireless Communication Facility at 6508 Wunderlin Avenue in the Encanto Recreation Center Park within the Encanto Neighborhood of the Southeastern San Diego Communities Planning Area?

Staff Recommendation:

- 1. APPROVE Conditional Use Permit (CUP) No. 692501;
- 2. APPROVE Site Development Permit (SDP) No. 692514.

<u>Community Planning Group Recommendation</u>: On March 15, 2010, the Encanto Neighborhoods Community Planning Group voted 8-0-0 to recommend approval of the Sprint/Clearwire – Encanto Rec project (Attachment 12).

Environmental Review: This project was found to be exempt per the Categorical Exemption for New Construction or Conversion of Small Structures, Section 15303 in accordance with State of California Environmental Quality Act (CEQA) Guidelines (Attachment 13).

Fiscal Impact Statement: Sprint/Clearwire is the financially responsible party for this project and is responsible for costs associated with processing this project.

Code Enforcement Impact: None.



Housing Impact Statement: Not Applicable.

BACKGROUND

Wireless Communication Facilities (WCF's) are permitted throughout the City as a Separately Regulated Use by the Wireless Communication Facility regulations, Land Development Code (LDC) section 141.0420. 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.

The Encanto Recreation Center Park is located in the Southeastern San Diego Community Plan at 6508 Wunderlin Avenue. The park is zoned SESDPD-SF-6000 (Attachments 1, 2, and 3). WCF's are permitted in city parks located within residential zones with the processing of a Conditional Use Permit. Surrounding uses include Encanto Elementary School to the west and single-family residential uses to the south, east and north (Attachment 1).

On August 14, 2000, a permit was issued to Sprint to install six panel antennas on to a new 65foot high ball field light and to construct an outdoor fenced equipment enclosure (Attachment 7). The permit expired on August 10, 2010. The current project proposes to replace three of the Sprint panel antennas with three Clearwire panel antennas and to add three directional antennas as well as an equipment cabinet within the existing equipment enclosure. This permit will supersede the previously approved permit.

Land Development Code Section 1519.0202 requires a Site Development Permit for any uses within the Southeastern San Diego Planned District requiring a CUP.

Council Policy 600-43, "Communication Antennas," assigns preference levels to the locations of WCF's. This policy encourages these facilities be located away from residential uses. Typically, WCF's proposed in non-residential zones, such as commercial or industrial, are considered more preferable than those located in residential zones. To encourage carriers to locate in non-residential zones, projects proposed in those areas are permitted with a lower process level (such as a Limited Use or Neighborhood Use Permit). This facility is proposed in a location with a non-residential use in a residential zone, which is more preferable than if the facility was located on a residential use within a residential zone.

The antennas will be flush mounted to stadium light standards. Such light standards are typical vertical elements found in parks and will allow this facility to blend in with the park context (Attachment 5).

General Plan Analysis:

The City's General Plan requires that wireless facilities be minimally visible and be visually respectful and compatible with the community. The antennas associated with this facility are proposed to be mounted on an existing stadium light standard. The antennas and other components will be painted to blend in with the pole. Cables will be minimized and covered where possible. Associated equipment will be located within the existing equipment enclosure concealed behind screening on the roof of an existing recreation center building. Based on the

project's design, it is compatible with the City's General Plan. The Southeastern San Diego Community Plan does not discuss wireless communication facilities.

Conclusion:

Staff supports the design as proposed. The antennas are located on stadium light standards, which is consistent with the park setting. Equipment will be located within the existing equipment enclosure. This project complies with the City's Land Development Code, and the Wireless Communication Facility regulations and the applicable land use plans. Therefore, Staff recommends approval of this project.

ALTERNATIVES

- 1. Approve Conditional Use Permit (CUP) No. 692501 and Site Development Permit No. 692514 (SDP), with modifications.
- 2. Deny Conditional Use Permit (CUP) No. 692501 and Site Development Permit No. 692514, if the findings required to approve the project cannot be affirmed.

