

THE CITY OF SAN DIEGO

# Report to the Planning Commission

DATE ISSUED:	November 10, 2016	REPORT NO. PC-16-090
HEARING DATE:	November 17, 2016	
SUBJECT:	BRIGHTON AVENUE RESIDENCE. Process Four	
PROJECT NUMBER:	438785	
OWNER/APPLICANT:	Socal Constructors, LLC/ Elizabeth Carmichael	
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#### <u>SUMMARY</u>:

<u>Issue</u>: Should the Planning Commission approve a Coastal Development Permit and a Site Development Permit to demolish two single family dwelling units and a detached garage and construct two single family dwelling units with garages at 5109 – 5111 Brighton Avenue in the Ocean Beach Community Plan and Local Coastal Program area?

#### Staff Recommendation:

- 1. Approve Coastal Development Permit No. 1801741; and
- 2. Approve Site Development Permit No. 1801742.

<u>Community Planning Group Recommendation</u>: On September 7, 2016 the Ocean Beach Community Planning Group voted 7-3-0 to recommend approval of the project with no conditions.

<u>Environmental Review</u>: This project is not pending an appeal of the environmental determination. This project was determined to be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15302 (Replacement or Reconstruction). The environmental exemption determination for this project was made on September 28, 2016, and the opportunity to appeal that determination ended October 12, 2016.

<u>Housing Impact Statement</u>: The Ocean Beach Community Plan and local Coastal Program Area designates the site for Medium Density Residential with a maximum of 25 dwelling units per acre (du/ac). The project site, occupying 0.12 acres, can accommodate two dwelling units based on the underlying zone and up to two dwelling units based on the Ocean Beach Community Plan. This project is subject to the requirements of the City's Inclusionary Affordable Housing Regulations (Chapter 14, Article 2, Division 13 of the San Diego Municipal Code), and the payment of Affordable Housing fees are due at the time of building permit issuance. The project will provide two new single family dwelling units in replacement of two existing single family dwelling units to be demolished as part of this proposal.

#### BACKGROUND

The 0.12-acre site is located at 5109 – 5111 Brighton Avenue within the RM-2-4 zone. The site is governed by the regulations included in the Coastal Height Limitation Overlay Zone, the Coastal Overlay Zone (Appealable), the First Public Roadway Overlay Zone, the Parking Impact Overlay Zone (Beach Impact Area), the Residential Tandem Parking Overlay Zone, the Ocean Beach Historic Emerging Cottage District, Airport Land Use Compatibility Plan Noise Contours 60-65 CNEL, the Airport Approach Overlay Zone, the Airport Influence Area - Review Area 1, and the Federal Aviation Administration (FAA) Part 77 Notification Area.

Currently existing on the site are two single family dwelling units and a detached garage. The existing structures were constructed in 1923. A review of the existing homes/site was conducted by City staff to determine if potential significant historic resources exist on the site in accordance with San Diego Municipal Code (SDMC) Section 143.0212. Based on the documentation provided, staff determined that the property does not meet local designation criteria as an individually significant historic resource Board Criteria.

The project site is completely contained within private property and does not contain nor is it adjacent to sensitive coastal bluffs. The nearest public access to the Pacific Ocean is located at the end of Brighton Avenue approximately 750 feet to the west. Brighton Avenue provides a framed view corridor to the ocean looking west along the street. The project site is surrounded on all sides by one and two-story structures of varying architectural styles on 25 foot lots.

#### **DISCUSSION**

#### Project Description:

The project proposes the demolition of two existing detached single family dwelling units with one detached garage and the construction of two 1,834-square-foot, two-story single family dwelling units over two 456-square-foot partially subterranean garages on two legal lots with above grade decks. Each new home will include three bedrooms, two and a half bathrooms, living room, and kitchen. The project proposes a maximum building height of 26-feet 3-inches where 30 feet is the maximum height limit allowed under the Coastal Height Overlay Zone and 40 feet allowed in the RM-2-4 zone.

The homes will utilize renewable energy technology, self- generating at least 50-percent of the projected total energy consumption on site through photovoltaic technology (also known as solar panels), thus meeting the requirements of Council Policy 900-14, the City Council's Sustainable Building Policy. The photovoltaic system will be located on the roof. Other sustainable components include native drought tolerant landscaping with efficient irrigation technology, recycled demolition material from existing building, and natural lighting. With the use of renewable energy technology in the project, it qualifies as a Sustainable building, thus the land use approvals have been processed through the Affordable/In-Fill Housing and Sustainable Buildings Expedite Program.

