

# THE CITY OF SAN DIEGO REPORT TO THE PLANNING COMMISSION

DATE ISSUED	September 26, 2013	REPORT NO. PC-13-113
ATTENTION:	Planning Commission, Agenda of October 3	3, 2013
SUBJECT:	SANTA LUZ ASSISTED LIVING – PROJ PROCESS FIVE.	ECT NO. 257983
REFERENCE:	Community Plan Amendment Initiation (Re Commission Agenda of August 23, 2012.	port No. P-12-087), Planning
OWNER/		* -
	×.	

APPLICANT: Santa Luz, LLC

#### SUMMARY

**Issue(s):** Should the Planning Commission recommend approval to the City Council for the construction of a nursing facility for assisted living and memory care patients located within the Black Mountain Ranch Subarea Planning area?

#### **Staff Recommendations:**

- 1. RECOMMEND the City Council certify Addendum No. 257983 (Addendum to EIR Nos. 95-0173 and 96-7902 & Addendum Nos. 95-0173.1 and 99-1161);
- 2. RECOMMEND the City Council approve the Community Plan amendment to the Black Mountain Ranch Subarea Plan No. 95-0173;
- 3. RECOMMEND the City Council approve Conditional Use Permit No. 908816.

<u>Community Planning Group Recommendation</u>: The Rancho Penasquitos Planning Board voted 14-0-1 on September 7, 2011 to recommend approval of the proposed project with no conditions (Attachment 10 and 13).

#### Other Recommendations: None.

**Environmental Review:** Addendum No. 257983 (Addendum to EIR No. 95-0173 and 96-7902 & Addendums Nos. 95-0173.1/99-1161) was prepared to address the project's consistency with all applicable previously certified documents and incorporates monitoring requirements for paleontological resources consistent with those documents.

**Fiscal Impact Statement:** None with this action. All costs associated with the processing of this project are paid by the applicant through a deposit account.

Code Enforcement Impact: None.

**Housing Impact Statement:** The project proposes to construct a new 71,630-square - foot nursing home facility for assisted living and memory care patients on a 3.28-acre site in the Black Mountain Ranch Subarea Plan. No residential units are anticipated or proposed. The Black Mountain Ranch Subarea Plan designates the site as Institutional Care-Senior Center/Recreation Center. The underlying zone is AR-1-1, which would allow for the development of up to two single-family dwelling units; one per lot. There are no existing units on site.

# BACKGROUND

The project proposes a Community Plan Amendment and Conditional Use Permit to construct a 71,630-square-foot nursing care facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within the Black Mountain Ranch Subarea. The project site consists of two vacant lots with the north parcel designated Institutional-Recreation Center and the south parcel designated Institutional-Senior Center. The proposed Community Plan Amendment would redesignate the parcels to Institutional-Nursing Facility which would allow for the development of a nursing facility providing assisted living and/or dementia care for seniors (See discussion below, Amendment to Black Mountain Ranch Subarea Plan).

The subject site is located within the non-phased shifted Proposition A lands and is further governed by Vesting Tentative Map/Planned Residential Development (VTM/PRD) 95-0173 and the Black Mountain Ranch Subarea Plan. Proposition A was the Managed Growth Initiative of 1985 which segregated portions of San Diego to be developed with very low density, residential, open space, natural resource based park or agricultural uses. In 1992, the City Council adopted the North City Future Urbanizing Area (NCFUA) framework plan, which provided a blue print for the development of Proposition A Lands. The project is located in Subarea 1 of the NCFUA. In October 1995, the City Council approved Black Mountain Ranch Vesting Tentative Map/Planned Residential Development (VTM/PRD) No. 95-0173 for the development of 942 single family lots, 179 multi-family units, and a series of subordinate uses including schools, churches, public facilities, and open space areas.

The site has been graded and is flat with an elevation differential of five feet. Surrounding the site is a day care center and single-family homes to the west, single-family and multi-family dwellings to the east, an elementary school and neighborhood park to the north, and multi-family residential to the south.

A Community Plan Amendment is required to re-designate Institutional-Recreation and Institutional-Senior Center to Institutional-Nursing Center land use designations. A Conditional Use Permit is required to operate a Nursing Facility within the AR-1-1 zone.

## Planning Commission Hearings

The project was previously heard by the Planning Commission on January 31, 2013, and at that time public testimony included opposition as well as speakers in favor. The list of the concerns

2

presented at the hearing by opponents are identified in Attachment 12.

Below is a summary of the concerns presented at the hearing by project opponents:

- 1. The building height exceeds the allowable 30-foot height limit.
- 2. The building's bulk and scale are too massive for the area and too urban in nature.
- 3. Parking is located in front of building where the design guidelines require parking to be located in the rear.
- 4. Excessive curb cuts.
- 5. Traffic impacts for children attending adjacent schools.
- 6. Trash trucks and vendors utilizing the service area will be a danger to children as the trucks back out onto the main street.

A motion to deny the project was made, but failed due to a lack of a majority by a vote of 3-2. The project was trailed to February 14, 2013 for a second vote as two absent Commissions from the January 31, 2013 would be present. The item was not heard at that time because the applicant withdrew the item from the docket in order to address the opposition's concerns.

# <u>Revised Design</u>

On May 3, 2013 the applicant resubmitted the project to the City with design changes intended to address the opponents concerns from the January 31, 2013 Planning Commission hearing. The following responses correlate to the above opponent's concerns:

- 1. <u>Building Height:</u> The project was redesigned to lower the height to below 30 feet, consistent with the height of other two-story residential homes in the area. A Plan Development Permit (PDP) will no longer be required.
- 2. <u>Bulk and Scale</u>: The design of the building continues to be consistent with the Black Mountain Ranch Design Guidelines ("Design Guidelines") for the site as well as the Tuscan Farmhouse architectural style for Santaluz Custom Homes. The building is located near or adjacent to two schools and a church that are of a similar size and urban scale, as well as within 300 feet of a 2 and 3-story multifamily condos and an affordable housing complex.
- 3. <u>Parking</u>: The project now relocates parking to the side and rear of buildings and within a walled enclosed area.
- 4. <u>Curb Cuts:</u> Only one curb cut is proposed on Via Fiesta and provides secondary access off the existing driveway on Via Inez, consistent with the Design Guidelines.
- 5. <u>Traffic:</u> KOA Corporation conducted a traffic study of the proposed facility and calculated 222 daily trips for the assisted living facility. This would be significantly less than the projected 3,195 daily trips allowed for the currently approved Recreation Facility and Senior Center use designations. Additionally the project proposes to limit staff shift

changes and deliveries to school off-hours and to limit conflicts with school drop off and pickup times (Attachment 5, conditions 31 and 32).

6. <u>Trash trucks and venders</u>: The service area has been relocated so that all delivery trucks and service vehicles enter and leave from the main entries. No delivery trucks or service vehicles will require backing up into the roadways.

Staff has reviewed the modified project and has determined the project is in conformance with adopted City Council policies and regulations of the Land Development code.

# Community Planning Group

The Rancho Penasquitos Planning Board voted 14-0-1 on September 7, 2011 to recommend approval of the proposed project with no conditions. On June 26, 2013, the applicant presented the revised project to the Rancho Penasquitos Planning Board and Land Use Committee as an informational item. The group in general was pleased with the changes (See attachment 13, June 26, 2013 Rancho Penasquitos Planning Board minutes (draft)).

# **DISCUSSION**

# **Project Description**:

The project proposes a two-story, 71,630 square-foot assisted living facility to include 32-units for assisted living tenants and 32-units for memory care tenants. The facility would include staff care seven days a week 24 hours a day regulated by the California Department of Social Services. The nursing facility staff includes registered nurses, chefs, dietary staff, housekeepers, building engineer, activity coordinator, and a groundskeeper. The common areas would include congregate dining rooms, living rooms, activity, and recreation areas. Administrative offices as well as a medical records storage area would be included. Each unit includes a living area, sleeping area, private bathroom with a walk-in shower, a small counter top with sink, and microwave. The facility will provide 50,690 square feet of landscape area incorporating walking paths, turf areas, and patio seating with overhead shade structure.

The design of the facility will emulate a Tuscany farmhouse to minimize mass and create a residential scale (Attachment 16). The entire facility will provide one and two story sections and setbacks to offset expanded planes. The use of smaller scale shed roofs will bring the building down to a human scale. The roof has been designed to avoid continuous ridgelines and to screen mechanical equipment (Attachment 13). A total of 44 parking spaces will be provided where 18 of the 44 will be provided for staff and the remainder for residents and visitors.

## Community Plan Amendment/Analysis:

The Black Mountain Ranch Subarea Plan includes institutional uses intended to provide public and quasi-public facilities that serve the adjacent residential neighborhoods. The Subarea Plan designates the northern parcel as Institutional-Recreation Center and the southern parcel is designated as Institutional-Seniors Center. The proposed amendment to redesignate the site to Institutional-Nursing Facility would help implement the Subarea Plan's goal of providing "senior housing, congregate care for the elderly ...and housing with supportive services," and would allow for the development of a nursing facility that would provide assisted living and/or dementia care for seniors.

4

The subject site is located within the non-phase shifted Proposition A lands and is further governed by the VTM/PRD 95-0173 and associated Design Review Guidelines. The VTM/PRD's Design Review Guidelines state that the day care and senior facilities would be developed and managed by the church, and the recreation center would be developed as a Property Owner Association facility. Subsequent to the adoption of the Subarea Plan, the Property Owners Association (POA) determined to not take title to the parcel designated for a recreation center. Instead, the POA opted to build recreational facilities at other locations within the Subarea Plan, including two 1- to 2-acre parks with playgrounds, one 3-acre enclosed dog park, additional areas improved for picnicking and parking, and walking trail enhancements; none of which were originally provided for in the Subarea Plan. The proposed amendment would not adversely affect the goals of the Subarea Plan as recreational facilities are provided throughout the community.

The proposed amendment is consistent with the General Plan Institutional Land Use Designation and would not adversely affect the objectives of Proposition A and the NCFUA Framework Plan. A Proposition A analysis took place of the site and surrounding area at the time of adoption of the VTM in 1995, and again with adoption of the Subarea Plan in 1998. The objectives of Proposition A can be generally summarized as follows:

- Preclude premature development and guide urbanization;
- Conserve agricultural land;
- Prevent loss of natural resources;
- Address threat to quality of life from continued urban sprawl.

These plans did not envision the site as being suitable for open space or agricultural land. The proposed nursing facility would be located on a site that is graded and surrounded by developed residential and institutional uses and would not result in an increase in residential density. Thus, the proposed project would not adversely affect Proposition A objectives.

The proposed amendment would provide a public benefit to the community by retaining the Institutional uses within the subarea plan. The Institutional land use designation is for public and quasi-public uses that offer public and semi-public services to the community. The Subarea Plan further defines the Institutional uses, and the amendment would change the designation to Institutional -Nursing Facility, retaining the intent of the Subarea Plan for any future development to provide public/semi-public uses on the site. The development of a nursing facility that serves community members would be consistent with the proposed designation.

# **Environmental Analysis:**

An environmental analysis was conducted which determined that the proposed project could have a significant environmental effect to Paleontological Resources due to grading. The project proposes to excavate 3,750 cubic yards of soil triggering the City's significance threshold criteria of 2,000 cubic yards or more. Because of the quantity of grading, mitigation measures require paleontological monitoring during grading and excavation activities. The project now avoids or mitigates the potentially significant environmental effects to paleontolical resources in accordance with the California Environmental Quality Act.

# Project-Related Issues:

# Reasonable Accommodations San Diego Municipal Code section 131.0466 Analysis

The proposed nursing facility is located in the AR-1-1 agricultural zone of the non-phase shifted portion of Black Mountain Ranch (Proposition A Lands). San Diego Municipal Code (SDMC) section141.0413 (a) of the Land Development Code specifically prohibits nursing facilities within Proposition A Lands. Nursing facilities were a conditionally permitted use through the processing of a Conditional Use Permit (CUP) at the time of Proposition A passage (The Growth Management Initiative). The prohibition of nursing facilities within the AR-1-1 agriculture zone of Proposition A Lands was added to the Municipal Code after Proposition A was approved. However, in recent years the Federal Fair Housing Act and the California Fair Employment and Housing Act requires that jurisdictions make reasonable accommodations to afford disabled persons the equal opportunity to use and enjoy a dwelling. In November 2005 San Diego Municipal Code section 131.0466 was adopted by the City Council to implement the Federal Fair Housing Act and the California Fair Employment and Process 1 Reasonable Accommodation review. Staff consulted on the processing options and concluded the subject project use, nursing facility, qualifies for Reasonable Accommodations pursuant to SDMC section 131.0466.

The proposed nursing facility will serve as the residence of a senior population that requires 24 hour nursing care. The proposed residents will have limited physical abilities, and a refusal to provide a reasonable accommodation to those with handicaps is discrimination prohibited by the Fair Housing Amendments Act (FHAA).

Pursuant to the Reasonable Accommodations Regulations of SDMC section 131.0466, the applicant requested a waiver of the requirement to amend the Municipal Code to remove the prohibition of nursing facilities within Proposition A Lands. A request for Reasonable Accommodation may be approved at the staff level as a Process 1 provided certain findings can be made. Staff has reviewed the project and approved the Reasonable Accommodation request to allow the processing of a Conditional Use Permit for the proposed nursing facility without requiring a Municipal Code amendment. Please reference Attachment 10 for an analysis of the Reasonable Accommodation request.

# Conclusion:

Staff has reviewed the proposed project and all issues identified through the review process have been resolved in conformance with adopted City Council policies and regulations of the Land Development code. Staff has provided draft findings to support approval of the proposed Community Plan Amendment and Conditional Use Permit (Attachment 5). Staff is recommending the Planning Commission recommend approval of the project as proposed.

#### ALTERNATIVES

- 1. **Recommend Approval** to the City Council project for Community Plan Amendment and Conditional Use Permit No. 908816 with modifications.
- 2. **Recommend Denial** to the City Council of the Community Plan Amendment and Conditional Use Permit No. 908816 if the findings required approve the project cannot be affirmed.

Respectfully submitted,

Mike Westlake Acting Deputy Director Development Services Department

William Zounes Development Project Manager Development Services Department

Nancy Bragado

Interim Deputy Director Planning and Neighborhood Restoration

TT/WZ

#### Attachments:

- 1. Aerial Photograph
- 2. Community Plan Land Use Map
- 3. Project Location Map
- 4. Project Data Sheet
- 5. Draft Conditional Use Permit with Conditions
- 6. Draft Environmental Resolution with MMRP for Addendum
- 7. Community Plan Amendment Initiation Resolution
- 8. Community Planning Group Recommendation
- 9. Ownership Disclosure Statement
- 10. Reasonable Accommodation Application
- 11. Proposed Amendment Site
- 12. January 31, 2013 PC Hearing opposition concerns with responses
- 13. June 26, 2013 Rancho Penasquitos Planning Board minutes (DRAFT)
- 14. Project Chronology
- 15. Project Plan(s)
- 16. Project Rendering
- 17. Draft Ordinance with Findings





Santa Luz Assisted Living - Project No. 257983 14740 Via Fiesta

Attachment 1



Black Mountain Ranch Subarea Plan Attachment 2



Attachment 3



Santa Luz Assisted Living - Project No. 257983

14740 Via Fiesta

	······································	Project Data Shee	
	PROJECT DATA SHEET		
PROJECT NAME:	Santa Luz Assisted Livin	g – Project No. 257983	
PROJECT DESCRIPTION:	Santa Luz Assisted Living – Project No. 257983 The project to construct a 71,584-square-foot nursing care facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone.		
COMMUNITY PLAN AREA:	Black Mountain Ranch Subarea Plan		
DISCRETIONARY ACTIONS:	Community Plan Amend Permit, and Conditional	ment, Planned Development Use Permit	
COMMUNITY PLAN LAND USE DESIGNATION:	Institutional-Recreation a	and Institutional-Senior Center	
HEIGHT LIMIT: 30 LOT SIZE: 3.2 FLOOR AREA RATIO: ap FRONT SETBACK: 25 SIDE SETBACK: 20 STREETSIDE SETBACK: N/A REAR SETBACK: 25 PARKING: 43	8-acres plies feet feet A		
ADJACENT PROPERTIES:	LAND USE DESIGNATION & ZONE	EXISTING LAND USE	
NORTH:	Institutional;AR-1-1	Elementary school.	
SOUTH:	Residential;AR-1-1	Multi-family residential.	
EAST:	Employment/Residential; AR-1-1	Single and multi-family homes.	
WEST:	Institutional; AR-1-1	daycare, single family homes.	
DEVIATIONS OR VARIANCES REQUESTED:	Height deviation.		
COMMUNITY PLANNING GROUP RECOMMENDATION:	-	lanning Board voted 14-0-1 on nmend approval of the proposed	

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

WHEN RECORDED MAIL TO CITY CLERK MAIL STATION 2A

SPACE ABOVE THIS LINE FOR RECORDER'S USE

# INTERNAL ORDER NUMBER: 24002181

# CONDITIONAL USE PERMIT NO. 908816 SANTA LUZ - PROJECT NO. 257983 CITY COUNCIL

This Conditional Use Permit No. 908816 is granted by the City Council of the City of San Diego to SANTALUZ, LLC, Owner, and Permittee, pursuant to San Diego Municipal Code [SDMC] section 141.0413 and 126.0602 . The 3.28-acre site is located at 14740 Via Fiesta in the AR-1-1 zone of the Black Mountain Ranch Planning area. The project site is legally described as: Lots 4 and 6 of Black Mountain Ranch Unit 10A per Map No. 14497;

Subject to the terms and conditions set forth in this Permit, permission is granted to SANTALUZ, LLC Owner/Permittee to construct a 71,630 square-foot nursing facility designed for Assisted Living and Memory Care for senior citizens described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated xxxxxx, on file in the Development Services Department.