Respectfully submitted,

Mike Westlake Program Manager Development Services Department

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Karen Lynch Ashcraft Project Manager Development Services Department

BROUGHTON/KLA

Attachments:

Attachments:

- 1. Aerial Photograph
- 2. Community Plan Land Use Map
- 3. Project Location Map
- 4. Project Data Sheet
- 5. Photo Simulations
- 6. Coverage Maps
- 7. Site Photos
- 8. Draft Permit with Conditions
- 9. Draft Resolution with Findings
- 10. Project Chronology

- 11.
- Notice of Planning Commission Hearing Community Planning Group Recommendation Notice of CEQA Exemption 12.
- 13.
- Plans 14.

Rev 01-04-07/rh





Aerial Photo

Sprint/Clearwire - Encanto Recreation Center - Project Number 195407

North

6508 Wunderlin Avenue

Designated as "Open Space/Parks"





Community Plan Land Use Designation

Sprint /Clearwire- Maddox Park - Project Number 195912

7799 Flanders Drive

North





Project Location Map

Sprint/Clearwire - Encanto Recreation Center - Project Number 195407

6508 Wunderlin Avenue

North

PROJ	ECT DATA SH	IDI BITT		
PROJECT NAME:	Sprint/Clearwire - Encanto Rec			
PROJECT DESCRIPTION:	A wireless communication facility consisting of an existing 65' tall ball field light supporting 6 Sprint panel antennas. Three of the antennas will be replaced with 3 Clearwire panel antennas and 3 Clearwire directional antennas will be added. A 264 sq. ft. equipment enclosure will house the associated equipment.			
COMMUNITY PLAN AREA:	Southeastern San Diego			
DISCRETIONARY ACTIONS:	Conditional Use Permit; S	Site Development Permit.		
COMMUNITY PLAN LAND USE DESIGNATION:	Parks/Open Space			
FRONT SETBACK: 15 SIDE SETBACK: 5 fo REAR SETBACK: 5 fo	feet. eet.			
HEIGHT LIMIT: 30- FRONT SETBACK: 15		it.		
	LAND USE	EXISTING LAND USE		
ADJACENT PROPERTIES:	DESIGNATION & ZONE			
NORTH:	Residential (Single Family); SESDPD-SF- 2000.	Single Family Residential		
SOUTH:	Residential (Single Family); SESDPD-SF- 6000.	Single Family Residential		
EAST:	Residential (Single Family); SESDPD-SF- 6000.	Single Family Residential		
WEST:	School; SESDPD-SF- 6000.	Encanto Elementary School		
DEVIATIONS OR VARIANCES REQUESTED:	None.			
COMMUNITY PLANNING GROUP RECOMMENDATION:	On March 15, 2010, the E Community Planning Gro approval of the project.	Encanto Neighborhoods oup voted 8-0-0 to recommend		



PROPOSED SITE SUPPORT CABINET, RRU'S AND GPS ANTENNA (NOT SHOWN) BEHIND EXISTING CHAIN LINK FENCE WITH PROPOSED PLASTIC SLATS PROPOSED THREE SECTOR ARRAY WITH THREE PANEL ANTENNAS TO REPLACE EXISTING SPRINT PANEL ANTENNAS

PROPOSED THREE SECTOR ARRAY WITH THREE PANEL ANTENAS ATTACHED TO EXISTING LIGHT POLE WITH PROPOSED DOG HOUSE, BEHIND PROPOSED CHAIN LINK FENCE.

> CA-SDG5138 6508 WUNDERLIN AVENUE SAN DIEGO, CA. 92114





PHOTOSIMULATION VIEW 1

Proposed













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

WHEN RECORDED MAIL TO PROJECT MANAGEMENT PERMIT CLERK MAIL STATION 501

INTERNAL ORDER NUMBER: 24000298

SPACE ABOVE THIS LINE FOR RECORDER'S USE

CONDITIONAL USE PERMIT NO. 692501 SITE DEVELOPMENT PERMIT NO. 692514 SPRINT/CLEARWIRE – ENCANTO REC PROJECT NO. 195407 PLANNING COMMISSION DRAFT