Approvals needed for the project include a Coastal Development Permit, for coastal development pursuant to San Diego Municipal Code (SDMC) section 126.0707; and a Site Development Permit (SDMC 143.0920) for a deviation to the garage entry setback requirement.

#### Community Plan Analysis:

The Ocean Beach Community Plan designates this site for residential land use with a maximum density of 25 dwelling units/acre (du/ac). The project proposes two dwelling units on a 5,248-square-foot site for a density of approximately 16.6 du/ac and therefore conforms to the prescribed land use and density. The project site is surrounded by one and two-story residential dwelling units of varying architectural styles. Existing development patterns on the street range from larger apartment buildings to single-dwelling and multi-dwelling units on narrow lots. The Community Plan recommends that new residential construction should be at a scale that is compatible with the small lot development pattern. The architecture and building form reflects the diverse styles in the area. The project proposes units of two styles, a Spanish style unit, and a Cape Cod style unit. The articulation in the façade and multiple pitched roofs help reduce perceived bulk and scale. The project is therefore consistent with the policies in the Residential Element of the Community Plan. The Community Plan states that views available from elevated areas and those adjacent to the beaches and the ocean should be preserved and enhanced wherever possible. Brighton Avenue provides a framed view to the ocean looking west along the street. The project observes the minimum required front setback thereby preserving the coastal view.

Recommendations from the Community Plan for new development include maintaining lowmedium density residential neighborhoods in Ocean Beach which provides for both single and multifamily housing within a medium-density range; ensuring that new residential development is constructed within the density ranges identified in this Plan; meet adopted parking standards; and that new development is environmentally friendly.

#### Project-Related Issues:

The proposed project includes a deviation to the garage entry setback requirement. SDMC section 132.0464(e)(2) requires garages, carports, and other parking entries in the building facade to be set back at least five feet from the facade wall enclosing habitable space. The project is deviating from the required five-foot setback by providing the garage entry at the same setback as the habitable space.

The Ocean Beach Community Plan recommends placing the parking in the rear of the property and that the street frontage is not dominated by garages, providing an opportunity to engage the street with visually interesting fenestration, offsets, and porches or balconies. This project has no alley access, thus is proposing the garage entry from the street, at the same setback as the habitable space. The garage entries would be located partially below street level and flanked with landscape, reducing their visibility from the adjacent public right-of-way. The deviation is necessary as each home will be constructed on a 25-foot wide lot, allowing the minimum distance for required enclosed parking directly below the habitable space. Protruding the habitable space five feet in front of the garage entry would inhibit the below grade parking by reducing the entry clearance.

Staff analyzed the deviation to determine consistency with the goals and recommendations of the General Plan, Ocean Beach Community Plan, and the purpose and intent of the RM-2-4 zone. The proposed deviation will not adversely affect the aforementioned Plans, and is appropriate for the site. The deviation is allowed by a Site Development Permit for projects utilizing the Affordable/In-Fill Housing and Sustainable Buildings Regulations from SDMC section <u>143.0915</u>.

The design contains multiple offsets with decks pushing the residential outdoor space to the front promoting interaction with the street view consistent with the Community Plan and meeting the purpose and intent of the Land Development Code.

The project is providing redevelopment with a sustainable features by providing a photovoltaic system which will utilize renewable energy technology, self generating at least 50 percent of the projected total energy consumption meeting the Affordable/In-Fill Housing and Sustainable Building Expedite Program. A garage entry deviation has been incorporated into the project plan to achieve a quality design by providing exterior wall treatment, design, color, and the general building form and organization of architectural elements that are consistent with those in the surrounding area.

#### Conclusion:

The project complies with the development regulations of the RM-2-4 zone and all other applicable sections of the SDMC and that the required findings can be made. Staff recommends approval of the project as proposed.

#### <u>ALTERNATIVES</u>

- 1. Approve Coastal Development Permit No. 1801471 and Site Development Permit No. 1801742 with modifications or;
- 2. Deny Coastal Development Permit No. 1801471 and Site Development Permit No. 1801742, if the findings required to approve the project cannot be affirmed.