The project shall include:

- a. A 64-unit, 71,630 square-foot nursing facility specializing in assisted living and memory care for senior citizens;
- b. Landscaping (planting, irrigation and landscape related improvements);
- c. Off-street parking;
- d. Recreation area, community garden, and common area;
- e. Public and private accessory improvements determined by the Development Services Department to be consistent with the land use and development standards for this site in accordance with the adopted community plan, the California Environmental Quality

Act [CEQA] and the CEQA Guidelines, the City Engineer's requirements, zoning regulations, conditions of this Permit, and any other applicable regulations of the SDMC.

# **STANDARD REQUIREMENTS:**

1. This permit must be utilized within thirty-six (36) months after the date on which all rights of appeal have expired. If this permit is not utilized in accordance with Chapter 12, Article 6, Division 1 of the SDMC within the 36 month period, this permit shall be void unless an Extension of Time has been granted. Any such Extension of Time must meet all SDMC requirements and applicable guidelines in effect at the time the extension is considered by the appropriate decision maker. This permit must be utilized by xxxxx

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

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

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

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

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

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

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

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

9. All of the conditions contained in this Permit have been considered and were determinednecessary to make the findings required for approval of this Permit. The Permit holder is required to comply with each and every condition in order to maintain the entitlements that are granted by this Permit.

If any condition of this Permit, on a legal challenge by the Owner/Permittee of this Permit, is found or held by a court of competent jurisdiction to be invalid, unenforceable, or unreasonable, this Permit shall be void. However, in such an event, the Owner/Permittee shall have the right, by paying applicable processing fees, to bring a request for a new permit without the "invalid" conditions(s) back to the discretionary body which approved the Permit for a determination by that body as to whether all of the findings necessary for the issuance of the proposed permit can still be made in the absence of the "invalid" condition(s). Such hearing shall be a hearing de novo, and the discretionary body shall have the absolute right to approve, disapprove, or modify the proposed permit and the condition(s) contained therein.

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

# **ENVIRONMENTAL/MITIGATION REQUIREMENTS:**

11. Mitigation requirements in the Mitigation, Monitoring, and Reporting Program [MMRP] shall apply to this Permit. These MMRP conditions are hereby incorporated into this Permit by reference.

12. The mitigation measures specified in the MMRP and outlined in Addendum, No. 257983, shall be noted on the construction plans and specifications under the heading ENVIRONMENTAL MITIGATION REQUIREMENTS.

The Owner/Permittee shall comply with the MMRP as specified in Addendum, NO.
 257983, to the satisfaction of the Development Services Department and the City Engineer.
 Prior to issuance of any construction permit, all conditions of the MMRP shall be adhered to, to

the satisfaction of the City Engineer. All mitigation measures described in the MMRP shall be implemented for Paleontological Resources.

# **ENGINEERING REQUIREMENTS:**

14. Prior to the issuance of a building permit, the Owner/Permittee shall obtain a grading permit for the grading proposed for this project. All grading shall conform to requirements in accordance with the City of San Diego Municipal Code in a manner satisfactory to the City Engineer.

15. The drainage system proposed for this development and outside of the public right-of-way is private, shall be privately maintained and subject to approval by the City Engineer.

16. Prior to the issuance of any construction permits, the Owner/Permittee shall enter into a Maintenance Agreement for the ongoing permanent BMP maintenance, satisfactory to the City Engineer.

17. Prior to the issuance of any construction permits, 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, satisfactory to the City Engineer.

18. Prior to the issuance of any construction permits, the Owner/Permittee shall incorporate and show the type and location of all post-construction Best Management Practices (BMP's) on the final construction drawings, in accordance with the approved Water Quality Technical Report, satisfactory to the City Engineer.

19. All driveways and curb openings shall comply with City Standard Drawings SDG-159, SDG-160, and G-15.

20. Development of this project shall comply with all requirements of State Water Resources Control Board (SWRCB) Order No. 2009-009 DWQ and the Municipal Storm Water Permit, Order No. 2009-009(NPDES General Permit No. CAS000002 and CAS0108758), Waste Discharge Requirements for Discharges of Storm Water Runoff Associated With Construction Activity. In accordance with said permit, a Storm Water Pollution Prevention Plan (SWPPP) and a Monitoring Program Plan shall be implemented concurrently with the commencement of grading activities, and a Notice of Intent (NOI) shall be filed with the SWRCB. A copy of the acknowledgment from the SWRCB that an NOI has been received for this project shall be filed with the City of San Diego when received; further, a copy of the completed NOI from the SWRCB showing the permit number for this project shall be filed with the City of San Diego when received. In addition, the owner(s) and subsequent owner(s) of any portion of the property covered by this grading permit and by SWRCB Order No. 2009-009 DWQ, and any subsequent amendments thereto,

# **LANDSCAPE REQUIREMENTS:**

21. Prior to issuance of any engineering permits for grading, construction documents for the revegetation and hydroseeding of all disturbed land shall be submitted in accordance with the Landscape Standards and to the satisfaction of the Development Services Department. All plans shall be in substantial conformance to this permit (including Environmental conditions) and Exhibit 'A,' on file in the Office of the Development Services Department.

22. Prior to issuance of any construction permits for structures (including shell), complete landscape and irrigation construction documents consistent with the Landscape Standards shall be submitted to the Development Services Department for approval. The construction documents shall be in substantial conformance with Exhibit 'A,' Landscape Development Plan, on file in the Office of the Development Services Department. Construction plans shall provide a 40 sq-ft area around each tree that is unencumbered by hardscape and utilities unless otherwise approved per LDC 142.0403(b)5.

23. In the event that a foundation only permit is requested by the Owner/Permittee, a site plan or staking layout plan shall be submitted identifying all landscape areas consistent with Exhibit 'A,' Landscape Development Plan, on file in the Office of the Development Services Department. These landscape areas shall be clearly identified with a distinct symbol, noted with dimensions and labeled as 'landscaping area.'

24. Prior to issuance of any Certificate of Occupancy, it shall be the responsibility of the Owner/Permittee to install all required landscape and obtain all required landscape inspections. A "No Fee" Street Tree Permit shall be obtained for the installation, establishment, and on-going maintenance of all street trees.

25. All required landscape shall be maintained in a disease, weed and litter free condition at all times. Severe pruning or "topping" of trees is not permitted unless specifically noted in this Permit.

26. The Owner/Permittee shall be responsible for the maintenance of all landscape improvements shown on the approved plans, including in the right-of-way, consistent with the Landscape Standards unless long-term maintenance of said landscaping will be the responsibility of a Landscape Maintenance District or other approved entity.

27. If any required landscape (including existing or new plantings, hardscape, landscape features, etc.) indicated on the approved construction document plans is damaged or removed during demolition or construction, it shall be repaired and/or replaced in kind and equivalent size per the approved documents to the satisfaction of the Development Services Department within 30 days of damage or Certificate of Occupancy.

# PLANNING/DESIGN REQUIREMENTS:

28. All signs associated with this development shall be consistent with sign criteria established by either the approved Exhibit "A" or City-wide sign regulations.

29. 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.

30. The assisted living units shall not contain a "kitchen", as defined in the San Diego Municipal Code.

31. On Monday, Tuesday, Wednesday, and Friday, no non-management employee shift changes for the project shall occur between the hours of 7:00 a.m. and 9:30 a.m. or 3:00 p.m. and 4:00 p.m. On Thursday, no non-management employee shift changes for the project shall occur between the hours of 7:00 a.m. and 9:30 a.m. and 1:00 p.m. and 2:30 p.m., provided, however, if Willowgrove Elementary School's schedule on Thursday were extended to be consistent with the other weekdays, the restriction in the afternoon shall change to 3:00 p.m. and 4:00 p.m.

32. On Monday, Tuesday, Wednesday, Friday, no food delivery trucks shall be scheduled to arrive or depart from the project between the hours of 7:00 a.m. and 9:30 a.m. or 3:00 p.m. and 4:00 p.m. On Thursday, no food delivery trucks shall be scheduled to arrive or depart from the project between the hours of 7:00 a.m. and 1:00 p.m. and 2:30 p.m., provided, however, if Willowgrove Elementary School's schedule on Thursday were extended to be consistent with the other weekdays, the restriction in the afternoon shall change to 3:00 p.m. and 4:00 p.m.

# **TRANSPORTATION REQUIREMENTS:**

33. A minimum of 43 off-street parking spaces (with 44 off-street parking spaces provided) shall be permanently maintained on the property within the approximate location shown on the project's Exhibit "A". Further, all on-site parking stalls and aisle widths shall be in compliance with requirements of the City's Land Development Code, and shall not be converted and/or utilized for any other purpose, unless otherwise authorized in writing by the City Manager.

34. Prior to the first building permit, a signed Joint Use Driveway/Mutual Access Agreement between all affected properties shall be recorded on all affected properties for the access point at the cul da sac of Via Inez west of Via Fiesta, satisfactory to the City Engineer.

# **PUBLIC UTILITIES DEPARTMENT REQUIREMENTS:**

35. The Owner/Permittee shall assure, by permit and bond the design and construction of any new water and sewer service(s) outside of any driveway, and the disconnection of the existing unused water and sewer service adjacent to the project site, in a manner satisfactory to the Director of Public Utilities and the City.

36. Prior to the issuance of any building permits, the Owner/Permittee shall apply for a plumbing permit for the installation of appropriate private back flow prevention device(s), on each water service (domestic, fire and irrigation), in a manner satisfactory to the Director of Public Utilities and the City Engineer. BFPDs shall be located above ground on private property, in line with the service and immediately adjacent to the right-of-way.

37. Prior to the issuance of any certificates of occupancy, all public water and sewer facilities shall be complete and operational in a manner satisfactory to the Director of Public Utilities and the City Engineer.

38. Owner/Permittee shall design and construct all proposed public water and sewer facilities, in accordance with established criteria in the current edition of the City of San Diego Water and Sewer Facility Design Guidelines and City regulations, standards and practices.

# **GEOLOGY REQUIREMENTS:**

39. The Owner/Permittee shall submit a geotechnical investigation report or update letter that specifically addresses the proposed construction plans. The geotechnical investigation report or update letter shall be reviewed for adequacy by the Geology Section of Development Services prior to the issuance of any construction permit.

40. The Owner/Permittee shall submit an as-graded geotechnical report prepared in accordance with the City's "Guidelines for Geotechnical Reports" following completion of the grading. The as-graded geotechnical report shall be reviewed for adequacy by the Geology Section of Development Services prior to exoneration of the bond and grading permit close-out.

# **INFORMATION ONLY:**

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

APPROVED by the City Council of the City of San Diego on xxxxxx.

# Attachment 5 Draft Conditional Use Permit with Conditions

Permit Type/PTS Approval No.: CUP No. 908816 Date of Approval: xxxxxx

# AUTHENTICATED BY THE CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT

William Zounes Development Project Manager

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

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

Owner/Permittee

By \_\_

SANTALUZ, LLC,

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

#### **RESOLUTION NUMBER XXXXXX**

## ADOPTED ON <u>xxxxxx</u>

WHEREAS, on XXXXX, SANTA LUZ, LLC submitted an application to Development Services Department for CONDITIONAL USE PERMIT NO. 908816 for a new 71,630-square -foot nursing home facility for assisted living and memory care patients for the Santa Luz Project; and

WHEREAS, the matter was set for a public hearing to be conducted by the Development Services Department of the City of San Diego; and

WHEREAS, the City Council considered the issues discussed in Addendum No. 257983 (Addendum to EIR No. 95-0173 and 96-7902 & Addendums Nos. 95-0173.1/99-1161 No. 257983) prepared for this Project; NOW THEREFORE,

BE IT RESOLVED, by the City Council that it is certified that the Declaration has been completed in compliance with the California Environmental Quality Act of 1970 (CEQA) (Public Resources Code Section 21000 et seq.), as amended, and the State CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, Section 15000 et seq.), that the Declaration reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in said Declaration, together with any comments received during the public review process, has been reviewed and considered by the Hearing Officer in connection with the approval of the Project.

BE IT FURTHER RESOLVED, that the Development Services Department finds on the basis of the entire record that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study, that there is no substantial evidence that the Project will have a significant effect on the environment, and therefore, that said Declaration is hereby adopted.

BE IT FURTHER RESOLVED, that pursuant to CEQA Section 21081.6, the City Council hereby adopts the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the Project as required by this Development Services Department in order to mitigate or avoid significant effects on the environment, which is attached hereto as Exhibit A.

BE IT FURTHER RESOLVED, that the Declaration and other documents constituting the record of proceedings upon which the approval is based are available to the public at the office of the DEVELOPMENT SERVICES DEPARTMENT, 1222 FIRST AVENUE, SAN DIEGO, CA 92101 or CITY CLERK, 202 C STREET, SAN DIEGO, CA 92101].

BE IT FURTHER RESOLVED, that DEVELOPMENT SERVICES STAFF is directed to file a Notice of Determination with the Clerk of the Board of Supervisors for the County of San Diego regarding the Project.

#### **APPROVED:**

By: <u>WILLIAM ZOUNES</u> DEVELOPMENT PROJECT MANAGER

#### ATTACHMENT(S): Exhibit A, Mitigation Monitoring and Reporting Program

#### EXHIBIT A

#### MITIGATION MONITORING AND REPORTING PROGRAM CONDITIONAL USE PERMIT NO. 908816 PROJECT NO. 257983

#### V. MITIGATION, MONITORING AND REPORTING PROGRAM:

No mitigation is required for any new issue areas associated with this project, in addition, all applicable mitigation measures were completely carried out in association with mass grading allowed by the approvals analyzed in EIR No. 95-0173 except for additional paleontological monitoring that is required for the proposed project. The current City MMRP paleontological mitigation measures required on-site are as follows:

#### PALENTOLOGICAL RESOURCES

#### 1. Prior to Permit Issuance

- A. Entitlements Plan Check
  - 1. Prior to issuance of any construction permits, including but not limited to, the first Grading Permit, Demolition Plans/Permits and Building Plans/Permits or a Notice to Proceed for Subdivisions, but prior to the first preconstruction meeting, whichever is applicable, the Assistant Deputy Director (ADD) Environmental designee shall verify that the requirements for Paleontological Monitoring have been noted on the appropriate construction documents.
- B. Letters of Qualification have been submitted to ADD
  - 1. The applicant shall submit a letter of verification to Mitigation Monitoring Coordination (MMC) identifying the Principal Investigator (PI) for the project and the names of all persons involved in the paleontological monitoring program, as defined in the City of San Diego Paleontology Guidelines.
  - 2. MMC will provide a letter to the applicant confirming the qualifications of the PI and all persons involved in the paleontological monitoring of the project.
  - 3. Prior to the start of work, the applicant shall obtain approval from MMC for any personnel changes associated with the monitoring program.

#### 2. Prior to Start of Construction

- A. Verification of Records Search
  - 1. The PI shall provide verification to MMC that a site specific records search has been completed. Verification includes, but is not limited to a copy of a confirmation letter from San Diego Natural History Museum, other institution or, if the search was in-house, a letter of verification from the PI stating that the search was completed.
  - 2. The letter shall introduce any pertinent information concerning expectations and probabilities of discovery during trenching and/or grading activities.
- B. PI Shall Attend Precon Meetings
  - 1. Prior to beginning any work that requires monitoring; the Applicant shall arrange a Precon Meeting that shall include the PI, Construction Manager (CM) and/or Grading Contractor, Resident Engineer (RE), Building Inspector (BI), if appropriate, and MMC. The qualified paleontologist shall attend any grading/excavation related Precon Meetings to make comments and/or suggestions concerning the Paleontological Monitoring program with the Construction Manager and/or Grading Contractor.
    - a. If the PI is unable to attend the Precon Meeting, the Applicant shall schedule a focused Precon Meeting with MMC, the PI, RE, CM or BI, if appropriate, prior to the start of any work that requires monitoring.

2. Identify Areas to be Monitored

Prior to the start of any work that requires monitoring, the PI shall submit a Paleontological Monitoring Exhibit (PME) based on the appropriate construction documents (reduced to 11x17) to MMC identifying the areas to be monitored including the delineation of grading/excavation limits. The PME shall be based on the results of a site specific records search as well as information regarding existing known soil conditions (native or formation).

- 3. When Monitoring Will Occur
  - a. Prior to the start of any work, the PI shall also submit a construction schedule to MMC through the RE indicating when and where monitoring will occur.
  - b. The PI may submit a detailed letter to MMC prior to the start of work or during construction requesting a modification to the monitoring program. This request shall be based on relevant information such as review of final construction documents which indicate conditions such as depth of excavation and/or site graded to bedrock, presence or absence of fossil resources, etc., which may reduce or increase the potential for resources to be present.