This Conditional Use Permit (CUP) No. 692501 and Site Development Permit (SDP) No. 692514 are granted by the Planning Commission of the City of San Diego to the City of San Diego, Owner, and Sprint and Clearwire, Permittees, pursuant to San Diego Municipal Code [SDMC] Section 141.0420 and Chapter 12, Article 6, Division 5. The site is located at 6508 Wunderlin Avenue in the SESDPD-SF-6000 zone of the Southeast San Diego Planned Distrcit. The project site is legally described as Lots 1, 2, 3, 8 and 9 in Block 14, of Encanto Heights in the City of San Diego, county of San Diego, State of California, according to Map thereof No. 1063, filed in the Office of the County Recorder of San Diego County on October 22, 1907.

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 December 9, 2010, on file in the Development Services Department.

The project shall include:

- a. A total of nine antennas mounted to an existing 65-foot tall ball field light. Three panel antennas and three 12-inch by 12-inch directional antennas belong to Sprint. The associated equipment will be located within a shelter adjacent to the ball field light;
- 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 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 corresponding use of this site shall expire on December 9, 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 date of this CUP, the Permittees 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 Sprint, Clearwire, 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/Permittees 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 Permittees 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 Permittees 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 Permittees shall secure all necessary building permits. The Permittees 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 Permittees 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 Permittees 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 Permittees 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.

15. Prior to the issuance of any construction permits, the Permittees shall incorporate any construction Best Management Practices necessary to comply with Chapter 14, Article 2, Division 1 (Grading Regulations) of the Municipal Code, into the construction plans or specifications.

16. The project proposes to export no material from the project site. Any excavated material that is exported, shall be exported to a legal disposal site in accordance with the Standard Specifications for Public Works Construction (the "Green Book"), 2003 edition and Regional Supplement Amendments adopted by Regional Standards Committee.

17. The drainage system proposed for this development, as shown on the site plan, is private and subject to approval by the City Engineer.

18. Prior to the issuance of any construction permit, the Permittes shall enter into a Maintenance Agreement for the ongoing permanent BMP maintenance, satisfactory to the City Engineer.

19. 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:

20. Areas disturbed due to construction and trenching shall be revgetated. Existing plant material shall be replaced in-kind.

PARK AND RECREATION REQUIREMENTS

21. The Park & Recreation Department shall review and approve construction plans prior to building permit issuance.

22. The provider shall ensure that all new chain link fencing installed adjacent to existing turf shall be installed on a concrete mow curb per 2006 edition of the City of San Diego Regional Standard Drawing L-3, type B.

PLANNING/DESIGN REQUIREMENTS:

23. No exposed cabling. All cabling shall be routed internally and underground. Any cabling exiting the pole shall be covered with material similar in appearance to the pole and painted to match the pole.

24. The distance between the pole and the antenna face shall not exceed 7-inches at any time.

25. Proposed park outdoor lighting shall be shaded and adjusted to fall on the developed portions of the park only and in accordance with the applicable regulations in the SDMC. Lighting shall be directed away from residential uses. The light system shall have an automatic timer system to be controlled by the Park & Recreation Department.

26. The Permittees shall place appropriate signage on the WCF as required by CAL-OSHA to the satisfaction of the Development Services Department.

27. No exposed pipes or mounting apparatus absent antennas shall be installed at any time. Mounting pipes shall not be longer than the antennas.

28. Prior to the issuance of a construction permit, the Permittees shall provide a certified cumulative radio frequency model study demonstrating compliance with the Federal Communications Commission's Radio Frequency Guidelines. All significant contributors to the ambient RF environment should be considered in the radio frequency model study.

29. All equipment, including transformers, emergency generators and air conditioners shall be designed and operated consistent with the City noise ordinance. Ventilation openings shall be baffled and directed away from residential areas. Vibration resonance of operating equipment in the equipment enclosures shall be eliminated.

30. All facilities and related equipment shall be maintained in good working order and free from trash, debris, graffiti and designed to discourage vandalism. Any damaged equipment shall be repaired or replaced within thirty (30) calendar days.

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 December 9, 2010 by Resolution No. XXXX-PC.