Respectfully submitted,

Elyse W Lowe Deputy Director Development Services Department

William Zounes

Development Project Manager Development Services Department

#### Attachments:

- 1. Location Map
- 2. Aerial Photograph
- 3. Zoning Map
- 4. Community Plan Land Use Map
- 5. Project Data Sheet
- 6. Draft Permit Resolution with Findings
- 7. Draft Permit with Conditions
- 8. Community Planning Group Recommendation

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- 9. Ownership Disclosure Statement
- 10. Environmental Exemption
- 11. Project Plans







Aerial Photograph (Birds Eye) Brighton Avenue Residence Project No. 438785 5109 Brighton Avenue



Attachment 2 Aerial Photograph of Site



# Attachment 4 Community Plan Land Use Map



# **PROJECT DATA SHEET**

PROJECT NAME:	Brighton Avenue Residence
PROJECT DESCRIPTION:	The demolition of an two existing single family homes and the development of two new, three story single family homes.
COMMUNITY PLAN AREA:	Ocean Beach
DISCRETIONARY ACTIONS:	Coastal Development Permit/Site Development Permit
COMMUNITY PLAN LAND USE DESIGNATION:	Medium Density Residential

#### **ZONING INFORMATION:**

**ZONE:** RM-2-4

HEIGHT LIMIT: 40 feet (Coastal Overlay Zone Height Limit, 30 feet)

LOT SIZE: 0.12-acres.

FLOOR AREA RATIO: 0.70

FRONT SETBACK: 15/20 feet

SIDE SETBACK: 5 feet

STREETSIDE SETBACK: 10 feet

**REAR SETBACK:** 15 feet

PARKING: 2 parking spaces per unit

ADJACENT PROPERTIES:	LAND USE DESIGNATION & ZONE	EXISTING LAND USE
NORTH:	Residential, RM-2-4	Multi-Family Housing
SOUTH:	Residential, RM-2-4	Multi-Family Housing
EAST:	Residential, RM-2-4	Multi-Family Housing
WEST:	Residential, RM-2-4	Multi-Family Housing
DEVIATIONS OR VARIANCES REQUESTED:	Yes, reducing the garage entry setback by five feet.	
COMMUNITY PLANNING GROUP RECOMMENDATION:		Dcean Beach Community Planning mend approval of the project with

#### Attachment 6 Draft Permit Resolution with Findings

#### PLANNING COMMISSION RESOLUTION NO. COASTAL DEVELOPMENT PERMIT NO. 1801741 SITE DEVELOPMENT PERMIT NO. 1801742 BRIGHTON AVENUE RESIDENCE - PROJECT NO. 438785

WHEREAS, SOCAL CONSTRUCTORS, LLC, a California Limited Liability Company, Owner/Permittee, filed an application with the City of San Diego for a permit to demolish two existing dwelling units and an accessory garage structure and construct two two-story single family dwelling units (as described in and by reference to the approved Exhibits "A" and corresponding conditions of approval for the associated Permit No. 1801741 and 1801742), on portions of a 0.12-acre site;

WHEREAS, the project site is located at 5109- 5111 Brighton Avenue in the RM-2-4 zone of the Ocean Beach Community Plan and Local Coastal Program area;

WHEREAS, the project site is legally described as the northeasterly 105 feet of lots 27 and 28 in Block 77, Ocean Beach, according to Map thereof No. 279 filed in the Office of the County Recorder of San Diego County, May 28, 1887;

WHEREAS, on November 17, 2016, the Planning Commission of the City of San Diego considered Coastal Development Permit No. 1801741 and Site Development Permit No. 1801742 pursuant to the Land Development Code of the City of San Diego;

WHEREAS, on the City of San Diego, as Lead Agency, through the Development Services Department, made and issued an Environmental Determination that the project is exempt from the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000 et seq.) under CEQA Guideline Section 15302 (Replacement or Reconstruction) and there was no appeal of the Environmental Determination filed within the time period provided by San Diego Municipal Code Section 112.0520;

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

That the Planning Commission adopts the following written Findings, dated November 17, 2016.

#### FINDINGS:

#### I. Site Development Permit - Section 126.0504

- A. Findings for all Site Development Permits
  - 1. The proposed development will not adversely affect the applicable land use plan.

The Ocean Beach Community Plan designates this site for residential land use with a maximum density of 25 dwelling units/acre (du/ac). The project proposes two single family dwelling units on a 5,248-square-foot site for a density of

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approximately 16.6 du/ac and therefore conforms to the prescribed land use and density. The project site is surrounded by one and two-story residential unit structures of varying architectural styles. Existing development patterns on the street range from larger apartment buildings to single-family dwelling and multifamily dwelling buildings on narrow lots. The Community Plan recommends that new residential construction should be at a scale that is compatible with the small lot development pattern. The architecture and building form reflects the diverse styles in the area. The project proposes units of two styles, a Spanish style unit, and a Cape Cod style unit. The articulation in the facade and multiple pitched roofs help reduce perceived bulk and scale. The project is therefore consistent with the policies in the Residential Element of the Community Plan. The Community Plan states that views available from elevated areas and those adjacent to the beaches and the ocean should be preserved and enhanced wherever possible. Brighton Avenue provides a framed view to the ocean looking west along the street. The project observes the minimum required front setback thereby preserving the coastal view.