#### 3. During Construction

- A. Monitor Shall be Present During Grading/Excavation/Trenching
  - 1. The monitor shall be present full-time during grading/excavation/trenching activities as identified on the PME that could result in impacts to formations with high and moderate resource sensitivity. The Construction Manager is responsible for notifying the RE, PI, and MMC of changes to any construction activities such as in the case of a potential safety concern within the area being monitored. In certain circumstances OSHA safety requirements may necessitate modification of the PME.
  - 2. The PI may submit a detailed letter to MMC during construction requesting a modification to the monitoring program when a field condition such as trenching activities that do not encounter formational soils as previously assumed, and/or when unique/unusual fossils are encountered, which may reduce or increase the potential for resources to be present.
  - 3. The monitor shall document field activity via the Consultant Site Visit Record (CSVR). The CSVR's shall be faxed by the CM to the RE the first day of monitoring, the last day of monitoring, monthly (**Notification of Monitoring Completion**), and in the case of ANY discoveries. The RE shall forward copies to MMC.
- B. Discovery Notification Process
  - 1. In the event of a discovery, the Paleontological Monitor shall direct the contractor to temporarily divert trenching activities in the area of discovery and immediately notify the RE or BI, as appropriate.
  - 2. The Monitor shall immediately notify the PI (unless Monitor is the PI) of the discovery.
  - 3. The PI shall immediately notify MMC by phone of the discovery, and shall also submit written documentation to MMC within 24 hours by fax or email with photos of the resource in context, if possible.
- C. Determination of Significance
  - 1. The PI shall evaluate the significance of the resource.
    - a. The PI shall immediately notify MMC by phone to discuss significance determination and shall also submit a letter to MMC indicating whether additional mitigation is required. The determination of significance for fossil discoveries shall be at the discretion of the PI.
    - b. If the resource is significant, the PI shall submit a Paleontological Recovery Program (PRP) and obtain written approval from MMC. Impacts to significant resources must be mitigated before ground disturbing activities in the area of discovery will be allowed to resume.
    - c. If resource is not significant (e.g., small pieces of broken common shell fragments or other scattered common fossils) the PI shall notify the RE, or BI as appropriate, that a non-significant discovery has been made. The Paleontologist shall continue to monitor the area without notification to MMC unless a significant resource is encountered.

d. The PI shall submit a letter to MMC indicating that fossil resources will be collected, curated, and documented in the Final Monitoring Report. The letter shall also indicate that no further work is required.

#### 4. Night and/or Weekend Work

- A. If night and/or weekend work is included in the contract
  - 1. When night and/or weekend work is included in the contract package, the extent and timing shall be presented and discussed at the precon meeting.
  - 2. The following procedures shall be followed.
    - a. No Discoveries

In the event that no discoveries were encountered during night and/or weekend work, The PI shall record the information on the CSVR and submit to MMC via fax by 8AM on the next business day.

b. Discoveries

All discoveries shall be processed and documented using the existing procedures detailed in Section 3 - During Construction.

- Potentially Significant Discoveries
   If the PI determines that a potentially significant discovery has been made, the procedures detailed under Section 3 During Construction shall be followed.
- d. The PI shall immediately contact MMC, or by 8AM on the next business day to report and discuss the findings as indicated in Section 3-B, unless other specific arrangements have been made.
- B. If night work becomes necessary during the course of construction
  - 1. The Construction Manager shall notify the RE, or BI, as appropriate, a minimum of 24 hours before the work is to begin.
  - 2. The RE, or BI, as appropriate, shall notify MMC immediately.
- C. All other procedures described above shall apply, as appropriate.

#### 5. Post Construction

- A. Preparation and Submittal of Draft Monitoring Report
  - 1. The PI shall submit two copies of the Draft Monitoring Report (even if negative), prepared in accordance with the Paleontological Guidelines which describes the results, analysis, and conclusions of all phases of the Paleontological Monitoring Program (with appropriate

graphics) to MMC for review and approval within 90 days following the completion of monitoring,

- a. For significant paleontological resources encountered during monitoring, the Paleontological Recovery Program shall be included in the Draft Monitoring Report.
- b. Recording Sites with the San Diego Natural History Museum
  - The PI shall be responsible for recording (on the appropriate forms) any significant or potentially significant fossil resources encountered during the Paleontological Monitoring Program in accordance with the City's Paleontological Guidelines, and submittal of such forms to the San Diego Natural History Museum with the Final Monitoring Report.
- 2. MMC shall return the Draft Monitoring Report to the PI for revision or, for preparation of the Final Report.
- 3. The PI shall submit revised Draft Monitoring Report to MMC for approval.
- 4. MMC shall provide written verification to the PI of the approved report.
- 5. MMC shall notify the RE or BI, as appropriate, of receipt of all Draft Monitoring Report submittals and approvals.
- B. Handling of Fossil Remains
  - 1. The PI shall be responsible for ensuring that all fossil remains collected are cleaned and catalogued.
  - 2. The PI shall be responsible for ensuring that all fossil remains are analyzed to identify function and chronology as they relate to the geologic history of the area; that faunal material is identified as to species; and that specialty studies are completed, as appropriate

C. Curation of fossil remains: Deed of Gift and Acceptance Verification

- 1. The PI shall be responsible for ensuring that all fossil remains associated with the monitoring for this project are permanently curated with an appropriate institution.
- 2. The PI shall include the Acceptance Verification from the curation institution in the Final Monitoring Report submitted to the RE or BI and MMC.
- D. Final Monitoring Report(s)
  - 1. The PI shall submit two copies of the Final Monitoring Report to MMC (even if negative), within 90 days after notification from MMC that the draft report has been approved.
  - 2. The RE shall, in no case, issue the Notice of Completion until receiving a copy of the approved Final Monitoring Report from MMC which includes the Acceptance Verification from the curation institution.

I:\All\LDR\EAS\MMRP\PaleoPrivate 100509.doc

#### PLANNING COMMISSION RESOLUTION NO. 4832-PC

INITIATING AN AMENDMENT TO THE Black Mountain Ranch Subarea Plan AND GENERAL PLAN TO REDESIGNATE TWO SITES - 1) an approximately 0.98-acre site designated Institutional - Seniors Center, and 2) an approximately 2.3-acre site designated Institutional - Recreation Center - to Institutional - Nursing Facility.

WHEREAS, on August 23, 2012, the Planning Commission of the City of San Diego held a public hearing to consider the initiation of an amendment to the Black Mountain Ranch Subarea Plan to redesignate two sites - 1) an approximately 0.98-acre site designated Institutional - Seniors Center, and 2) an approximately 2.3-acre site designated Institutional - Recreation Center - to Institutional - Nursing Facility; and

WHEREAS, the applicant is requesting a Subarea Plan Amendment in anticipation of future development that will allow the development of a nursing facility on the subject property; and

WHEREAS, the Planning Commission of the City of San Diego considered all maps, exhibits, evidence and testimony; NOW, THEREFORE,

BE IT RESOLVED, by the Planning Commission of the City of San Diego that it hereby initiates the requested Community Plan Amendment; and

BE IT FURTHER RESOLVED that the Planning Commission directs staff to consider the following issue(s) in addition to all of the issues identified in Report No. PC-12-087:

- Appropriate land use designation and density range for the site;
- Site design considerations for new land use designation;
- Compatibility and integration of new development with adjacent development;
- Impact of potential development on public services and facilities;
- Pedestrian circulation and transit improvements;
- Limited ability of the POA to develop future community facilities and meeting spaces as envisioned in the VTM/PRD;
- Provision of additional benefit to the community;
- Consistency with Proposition A.

BE IT FURTHER RESOLVED, that this initiation does not constitute an endorsement of a project proposal. This action will allow staff analysis to proceed.

Development Services Department

Initiated: 8/23/2012 By a vote of: 5-0



# Rancho Peñasquitos Planning Board Meeting Minutes

June 6, 2012

Attendees:Jon Becker, Suzanne Brooks, Thom Clark, Bill Diehl, Bill Dumka, Steve Gore,<br/>John Keating, Ruth Loucks, Darren Parker, Jeanine Politte, Keith Rhodes, Scot<br/>Sandstrom, Mike Shoecraft, Dennis Spurr, Ramesses Surban, David WiesleyAttendees:Image: Clark and Clar

Absent: Joost Bende, Charles Sellers

Community Members & Guests (Voluntary Sign-in): Cynthia Macshane, Haven Buchmiller

- 1. The meeting was called to order at 7:38 pm at the Doubletree Golf Resort located at 14455 Peñasquitos Drive, San Diego, California 92129. A Quorum was present.
- 2. Agenda Modifications: County Treasurer/Tax Collector, Dan McAllister canceled and Kilroy T-9 Bridge & Reimbursement agreement was removed from agenda.
- 3. MINUTES:

Motion: To approve the May 2, 2012 Rancho Peñasquitos Planning Board Meeting minutes with corrections. M/S/C - Diehl/Clark/Approved, 11 in favor – 0 against – 2 abstentions (Loucks, Dumka).

- 4. Guests: No fire/police agency representatives were present.
- 5. NON-AGENDA, PUBLIC COMMENTS:
  - a. Sandstrom commented about SDG&E staging on Kilroy lot in Torrey Highlands.
  - b. Diehl reported that Flag Day would be celebrated at Hilltop Park on Sunday 6/10/12 from 2-3pm with flag raising and helicopter landing. Local Independence Day celebration and fireworks would be held at Westview High School on July 3<sup>rd</sup> put on by the Rec Council; gates open at 7pm and fireworks start at dusk.
  - c. Cynthia Macshane introduced herself; she is in process of being appointed to hold the Town Council seat on RPPB (note: appointment letter has not been received to-date from Andy Berg).
- 6. ANNOUNCEMENTS & INFORMATION ITEMS:
  - a. San Diego City Development Services Dept. Report Michael Prinz
    - Welcomed new RPPB members and introduced himself.
  - b. San Diego City Council District 1 Report Stephen Heverly was not present
  - c. San Diego County Board of Supervisors, District 3 Report Steve Hadley
    - Distributed BOS District newsletter and Live Well Summit flyer. He noted that 2-1-1 has emergency/fire info if not available via a news source; great resource.
  - d. Assembly Member Nathan Fletcher's Office Report Sterling McHale was not present
- 7. BUSINESS.
  - a. City Council Candidate District 5 Mark Kersey (Information Item)
    - Becker introduced Mark Kersey; is running unchallenged for City Council District 5 seat which will cover Rancho Bernardo, San Pasqual, north and western portion of Rancho Peñasquitos, Black Mtn. Ranch, Torrey Highlands, Carmel Mtn. Ranch, Sabre Springs, Rancho Encantada and Miramar Ranch North.
    - Kersey, who lives in Rancho Bernardo, noted the water main break on Lomica Drive the previous day as an example of the infrastructure issues San Diego faces. He

# Rancho Peñasquitos Planning Board Meeting Minutes, June 6, 2012

intends to focus on fiscal reform to reinvest savings in City infrastructure.

- City of San Diego Council members are sworn into office in December when the new boundaries for City Council Districts take effect (Redistricting).
- Kersey noted that he would begin talking with potential staff in the next few months so that there is a smooth transition in December.
- Becker asked if there would be a concerted effort to eliminate any chance for Brown Outs via budgeting for services? Kersey stated he was in favor of investing in public safety; Fire Station 33 covers 27.5 sq. miles so he is looking at options, possibly adding another fire station.
- Rhodes noted that RPPB's planning area would be in 2 City Council Districts beginning in December and asked if there was going to be any changes in representative(s) attendance. Kersey stated that he and Council Member Zapf would work together on issues for the whole of Rancho Peñasquitos Planning Board's planning area.

# b. Santaluz Assisted Living/Memory Care Facility Update – Joe Taylor (Potential Action Item)

Taylor discussed the status to-date and history of the Assisted Living Project. CUP was approved at RPPB & LUC last fall. The site is located in BMR South Village area (Subarea 1). These lots were originally designated to be used for recreation center and senior center. While in process to finalize the CUP, Long Range Planning Dept. was concerned that these sites were designated for specific uses and recommended that the requested changes go through a Community Plan amendment or could be considered without amendment via the support of RPPB. Santaluz, LLC is asking for RPPB support noting that the designated uses and the recreation facilities have been fulfilled through amenities already developed within the subarea by both private entities and the HOA.

- Taylor stated that the Assisted Living Facility would be an accepted use for the senior center component.
- The other components are now located at other sites through the development. HOA has lot for landscaping, staging and offices.
- POA(HOA) has added recreation facilities elsewhere in the subarea: 2 Neighborhood Parks with Tot-Lots, a Dog Park, picnic areas, parking and trails. These facilities are accessible to the public through membership in the Santaluz clubs or home ownership.
- Santaluz Club has a gymnasium, health and fitness component, tennis courts, pool, coffee shop overlooking a 10+ acre park.
- The subarea plan states that a number of the community facilities are to be privately developed, owned and maintained which is the case with the day care center (private school facility Montessori) and church which has completed their first phase.
- Councilmember Lightner has asked Santaluz to get our formal support stating that the recreation amenities have been met before moving forward.
- Clark reported that the LUC felt Santaluz has met the obligations and voted to approve.
- Politte read the motion approved in LUC.
- Becker restated process for clarification, CUP within Process 4 becomes Process 5 due to the subarea petition.
  - Prinz stated the applicant requires a reasonable accommodations request in order to deviate from the underlying zone to allow for a residential care

facility or nursing facility which is not allowed on Prop A lands under the code. Because seniors that need this type of care are a protected class and the applicant can go through the process without amending the entire municipal code under the state's reasonable accommodations law. The issue was the language for the subarea plan and design guidelines designations; the proposed project was inconsistent with the subarea plan. Due to the inconsistencies, a subarea plan amendment would be needed, however if the applicant could meet specific criteria that shows the project benefits the community, that other recreational facilities have been installed in the subarea that meet the use originally designated for this parcel, the proposed could be allowed. If a Community Plan amendment is required, a City Councilmember could initiate to expedite the process allowing staff to do their analysis. The project would continue on its path and the amendment to the subarea plan would go to City Council for approval. The difference between the routes are the level of reporting and processing.

- Becker stated for clarification; the CUP would go to Planning Commission and then be bundled with the amendment for City Council approval.
- Prinz stated that is the case if the amendment is required. Staff feels they can make the findings to move forward.
- Becker asked about Community Plan update costs; Prinz stated the applicant would pay for expenses.
- Clark asked for clarification on the process moving forward.
  - Prinz stated that City Staff would provide the analysis demonstrating that the project could be approved and the criteria used to make that determination. At that point the Planning Commission could approve as presented or request the amendment to the Community Plan be done.
- Gore asked if the Assisted Living facility was public or private?
  - Taylor said that the parcel is designated as POA owned, Assisted Living Facility could fit the intended Senior Center designation in the Community Plan. He added that 20-25 years ago, churches provided childcare and senior care. The POA would need a parcel to operate. Santaluz LLC kept POA lot, did give the land to POA for rec center.
  - Gore asked if POA would have to maintain this property or if the Assisted Living facility would? Taylor stated the Assisted Living Facility would own and maintain.
- Brooks asked if the CUP would need to be amended also?
  - Prinz stated that if process is to go forward with amendment, the amendment would lead and show the new land use designation in the subarea plan; attached to the CUP. The facility needs CUP regardless of zone. Assisted Living facilities are not uses that can be developed by right.
- Parker asked if amendment would be the cleanest way or is it a timing issue.
- Surban asked for clarification that the original designation of this property was for Senior/Recreation Center? The applicant seeks to use as an Assisted Living Facility and residents pay for the services; was the previous designation a public one.
  - Taylor stated that originally the recreation components were to be developed and maintained by the POA(HOA) which is private.
- Prinz added that he agrees with Taylor's interpretation, staff looks at subarea plan to

Rancho Peñasquitos Planning Board Meeting Minutes, June 6, 2012

make their determination of consistency with land use designation from a long term planning stand point. Because the subarea plan does not contain a lot of detail on this specific lot, staff used the adopted design guidelines make their determination. They can't restrict all use; not population based park.

• Becker stated for clarification, the Club has fulfilled some of those recreational components.

Motion: The recreation elements of the subarea plan have been fulfilled through other amenities including the Santaluz Club, Dog Park, 2 Neighborhood Parks with tot-lots, Trails, Swimming Facilities and a coffee shop so that the Santaluz Assisted Living/Memory Care Facility plan can go to the Planning Commission and if necessary to City Council for approval. M/S/C – Politte/Diehl/Approved, 15 in favor – 0 against – 0 recusals/abstentions.

• Becker asked Taylor about the timeline; Taylor stated they have been moving forward but that this hurdle holds everything up.

## c. Zaslavsky Place to Del Sur Ridge Road Name Change – Bill Dumka (Action Item) Dumka recused himself.

Clark reported that Black Mtn. Ranch and PUSD have requested a name change to an existing road between 2 schools (Del Norte High School and the proposed K-8 school) from Zaslavsky Place to Del Sur Ridge Road. Zaslavsky Place name will be retained and moved adjacent to the proposed K-8 school.

Motion: To approve the proposed name change and that Zaslavsky Place is being moved adjacent to the proposed K-8 school site. M/S/C – Sandstom/Surban/Approved, 13 in favor – 0 against – 0 abstentions – 1 Recusal (Dumka).