Permit Type/PTS Approval No.: <u>CUP No. 692501/SDP No. 692514</u> Date of Approval: <u>December 9, 2010</u>

AUTHENTICATED BY THE DEVELOPMENT SERVICES DEPARTMENT

Karen Lynch-Ashcraft Development Project Manager

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

The undersigned Owner/Permittee, by execution hereof, agrees to each and every condition of this Permit and promises to perform each and every obligation of Owner/Permittee hereunder.

City of San Diego, Real Estate Assets Owner

Ву_____

David Sandoval Deputy Director

Sprint

Permittee

Ву_____

Name: Title:

Clearwire

Permittee

By_____

Anne Ford Site Development Manager

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

PLANNING COMMISSION RESOLUTION NO. XXXX-PC CONDITIONAL USE PERMIT - 692501 SITE DEVELOPMENT PERMIT - 692514 SPRINT/CLEARWIRE - ENCANTO REC

WHEREAS, THE CITY OF SAN DIEGO, Owner, and SPRINT and CLEARWIRE, Permittees, filed an application with the City of San Diego for a permit to construct, operate, and maintain a Wireless Communication Facility (WCF) consisting of nine panel antennas mounted to an existing 65-foot tall ball field light standard and an adjacent equipment enclosure (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit No.'s 693501 and 693514);

WHEREAS, the project site is located at 6508 Wunderlin Avenue in the SESDPD-SF-6000 zone of the Southeastern San Diego Community Planning area;

WHEREAS, the project site is legally described as Lots 1, 2, 3, 8 and 9 in Block 14, of Encanto Heights in the City of San Diego, county of San Diego, State of California, according to Map thereof No. 1063, filed in the Office of the County Recorder of San Diego County on October 22, 1907;

WHEREAS, on December 9, 2010, the Planning Commission of the City of San Diego considered Conditional Use Permit No. 692501 and Site Development Permit No. 692514 pursuant to the Land Development Code of the City of San Diego;

WHEREAS, on September 24, 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 15303 (New Construction or Conversion of Small Structures) and there was no appeal of the Environmental Determination filed within the time period provided by San Diego Municipal Code Section 112.0520; NOW, THEREFORE,

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

That the City Council adopts the following written Findings, dated December 9, 2010.

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. By attaching the antennas (flush mounted) to an existing ball field light standard, the WCF will blend in to the park setting and 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 an active park space. The proposed park stadium light standard will continue to allow night-time use of the park and at the same time provide cellular phone coverage to the park and surrounding areas. The design of this WCF, primarily as a park light standard will respect the neighborhood context.

The Southeastern San Diego Community Plan does not address WCF with a specific land use recommendation. Based on the project's modifications, 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 Sprint/Clearwire 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 within areas where they are proposed. In this case, the existing 65-foot tall ball field light also acts as an antenna facility. The WCF regulations call for WCF's designed as light standards or flag poles to mimic the diameter and tapering that are typical of such vertical elements and this facility complies with that requirement. The antennas are flush mounted to the pole, as opposed to being located away from the pole, which further attempts to maintain the streamlined shape of the vertical element and makes the antennas more visually appealing than if they were separated a certain distance from the pole. Equipment associated with the antennas is located in an enclosure adjacent to the pole. Cables associated with the antennas are to be routed internally within the pole and covered at the entry points to the pole in order to reduce the visual obtrusiveness. 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 carrier was able to locate in such a location, which is preferable to locating in a residential zone with a residential use. The proposed use is appropriate at the proposed location.

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Planning Commission, Conditional Use Permit No. 692501 and Site Development Permit No. 692514 are hereby APPROVED by the Planning Commission to the referenced Owner/Permittee, in the form, exhibits, terms and conditions as set forth in Permit No.'s 692501 and 692514, a copy of which is attached hereto and made a part hereof.