Recommendations from the Community Plan for new development include maintaining low-medium density residential neighborhoods in Ocean Beach which provides for both single and multi-family housing within a medium-density range; ensuring that new residential development is constructed within the density ranges identified in this Plan; meet the adopted parking standards; and that new development is environmentally friendly. The project meets the recommendations of the Community Plan by observing the density designated for the site, meets the parking standards required for each home, and is environmentally friendly by incorporating a photovoltaic system which will utilize renewable energy technology, self generating at least 50 percent of the projected total energy consumption. 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 permit controlling this development contains conditions addressing compliance with the City's regulations and other regional, State and Federal regulations to prevent detrimental impacts to public health, safety, and welfare. These conditions address requirements relating to storm water runoff, runoff during construction, and landscaping. All Uniform Building, Fire, and Mechanical Codes governing the construction and continued operation of the development will apply to this site to prevent adverse affects to those persons or other properties in the vicinity. Prior to the issuance of any construction permit for the proposed development, the plans shall be reviewed to ensure compliance with all building, electrical, mechanical, plumbing, fire code, public improvements and grading requirements. The proposed project conforms to the development regulations. Therefore the proposed project will not be detrimental to the public health, safety, and welfare. 3. The proposed development will comply with the applicable regulations of the Land Development Code, including any allowable deviations pursuant to the Land Development Code.

The permit prepared for this project includes various conditions and corresponding exhibits of approval relevant to achieving compliance with the regulations of the Land Development Code and California Building Codes for grading and construction. The project was reviewed in accordance with the RM-2-4 zone and San Diego Municipal Code Section 143.0920, Deviation Requirements for Affordable/In-Fill and Sustainable Buildings. Conditions required for the project include but are not limited to storm water and general runoff requirements, landscaping, public improvements, private drainage system, and parking. The project proposes a maximum building height of 26-feet 3-inches where 30 feet is the maximum height limit allowed under the Coastal Height Overlay Zone and 40 feet allowed in the RM-2-4 zone. The proposed project includes a deviation related to parking entry setback requirements, which are allowed provided that the decision maker determines that the project meets the findings for the Development Permits.

The Ocean Beach Community Plan recommends placing the parking in the rear of the property and that the street frontage is not dominated by garages, providing an opportunity to engage the street with visually interesting fenestration, offsets, and porches or balconies. This project has no alley access, thus is proposing the garage entry from the street, at the same setback as the habitable space. The garage entries would be located partially below street level and flanked with landscape, reducing their visibility from the adjacent public right-of-way. The deviation is necessary as each home will be constructed on a 25-foot wide lot, allowing the minimum distance for required enclosed parking directly below the habitable space. Protruding the habitable space five feet in front of the garage entry would inhibit the below grade parking by reducing the entry clearance. Staff analyzed the deviation to determine consistency with the goals and recommendations of the General Plan, Ocean Beach Community Plan, and the purpose and intent of the RM-2-4 zone. The proposed deviation will not adversely affect the aforementioned Plans, and is appropriate for the site. The deviation is allowed by a Site Development Permit for projects utilizing the Affordable/In-Fill Housing and Sustainable Buildings Regulations from SDMC section 143.0915.

The design contains multiple offsets with decks pushing the residential outdoor space to the front promoting interaction with the street view consistent with the Community Plan and meeting the purpose and intent of the Land Development Code.

The project is providing redevelopment with a sustainable features by providing a photovoltaic system which will utilize renewable energy technology, self generating at least 50 percent of the projected total energy consumption. A garage entry deviation has been incorporated into the project plan to achieve a quality design by providing exterior wall treatment, design, color, and the general building form

and organization of architectural elements that are consistent with those in the surrounding area. Therefore, the proposed development will comply with the applicable regulations of the Land Development Code, including any allowable deviations pursuant to the Land Development Code.

- M. Supplemental Findings Deviations for Affordable/In-Fill Housing Projects and Sustainable Buildings:
  - 1. The proposed development will materially assist in accomplishing the goal of providing affordable housing opportunities in economically balanced communities throughout the City, and/or the proposed development will materially assist in reducing impacts associated with fossil fuel energy use by utilizing alternative energy resources, selfgeneration and other renewable technologies (e.g. photovoltaic, wind, and/or fuel cells) to generate electricity needed by the building and its occupants.