## 8. REPORTS.

- a. Chair Report Jon Becker
  - Recycled water project through Peñasquitos Canyon's issues remain. The orange fencing which the community did not like became black fencing and now there is no fencing; CAC agreed to this change. The re-vegetation is still in place around where the fencing was and is now unprotected. There are also irrigation heads begin held in place with rebar which is dangerous. The engineering group is looking at options for the irrigation that would not be as dangerous and the construction company is looking at other options to cut costs.
    - Politte asked about the seed mix which was reported previously as unacceptable, non-natives and resulting fire load; Becker stated that because the mix is down, it is staying. Presently watering by hand as irrigation system isn't active yet.
    - There is ponding at the bridge culverts which are raised above the streambed; Keating added the design was poor and is working to get it resolved. Becker added that contractor is responsible for maintaining until turned over to City.
    - Diehl inquired if rails would be added to the bridge; Becker stated that the issue has not come up again and the CAC has not met to discuss yet.
  - Keating reported that a resident is proposing to change Carmel Mtn. Rd. street name to Rancho Peñasquitos Blvd. from the corner where the two streets meet westward to provide consistency.
    - Becker added that 100% of the owners of properties on the road would need to agree to such a change. Future agenda item.
    - o Brief discussion of the number of properties with Carmel Mtn. Rd. addresses

Project Title:	Attachment '9 Ownership Disclosure Form
Part II - To be completed when property is held by Legal Status (please check):	
	S. (
Corporation X Limited Liability -or- General)	What State? DE Corporate Identification No. 2863978
as identified above, will be filed with the City of San Di- the property. Please list below the names, titles and a otherwise, and state the type of property interest (e.g., in a partnership who own the property). <u>A signature is</u> <u>property</u> . Attach additional pages if needed. <b>Note:</b> The ownership during the time the application is being proc	· · · · · ·
Corporate/Partnership Name (type or print): Santaluz, LLC	Corporate/Partnership Name (type or print):
X Owner Tenant/Lessee	Owner Tenant/Lessee
Street Address: 8105 Irvine Center Drive, Suite 1450	Street Address:
City/State/Zip: Irvine, CA 92618	City/State/Zip:
Phone No: Fax No: (949)341-1280 (949)585-927	Phone No: Fax No:
Name of Corporate Officer/Partner (type or print): Philip S. Bodem	Name of Corporate Officer/Partner (type or print):
Title (type or print): VicerRresident, Taylor Morrison of California, LLC	Title (type or print):
Signatura : Date: 9/21/2011	Signature : Date:
Corporate/Partnership Name (type or print):	Corporate/Partnership Name (type or print):
Owner Tenant/Lessee	Owner Tenant/Lessee
Street Address:	Street Address:
City/State/Zip:	City/State/Zip:
Phone No: Fax No:	Phone No: Fax No:
Name of Corporate Officer/Partner (type or print):	Name of Corporate Officer/Partner (type or print):
Title (type or print):	Title (type or print):
Signature : Date:	Signature : Date:
Corporate/Partnership Name (type or print):	Corporate/Partnership Name (type or print):
Owner Tenant/Lessee	Owner Tenant/Lessee
Street Address:	Street Address:
City/State/Zip:	City/State/Zip:
Phone No: Fax No:	Phone No: Fax No:
Name of Corporate Officer/Partner (type or print):	Name of Corporate Officer/Partner (type or print):
Title (type or print):	Title (type or print):
Signature : Date:	Signature ; Date:

# ATTACHMENT 10 Reasonable Accommodation

Application Page 1 of 7

THE CITY OF SAM DIRG

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

# Request for Re Accommodations

******		•	~	
SEPT	EMBER	2	200	g

# Application Date: May 21, 2012

Project No.: 257983

The City is required by the Federal Fair Housing Act and the California Fair Employment and Housing Act to provide a process for consideration of reasonable accommodation requests. A deviation process is available to applicants for circumstances where the existing zoning regulations would preclude residential development for persons with disabilities. All requests for accommodation are determined on a case-by-case basis. You will be contacted if additional information is required to determine the reasonableness of the accommodation requested.

Please print legibly or type.

					······································
1. Applicant Name: E-mail:					
	uz, LLC		A:		Ilting@cox.net
Addres		City:	State:	Zip Code:	Telephone:
81051	rvine Center Dr., Ste 1450	Irvine	CA	92168	(619) 847-1536
	perty Owner Name:				È-mail:
	uz, LLC				Ilting@cox.net
Addres		City:	State:	Zip Code:	Telephone:
8105 I	rvine Center Dr., Ste 1450	Irvine	CA	92168	(619) 847-1536
3. Site	Address where accomm	lodation is re	equested:		
Addres					Zip Code:
		analADN Ha 1		14 4000	4
14740	& 14716 Via Flesta, San Di	ego/APN #5 20	09-241-1100,209-2	41-1300	92127
<ol> <li>Process One - Administrative Review Reasonable accommodations (including waiver of regulations, policies, or procedures) to afford persons with disabilities an equal opportunity to use and enjoy a dwelling may be approved through Process One subject to the following:         <ul> <li>(a) The development will be used by a person(s) with a disability;</li> <li>(b) The deviation requested is necessary to make specific housing available to a person with a disability and complies with all applicable development regulations to the maximum extent feasible;</li> <li>(c) The deviation request will not impose an undue financial or administrative burden on the City;</li> <li>(d) The deviation request will not create a fundamental alteration in the implementation of the City's zon- ing regulations; and</li> <li>(e) For coastal development in the Coastal Overlay Zone, that is not exempt from a Coastal Development Permit pursuant to Section 126.0704, there is no feasible alternative that provides greater consistency with the certified Local Coastal Program.</li> </ul> </li> </ol>					
<ol> <li>Identify the reasonable accommodations requested and the specific regulations, policy, or procedure from which the deviation or waiver is requested. If the City is unable to approve the specific accommodations requested. The City will work with you to find accommodations that are reasonable.</li> <li>The applicant requests reasonable accommodation to allow for the proposed Intermediate Care, Nursing Facility</li> </ol>					
The upprovin requisite reactions accommodation to anow lot the proposed intermediate only, reliancy					
within agriculturally-zoned Prop. A Land, as prohibited by Section 141.0413(a) of the Municipal Code. The relief of					
the code will allow the applicant to pursue a Conditional Use Permit for this use.					
6. Give the reason that the reasonable accommodations may be necessary, for you or for another individual(s) with disabilities seeking the specific housing, to use and enjoy the housing. You do not need to tell us the name or extent of your disability or that of the individual(s) seeking the housing:					
Attached is the project description detailing the age range and mental ability of residents, and the types of assistance					
and services required by these individuals.					
	•				

Printed on recycled paper. Visit our web site at www.sandlego.gov/development-services.

Upon request, this information is available in alternative formats for persons with disabilities.

DS-18 (09-09)

Page 2 of 2	City of San Diego • Development Services	Department • Request for	Attachment 1 Reasonable Accommodatio Applicatio Page 2 of
tion an for the	e attach any documents that you feel are necess nd would assist us in considering your request e accommodation as prescribed under disability as a record of the decision and will be made ava	t, (e.g. medical documentati y law). Please note that all d	ion which supports the need locuments submitted will be
the St	er Declaration: I Joe Taylor, Agent ate of California, that the information provide atly anticipated use of the development by a pe	d above is correct and is be	of perjury under the laws of ing submitted to facilitate a
Signature:	Spe Faylor, count for Soutal	4 ILC Date. February	21, 2012
A person wi or mental in	th disability pursuant the Fair Housing Amena npairment that substantially limits one or mor rment; or anyone who has a record of such imp	lments Act of 1988 means ar e major life activities; anyon	iy person who has a physical
	FOR CITY U	JSE ONLY	
The followir	ng findings have been made to support the rea	sonable accommodation rec	luest:
Yes No			
	The development will be used by a person will The deviation request is necessary to make as and complies with all applicable development The deviation request will not impose an und San Diego. The deviation request will not create a fundation zoning regulations for the $AR - 1 - R$	specific housing available to t regulations to the maximu due financial or administrat amental alteration in the im	um extent feasible. tive burden on the City of
MA	zoning regulations for the <u>AR-1-1</u> (INDICAT For coastal development in the Coastal Over Development Permit pursuant to Section 126 greater consistency with the certified Local O	lay Zone, that is not exemp 3.0704, there is no feasible a	
Additional I	Information for the Administrative Record:		
-			
	Approved	Denied	
If requested	l accommodation is denied provide reason(s) b	ased on required findings:	
	· · · · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·
Staff Name: Signature:	DANIER P. NOPMANIOIN	Staff Title: AQ Date:12.	nin Planne
MELIAQUI Q.	- and the state of	IJaus,	

1.1

1

i

5 1

#### SANTALUZ, LLC

#### Proposed Assisted Living/Memory Care Facility Description

May 21, 2012

#### **Physical/Mental State of Residents**

Most residents of the proposed project would be Seniors 80-90 years of age and will have become physically frail to the point where they will require assistance with at least two activities of daily living (ADLs). Examples of ADLs are bathing, toileting, dressing, eating and walking. Residents would have indications of varying levels of dementia, requiring assistance by staff specially trained in providing personal care and assistance for persons with this condition.

#### **Physical Facilities Description**

Approximately 64 Assisted Living/Memory Care units would be constructed in 2 story buildings, on a 3.29 acre site. All resident buildings and areas would be handicapped accessible – both indoor and outdoor and designed consistent with the Community Design Guidelines.

Units would include a small living area, a sleeping area, a very small counter/sink, a microwave and a refrigerator. <u>Not</u> included are kitchens (any cooking facilities-range top or oven). Units would be arranged to accommodate one or more related, or unrelated residents. A private bathroom would be included in each unit with a walk-in shower (without curbs), to enable those a) in wheelchairs, b) reliant upon walkers or c) unable to step over a curb, to easily access the showers.

**Commons Areas** would include resident congregate dining room(s), living room(s), activities and recreation areas. Food preparation equipment would be provided for use by staff in preparation of meals for residents. Back-of-house support areas would be provided for dry food storage, refrigerated food and frozen food. Laundry and housekeeping areas would be provided for staff use. An administrative area for business administration and admission activities will be required, as well as a reception area and restrooms for visitors. A medical records storage area, as well as a locked medications storage area would also be provided.

Recreation Areas would consist of exterior walking areas specifically designed for exercise in a looped system for maximizing interest and physical activity as well as seating and reading areas. The project also includes Community Gardening areas for residents to grow vegetables, flowers and plants for use within the community. Internally, the facility will include areas for physical and mental exercising, crafting, arts, cards, reading partnerships with adjacent elementary school, etc. Recreational facilities and opportunities are key features of the project and are intended to stimulate Seniors both physically and mentally.

#### Site Description

The site is 3.289 acres (Black Mountain Ranch Unit 10A Map No. 14497, Lots 4, 6) and is located adjacent to a recently opened Montessori School and also adjoins a newly constructed church. Across Via Inez is a recently opened elementary school. Immediately to the East is a major residential development of single family homes. Beyond, are golf course oriented homes.

The site is essentially flat and requires minimal grading for development. All utilities are available in the street adjacent to the site.

#### Zoning/Permitting

The property is located within the boundaries of the Black Mountain Ranch Subarea Plan and is zoned AR-1-1 agricultural zone of Proposition A Lands. The City has determined that the class of use falls within the Reasonable Accommodations Regulations of the Municipal Code (131.0466). The Reasonable Accommodations Regulations of the proposed project to be developed on the property even though the Subarea Plan and AR-1-1 agricultural zone do not specifically identify an Assisted Living/Memory Care facility (Intermediate care, Nursing facility) as an allowed use on the property. A Conditional Use Permit (CUP) for the proposed project will be processed along with the request for Reasonable Accommodation. Please note that several community meetings have been held and no substantive issues have been discovered which could impede development of the site with the proposed project and in fact was unanimously approved 14-0 by the Penasquitos Planning Board.

#### **Operations/Services/Staffing**

The California Department of Social Services is the regulatory agency having jurisdiction over the proposed project, which would be licensed as a Residential Care Facility for the Elderly (RCFE). Staff would be on duty 24 hours per day/7days per week. Staff provides supervision, personal care and oversight to residents, in a secured environment, including the preparation and serving of 3 meals per day, plus snacks, in a common dining area(s). Staff assists residents with their activities of daily living, including, but not limited to, bathing, toileting, dressing, eating and walking.

Staff includes registered nurses (RNs), certified nursing assistants (CNAs), chefs, dietary staff, housekeepers, building engineer, activities coordinator, van driver and groundskeepers. The approximate staffing by work shifts is indicated below.

7:00 AM – 3:00 PM	16-18 staff
3:00 PM - 11:00 PM	14-16 staff
11:00 PM - 7:00 AM	4-6 staff

#### FINDINGS FOR REASONABLE ACCOMMODATIONS

Reasonable accommodations (including waiver of regulations, policies, or procedures) to afford persons with disabilities an equal opportunity to use and enjoy a dwelling may be approved through a Process One subject to the following:

#### 1. The development will be used by a disabled person.

The project proposes a 71,584 square-foot assisted living facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within the Black Mountain Ranch Community Plan. The facility would consist of 64 assisted living units with 74 beds and 24 hour staffing. The nursing facility will accommodate elderly residents within an age range between 80-90 years requiring assistance with at least two activities of daily living. Many of the residents will require memory care as these residence will be treated for dementia.

# 2. The deviation request is necessary to make specific housing available to a disabled person and complics with all applicable development regulations to the maximum extent feasible.

The project proposes a 71,584 square-foot assisted living facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within Proposition A Lands, within the Black Mountain Ranch Community Plan. The facility would consist of 64 assisted living units with 74 beds and 24 hour staffing. San Diego Municipal Code (SDMC) section141.0413(a) of the Land Development Code specifically prohibits nursing facilities within Proposition A Lands. Nursing facilities are a conditionally permitted use through the processing of a Conditional Use Permit (CUP) outside of Proposition A Lands. The project meets all Land Development Code development regulations, however, a minor deviation for height is being requested through the processing of a Planned Development Permit in order to implement a superior design.

The objective of Proposition A Land was to prevent premature development and guide urbanization, conserve agricultural land, prevent loss of natural resources, and address threat to quality of life from continued urban sprawl. The site is governed by VTM 95-0173 which allowed the grading and development of portions of Proposition A Lands. The project is providing infill development on a remnant, irregularly shaped parcel in the community. The proposed nursing facility would be located on a previously graded site surrounded by development including a day care center and single-family homes to the west, single-family and multi-family residential to the east, an elementary school and neighborhood park to the north, and multi-family residential to the south. Therefore the project would not adversely affect the Proposition A objective and would comply with all applicable development regulations to the maximum extent feasible.

# 3. The deviation request will not impose an undue financial or administrative burden on the City;

The project proposes a 71,584 square-foot assisted living facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within Proposition A Lands, within the Black Mountain Ranch Community Plan. The facility would consist of 64 assisted living units with 74 beds and 24 hour staffing. The proposed project is entirely funded by the owner/applicant and will not impose a financial or administrative burden on the City.

# 4. The deviation request will not create a fundamental alteration in the implementation of the City's zoning regulations.

The project proposes a 71,584 square-foot assisted living facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within Proposition A Lands, within the Black Mountain Ranch Community Plan.

The facility would consist of 64 assisted living units with 74 beds and 24 hour staffing. San Diego Municipal Code (SDMC) section141.0413(a) of the Land Development Code specifically prohibits nursing facilities within Proposition A Lands. Nursing facilities are generally a conditionally permitted use through the processing of a Conditional Use Permit (CUP) outside of Proposition A Lands. The project meets all Land Development Code development regulations, however, a minor deviation for height is being requested through the processing of a Planned Development Permit in order to implement a superior design. The intent of the Conditional Use Permit is to establish a review process for development of a use that may be desirable under appropriate circumstances, but are not permitted by right in the applicable zone. The intent of these procedures is to review these uses on a case-by-case basis to determine whether and under what conditions the use may be approved at a given site.

The objective of Proposition A Land was to Prevent premature development, conserve agricultural land, prevent loss of natural resources, and address the threat to quality of life from continued urban sprawl. The site is governed by VTM 95-0173 which allowed the grading of the site and development for portions of Proposition A Lands. Surrounding the graded site exist an elementary school, day care, single and multi-family residential, and a neighborhood park. The project is providing infill development on a remnant, irregularly shaped parcel in the community. The proposed nursing facility would be located on a previously graded site surrounded by development not suitable for open space land or agricultural land as requested in Proposition A land.

The project site is designated Institutional-Recreation Center and Institutional-Senior Center within the Black Mountain Ranch Subarea Plan. The project proposes to redesignate the site from Institutional-Recreation Center and Institutional-Senior Center to Institutional-Nursing Facility through a Community Plan Amendment (CPA). An analysis of the CPA has concluded that the re-designation amendment would be consistent with the goals and policies of the General Plan and Black Mountain Ranch Subarea plan and any community plan specific amendment criteria.
Attachment 10 Reasonable Accommodation Application Page 7 of 7

The Federal Fair Housing Act and the California Fair Employment and Housing Act require that jurisdictions make reasonable accommodations to afford disabled persons the equal opportunity to use and enjoy a dwelling. In consideration of the special need and the potential benefit that can be accomplished with a requested modification, deviations to development regulations and/or waivers to processing requirements necessary to provide housing for protected classes may be approved through a Process 1.

Additionally, the proposed nursing facility will serve as the residence of a senior population that requires 24 hour nursing care. The proposed residents have limited physical abilities and would be deemed as a protected class under the Fair Housing Amendments Act (FHAA). As such the applicant may request Reasonable Accommodations under SDMC 131.0466 in lieu of amending SDMC section 141.0413(a).

Therefore, based on the purpose and intent of the Conditional Use Permit process, the surrounding built out environment, consistency with the Land Use Plan, the underlying AR-1-1 zone, the Federal Fair Housing Act and the California Fair Employment and Housing Act requirement that jurisdictions make reasonable accommodations to afford disabled persons the equal opportunity to use and enjoy a dwelling, the deviation request will not create a fundamental alteration in the implementation of the City's zoning regulations.

5. For coastal development in the coastal overlay zone, that is not exempt pursuant to Section 126.0704, there is no feasible alternative that provides greater consistency with the certified Local Coastal Program.

The project is not located within the coastal overlay zone.



Note: Streets shown represent Collector and abave (North Village area)

May 2009

Black Mountain Ranch Subarea Plan

Attachment 11 Proposed Amendment Site Page 1 of 2



#### Attachment 12 January 31, 2013 PC Hearing opposition concerns with responses

#### Summary of Opposition's Concerns from January 31, 2013 Planning Commission Hearing Santa Luz Assisted Living Facility

Below are the main points of concerns presented to Planning Commission from opponents of the project during the January 31, 2013 Public Hearing. Staff has included a short response to each.

#### 1. The building exceeds 30 foot height limit.

**Response:** Redesign of the proposed project lowered its height to below 30 feet.

#### 2. The buildings are too massive for the area and are too urban in nature.

**Response:** The design of the buildings is consistent with the Black Mountain Ranch Design Guidelines ("Design Guidelines") for the site as well as the Tuscan Farmhouse architectural style for Santaluz Custom Homes, which assures compatibility with other buildings within the community.