Karen Lynch-Ashcraft Development Project Manager Development Services

Adopted on: December 9, 2010

Internal Order No. 24000298

Project Chronology Sprint/Clearwire – Encanto Rec PTS No. 195407

Date	Action	Description	City Review Time	Applicant Response
10/8/09	Completeness Review			
12/9/09	First Assessment Letter		2 months, 1 day	
3/29/10	Second Submittal	Normal Submittal		3 months, 20 days
05/3/10	Second Assessment		1 month, 4 days	
6/2/10	Third Submittal			30 days
7/27/10	Third Assessment		1 month, 25 days	
8/24/10	Fourth Submittal			28 days
9/24/10	Issues Resolved		1 month	
12/9/10	Planning Commission Hearing		2 months, 15 days	
TOTAL ST	AFF TIME**		8 months 15 days	
TOTAL AP	TOTAL APPLICANT TIME**			5 months, 18 days
TOTAL PR	OJECT RUNNING TIME**		1 year, 2 п	onths, 1 day

**Based on 30 days equals to one month.



THE CITY OF SAN DIEGO

DATE OF NOTICE: November 24, 2010

NOTICE OF PUBLIC HEARING PLANNING COMMISSION

DATE OF HEARING: TIME OF HEARING: LOCATION OF HEARING:	December 9, 2010 9:00 A.M. Council Chambers, 12th Floor, City Administration Building, 202 C Street, San Diego, California 92101
PROJECT TYPE:	Conditional Use Permit/Site Development Permit, Exempt from CEQA, Process 4.
PROJECT NUMBER:	195407
PROJECT NAME: APPLICANT:	<u>SPRINT/CLEARWIRE – ENCANTO REC</u> Anne Ford, Clearwire
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COMMUNITY PLAN AREA:	Encanto
COUNCIL DISTRICT:	District 4
CITY PROJECT MANAGER:	Karen Lynch-Ashcraft, Development Project Manager

CITY PROJECT MANAGER: PHONE NUMBER/E-MAIL: Karen Lynch-Ashcraft, Development Project Manager (619) 446-5351 <u>klynchash@sandiego.gov</u>

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 consisting of six existing antennas (Sprint), three of which will be replaced by Clearwire and three additional antennas added by Clearwire. The project is located on a 65-foot high ball field light with an associated equipment cabinet added to the existing Sprint equipment enclosure at the Encanto Recreation Center at 6508 Wunderlin Avenue between 68th Street and Madera Street.

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. Please <u>do not</u> e-mail appeals as they will not be accepted. See Information Bulletin 505 "Appeal Procedure", available at www.sandiego.gov/development-services 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 was determined to be categorically exempt from the California Environmental Quality Act on September 24, 2010 and the opportunity to appeal that determination ended October 15, 2010.

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.

Internal Order Number: 24000298

Revised 12/5/08 RH

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ENCANTO NEIGHBORHOODS COMMUNITY PLANNING GROUP MINUTES OF MEETING Date: March 15, 2010

1. CALL TO ORDER/INTRODUCTIONS: At: p.m. 6:45 p.m. by: KGriffee

Seat	Member	Here?	Seat	Member	Here?
Alta Vista	Betty Cherry		At Large	Roman de Salvo	X
Broadway Hghts	Maxine Sherard	x	At Large		
Chollas View	Ardelle Matthews	x	At Large	Kathy Griffee	X
Emerald Hills	Henry Merritt		At Large	Francine Maxwell	
Encanto-North	Gladys Knight		At Large	Roz King	
Encanto-South			At Large	Greg Morales	
Lincoln Park	Dorothy James	X	At Large	Derryl Williams	X
Valencia Park	Mary Ponder	x	At Large	Marry Young	X

City Department	Name	Here?	Dept	Name	Here?
Planning	Karen Bucey	x	4 th Dist	Bruce Williams	X

Number of Visitors: 12 Sign-in Sheet on file: Yes

2. COMMUNICATIONS FROM THE PUBLIC

Name/Agency	Subject	Here?
SDPD: Officer Alexander	Officer Alexander in favor of the planning group and will be making attempts to attended every other month by consensus of the group. H Merritt ask about home invasion and or robbery, burglary was mentioned, Officer Alexander provided update. Safe Summer Program Youth Activity-contact Officer Alexander SDPD	X
B. SDFire		
C. Mayor		
4th District: Bruce Williams	 MLK Park Board will be getting a new top lot \$639,000 redo top lot MLK Recreation Board should be completed in 7 mos. Pan Vista Anatment Complex funding SEDC Housing Commission 40 Units a 	x