The proposed project will be providing a photovoltaic system which will generate at least 50-percent of the project's total energy used by each homes. Additionally the project will maximize recycled demolition material from existing building, provide a native drought tolerant landscape, and maximize natural lighting. Therefore, the proposed development will materially assist in reducing impacts associated with fossil fuel energy use by utilizing alternative energy resources, selfgeneration and other renewable technologies (e.g. photovoltaic, wind, and/or fuel cells) to generate electricity needed by the building and its occupants.

# 2. The development will not be inconsistent with the purpose of the underlying zone.

The project is located within the RM-2-4 zone. The purpose of the RM zones is to provide for multiple dwelling unit development at varying densities. The RM zones individually accommodate developments with similar densities and characteristics. It is also intended that the residential zones reflect desired development patterns in existing neighborhoods while accommodating the need for future growth. The project proposes a Spanish style dwelling unit and a Cape Cod style unit with narrow widths that reflect the smaller scale development pattern in the neighborhood. The design contains multiple offsets and decks consistent with the Community Plan and meets the purpose and intent of the RM-2-4 zone.

# 3. Any proposed deviations are appropriate for this location and will result in a more desirable project than would be achieved if designed in strict conformance with the development regulations of the applicable zone.

The permit prepared for this project includes various conditions and corresponding exhibits of approval relevant to achieving compliance with the regulations of the Land Development Code and California Building Codes for grading and construction. The project was reviewed in accordance with the RM-2-4 zone and San Diego Municipal Code Section 143.0920, Deviation Requirements for

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Affordable/In-Fill and Sustainable Buildings. Conditions required for the project include but are not limited to storm water and general runoff requirements, landscaping, public improvements, private drainage system, and parking. The project proposes a maximum building height of 26-feet 3-inches where 30 feet is the maximum height limit allowed under the Coastal Height Overlay Zone and 40 feet allowed in the RM-2-4 zone. The proposed project includes a deviation related to parking entry setback requirements, which are allowed provided that the decision maker determines that the project meets the findings for the Development Permits.

The Ocean Beach Community Plan recommends placing the parking in the rear of the property and that the street frontage is not dominated by garages, providing an opportunity to engage the street with visually interesting fenestration, offsets, and porches or balconies. This project has no alley access, thus is proposing the garage entry from the street, at the same setback as the habitable space. The garage entries would be located partially below street level and flanked with landscape, reducing their visibility from the adjacent public right-of-way. The deviation is necessary as each home will be constructed on a 25-foot wide lot, allowing the minimum distance for required enclosed parking directly below the habitable space. Protruding the habitable space five feet in front of the garage entry would inhibit the below grade parking by reducing the entry clearance. Staff analyzed the deviation to determine consistency with the goals and recommendations of the General Plan, Ocean Beach Community Plan, and the purpose and intent of the RM-2-4 zone. The proposed deviation will not adversely affect the aforementioned Plans, and is appropriate for the site. The deviation is allowed by a Site Development Permit for projects utilizing the Affordable/In-Fill Housing and Sustainable Buildings Regulations from SDMC section 143.0915.

The design contains multiple offsets with decks pushing the residential outdoor space to the front promoting interaction with the street view consistent with the Community Plan and meeting the purpose and intent of the Land Development Code.

The project is providing redevelopment with a sustainable features by providing a photovoltaic system which will utilize renewable energy technology, self generating at least 50 percent of the projected total energy consumption. A garage entry deviation has been incorporated into the project plan to achieve a quality design by providing exterior wall treatment, design, color, and the general building form and organization of architectural elements that are consistent with those in the surrounding area. Therefore, the proposed deviation is appropriate for this location and will result in a more desirable project than would be achieved if designed in strict conformance with the development regulations of the applicable zone.

#### II. Coastal Development Permit - Section 126.0708

1. The proposed coastal development will not encroach upon any existing physical access way that is legally used by the public or any proposed public accessway identified in a Local Coastal Program land use plan; and the proposed coastal development will enhance and protect public views to and along the ocean and other scenic coastal areas as specified in the Local Coastal Program land use plan.

The 0.12-acre site is located at 5109-5111Brighton Avenue in the RM-2-4 zone of the Ocean Beach Community Plan area within the Coastal Overlay Zone (appealable area), and the Coastal Height Limit Overlay Zone.

The property is not identified in the City's adopted Local Coastal Program (LCP) Land Use Plan as a public accessway. There is no physical accessway used by the public on or adjacent to this property or any proposed public accessway as identified in the LCP Land Use Plan. The project is completely contained within private property and does not contain or is adjacent to sensitive coastal bluffs. The nearest public access to the Pacific Ocean is located at the end of Brighton Avenue approximately 750 feet to the west. Brighton Avenue provides a framed view corridor to the ocean looking west along the street. The project observes the minimum required front setback thereby preserving the coastal view. Therefore, the proposed coastal development will not encroach upon any existing physical access way that is legally used by the public or any proposed public accessway identified in a Local Coastal Program land use plan; and the proposed coastal development will enhance and protect public views to and along the ocean and other scenic coastal areas as specified in the Local Coastal Program land use plan.