## 3. Parking is in front of the building, design guideline requires in back or within building envelope.

**Response:** Redesign of the proposed project places parking to the side and rear of buildings and within a walled enclosed area

#### 4. There are 3 curb cuts, only two are allowed, third was for service area.

**Response:** Redesign of the proposed project utilizes only one curb cut on Via Fiesta, the main road for the project, and provides secondary access off the existing driveway on Via Inez consistent with the Design Guidelines.

#### 5. Too much traffic, concerned about children's safety.

**Response:** The Traffic Engineer's calculation of 222 daily trips is significantly less than the projected 3,195 daily trips allowed for the currently approved Recreation Facility and Senior Center uses. The project proposes to limit staff shift changes to the off-hours of the school and day care drop off and pickup times

## 6. There will be too many emergency vehicles, concerned about noise and ambulances running over kids.

**Response:** According to the applicant information from other assisted living facility operators indicate 1-2 emergency vehicles may come to the proposed project site each week.

#### 7. Too close to the elementary and Montessori schools.

**Response:** There are no code requirements requiring a minimum distance between Residential Care Facilities and schools

## 8. Should be used as for a Recreation Center and Senior Center as originally called out in the Subarea Plan, which Buyers relied upon when purchasing their homes.

**Response:** The subject site is located within the non-phase shifted Proposition A lands and is further governed by the VTM/PRD 95-0173 and associated Design Review Guidelines. The VTM/PRD's Design Review Guidelines state that the day care and senior facilities would be developed and managed by the church, and the recreation center would be developed as a Property Owner Association facility. Subsequent to the adoption of the Subarea Plan, the Property Owners Association (POA) determined to not take title to the parcel designated for a recreation center. Instead, the POA opted to build recreational facilities at other locations within the Subarea Plan, including two 1- to 2-acre parks with playgrounds, one 3-acre enclosed dog park, additional areas improved for picnicking and parking, and walking trail enhancements; none of which were originally provided for in the Subarea Plan. The proposed amendment would not adversely affect the goals of the Subarea Plan as recreational facilities are provided throughout the community.

#### 9. Nursing facilities are to be avoided on residential roads.

**Response:** Residential roads measure 32-34 feet curb to curb. Via Fiesta and Via Inez are designated as two lane collectors that are 40 feet wide curb to curb plus 10 feet of public right of way on each side, are designed for 30 mph speed limits, and can accommodate 5,000 traffic trips per day.

#### 10. Worried about memory care residents escaping and harming someone.

**Response:** Based on information gathered from the applicant, this rarely happens because residents are monitored 24/7 with many safeguards to ensure they cannot leave the facilities without supervision.

# 11. Why put it at this location since there is already an assisted living component a mile north in Del Sur's Residential Care area designated in a Community Plan Amendment in 2009?

**Response:** According to the applicant, separate developers/land owners are replanning most of their future development areas in the reference location and do not plan to include an assisted living component in their new plan. In addition, an assisted living facility is not included as a requirement in any of their existing development approvals.

# 12. The Reasonable Accommodation was not publically noticed and is required to be approved by City Council along with the CUP, Planned Development Permit and Community Plan Amendment.

**Response:** As stated in the Addendum to the EIR dated November 7, 2012, and finalized December 17, 2012, the City approved the Reasonable Accommodation for this project as a process one/administrative approval and did not require City Council approval nor consolidation pursuant to Section 1, Page 4, #10 of the City of San Diego Land Development Manual.

13. We are under estimating the number of employees that will be working at the site at any given time.

Response: The applicant says 20-22 employees during the peak day shift.

14. Trash trucks and vendors utilizing the Service Area will be a danger to children as the trucks back out onto the main street.

**Response:** The service area has been relocated so that all delivery trucks and service vehicles enter and leave from the main entries. No delivery trucks or service vehicles will require backing up into the roadways.

#### 15. We will not disclose who will be the buyer or operator.

**Response:** According to the applicant, the buyer wishes to remain out of the public eye until he closes escrow and we will continue to respect his privacy. As for the operator, the buyer has indicated a willingness to enter into an agreement with a major operator in the area and will have them available to help in future discussions and presentations.

RANGHO R.P. PEÑASQUITOF

#### Rancho Peñasquitos Planning B(<sup>E</sup> Meeting Minutes

Attachment 13 6/25/13 Ranch Penasquitos Planning Board Minutes Page 1 of 6

June 26, 2013

#### DRAFT

Attendees: Jon Becker, Joost Bende, Thom Clark, Bill Dumka, Steve Gore, John Keating, Mike Kenney, Jeanine Politte, Keith Rhodes, Mike Shoecraft, Dennis Spurr, Ramesses Surban, Zachary Tanton, Melinda Vasquez

Absent: Bill Diehl, Ruth Loucks, Cynthia Macshane, Darren Parker

Community Members & Guests (Voluntary Sign-in): John Leppert, Darshana Patel, Jacqui Higgs

- 1. The meeting was called to order at 7:39 pm at the Doubletree Golf Resort located at 14455 Peñasquitos Drive, San Diego, California 92129. A Quorum was present.
- 2. Agenda Modifications: none
- 3. Chairman Clark asked for volunteers to take the minutes; Shoecraft agreed.
- 4. MINUTES:

Motion: To approve the June 5, 2013 Rancho Peñasquitos Planning Board Meeting minutes as presented. M/S/C - Dumka/Shoecraft/Approved, 8 in favor – 0 against – 3 abstentions (Bende (had not reviewed minutes), Becker and Spurr (absent).

- 5. Guests:
  - a. No Public Safety Agencies present.
- 6. NON-AGENDA, PUBLIC COMMENTS: none
- 7. ANNOUNCEMENTS & INFORMATION ITEMS:
  - a. San Diego City Development Services Dept. Report Michael Prinz
    - Bill Fulton has been hired as the Director for the Dept. of Planning & Neighborhood Restoration (previously known as Development Services Division).
  - b. San Diego City Council Member Lorrie Zapf, District 6 Report Conrad Wear
    - Budget related items Mayor Filner's veto of the City Attorney budget increase was not overturned by a City Council vote. The reduction will result in the loss of a neighborhood prosecution unit.
    - Managed Competition, approved by voters in 2006, has saved the City about \$10M this fiscal year. City employees have won every competition. The City Council reaffirmed their support for City projects.
    - Code Compliance Issues: Recycling signs (not necessary illegal, based on location), mobile vehicle with advertising on side.
    - Small storm water ground issue near Canyonside Park (actually a spring).
  - c. San Diego City Council Member Mark Kersey, District 5 Report Lee Friedman
    - Mark Kersey's community event at Rancho Peñasquitos Library just completed.
    - Infrastructure: Getting condition assessments for City assets, that we still don't know what condition they are in. Sidewalk condition assessment will be completed this year.
    - Increase to Police Force staffing, retention has been an issue, we have seen a 6.8% increase in crime in past year. Considering bonuses and incentives to improve retention.
    - Budget: \$35M bond for infrastructure. \$10M for streets.

Attachment 13 6/25/13 Ranch Penasquitos Planning Board Minutes

Rancho Peñasquitos Planning Board Meeting Minutes, June 26, 2013

#### Page 2 of 6

- Question from Jon Becker: Is there an initiative to add a position for an Urban Forester? Lee will get back to us.
- Public safety, disaster preparedness, fire safety event planned for near future. Will coordinate with Fire Safe Council.
- Walk planned at end of Calderon Rd at 4PM tomorrow, 27 June with Lee and members of Planning Board.
- d. San Diego County Supervisor Dave Roberts, District 3 Report Tighe Jaffe, not present
- e. 77<sup>th</sup> Assembly District, Member Brian Maienscheim's Office Report Michael Lieberman, not present
- f. 52<sup>nd</sup> District, U.S. Congressman Scott Peters' Office Report Hugo Carmona, not present
- 8. BUSINESS.
  - a. Proposed Community Plan Amendment Initiation for Torrey Highlands "Diocese property' (to change the land use designation of this property from Commercial Limited to Employment Center) – Robin Madaffer/Kilroy (Information Item)
    - Comments from Thom: Is the proposed change to the General Plan worthy of further analysis, using 3 criteria as provided by Michael Prinz:

1) The amendment request is consistent with the goals and policies of the General Plan and Community Plan and any Community Plan Amendment criteria;

2) The proposed amendment provides additional public benefit to the community, as compared to the existing land-use designation, density, intensity range, planned policy or site design;

3) Public facilities appear to be available to serve the proposed increase in density/intensity or Their provision will be addressed as part of the amendment process. Denial is if it is consistent with the major goals and policies of the General Plan.

- Michael Prinz: Example: An applicant was proposing building residential housing in open space. Only looking at land-use designation, not looking at any site specific issues or project specific issues related to design. What is land-use today, what is the proposed land-use change, and what are the impacts to the plans and community of those changes, based on the land-use itself, as opposed to a specific development application.
- Robin Madaffer/Kilroy will be on the Sept. agenda.

**Santaluz Assisted Living Project Update** – Joe Taylor/Taylor Consulting (Information Item)

- Jon Becker: This project has been on the agenda previously, and it has gone through major changes. Jon asked Michael to clarify the role that the Board played in review of it previously, versus these changes when we looked at the Sub-area Plan.
- Michael Prinz: The application was provided to the Group, and the Group recommended approval of the assisted-living facility. Staff determined that a sub-area plan amendment was needed in order to complete the application, along with a conditional use permit process. At the most recent Planning Commission meeting, the applicant proposed a major re-design. Staff has reviewed this application and it has no change to the sub-area plan amendment component that is being processed.

Rancho Peñasquitos Planning Board Meeting Minutes, June 26, 2013

• Joe Taylor: Approximately 2 years ago, most of the Board saw the plan with 80 units, we took everyone's recommendations and dropped this down to 64 units with 74 beds. We did come before the Board and did have 2 separate reviews and it was approved for recommendation to go forward to the Planning Commission. In 2012 we went before the Planning Commission and received permission to go forward and do further studies and finalize plans. Earlier this year we went to the Planning Commission 3 times: first time continued; second time there was a lot of community outpouring, we listened to them and the Planning Commission comments.

At the Feb. 14, 2013 meeting, we decided to take those comments and go back and do some redesign work to address those issues. The initial plan had 3 areas of access, which was a major concern with the steering committee (representatives from most local HOAs). The Steering Committee did not want to have 3 ingress and egress points, they wanted general parking, and were concerned with safety in the service area (trucks backing out into sidewalk and traffic).

We re-evaluated the entire site. This is not a substantial change, same number of units, same square footage, same parking area. The major change is positioning of building and access routes. We moved the building to allow only one point of access off Via Fiesta, with parking stalls. Access goes thru the project via existing private driveway, which currently serves the HOA, Church, and Montessori school. The property has a reciprocal agreement in place for private road access. The parking is now behind a wall and buildings. The memory-care facility has raised gardens for people to interact, this is a 2 story component (always was), also a 1 story component moved (has homes at a higher elevation, 1 story for lower visual impact). Very heavily landscaped. Another concern brought up was lower than 40 feet high (we were going to ask for height variance), we have modified elevation to less than 30 feet. We are retaining the Santaluz custom home design guidelines. We're still committed to project.

• Questions/Comments:

Becker: Landscape setback is 15 feet? Where are the walls?

Taylor: Yes, 15 feet, and pointed out 3 walls on drawing, they have not identified type and height yet. Solid walls with planting outside. Fence continues around the perimeter from the Montessori school. Fences are also internal so residents cannot wander out; memory care facility is enclosed.

Clark: Liked the way it steps up from 1 story at the street to 2 stories inside.

Keating: The driveway now circulates thru all the parking, which was a dead end before, and one had to back out. Circulation is way improved. From street, you're looking at buildings rather than parking, much more pleasing from street point of view.

Becker: Many different means to get out of the complex.

Clark: An earlier concern was service entry and trash, which is now internal.

Kenney: Do people want to go to an entrance in the back of the building?

Taylor: The operator and buyer are in-sink with this. Everyone who lives in this area is a potential resident . There will be address markers as we're expecting to pull from 3-5 mile radius.

Politte: I like the new flip, changes to building placement/layout. I have spent more time reading, watching Planning Commission video of this project, and with the letters we received; I was a little "ticked off" because this had been on the agenda, and Black Mtn. Ranch's planning seats were filled when we heard this project. Yet there are people in the neighborhood who did not have the information. I became very defensive based on what we had done, I can understand some of their points. We did our do diligence, we posted it, there is nothing I can do to get them to sign up for our e-mail distribution list. But we did have a number of residents from Black Mtn. Ranch and Santaluz on our e-mail distribution list. They chose not to pay attention, not to forward to neighbors, or participate. I was disappointed that come January all of these residents were filling out and signing petitions, including their children. These were a few of the things that kind of "burned me" on this. I like the change. You've made a great project better. I'd like to see you come back after you've made changes with Staff.

Taylor: Were done with cycle issues, just wrapping up right now.

Politte: With the conflict that you've had, if you find more opposition, because they've had more time. I think we need to offer support or recommendations to help the project move forward. If neighbors don't want to come and voice their opinion at our meeting when we make that decision, that's not our problem. I feel this fits and I would vote for it. If we support this again, with the changes, I think we need to document that.

Clark: I hope everyone got the letter and e-mail I forwarded. This is information that the community has concerns, and they've expressed them. Sitting on the board for part of the time, we had dialog, you've made changes, I voted on it based on the information I had at the time.

Bende: No matter what, someone is not going to be satisfied one way or other. I echo what Jeanine said. If you feel you need support of the Planning Board at the Planning Commission meeting, schedule yourself as an action item. You had our support before and you've made the project better. Thank you for making changes, it is a substantially better project.

Clark: Asked if there were any comments from the public?

Lisa Gomez comments: Lisa Gomez, an area resident, who lives approximately 1 block from the proposed Assisted Living/Memory Care Facility and a member of the

Attachment 13 6/25/13 Ranch Penasquitos Planning

#### Rancho Peñasquitos Planning Board Meeting Minutes, June 26, 2013 Board Minutes Page 5 of 6

Steering Committee, presented the objections of area residents to the facility and a request that RPPB continue the matter until its next meeting so that RPPB can further consider the community's position and revote on the matter.

(Secretary's note: Please see attached "TALKING POINTS RPPB Meeting 6/25/2013")

Public Comments/Questions:

Patricia (BMR): Noted that homebuyers were told by builders that these lots would be a senior center and a recreation center.

Becker: It's my understanding as this project moved through the process and you are over-recreated by additional facilities provided within the community.

Lisa Gomez: That was presented at an RPPB meeting, the applicants position is that the recreational need has been offset by recreational facilities put within Santaluz. Santaluz is a gated community, this recreational facility would serve Santaluz and all the related communities. It's outside the gates. We're not sure what offsets within the gates are being considered, and that is something we've asked for more information on.

Kenney: An example mentioned in all the reports and minutes, is referred to recreational facilities, tot lots, dog park. I live a block and half from the dog park and I cannot use it, it is on Santaluz HOA property. Even residents of Santaluz can't use it, without paying a special fee in order to use it. All the facilities referred to, the club house, coffee place, gym; in order to be a member of that, you have to own a property in Santaluz. Certain information which may have been presented, was miss-construed by the board somehow and these facilities are not available to the general public.

Gore: Would we consider this as a change that would warrant the Board to reevaluate and take action?

Becker: As chair at the time when this moved forward, we were presented and evaluated the same facts that we knew of, that the applicant had, that we had, with the BMR and Santaluz sub-area plan. I don't see anything new other than the site plan itself, but in response to pining on the sub-area plan, those have already been there, that is the same information.

Gore: With regard to what we would normally vote on, none of that has been changed? There hasn't been substantial changes in this plan that would warrant a revisit?

Clark: Correct. And after listening to the Plan now, I have not seen that change.

Becker: To the neighbors, we're an advisory to the Planning Commission, and the Planning Commission can take its own course.

Lisa Gomez: Can I hand out to you the COW 2013 guideline, which talks about when a vote might be appropriate, and it's not just substantial changes, also new information?

Clark: Tonight's just for information only, I don't know that it's appropriate.

Rancho Peñasquitos Planning Board Meeting Minutes, June 26, 2013 Board Minutes Page 6 of 6

#### Motion: That this item be continued until our next meeting and that it be put on the agenda as an action item, mainly per COW 2013, page C55. IKenney/ no second /Motion failed for lack of a second.

Attachment 13

Clark: Joe, is this the plan that was presented to the Planning Commission?

Taylor: No. Two observations:

1) I think you have to take great care when a project goes through the process and comes before you multiple times, when you take an action. If somebody comes in with arguments that could have been made in that process, if you characterize that as new information that requires you to hold another hearing, it's going to be an endless circle, it's going to happen again, and again, and would encourage people not to participate the first time.

2) With respect to changes in the project, these are the sort of changes you want to have happen and if these kind of changes and responses to Planning Commission concerns, and we heard some things from the Planning Commission. For example, they were worried about the deviation finding, some expressed concern about the height. That's why we got rid of it, so they didn't have to worry about that issue. But, if you discourage people from making changes that are a direct response to a the Planning Commission or the community as they are going through the process, that would be a real travesty. You want to encourage this without the price of having to go back in front of the Planning Board, We think we did something really good here.

Clark: It sounds like you're going to present to the Planning Commission and get approval or denial. From my perspective, having voted on this several times, that I was acting on the best information that I had at the time. I think we asked you questions, you changed things, the dialogue was there, and with the information that we had from the city and from us, I acted in what I thought was in the best interest of this project in the community and how it related to the sub-area plan.