4th District: 1 Williams	bruce	 MER Park Board will be getting a new top for \$039,000 reductop for MER Recreation Board should be completed in 7 mos. Ron Vista Apartment Complex funding SEDC/ Housing Commission 49 Units a manager unit very low income families 55 years lease, Wake land Company has agree to use vendors from our community ,City Council on March 24 Councilmans Office budget cuts priority, make recommendations from public Art Project discussed by Mrs. Matthews and Bruce on a MLK task Force to over see funds were reverted back to the state due to the cost of the project was higher than anticipated. Derryl Williams interjected that Maintence and Graffiti is one of the hazards of the art projects, but a new one is coming on 62nd Art Project 400 ft wall. City TV Access Channel 24th: Planning Group outreach for all groups. Kathy commented the Councilman's Newsletter announce the Encanto Group each month; noticing the need for group representatives. 	*
Communications the Public	from	none	·

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- 3. Chair's Comments: Due to City budget shortfalls, the Library will be closed on Mondays as of March 26, 2010. Discussed changing date to Tuesday was discussed but presents conflicts w/other meetingsfor board members. Discussed looking for another venue. Marry Young volunteered to investigate meeting space at CNC and Ardelle Matthews will investigate Tubman Chavez/Jacob Center to keep Monday night time and will report to Chair by next week so that proper notice can be given to the public re: change in venue. MM D. Williams/S H. Merritt Motion
- 4. Adoption of Agenda: MM: D. Williams S: A. Matthews V: 8-0-0 Changes: discussed moving elections to earlier in the agenda; however, presenters had requested to present early due to other time commitments.
- 5. CONTINUING BUSINESS (10 minutes each) presentation a. None
- 6. NEW BUSINESS (10 minutes each) presentation
- A. Site Development Permit for Environmentally Sensitive Lands Project 202594 Deck Construction Presenter: Nils Christianson (10-15 min)
 - MM: D. Williams- to approve plan subject to final approval by City for height restrictions S: M. Young Vote: 8-0-0

Discussion/Comments: Valuable environmental land-the land beyond the fence, maintain the natural(habitat) wildlife, leave as it is, irrigation and meet Brush management request of one hour, I hour construction from the edge of the construction to the existing fence, provide irrigation, 2 recommendations for plants (height requirement), I hour fire condition, Matthews request the square footage of the 3 decks, 3 levels varying square footage (approx: 400, 300)

B. Sprint Clearwire Encanto Recreation Project number 195407 Action (10-15 min) Presenter: Felicia Phillips

MM: Aprove as presented. R. deSalvo S: D. Williams Vote: 8-0-0 Discussion/Comments: Sprint Clearwire Encanto Recreation Project Number 195407, modifying the existing -adding Antennas inside fence.

- C. Sprint SESD 7th Day Adventist Project number 195050 Conditional use permit Presenter: Felicia Phillips (10-15 min) MM: Aprove as presented, S: D. Williams R. deSalvo Vote: 8-0-0 Discussion/Comments; None
- D. Letter of Support for 2010 CALTRANS COMMUNITY-BASED TRANSPORTATION PLANNING -ENVIRONMENTAL JUSTICE Application from the Jacobs Center for Neighborhood Innovation Presenter: Sharon Hudnall-changed to Charles Davis, presenter Action

Discussion: Letter of Support modified/shortened by Sharon Hudnall, presented by Charles Davis from the Jacob Center, letter of support for the application of a grant to provide a study of the freeway, transportation, traffic mitigation, improvements of Chollas Creek.