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

The subject site does not contain nor is it adjacent to any environmentally sensitive lands. Therefore the proposed coastal development will not adversely affect environmentally sensitive lands.

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

The Ocean Beach Community Plan designates this site for residential land use with a maximum density of 25 dwelling units/acre (du/ac). The project proposes two single family dwelling units on a 5,248-square-foot site for a density of approximately 16.6 du/ac and therefore conforms to the prescribed land use and density. The project site is surrounded by one and two-story residential unit structures of varying architectural styles. Existing development patterns on the street range from larger apartment buildings to single-family dwelling and multifamily dwelling buildings on narrow lots. The Community Plan recommends that new residential construction should be at a scale that is compatible with the small

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lot development pattern. The architecture and building form reflects the diverse styles in the area. The project proposes units of two styles, a Spanish style unit, and a Cape Cod style unit. The articulation in the façade and multiple pitched roofs help reduce perceived bulk and scale. The project is therefore consistent with the policies in the Residential Element of the Community Plan. The Community Plan states that views available from elevated areas and those adjacent to the beaches and the ocean should be preserved and enhanced wherever possible. Brighton Avenue provides a framed view to the ocean looking west along the street. The project observes the minimum required front setback thereby preserving the coastal view.

Recommendations from the Community Plan for new development include maintaining low-medium density residential neighborhoods in Ocean Beach which provides for both single and multi-family housing within a medium-density range; ensuring that new residential development is constructed within the density ranges identified in this Plan; meet the adopted parking standards; and that new development is environmentally friendly. The project meets the recommendations of the Community Plan by observing the density designated for the site, meets the parking standards required for each home, and is environmentally friendly by incorporating a photovoltaic system which will utilize renewable energy technology, self generating at least 50 percent of the projected total energy consumption.

The property is not identified in the City's adopted Local Coastal Program Land Use Plan as a public access way. The proposed development will not encroach upon any existing physical access way that is legally used by the public or any proposed public access way identified in the Ocean Beach Local Coastal Program Land Use Plan and is not located within an identified view corridor.

The project proposes a maximum building height of 26-feet 3-inches where 30 feet is the maximum height limit allowed under the Coastal Height Overlay Zone and 40 feet allowed in the zone. The proposed project was reviewed for compliance with the RM-2-4 zone land development requirements which include but are not limited to setbacks, density, landscape, parking, and floor area ratio. Therefore, the proposed coastal development is in conformity with the certified Local Coastal Program land use plan and complies with all regulations of the certified Implementation Program.

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

The project site is located between the nearest public road and the shoreline of a body of water. The site does not contain a physical public accessway and is not within or adjacent to an public recreation area. The project does not propose to

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encroach into any public access way to the ocean and all improvements and additions will be contained on site. The project is a private development on privately owned land. The project would conform to the public access and public recreation policies of Chapter 3 of the California Coastal Act which says projects will not impede an any water oriented activity, interfere with coastal dependent aquaculture uses, interfere with coastal access, and not interfere with Coastal areas suited for water-oriented recreational activities that cannot readily be provided at inland water areas. Therefore, the coastal development is in conformity with the public access and public recreation policies of Chapter 3 of the California Coastal Act.

BE IT FURTHER RESOLVED that, based on the findings hereinbefore adopted by the Planning Commission, Site Development Permit No. 1801742 and Coastal Development Permit No. 1801741 are hereby GRANTED by the Planning Commission to the referenced Owner/Permittee, in the form, exhibits, terms and conditions as set forth in Permit No. 1801742 and 1801742 a copy of which is attached hereto and made a part hereof.