- c. Proposed Community Plan Amendment Initiation for 'Rhodes Crossing' Keith Rhodes/Rhodes Crossing (Information Item)
  - I was not really ready to initiate a Plan Amendment, but when Kilroy came forward I thought it was important to look at everything that might be around Kilroy. Kilroy's project is in Torrey Highlands and anything I'm talking about is in Peñasquitos. This map shows the City directed density intensification. Leaving 209 units here, 242 units there, while this is 3 unit and 68 units area, and this is 342 units and down here are 40 units of garden style. This originally zoned single family area will remain single family, which has the area I'd like to look at. We originally see that 2 4-story wrap products here (wrap product meaning that the parking is inside and the apartments are build around that, so you can drive up to the foyer, park, and walk in). I would also be looking for a multiple family area. So, the two areas total 591 units of multi-family. This will now be 29 units of single-family on these 2 lots. There were 36, but when I went back to get my permits, it became 29 because of the enjoinment, due to the environmental permits adding 6 more lots to avoid a 4-story

#### ATTACHMENT 14 Project Chronology

#### Project Chronology Santaluz Assisted Living Project No. 257983

Date	Action	Description	City Review Time	Applicant Response
10/10/11	First Submittal	Project Deemed Complete and distributed		
11/29/11	First Submittal Assessment Letter out		50 days	
12/20/11	Second submittal In	Normal Submittal		21 days from First Assessment Letter
2/16/12	Second Submittal Assessment Letter out		58 days	
3/22/12	Third submittal in	Normal Submittal		35 Days from second assessment letter
4/25/12	Third Submittal Assessment Letter Out		34 days	
5/24/12	Fourth Submittal In	Normal Submittal		29 Days from 3 <sup>rd</sup> assessment letter
6/25/12	Fourth Submittal Letter Out		32 days	
1/17/13	Public Hearing	Planning Commission Hearing: Continued to January 31, 2013	206 Days from 4 <sup>th</sup> submittal	
1/31/13	Public Hearing	Planning Commission Hearing: Motion to deny failed 4-3, trailed to February 14, 2013 for another vote	14 Days from 1 <sup>st</sup> hearing	
2/14/13	Public Hearing	Planning Commission Hearing: At this third Planning Commission hearing the applicant withdraws the project in order to revise the project to address the neighbors' opposition.	14 Days from 2 <sup>nd</sup> hearing	
5/3/13	Fifth Submittal In	Applicant submits project addressing neighbor's concerns		78 Days from 3 <sup>rd</sup> hearing

7/22/13	Fifth Submittal Letter Out		80 Days form 3 <sup>rd</sup> hearing	
10/3/13	Planning Commission Hearing		73 Days form 5 <sup>th</sup> submittal	
TOTAL STA	AFF TIME**		18 month 21 days	
TOTAL API	PLICANT TIME**			5 months 12 days
TOTAL PRO	OJECT RUNNING TIME**	From Deemed Complete to HO Hearing	24 months	3 days

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

#### ABBREVIATIONS



開始市長

#### SANTALUZ ASSISTED LIVING AND MEMORY CARE SANTALUZ, LLC 14740 VIA FIESTA, SAN DIEGO, CA



#### PROJECT NARRATIVE

This project is to construct a new 71,630 SF Senior Housing C located in the Santalug development of San Diego. The building s of the Black Mountain Ranch Master Plan.

 There are no existing trees or vegetation on the lot, with the exception of field grass. The surrounding streets have all bee improved, and utilities are available in the street. • The design is for a two-story project providing 32 units of Assisted Using and 32 units of Memory Care. It has been designed to take advantage of the " $\chi$ " shaped lot, provide good setlacks, and have a mini surrounding earthbodynodt.

• This Service Housing use itself is

The size is currently zecord for Seniori/Retension use and use are applying for a Creditional Use Permit as pare entitlements. The site is 3.289 acress and with a maximum FAR of .50 that translates to a maximum square to 71.634. Our design stays within the FAR garacters.

There are extensive Guidelines for the design of homes in the Santalog applicable to this Senior Housing project, we are very concerned with surrounding environment, and becomes an integral part of the community.

 Of the many design options available for homes in the Santalog neighborhood, we have ch style to emulate for this project. The form and massing of this style emphasizes an informal • Out in mult belog required analysis of the set of

The bulking is dogized with a North Wing. Wot Wing, and Soch Wing that all converge at the costal commons area where the main entrance is also located. The North Wing is a one-story component which houses 17 Alemory Care units. The inter those of the Work Wag also houses sorther 15 Monroy Care units. The manuface of the builing provides 32 units of Asiand Unity and a walk range of common areas including compresent online for other other powers with a specific provident within the relation user. This United Ward Manuel Alarvas Adap.

Each of the Alemony Care neighborhooch has access to a special gated nutrie serve this population. The courtyord spaces will have walking paths and special

 $\oplus$ 

were not pequanese, the compare there will not willing paths and peckil attentities the relisivest category.
• Our the plan provides 44 pathing spaces. The City of San Deep pathing storking are not specific to the Senior Housing uses we proves the tilt project. Action Molenn Molen has a grant of the submit day of the pathing storking are not specific to the senior Housing we are provided as a special detect of initial projects and the pathing storking the user may have a stored with the senior the seni

Legal Description	Lots 4 and 6 of Black Mountain Ranch Unit 10A per Map No. 14497 APN 269-241-11 and 269-241-13
Construction Type	Type VA
Occupancy Classification	
Gross Site Area	
Floor Arca Ratio	
Allowable Floor Area	71,634 58
Gross Floor Area	.71.630 SF
safety. No faults are shown these type of geologic har performed to mitigate geolog	
• Zoning	
Landscape Area	
JENERAL N	NOTES
	JOTES ID ALL ELECTRICAL, MECHANICAL, IN ILL MEET THE REQUIREMENTS OF THE

2010 CAUFORNIA RESIDENTIAL CODE (IASED ON 2009 IRC) 2010 CAUFORNIA BUILDING CODE (IASED ON 2009 IRC) 2010 CAUFORNIA BUILDING CODE (IASED ON 2009 IRC) 2010 CAUFORNIA ELUTRICAL CODE (IASED ON THE 2008 UNC BY IAPMO) 2010 CAUFORNIA RECHARGE (CODE (IASED ON THE 2008 UNC BY IAPMO) 2010 CAUFORNIA RECHARGE (IACO DE (IASED ON THE 2008 UNC BY IAPMO) 2010 CAUFORNIA RECHARGE (IASED ON THE 2008 UNC BY IAPMO) 2010 CAUFORNIA RECHARGE (IASED ON THE 2008 UNC BY IAPMO)

CODE CODE CON THE 2008 IFC

 $\oplus$ 

A1.0

# DRAWING INDEX ET 1 COVER SHEET - SHEET INDEX, IROJECT NARRATIVE, PROJECT TEAM 2 FUN-SIGNARY 3 FUN-SIGNARY 4 FUN-SIGNARY 5 FUN-SIGNARY 6 FUN-SIGNARY 7 FUN-SIGNARY 8 FUN-SIGNARY 9 FUN-SIGNARY A2.01 A2.02 A2.03 A3.01 A3.01 A3.01 A3.10 DG FD





OWNER	CIVIL ENGINEER	LAND USE ATTORNEY
SANTALUZ, LLC C/O TAVLOK MORRISON 8103 IRVINE, CA. 92618 1RVINE, CA. 92618 1949; 341-1280 CONTACT: PIRL BODEM pbodem@tayleemorrison.com	RICK ENGINEERING 5600 TRIARS ROAD 5400 TRIARS ROAD 5400 TRIARS ROAD 5400 TRIARS TO THE CONTACT: TWA SCHEG TWA SCHEG TWA MURPHY TWA MURPHY TWA MURPHY TWA MURPHY TWA MURPHY	HAYNIE LAW GROUP EXCEL CENTRE 17140 EERAARDO CENTER DR., STE 354 SAN DEGO, CA, 92128 (685) 455-770 CENTRACT: ALLEN HAYNIE ahayninghaynlaw.com
DEVELOPMENT CONSULTANT	TRAFFIC ENGINEER	STRUCTURAL ENGINEER
TAYLOR CONSULTING 4953 BEAUMONT DRIVE LA MESA, CA, 91941 (619) 847-1336 CONTACT: JOE TAYLOR taylorconsulting@counct	KOA CORPORATION 3003 MURPHY CANYON RD, STE 330 5AN DIEGO, CA, 92123 (619) 683-933 CONTACT: ARNOLD TORMA jatomma@koaconjoralion.com	KRAMER GEHLEN & ASSOCIATES, INC 400 COLUMBIA ST, STE 240 VANCOUVER, WA, 98660 (501)2892661 CONTACT: MARK HUGHES markh@kga.cc
ARCHITECT	LANDSCAPE	MECHANICAL & ELECTRICAL ENGINEER
ANRROM MOISAN 6720 SW MACADAM AVE 6720 SW MACADAM AVE 1601 245-7100 CONTACT: CHRE DALENGAS CHRE DALENGAS CHRE DALENGAS AND	GILLESPIE MOODY PATTERSON, INC. 4125 SORRENTO VALLEV BLVD., STE D SAN DIGG. CA., 92121 (836) 536-697 CONTACT: CONTACT: MARC MOODY marc@gmplanduch.com JAMES REVICZIV james@gmplanduch.com	INTERFACE ENGINEERING 708 SW JRD AVENUE, STE 400 FORTLAND, 08, 97214 (501) JR3-2266 CONTACT: ROB MATTESON robm@interfaceeng.con

PROJECT TEAM

VICINITY MAP - San Diego, CA

SITE MAP

Attachment 15 **Project Plans** Sheet 1 of 16

	CALITY CALITY
	ANKROM MOISAN ARCHITECTURE INTERIORS PLANNING ARCHITECTURE INTERIORS PLANNING FORTIMOL 62205 WARGLOAM, PORTLAND, REVING FORTIMOL 62205 WARGLOAM, PORTLAND, REVING FORTLAND, 62205 WARGLOAM, PORTLAND, 8267F100
	COVER SANTALUZ - MC AND ALF SANTALUZ - MC AND ALF SANTALUZ - MC AND ALF SAN DIEGO, CALIFORNIA, 92130 SAN DIEGO, CALIFORNIA, 92130
STE/PROJECT DATA:	SITE AND PROPOSED BUILDING DATA:
DESSEPTEME ONL. DIVINEES: ROX DIVINEERING ONL. DIVINEES: ROX DIVINEERING (619) 201-0707 ARCHIECE: ANRIQUE MOSAN ARCHIECTS (830) 245-7100 LANDSCAPE CILLESPE MOOY PATTERSON, INC. MARC MOOY (830) 360-877 <u>LEGU. DESSRPTION</u> LOTS 4 NO 6 OF BLACK MOUNTAIN RANCH UNT TOI PER MAP NO. 14407 COORDINATES: 302-1721 MANDE COORDINATES: 302-1721 MAND COORDINATES: 302-1721	DE TIDE TIDE COMPARIE PENNE THE STRE IS A VACUAT LOT WITH NO DUSTING THEES OR BULLINGS. PROPOSED LISE COMMENT PROTEINS ASSEED UNION AD LENORY CARE. (SEE FULL LARRATIVE) OMBER DEVELOPER SMITHAUX, LIC C/D TATLOR CONSULTING CSS FOLLOWING TONYE LA MESA, CA SIGNI (SIS) PAT-1535 JE TAYLOR
ASSESSOR'S PARCEL NUMBERS 289-241-11 AND 269-241-13 PREPARED BY:	ZOHING DESIGNATION EXISTING: AR-1
Name:         NRRAM MOSAN ARCHTECTS           Address:         6720 SW MACHAM AVE           PORTLAND, OR 97219         Phone po.           Fbone po.         503-245-7100	PROPOSED: APPLICATION FOR CONDITIONAL USE.
PROJECT ADDRESS: 14740 WA FIESTA	Revision 1:
SAN DEGO, CALIFORNIA 92130	Revision 3:
PROJECT NAME:	Revision 4: <u>4/26/13</u> Revision 5: <u>7/09/13</u>
SANTALUZ ASSISTED LIVING AND MEMORY CARE	Revision 6:
GTY PROJECT NUMBER: XXX-XXX	Original Date: 09/23/11
SHEET UNE	Sheet_1of_16

COVER SHEET

SHEET TITLE:

PLOT DATE XX-XX-11

DEP/



Note: These color photographs and a key map have also been provided separately in an envelope, along with a CD-R as per the submittal requirements.

Alteration





























CHURCH

**新门**里·

hpity B

1.16.14













Attachment 15 **Project Plans** Sheet 2 of 16

STE/PROJECT (ATA GESCH TEAM O'RE, DROMETRIN, ROCK ENOMETRING -FM SOPEC (DOAL CONTACT) (619) 201-0707 AROHELET. ANSKOM WASKIN AROHELETS O'RIS DILINGAS (SO2) 24-7100 (LANDSCAPE: GILLSPIE VOODY PATTERSON, WC. MARE VOODY	STE AND FREEPOSED BULDING DATAS IESTING CONDITIONS DISTING THE SA AUGUNT LOT ATH NO DISTING THESE OF BULDINGS AND ATTEMPTONIC ASSISTED LIVING AND MUNORY CARE. AND MUNORY CARE. AND MUNORY CARE.
(858) 558-8977 (858) 558-8977 (015 4 M0 6 GT BLACK WOUNTAN RANCH UNI TON FER MAP NO 14457 COMMUNITY LAMBERT COREMNATES 392-1121 MADES COREMNATES 1972-6301 ASSESSIVE PLACOL NUMBERS 269-241-11 ADD 269-241-13 PREPARED BY	OMPREASED SMIRILUZ SMIRILUZ ASS BELWARDT DEVE LA MESA, CA SHALL (19) AH-1-1545 JOE TAKLOR ZUMMS, DESIGNATION LUSTING-AR-1
Nome:         Availab Massin AnderEcts           Nome:         E220 SW MACADIM AVE           PORTANO, 0F 92219         Promotion           Phone no.         503-245-7100           PROECT ADDRESS         14740 MA FESTA           SAN DED3, CALIFORMA 52130         SAN DED3, CALIFORMA 52130	PROPOSED: APPLICATION FOR CONNENTRAVIE, USE. Revision 1:
PROJECT NUME: SAVITAUZ ASSISTED UNING AND MEMORY CARE OTY PROJECT NUMBER, XXX-XXX SHEET TIRE: ALGO _ PHOTO SURVEY	Revision 4:4/26/11 Revision 5:7/20203 Revision 6:7/20203 Original Date99/23/21 Original Date99/23/21 Sheet _2of16
	DEP∳ FLOT DATE XX-XX-11



Attachment 15 Project Plans Sheet 3 of 16





### Attachment 15 Project Plans

PLOT DATE 07-11-13

#### SANTALUZ MEMORY CARE & ASSISTED LIVING LANDSCAPE DEVELOPMENT CONCEPT NOTES

CENERAL NOTES: GENERAL NOTES: I. MECHNICAL EXTIPATION LOCATED WITHIN LANDSCAPED AREAS SHALL BE SCREENED BY PLANT MATERIAL AND/OR SCREENVALLS WERE APPROPRIATE. 2. SCREENVALLS WERE APPROPRIATE. 2. SCREENVALLS WERE APPROPRIATE. 3. SCREENVALLS WERE APPROVIDED FOR ALL UTILITIES, INCLUDING TRANSFORMERS AND TELEPHONE BOXES. 5. IF ANY EXISTING LANDSCAPE LOCATED IN THE RIGHT-OF-MAY ON THE APPROVED LANDSCAPE PLAN IS DAMAGED OR REMOVED DRING CONSTRUCTION IT SHALL BE REPARED AND/OR REPLACED IN KIND AND EQUIVALENT SIZE PER THE APPROVED PLANS NITHIN SD DAYS OF COMPLETICION OF CONSTRUCTION BY THE FERMINE. THE REPLACEMENT PLANT MATERIAL SHALL BE THE EQUIVALENT SIZE OF THAT PLANT AT THE THE OF REMOVAL (THE LANDSCAPE LOCATED IN INCREASED NAMEER) AND WATER AND SEVER LATERLS SHALL BE DESIGNED SO AS NOT TO FROMENTIS SUCH AS DRIVENA'S, UTILITES, DRAINS AND WATER AND SEVER LATERLS. SHALL BE DESIGNED SO AS NOT TO FROMENT SUCH AS DRIVENA'S, UTILITES, DRAINS AND WATER AND SEVER LATERLS SHALL BE DESIGNED SO AS NOT TO FROMENT SUCH AS DRIVENA'S, UTILITES, DRAINS AND WATER AND SEVER LATERLS SHALL BE DESIGNED SO AS DEPARTMENT.

S. INSTALL ALL ALL AFFRAVED LANDSCAFE AND OBTAIN ALL REQUIRED LANDSCAFE INSPECTIONS FROM THE

5. III DIAL ALL ALL AFTAVED DAVISARY AND OBJAIN AND THE STREET FARMED DAVISARE INSTITUTION FROM THE DEVELOPHENT SERVICES DEPARTMENT, OBTAIN A NO FEE STREET TREE FERMINE FOR ALL STREET TREE, AND NOTIFY AND OBTAIN SIGNATIRES FROM ANY SUBSECUENT PROFERTY OWER, ON A NO FEE STREET TREE FERMIT FORM PRIOR TO ANY TRANSFER OF OWNERSHIP OF THE PROFERTY. COPIES OF THESE APPROVED DOCUMENTS MIST BE SUBMITTED TO THE DEVELOPHENT SERVICES DEPARTMENT. 6. ALL LANDSCAPE & IRRIGATION AREAS IN THE FUELIC RIGHT OF WAY SHALL BE MAINTAINED BY THE PROPERTY OWNER.

PLANTING CONCEPT:

I. ALL LANDSCAPING AND IRRIGATION SHALL CONFORM TO THE STANDARDS OF THE CITY-MIDE LANDSCAPE RESULATIONS AND THE THE CITY OF SAN DIESO'S LAND DEVELOPMENT MANUAL LANDSCAPE STANDARDS, LANDSCAPE RESULATIONS, THE LAND PEVELOPMENT MANUAL LANDSCAPE STANDARDS AND ALL OTHER CITY AND REGIONAL STANDARDS.