MM: by D. Williams S: A. Matthews to approve the letter for support. V: 8-0-0

E. Lots Federal Blvd (Winnett Homes Project No. 153825) Action

Presenter: Myles Trooper CEA Engineering information provided at the meeting: project previously heard in 2007-plans adjusted to address neighbors concerns, number of homes decreased to 8, larger in square footage and larger lots, one lot will be recreational-benches, play equipment versus basketball court. Area is not a wetland. Discussion/Comments: No community input at time of presentation, group discussed tabling of vote until community notified and feedback obtained. K. Bucey explained notification process for residents win 300 feet of development. PG members commented number of houses significantly reduced per community feedback. MM to approve as presented D. Williams S: R. deSalvo V: 8-0-0

Action

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Action

F. Planning Group Elections Francine Maxwell/Derryl Williams Action Election was held by secret ballot; eligible general members, former board members and current board members voting.

Results: Kathy Griffee, Gregory Morales, Henry Merritt, Maxine Sherard, Ardelle Matthews, Marry Young and Francine Maxwell elected. Ardelle Matthews received 2/3rds vote required due to 8 year term expiration. Two At Large seats remain vacant

MM: to accept the voting results. M. Young S: R. deSalvo V: 8-0-0

- 7. CITY STAFF REPORTS/ PLANNING DEPARTMENT (Karen Bucey): None
- 8. CPC report Gregory Morales: absent

COMMITTEE MEMBER COMMENTS/ANNOUNCEMENTS: None 9. ADJOURNMENT: 8:30 p.m. MM to adjourn: A. Matthews S: H. Merritt V 8-0-0

Respectfully Submitted: K.Griffee/M. Ponder

NOTICE OF EXEMPTION

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

ATTACHMENT 13

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

PROJECT NO.: 195407

PROJECT TITLE: SPRINT CLEARWIRE ENCANTO REC

PROJECT LOCATION-SPECIFIC: 6508 Wunderlin Avenue, San Diego, California 92114 PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE AND PURPOSE OF THE PROJECT: Conditional Use Permit and Site Development Permit to allow for the installation of: three panel antennas to replace existing Sprint panel antennas, three new panel and three new directional antennas on an existing light pole, and one new equipment cabinet located next to an existing cabinet within an existing enclosure at the Encanto Community Park.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Attn: Mike McNelly (Agent)

Clearwire 4400 Carillon Point Kirkland, Washington 98033 (619) 454-1839

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: CEOA EXEMPTION 15303 (New construction or conversion of small structures)
- () STATUTORY EXEMPTIONS:

REASONS WHY PROJECT IS EXEMPT: The proposed project is exempt from CEQA pursuant to Section 15303 – which allows for the construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made to the exterior of the structure. The installation of: three panel antennas to replace existing Sprint panel antennas, three new panel and three new directional antennas on an existing light pole, and one new equipment cabinet located next to an existing cabinet within an existing enclosure meets the requirements of this exemption. No environmental impacts were identified for the proposed project. Additionally, none of the exceptions described in CEQA Guidelines Section 15300.2 apply.

LEAD AGENCY CONTACT PERSON: Rhonda Benally

TELEPHONE: (619) 446-5468

IF FILED BY APPLICANT:

- 1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
- 2. HAS A NOTICE OF EXEMPTION BEEN FILED BY THE PUBLIC AGENCY APPROVING THE PROJECT? () YES () NO

IT IS HEREBY CERTIFIED THAT THE CITY OF SAN DIEGO HAS DETERMINED THE ABOVE ACTIVITY TO BE EXEMPT FROM CEQA

Plum Senior Planner

SIGNATURE/TITLE CHECK ONE: (X) SIGNED BY LEAD AGENCY () SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:

SHEET	DESCRIPTION	REN
7- †	TVILE SHEET	10
A-ł	SITEFLAN	10
A-1	ENLANGED SITE PLAN	10
4-J	SOUTH & WEST ELEVATIONS	,0
A-4	NORTH & EAST BLEVATIONS	10
A-Ğ	WITE MA DETALS	10
4 0	DETARS	18
8849-1	BLIP SITE I'LWI	16

PROJECT INFORMATION

<u>ap Plication for:</u> Conditional, use permit and bits development permit agrees for

TYPE V-R

CITY OF SAUDIEGO

TELECHANUMICATIONS FACILITY

TELECOMMUNICATIONS #ACLIFY

5-2

PROJECT DESCRIPTION:

THE PROJECT PROPOSES (3) PAREL ANTERNIAS TO REPLACE EXISTING AGRICTIONAL ANTERNAS. (3) PAREL ANTERNAS. (3) TARES DRECTIONAL ANTERIAS (3) PAREL ANTERNIAS TO REPLACE EXISTING AGRICTIONAL ANTERNAS. (3) PAREL ANTERNAS. (3) TARES ENCLOSURE AT THE ENCATIO COMMANY PARA.