William Zounes Development Project Manager Development Services

Adopted on: November 17, 2016

IO#: 24006111

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

#### WHEN RECORDED MAIL TO PROJECT MANAGEMENT PERMIT CLERK MAIL STATION 501

#### INTERNAL ORDER NUMBER: 24006111SPACE ABOVE THIS LINE FOR RECORDER'S USE

#### COASTAL DEVELOPMENT PERMIT NO. 1801741 SITE DEVELOPMENT PERMIT NO. 1801742 BRIGHTON AVENUE RESIDENCE - PROJECT NO. 438785 PLANNING COMMISSION

This Coastal Development Permit No. 1801741 and Site Development Permit No. 1801742 is granted by the Planning Commission of the City of San Diego to SOCAL CONSTRUCTORS, LLC, a California Limited Liability Company, Owner, and Permittee, pursuant to San Diego Municipal Code [SDMC] Sections 126.0708 and 143.0920. The 0.12-acre site is located at 5109- 5111 Brighton Avenue in the RM-2-4 zone within the Ocean Beach Community Plan and Local Coastal Program area. The project site is legally described as: the northeasterly 105 feet of lots 27 and 28 in Block 77, Ocean Beach, according to Map thereof No. 279 filed in the Office of the County Recorder of San Diego County, May 28, 1887;

Subject to the terms and conditions set forth in this Permit, permission is granted to Owner/Permittee to demolish two existing dwelling units and an accessory garage and construct two, two-story single family homes described and identified by size, dimension, quantity, type, and location on the approved exhibits [Exhibit "A"] dated November 17, 2016 on file in the Development Services Department.

The project shall include:

- a. Demolition of two existing dwelling units and detached garage;
- b. Construction of two 1,834 square-foot two-story single family homes each containing a 456 square-foot garage and 529 square-foot deck;
- c. Deviation from SDMC section 131.0464(e)(2), Parking Area/Habitable Space Offset;
- d. Landscaping (planting, irrigation and landscape related improvements);
- e. Off-street parking;

- f. A roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50 percent of the project's projected energy consumption in accordance with the Affordable/In-Fill Housing and Sustainable Buildings Expedite Program and;
- g. 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 \_\_\_\_\_\_.

2. This Coastal Development Permit shall become effective on the eleventh working day following receipt by the California Coastal Commission of the Notice of Final Action, or following all appeals.

3. 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.

4. 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.

5. 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.

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

7. 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.).

8. 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.

9. 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.

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

#### **AFFORDABLE HOUSING REQUIREMENTS:**

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

#### **ENGINEERING REQUIREMENTS:**

13. The project proposes to export no material from the project site. Any excavated material that is exported, shall be exported to a legal disposal site in accordance with the Standard Specifications for Public Works Construction (the "Green Book"), 2015 edition and Regional Supplement Amendments adopted by Regional Standards Committee.

14. The drainage system proposed for this development is private and subject to approval by the City Engineer.

15. Prior to the issuance of any building permits, the Owner/Permittee shall assure, by permit and bond, the construction of two 12-foot wide City Standard concrete driveways, one for each lot, adjacent to the site on Brighton Avenue.

16. Prior to the issuance of any construction permit, the Owner/Permittee shall incorporate any construction Best Management Practices necessary to comply with Chapter 14, Article 2, Division 1 (Grading Regulations) of the SDMC into the construction plans or specifications.

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

#### LANDSCAPE REQUIREMENTS:

18. Prior to issuance of any engineering permits for grading, the Owner/Permittee shall submit complete construction documents for the revegetation and hydroseeding of all disturbed land in accordance with the City of San Diego Landscape Standards, Stormwater Design Manual, 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" dated November 17, 2016, on file in the Office of the Development Services Department.

19. Prior to issuance of any engineering permits for right-of-way improvements, the Owner/Permitee shall submit complete landscape construction documents for right-of-way improvements to the Development Services Department for approval. Improvement plans shall show, label, and dimension a 40 square-foot area around each tree is unencumbered by utilities. Driveways, utilities, drains, water and sewer laterals shall be designed so as not to prohibit the placement of street trees.

## Attachment 7 Draft Permit with Conditions

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

21. The Owner/Permittee of each parcel shall maintain one street tree on the private property within ten feet of the property line adjacent to the right of way, in conformance with the approved plans of Exhibit "A." An additional street tree shall be maintained in the parkway of 5109 Brighton Avenue.

22. 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 entity approved by the Development Services Department.

23. 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.

24. If any required landscape (including existing or new plantings, hardscape, and landscape features) indicated on the approved construction document plans is damaged or removed during demolition or construction, the Owner/Permittee shall repair and/or replace them 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:

25. The Owner/Permittee shall maintain a minimum of four off-street parking spaces on the property at all times in the approximate locations shown on the approved Exhibit "A." Parking spaces shall comply at all times with the SDMC and shall not be converted for any other use unless otherwise authorized by the appropriate City decision maker in accordance with the SDMC.

26. A topographical survey conforming to the provisions of the SDMC may be required if it is determined, during construction, that there may be a conflict between the building(s) under construction and a condition of this Permit or a regulation of the underlying zone. The cost of any such survey shall be borne by the Owner/Permittee.