LEXISTING GUALITY TREES SHALL BE SALVAGED AND PROTECTED IN PLACE WEBSYERE FRASHELE. 9. All STREET TREES SHALL BE LAVAGED AND PROTECTED IN PLACE WEBSYERE FRASHELE. 9. ALL STREET TREES SHALL BE LAVAGED AND TROTECTED IN PLACE WEBSYERE FRASHELE. 5 AN DIEGO UTILITY ASSICT. 4. TREE ROOT BARRIERS SHALL BE INSTALLED WHERE TREES ARE PLACED WITHIN & FEET OF PUBLIC IMPROVEMENTS INCLUDING

MILKS, CARES, OR STREET PAYEMENTS OR WHERE NOT RELIC IMPROVEMENTS ARE INCLUDE ACLASSING THE RESS. THE ROOT BARRIER SHALL NOT MARP ARCIND THE ROOT BALL. 5. ALL CUT SLOPES GREATER THAN 5' NOT BILL SLOPES GREATER THAN 3' SHALL BE PLANTED WITH SHRUBS AND FLATTED GRANKCOVER ANY SHALLER SLOPES SHALL BE TREATED WITH A STABILIZING HYDROSED MIX.

6. ALL PLANT MATERIAL SELECTED FOR USE WILL BE OF A TYPE KNOWN TO BE SUCCESSFUL IN THE AREA OR IN SIMILAR CLIMATIC 1. COLOR FROM PLANT FOLIAGE, BARK AND FLOWERS WILL BE UTILIZED IN DEVELOPING A WARM, FRIENDLY AND VISUALLY

APPEALING PROJECT IDENTITY. A PRIMARY VEHICILAR ENTRANCES WILL BE IDENTIFIED AND ACCENTED WITH SPECIAL GROUPINGS OF TREES. FLOWERING SHRUBS.

GRANICOVERS, SIGNAE, LIGHTING, AND DECORATIVE PAVING. 4. LANDSCAPE FINISH GRADING OBJECTIVES WILL INCLUDE POSITIVE SURFACE DRAINAGE OF FLANTED AREAS AND "HARDSCAPE"

AWAY FROM ALL STRUCTURES. IO. ALL SOILS WILL BE ANDRED AND TILLED TO CONFORM TO RECOMMENDATIONS MADE BY A SOILS TESTING LABORATORY TO

II. ALL PLANTING AREAS MILL BE MAINTAINED IN A NEED FREE CONDITION. II. ALL PLANTING AREAS MILL BE MAINTAINED IN A NEED FREE CONDITION. II. ALL PLANTING AREAS MILL BE MAINTAINED FREE OF DEBRIS AND LITTER AND ALL PLANT MATERIAL SHALL BE MAINTAINED IN A HEALTHY GROWING CONDITION. DISEASED OR DEAD FLANT MATERIAL SHALL BE SATISFACTORILY TREATED OR REPLACED WITHIN SO DAYS WITH MATERIAL OF EQUAL KIND AND SIZE

HIT MAIERIAL OF DUALE NED AND THE STELL 13, ALL STRUB RARES SHALL BECEIVE SI'FIRBARK MILCH. 14, ALL TREES SHALL BE STAKED IN ACCORDANCE WITH THE CITY OF SAN DIEGO LAND DEVELOPMENT CODE. 15, FLANT MATERIAL AFFINITY GROUPS SHALL BE DROUGHT TOLERANT SANTALUZ' APPROPRIATE PLANTINGS WITH CHARACTERISTICS

SUITABLE TO THE CLIMATIC CONDITIONS OF BLACK MOUNTAIN RANCH IS ALL GRADED DISTURED OR ERODED AREAS THAT WILL NOT BE FERMANENTLY PAVED OR COVERED BY STRUCTURES SHALL BE FERMANENTLY REVESETATED AND IRRIGATED AS SHOWN ON TABLE 142-04F AND IN ACCORDANCE WITH THE STANDARDS IN THE LAND DEVELOPMENT MANUAL (142.0411(A))

IRRIGATION CONCEPT:

INCREGATION CONCEPT: IALL IRRIGATION CONCEPT: IALL IRRIGATION SHALL BE A BELOW GRADE, PERMANENT, AUTOMATIC LOW PRECIPITATION RATE SPRAY SYSTEM AND LOW FLOW DRIP IRRIGATION. ALL LANDSCAPE AND IRRIGATION SHALL BE PER THE CITY OF SAN DIESO LAND DEVELOPMENT CODE AND THE CITY OF SAN DIESO LANDSCAPE ORDINANCE AND OTHER APPLICABLE GUIDELINES. 2. IRRIGATION CIRCUITS SHALL BE ORGANIZED INTO HYDROZONES BASED ON FLANT MATERIAL WATER NEEDS. 3. ALL IRRIGATION SYSTEMS WILL BE FERMANENT AND SHALL UTILIZE SPRINGLER/ROTOR HEADS ON SLOPES, AND LOW PRECIPITATION RATE SPRAY HEADS ON GROANDCOVER AREAS AND SOME SHRUB AREAS, DRIP IRRIGATION WILL BE UTILIZED WHERE AREAD AND LOW

WHERE APPROPRIATE.

A CONTROLLER SHALL BE CAPABLE OF MULTIPLE PROGRAMMING AND SHALL BE CONNECTED TO A RAIN SHIT-OFF DEVICE. 5. THE OVERALL IRRIGATION SYSTEM SHALL BE DESIGNED WITH MATER EFFICIENCY AND CONSERVATION IN MIND, THROUGH GOOD DESIGN SFECTION OF OFFICIENT MALL BE DEFICIENCY. AND CAMPACTURE AND MANAGEMENT. 6. IRRIGATION EQUIPMENT SHALL BE OF THE SFECIFICATION AND MATERIALS REQUIRED TO ACCEPT A PUTURE RECLAIMED

6. Involve earliered wavel be of the stephtication and patencias regained to accept a future regulated Irrigation form of consection all prins and vavies shall be installed with rapple fire. If reclained water becomes available it will be the responsibility of the lot owners and or lot owners maintenance organization to add reclained valve tassing sprat and rotor head furgle caps and all related mainline egipment reclained water affirthances including rapple valve covers. Currently there is no available reclained water available at via fiesta or via inez.

3.27

C1

VVVV

10

ENHANCED PAVING





SPECIFICATIONS

Attachment 15 Project Plans Sheet 6 of 16

PLOT DATE 07-11-1





Attachment 15 Project Plans Sheet 7 of 16

PLOT DATE 07-11-13



Attachment 15 Project Plans Alexandree Alexandree Sheet 8 of 16 ANKROM MOISAN 001 503-245 MACADAM, PORITAND, OR 97219 | TREET, SUITE 400, STATTLE, WA 90104 12 NIMN S PORILAND: SLATILE 117 -ALF SANTALUZ - MC AND A 14740 VIA FIESTA SAN DIEGO, CALIFORNIA, 92130 Santaluz, LLC luz, LLC AUARK DATE DESCRIPTION DATE: 2013-07-09 IOB: 110176 HEE Z2.01 DRAWN: CHEOKED. COPYRICHT ANKROM MOSAN ASSOCIATED ARCHITECTS 2013 PLAN -FIRST FLOOR A2.01 STE AND PROPOSED BUILDING DATA: EXISTING CONDITIONS THE SITE IS A VACANT LOT WITH NO DISTING TREES OR BUILDINGS. PROPOSED LOS AN BOLD (SEE FULL NAMERTINE) <u>DMFERT/DEVELOPER</u> SANTALUZ, LLC C/D TAYLOR CONSULTING 4553 BELAUMONT DENVE LA MESA, CA 91341 (619) 847-1536 JOE TAYLOR ZOWING DESIGNATION DOSTING AR-1 PROPOSED: APPLICATION FOR CONDITIONAL USE. com ARE

PLOT DATE XX-XX-

STE/PROJ	ECT DAT	<u>14</u> :	
DESIGN TE	ω.		
OVE D	GNEER:	<ul> <li>RICK ENGINEERIN •TM SCHEG (LO (619) 291-0707         </li> </ul>	CAL CONTACT)
ARCHIT	CT:	(613) 231-0707 ANKROM MOISAN CHRIS DALENGAS (503) 245-7100	ARCHITECTS
LANDSC	NºE:		r PATTERSON, INC.
LEGAL DES	CRIPTION	V	
	A FER I	OF BLACK WOUNTA WAP NO: 14497	IN RANCH
		ONATES: 302-1721	0
		CL_NUMBERS ID 269-241-13	
PREPARED	BY:		
Nome:	ANARO	OM MOVSAN ARCHIT	C75
Address.	6720	SW MACADAM AVE	
	PORT	AND, CR 97219	
Phone no.	503-2	245-7100	ever othos o
PROJECT A	DORESS		
	14740	VA FIESTA	
	SAN E	ECO, CALFORNIA :	97130
PROJECT N	AME:		
	SANTA	UUZ ASSISTED UW	NG AND MEMORY CA
	CITY P	ROLECT NUMBER )	00'-100'
Sert nn	£-1		
		FIRST FLOOR PL	44

Revision t:	32/09/11
Revision 2	3/16/12
Revision 3:	4/30/12
Revision 4:	4/26/13
Revision 5:	7/09/13
Revision &	
Original Date .	09/23/11
Sheet 8	of 16
DEP#	



		Ai	tachment 15
	1		oject Plans
			eet 9 of 16
		5	
		CALIFOR	1
		ANKROM MOISAN ARCHITECTURE INTERIORS PLANNING FORLINES 5298 WIGGAN, PORTIAN, 06 97219   206-256-1000 SATTLE 117 SANAN STRITT, SUITH, WATTLE, WARNED   206-256-1000	
		PLAN PLAN	
		RS 87219	
		TERIO TERIO	
		IN I	
		URE URE	
		TECT MACK	
		RCHI RCHI	
		A 40	
		ATTLE	
8 8		ш.	
		SANTALUZ - MC AND ALF 14740 VIA FIESTA SAN DIEGO, CALIFORNIA, 92130 Santaluz, LLC	
		Ω	
		30 N	
		921	
		MO.	
		- I	
		ALIF ALIF	
		D, C	
		SANTAL 14740 VIA FIE SAN DIEGO, Santaluz, LLC	
		NDND ND	
		SAI SAI	
		MARK DATE DESCRIPTION	
		733 7479-11 1877-05	
		DATE: 2013-07-09	
		108. 110176 file: Z2.02	
		DRAWN; CHEO(ED;	
		COPYRIGHT ANKROM MOISAN ASSOCIATED ARCHITECTS 2013	
,		PLAN -	
		SECOND	
		FLOOR	
		A	
		A2.02	
		7 12 . 0 2	
SITE/PROJECT DATA	and the second second	O PROPOSED BUILDING DATA:	
OVI. DIGNEERS: RICK ENGNEERING •1M SCHEG (LOCAL CONTACT)	THE LOS	<u>T CONDITIONS</u> SITE IS A VACANT LOT WITH NO TING TREES OR BUILDINGS.	
(619) 291-0707 ARCHITECT. ANKROM MOISAN ARCHITECTS CHRIS DALENGAS	PROPOS	ED 105 A	
(503) 245–7100 LANOSCAPE: GILESPIE WOODY PATTERSON, INC. WARC WOODY	AND	NUT <del>OTT PROT</del> OING ASSISTED LIVIN MEMORY CARE FULL NARRATIVE)	5
 (858) 558-8977 LEGAL DESCRIPTION	DANER/	DEPELOPER TALUZ LLC	
LOTS 4 AND 6 OF ELACK MOUNTAIN RANCH UNIT TOA FER MAP NO. 14497	C/0	TAYLOR CONSULTING	
COORDINATES LANGERT COORDINATES: 302-1721 NADB3 COORDINATES: 1942-6281	(619 JOE	AESA, CA 91941 ) 847-1536 TAYLOR	
ASSESSOR'S PARCEL NUMBERS 269-241-11 AND 269-241-13			
PREPARED BY:		DESIGNATION TING: AR-1	
Nome ANKROM MOISAN ARCHETECTS Address 8720 SW MACADAM AVE	PRO	POSED: APPLICATION FOR DITIONAL USE:	
PORTLAND, OR 97219 Phone no503-245-7100 жин атгаз.com			
PROJECT ADDRESS: 14740 VA FIESTA		sion 1: 12/09/11	
SAN DECO, CAUFORMA 92130	Revi	sion 2. <u>3/16/12</u> sion 3. <u>4/30/12</u>	
PROJECT NAME:	Rev	sion 4: 4/26/13 sion 5: 7/09/13	
SANTALUZ ASSISTED LIVING AND MEMORY CARE	Rev	pian 6: inol Date: 09/23/11	
CITY PROJECT NUMBER XXX-XXX		of 9 of 16	
STEET TITLE- AZ.02 SECOND FLOOR FLAN	DEP		
		PLDI DATE XX-XX	(~H



ananyaana araanaa ahay amay may may karang sa	and the constitution of the const	Attachment 15
	REN. 531/15	Project Plans Sheet 10 of 16
	ANKROM MOISAN ARCHITECTURE INTERIORS PLANNING PORTIME 117 SAMN STREET SUITE- DA SAME	
· · ·	A22.03	
STE/PROECT DATA:		
ESSON TEAM CIVIL ENGINEERS: RCX ENGINEERING +TIM SCHEG (LOCAL CONTACT) (619) 291-0707 ARCHTECT: ANROIN MOSAN ARCHTECTS ORIS ENENAS	EXSTING COMMITIONS THE SITE IS A VICANT LOT WITH NO DOSTING TREES OR BUILDINGS. PROPOSED USE A NEW (T.R.SO S) DENOR HOUSING COMMITTEE FROM DING ASSISTED LING	
(503) 245-7100 LMDSCAFE: GLIESFE (BOOY PATTERSON, INC. MARC MODOY (638) 558-6977 <u>IFCM. DESCRETION</u> LOTS 4 MD & OF BLACK MONITAIN RANCH UNT TION FER MAP NO. 14497 <u>COORDINATES</u> 302-1721 MABBI COORDINATES 302-1721 MABBI COORDINATES 312-1721 MABBI COORDINATES 312-1721 MABI	COMMENT PROPING ASSISTED LIN AND BESONG CARE (SEE FULL HARATINE) OMERADOSED CONSTITUTE (SEE FULL HARATINE) AND THE AND CONSTITUTE (ADD THE CONSTITUTE (SEE FULL AND CONSTITUTE (SEE FAILURE) (SEE FAILURE)	16
269-241-11 AND 269-241-13 PREPARED BY: HamesANKROM MOISAN ARCHITECTS	ZONING DESIGNATION DOSTING AR-1	
Аббеез: <u>6720 SW ИАСАДАИ АУЕ.</u> <u>РОПЪАЮ, ОВ 97219</u> Рвспе ва. <u>503-245-7100</u> виласасот	PROPOSED: APPLICATION FOR CONDITIONAL USE	
PROJECT ADDRESS 14740 WA PIESTA SAN DECO, CALIFORNA 92130	Revision 1:	
PROJECT HAME: SANTALUZ ASSISTED LIVING AND MEMORY CARE	Revision 4: <u>4/26/13</u> Revision 5: <u>7/09/13</u>	
GITY PROJECT HAMBER, JOX-JOX SHEET TITLE: A2.03 ROOF PLAN	Griginal Date:	-
	DEP#	 x-11



Attachment 15 **Project Plans** 



Attachment 15 Project Plans Sheet 12 of 16



#### Attachment 15 <sup>.</sup> Project Plans Sheet 13 of 16



	yang yang yana yanana manana kana kana kana kana kana ka	A CONTRACTOR OF THE OWNER	Attachment 15
FESTA		F	Project Plans Sheet 14 of 16
		A3.100	
	DESCH_TIME         FOX DVANETERN           OML DVANETS         FOX DVANETERN           OML DVANETS         FOX DVANETERN           (619) 21-0707         (619) 21-0707           AROSTECE         MARCH MOSSH, AROSTECTS           (530) 245-7100         CMESSE MURALS           UNDSCHEC         CHESSE MURALS           (530) 245-7100         CMESSE MURALS           LINDSCHEC         CHESSE MURALS           LOTS 4 MOS 0 & CELOSE MURATINE RANCH         LINT 4 MOS 0 & CELOSE MURATINE RANCH           UNT 10A PER MUP NO. 14497         COORDINITES           COORDINTES         132-1721           LAMBERT COORDINTES         132-1721           MARCH 10A PER MUP NO. 14497         COORDINTES           COORDINTES         132-1721           MARCH 10A PERMETS         134-173           MARCH 10A PERMETS         134-173	SITE AND PROPOSED BULLANG DATA. DSTING COMMITCHES DIES OF BULLANG DATA. DSTING COMMITCHES THE SITE SA VILCANT LOT WITH HE DSTING THESS OR BULLANGS. WEDPOSED USS ADD BULLANGS THEORY ONE. (STE TALL ANGORTHE) HIMETARCHICLER SMITHUR CHEST INVO COMMITTER AND DETRIC LA MERSA, CA 91941 (STE TALL ANGORTHE) HIMETARCHICLER SMITHUR CHEST INVO COMMITTER CO	

t

## SANTALUZ CUSTOM HOME DESIGN GUIDELINES - TUSCANY FARI

### Authinstore Testany Farehouse SANTALUZ SANTALUZ Testany farehouse





Archinecture SANTALLIZ SANTALLIZ. Archinecture Tasserey Farmhouse



3.11.10 Chimney Detai

SANTALUZ SANTALUZ. Architecture Tascany Farmhouse Architecture Tuscany Farmhouse

1-55 3-56 May 1-2004 May 1-2004

3-58 3-60 May 1, 2004 May 1, 2004





Architecture Tuscany Farmhouse

3-53 3-54 May 1 2704 May 1 2004

SANTALUZ SANTALUZ Architecture Tescany Farmhouse

Casacon Historians, Design Book, Free Estaren - Reviewe 3

Course Harmaire Desar from Fron Edman - Reichauri S

3.57 3.59 May 1. 2004 May 1. 2004









Contest Hammony Design Real Contest Research Design Real Feat Editors Revision 5 Contest Response 5