PROPERTY OWNER:

CONTACT: CARDL YOUNG

CONFANY: EAD WIRELESS CONFACT: MICHAELMONTELLO PHONE: (510) 99/-4012

SITE ACCUISITION:

PERMITTING:

COMPANY: BCI CORPORATION CONTACT: FELICIA PHENES PHONE: (714) 781-6643

COMPANY: BUI CORPORATION CONTACT: FELICIA PHLIPS PHIDNE: (714) 791-5643

CONSTRUCTION:

COMPANY, BC CONTACT: LYKE NAUS PHONE: 1909) 631-6814

RF ENGINEER: CONFANY: SPRINT CONTACT: RAY DEDI PRCNE: (700) 200-2551

BH ENGINEER:

GENERAL INFORMATION:

PARAGIG REDURBELIEUTS ARE UNICHARLES

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CONTACT: PHONE:

CITY OF SANDEGO 1200 THEO AVE 84N DIEGO, CA 5700

PROJECT (EAO:

APPLICANT: Appliet Neuron Sol Strant Prekvar 1358500470401-22555 Overland Prekvar Overland Prekvar Overland Prekvar Overland Prekvar Phone: Rodostati

CODE INFORMATION:

ZORING CLASSI-ICATION SESDOD-SEAM BUILDING CODE; 2007 CBC

CONSTRUCTION TYPE:

OCCUPATION:

JUNISDICTION

CHARENT USE.

PROPOBED LISE-

TELCO COMPANY

AT&T JPHONE: (819) 574-4325

POWER COMPANY:

50G4E PHONE: (8/7) 8:0-20:5

SITE LOCATION: (BASED ON NAD 83):

37" 42' 53.82") LONGITUDE 117 3'24 35'9

TOP OF STRUCTURE AGL: 66.47

BASE OF STRUCTURE AUSL

PARCEL NUMBER:

544-201-21

7-07 X 7-0* (40 5-)

PHONE: (619) 997-4012

PROJECT AREA:

EXISTING CUP #99-0823-48

APPLICABLE CODES:





APPROVAL SIGN OFF

DATE SIGNATURE MDLORD:

REVIEWERS SHALL CLEARLY PLACE MITTALS ADJACENT TO EACH REDUKE NOTE AS ORAMIKS ARE BEIND REMEMED

ZONING DRAWINGS - NOT FOR CONSTRUCTION

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DECAM DESCRIPTION

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UPPROXIVATELY		HEKSHIT
	HVAC	HEATING
RALOWAG		VENTILATION
LOCKING		AIR CONDITIONING
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LEGAL DESCRIPTION

 PLYND	FLYWOOD	
PROJ	PROJECT	
PROP	PROPERTY	
PT	PRESSURE TREATED	
NSO.	RECAUMED	1
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ARU	REMOTE RADIO UNIT	
SHT	ArtET	
SDA	SEALAR	
SPEC	SPECIFICATION	
SF	SOMARE FOOT	
58	STANA ESS STEEL	
57L	STEEL	
STRUCT	STRUCTURAL	
510	SRID	
St/SP	SUSPERIOED	
THRU	THROUGH	
71816	TUNIED	
TYP	TYPICAL	
UHD	UNLESS NOTED OTHERWISE	
VERT	VENTICAL	
VP	VERIFY IN TIED	
*	WIT-4	
WO	WITHOUT	
WP2	WATER PROOF	

THE INFORMATION CONTAINED IN THIS SET OF CONSTRUCTION DOCUMENTS IS PROFILETARY BY NATURE ANY VECTOR DISCLOSURE OTHER THAN THAT WHICH RELATES TO CARRIER SERVICES IS STRICTLY FROMENED.









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BMP SITE PLAN

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