			Attachment 15
мнс	DUSE	StD ARCHINE Doorde A. Tecker REN. 530/03	Project Plans Sheet 15 of 16
the function of the second		ANKROM MOISAN ARCHITECTURE INTERIORE PLANNING PRIMAR 6720 SW WAGADAW PORTURE (NO 190125710 SATTLE TURS WAS STREET, SUIT 640, SATTLE WAS BEEN FOOD	
when the second		SANTALUZ - MC AND ALF SANTALUZ - MC AND ALF 14740 VIA FIESTA SAN DIEGO, CALIFORNIA, 92130 SAN DIEGO, CALIFORNIA, 92130 Santaluz, LLC	
	•	DESIGN GUIDELINE	s
1.	STE/PROECT DATA	DG	
	INTERNALISED DATA DESIGN TEAL GPAL ENGINEERS: ROCKINEERING -TM SOURC (LOCAL CONTACT) (615) 201-0707 AROHELEL. ANNOL MASSAN AROHELETS DIRIS DALDRASS (GAD) 245-7100 LANGSCAPE: GLIESTE WOODY PATTERSON, INC. MARE WOODY PATTERSON, INC. MARE MODELSS 1005 4 AND 6 OF BLACK WOONTAIN RANCH UNIT TOA FER MAR NO. 14437 CORRIGATES LANGERT COORDINATES: 302-1721 NAGS COORDINATES: 302-1721 NA	SIT AND PROPOSED BUILDING DATA ENTING CONCOMPS LISTING CONCOMPS LISTING THE SOF BUILDINGS. PROPOSED LIST A NIKE THE SOF BUILDINGS. PROPOSED LIST COMMUNIT POTOLING ASSISTED IN AND BUILDINGS. COMMUNIT CARE. CARE THIS AND AND AND AND AND COMMUNIT CARE. SIT FULL NORTHING COMMUNIT CARE. SIT FULL NORTHING COMMUNIT CARE. SIT FULL OF CONCENTING COMMUNIT CARE. SIT ALLO CONCENTING SIT ALLO CONCENTING CONCENTING CONCENTING SIT ALLO CONCENTING CONCENTING SIT ALLO CONCENTING CONCENTING SIT ALLO CONCENTING CONCENTING SIT ALLO CONCENTING SIT ALLO	
ta incunjula paterna	None         AVRIDA MOLEDAN           None         AVRIDA MOLENA           None         ST20 SW MULDIAN AVE           PORTAND, OR 97219         Prove no. 503-745-710           Phone no. 503-745-710         www.smos.com	ZONING DESIGNATION DISTING: AR-1 PROPOSED: APPLICATION FOR CONDITIONAL USE:	1
Contro Horsenan Design Rock Free Roman, Areadowed	PROED ADDRESS 11720 VA PESTA 11720 VA PESTA 11700 VA PESTA	Recision 1: 12/02/11. Recision 2: 12/02/11. Recision 3: Recision 4: 42/26/13. Recision 5: 7/02/13. Recision 5: 7/02/13. Original Date09/25/11.	
	SPEET THE: DG LESION GUDELINES	Sheet 15 of 16	



		Attachment 15 Project Plans Sheet 16 of 16
		ANKROM MOISAN ARCHITECTURE INTERIORS PLANING PORTAME: FIT3 BIAN STREET, SUITE, WARTHAL 1206-276-1000 BEATTLE: 117 SIAMN STREET, SUITE, AA, SEATTLE, WARTHAL 1206-276-1000
G	BENCH MARK 50302, STAMOARDS DISK, STMP. S302, 1935 SET TOP, CONC. POST FRM, NTERS, CARMEL, VALLEY ROAD, AND BLACK MIN, CO. ON E 2.2 M. ALCING BLACK MIN, RO, CO. NE 2.2 M. ALCING BLACK MIN, RO, CO. NE 2.2 M. ALCING BLACK MIN, CO. ON E 2.2 M. ALCING BLACK JOING DISK, STMP. STMP. AND MINIST CARADING PLANS, FOR BLACK MOUNTIAN RANCH UNIT 50. 40430-00	AND ALL SANDALZ - MCANDAL SANDALZ - MCANDAL SAND
	DESIGN TEAM         DOSE           CITL ENGNEERS: 50° DURINEERS         TO SCHOOL CONTRACT)         DOSE           CITL ENGNEERS: 50° DURINEERS         TO SCHOOL CONTRACT)         DOSE           CITL ENGNEERS: 50° DURINEERS         CONS DURINESS         TO SCHOOL CONTRACT)           ARCHTECT: AVERATION MOSSIN ADONTECTS         PROPO           CONS DURINESS         MACON PATTRESON, ACC         MACON PATTRESON, ACC           LANDSCAPE         CONS DURINES         ACC           LOTS 4 AND 6 OF ELACK MOONTAIN RANCH         CA           LOTS 4 AND 6 OF ELACK MOUNTAIN RANCH         CA           LOTS 4 AND 6 OF ELACK MOUNTAIN RANCH         CA           LOTS 4 AND 76 OF MACON NEWS         CA           MART 1000 CORECARTES         14472           SCOREDWARES         302-1721           MART 2000 CORECARTES         MACHTAN           ZASSESSER FANCE INMARES         209-241-13           REPARED BY         ED           Norme         MACHTAN ARCHTECTS           Address         GOTO SM MACHTAN ARCHTECTS           PROPARED BY         ED           Phoce no. 503-245-7100         MARK 07702 COM           Phoce no. 503-245-7100         MARK 07702 COM           Phoce no. 503-245-7100         MARK 07702 COM	Interspective com           Interspective com           IND PROPOSED BUILDING DATA:           WC CONDENS:           E STE 15 A VACANI LOT WEIN IND           ISTIMUTES OF BUILDING AND THE INDO           ISTIMUTES OF BUILDING ASSITLE LINNG           MARLIT PROVING ASSITLE LINNG           SI REAMOND ONNE           MESAL CA 19941           SI REAMOND
60	SHITKUZ ASSISTE DIVIG AND VENORY CARE RE OTY PROJECT NUMBER: 257383 VY SHEET THE: FIRE ACCESS PLAN	usion 5 open Date. <u>03/13/17</u> open Date. <u>03/13/17</u> eet <u>16</u> P#
	A CARL STATE AND A CARL	monitoridantellergings. 2004. Schipter disputing size an and

### Attachment 16 Project Rendering



#### Attachment 17 Draft Ordinance with Findings

#### Ordinance

(O-1078804)

ORDINANCE NUMBER O-\_\_\_\_\_ (NEW SERIES)

ADOPTED ON

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING CONDITIONAL USE PERMIT 998816 FOR THE SANTA LUZ PROJECT, PROJECT NUMBER 257983.

WHEREAS, under Charter section 280(a)(2) this ordinance is not subject to veto by the Mayor because this matter requires the City Council to act as a quasi-judicial body and where a public hearing was required by law implicating due process rights of individuals affected by the decision and where the Council was required by law to consider evidence at the hearing and to make legal findings based on evidence presented;

WHEREAS, SANTALUZ, LLC, Owner/Permittee, filed an application with the City of San Diego for a Community Plan Amendment and Conditional Use Permit to construct a 71,630 square-foot nursing facility designed for Assisted Living and Memory Care for senior citizens known as the Santa Luz Assisted Living project, located at 14740 Via Fiesta, and legally described as Lots 4 and 6 of Black Mountain Ranch Unit 10A per Map No. 14497, in the Black Mountain Ranch Subarea Plan area, in the AR-1-1 zone;

WHEREAS, on October 3, 2013, the Planning Commission of the City of San Diego considered Community Plan Amendment (CPA) No. 1074589 and Conditional Use Permit (CUP) No. 908816, and pursuant to Resolution No. xxxxxx-PC voted to recommend approval of CPA No. 1074589 and CUP No. 908816; NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of San Diego, that it adopts the following

findings with respect to Community Plan Amendment No. 1074589 and Conditional Use Permit

No. 908816:

#### A. <u>Findings for Conditional Use Permit Approval – Section §126.0305</u>

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

The project proposes a 71,630 square-foot nursing facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within the Black Mountain Ranch Subarea Plan (Subarea Plan) Proposition A Lands. The facility would consist of 64 assisted living units with 74 beds and 24 hour staffing. The project requires a Community Plan Amendment (CPA) to re-designate the site from Institutional-Recreation Center and Institutional-Senior Center to Institutional-Nursing Facility.

The project site is comprised of two parcels where the northern parcel is designated Institutional-Recreation Center and the Southern parcel is designated Institutional-Senior Center. The project is governed by Vesting Tentative Map/Planned Residential Development No. 95-0173 (VTM/PRD) and the Subarea Plan land use document. The Subarea Plan envisions a range and mix of institutional and employment uses that foster appealing and enjoyable neighborhoods and business districts. Institutional uses are intended to provide public and quasi-public facilities that serve the adjacent residential neighborhoods. The plan also calls for a mix of uses and intensity of development to reduce the dependency on private automobiles. The proposed amendment would help implement these goals while providing "senior housing, congregate care for the elderly ...and housing with supportive services."

The project is located on non-phased shift Proposition A land. The objectives of Proposition A can be generally summarized as follows:

- Preclude premature development and guide urbanization;
- Conserve agricultural land;
- Prevent loss of natural resources;
- Address threat to quality of life from continued urban sprawl.

A Proposition "A" analysis took place of the site and surrounding area at the time of adoption of the VTM in 1995, and again with adoption of the Subarea Plan in 1998. These plans did not envision the site as being suitable for open space or agricultural land. The proposed nursing facility would be located on a site that is graded and surrounded by developed uses and would not result in an increase in residential density.

As mentioned above, the proposed amendment site is governed by a previously approved VTM/PRD and associated Design Review Guidelines. The Guidelines state that "community -PAGE 2 OF 10

facilities within the Village include uses which, in scale and character, service the needs of the Black Mountain Ranch residents. Specific sites have been identified in the Village for an elementary school, neighborhood park, church, day care center, senior center, recreation center and fire station. It is expected that the day care and senior facilities will be developed and managed by the church. The recreation center is expected to be developed as a Property Owner Association facility.

Subsequent to the adoption of the Subarea Plan, the decision was made by the Property Owners Association (POA) not to take title to the project's parcel designated for a recreation center. Instead, the POA opted to build recreational facilities at other locations within the Subarea Plan, including two 1- to 2-acre parks with playgrounds, one 3-acre enclosed dog park, additional areas improved for picnicking and parking, and walking trail enhancements; none of which were originally provided for in the Subarea Plan. The proposed amendment would not adversely affect the goals of the Subarea Plan as recreational facilities are provided throughout the community. While the Subarea Plan does not provide detailed criteria for the development of a Senior Center, amenities such as a fitness center, assembly room, or similar uses are common within the community. Therefore, the proposed development will not adversely affect the applicable land use plan.

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

The project proposes a 71,630 square-foot nursing facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within the Subarea Plan Proposition A Lands. The facility would consist of 64 assisted living units with 74 beds and 24 hour staffing. The project requires a CPA to re-designate the site from Institutional-Recreation Center and Institutional-Senior Center to Institutional-Nursing Facility.

Addendum No. 287983 (Addendum to Environmental Impact Report (EIR) Nos. 95-0173 and 96-7902 & Addendums Nos. 95-0173.1 and 99-1161) was prepared from the project as it was determined that the proposed development could have a significant impact to Paleontological resources. Because mitigation measures are required to be applied to the project in accordance with Section V of the associated Mitigation, Monitoring, and Reporting Program (MMRP), the project now avoids or mitigates any potentially significant environmental impacts to paleontological resources in accordance with the California Environmental Quality Act. The permit prepared for this project includes various conditions and corresponding exhibits of approvals relevant to achieving compliance with the regulations of the Municipal Code and California Building Codes for minor grading and construction. Conditions required for the project include but are not limited to storm water and general runoff requirements, landscaping, public improvements, private sewer facilities, signage, lighting, and parking. Therefore, the proposed project will not be detrimental to the health, safety and general welfare of persons residing or working in the area.

3. The proposed development will comply with the regulations of the Land Development Code including any allowable deviations pursuant to the Land Development Code. The project proposes a 71,630 square-foot nursing facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within the Subarea Plan Proposition A Lands. The facility would consist of 64 assisted living units with 74 beds and 24 hour staffing.

The permit prepared for this project includes various conditions and corresponding exhibits of approvals relevant to achieving compliance with the regulations of the Land Development Code and California Building Codes for grading and construction. Conditions required for the project include but are not limited to storm water and general runoff requirements, landscaping, public improvements, private sewer facilities, signage, lighting, and parking. Additionally, the proposed use must meet all Building, Fire, Plumbing, Electrical and Mechanical Code regulations when submitting for construction permits.

The proposed nursing facility is located in the AR-1-1 agricultural zone of the non-phase shifted portion of Black Mountain Ranch (Proposition "A" Lands). San Diego Municipal Code (SDMC) section 141.0413(a) of the Land Development Code specifically prohibits nursing facilities within Proposition "A" Lands. Nursing facilities were a conditionally permitted use through the processing of a Conditional Use Permit (CUP) at the time of Proposition "A" passage (The Growth Management Initiative). The prohibition of nursing facilities within the AR-1-1 agriculture zone of Proposition "A" Lands was added to the Municipal Code after Proposition "A" was approved.

The proposed nursing facility will serve as the residence of a senior population that requires 24 hour nursing care. The proposed residents have limited physical abilities and would be deemed as a protected class under the Fair Housing Amendments Act (FHAA).

The Federal Fair Housing Act (FHAA) and the California Fair Employment and Housing Act (CFEHA) require that jurisdictions make reasonable accommodations to afford disabled persons the equal opportunity to use and enjoy a dwelling. In consideration of the special need and the potential benefit that can be accomplished with a requested modification, deviations to development regulations and/or waivers to processing requirements necessary to provide housing for protected classes may be approved through a Process 1 Reasonable Accommodation request. The applicant for the project has submitted a Reasonable Accommodation request in accordance with SDMC section 131.0466 asking the City allow the proposed nursing facilities use on the subject site. City Staff has determined special needs and a potential benefit can be accomplished with the request as the use would afford disabled persons an equal opportunity to use and live on the site. Therefore staff has approved the Reasonable Accommodation request allowing a nursing facility on the subject site.

Therefore, the proposed development will comply to the maximum extent feasible with the regulations of the Land Development Code.

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

The project proposes a 71,630 square-foot nursing facility on a vacant 3.28-acre site located at 14740 Via Fiesta in the AR-1-1 Zone within the Subarea Plan Proposition A Lands. The facility would consist of 64 assisted living units with 74 beds and 24 hour staffing.

#### -PAGE 4 OF 10

#### Attachment 17 Draft Ordinance with Findings

The Subarea Plan envisions a range and mix of institutional and employment uses that foster appealing and enjoyable neighborhoods and business districts. Institutional uses are intended to provide public and quasi-public facilities that serve the adjacent residential neighborhoods. The plan also calls for a mix of uses and intensity of development to reduce the dependency on private automobiles. The proposed amendment would help implement these goals while providing "senior housing, congregate care for the elderly ... and housing with supportive services." Subsequent to the adoption of the Subarea Plan, the decision was made by the Property Owners Association (POA) of the site not to take title to the parcel designated for a recreation center. Instead, the POA opted to build recreational facilities at other locations within the Subarea Plan, including two 1- to 2-acre parks with playgrounds, one 3-acre enclosed dog park, additional areas improved for picnicking and parking, and walking trail enhancements; none of which were originally provided for in the Subarea Plan. The proposed amendment would not adversely affect the goals of the Subarea Plan as recreational facilities are provided throughout the community. While the Subarea Plan does not provide detailed criteria for the development of a Seniors Center, it included amenities such as a fitness center, assembly room, or similar uses. The site will continue to be designated for Institutional use which includes nursing facilities.

The proposed nursing facility will serve as the residence of a senior population that requires 24 hour nursing care. The proposed residents have limited physical abilities and would be deemed as a protected class under the Fair Housing Amendments Act (FHAA). Surrounding the site is a day care center and single-family homes to the west, single-family and multi-family residential to the east, an elementary school and neighborhood park to the north, and multi-family residential to the south. A nursing facility to address the residence of the existing population in the immediate community is compatible with mix of uses within the community. Additionally, the project is proposing an infill design that will incorporate architectural elements that were carefully designed to add a human scale to the nursing facility and not conflict with the surrounding neighbors. Therefore, the proposed use is appropriate at the proposed location.

The above findings are supported by the minutes, maps and exhibits, all of which are

incorporated herein by this reference.

Section 2. CUP No. 908816 is granted to SANTALUZ, LLC, Owner/Permittee, under the terms

and conditions set forth in the attached permit which is made a part of this resolution.

Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a

written or printed copy having been available to the City Council and the public a day prior to its

final passage.

Section 4. This ordinance shall take effect and be in force on the thirtieth day from and after its passage, and no building permits for development inconsistent with the provisions of this

#### Attachment 17 Draft Ordinance with Findings

ordinance shall be issued unless application therefore was made prior to the date of adoption of

this ordinance.

#### APPROVED: JAN GOLDSMITH, City Attorney

By \_\_\_\_\_ Attorney name Deputy City Attorney

Initials~ Date~ Or.Dept: INSERT~ Case No.INSERT PROJECT NUMBER~ O-INSERT~ Form=inloto.frm(61203wct)

Rev 10-05-09 hmd document1