27. Prior to the issuance of building permits, construction documents shall fully illustrate the incorporation of a roof-mounted photovoltaic system consisting of solar panels sufficient to generate at least 50 percent of the project's projected energy consumption, in accordance with the Affordable/In-Fill Housing and Sustainable Buildings Expedite Program.

28. 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.

#### **INFORMATION ONLY:**

- The issuance of this discretionary permit alone does not allow the immediate commencement or continued operation of the proposed use on site. The operation allowed by this discretionary 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 Planning Commission of the City of San Diego on November 17, 2016.

## Attachment 7 Draft Permit with Conditions

CDP No. 1801741/SDP No. 1801742 Date of Approval: November 17, 2016

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.

SOCAL CONSTRUCTORS, LLC, A California Limited Liability Company Owner/Permittee

By \_\_\_\_\_ Chris Fermanian Managing Member of LLC

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

#### OCEAN BEACH PLANNING BOARD General Meeting Minutes: September 7, 2016

MEETING CALLED TO ORE 6:08PM	DER	
MEMBERS PRESENT	3 Blake Herrschaft (Vice	X 6 John Ambert (Chair)
(MARKED WITH "X") X 1 Marissa Spata	Chair)	
<b>X 1</b> Vivian McCardle	X 4 Craig Klein	X 6 Tom Gawronski
X I What Meed de	(Treasurer)	X o rom dumonski
X 2 Nanci Kelly	X 4 Andrew Waltz	7 [VACANT]
X 2 William Corwin	X 5 Jane Gawronski	<b>X 7</b> Dan Dennision
3 [VACANT]	5 [VACANT]	Numbers indicate district

#### ACTION ITEM #2 PTS #438786 5109-5111 BRIGHTON AVENUE

- Project was presented to OB Planning Board on August 3, 2016 as INFORMATION ITEM #2, project architect returned to address August meeting board comments (Eco House Architecture).
- Proposed: SDP/Coastal development permit for demolition of two existing dwellings and construction of two single dwelling units totaling 4,580 ft2. The 0.12 acre site is located within the Coastal Overlay Zone (appealable), RM-2-4 zone.
- Lot dimensions, 2-lots each 25'x105'
- FAR 0.69 (with removal of subgrade garage)
- Proposed project is pursuing City Sustainable Expedite Permitting Program

#### Community Comments:

- Robin Mancini: Resident on Brighton Avenue supports the project.
- Builder provided board with list of residents that also support project.
- Same builder of four-single family dwellings on 4600 block of Santa Monica Avenue

#### **Board Comments:**

• Bulk and scale, vertical façade and very close-to-the-limit (0.7) FAR are still issues of concern brought forth by the board.

Motion: Motion to recommend the approval as proposed (Jane 1st, Dan 2nd)

- Motion passes, 7-3-0
- Opposed: Tom, John, Marissa
- Reasons for Opposition:
  - Destruction of existing cottage
  - Does not align Ocean Beach Community Plan UD:4.1. Scale and articulation are not consistent with the surrounding area.
  - Tall narrow buildings on a 25 ft lot. Uninterrupted 26' high blank walls with only 3 ft side setback. No side undulation or transparency. Will block sun, wind, and light from neighboring properties.
  - Bulk is located the front of the lot instead of the rear.
  - New-large scale single-family dwellings of this nature will further price-out existing residents, furthering the gap of affordable housing in the OB community.

Envlosure 9 Ownership Disclosure Form

	Page 1 of 2
City of San Diego Development Services 1222 First Ave., MS-302 San Diego, CA 92101 (619) 446-5000	Ownership Disclosure Statement
F Neighborhood Development Permit Site Developm Variance Tentative Map Vesting Tentative Map Project Title Brighton Avc	Map Waiver [Land Use Plan Amendment • [Other Project No. For City Use Only Homes
5109-5111 Bru	ghton Ave, San Diego 92107
Part I - To be completed when property is held by I	ndividual(s)
above, will be filed with the City of San Diego on the subject below the owner(s) and tenant(s) (if applicable) of the above who have an interest in the property, recorded or otherwise, individuals who own the property). A signature is required of from the Assistant Executive Director of the San Diego Rede Development Agreement (DDA) has been approved / executive Manager of any changes in ownership during the time the approved the san time time time the approved the san time time time time time time time time	acknowledge that an application for a permit, map or other matter, as identified a property, with the intent to record an encumbrance against the property. Please list e referenced property. The list must include the names and addresses of all persons and state the type of property interest (e.g., tenants who will benefit from the permit, all <u>f at least one of the property owners</u> . Attach additional pages if needed. A signature evelopment Agency shall be required for all project parcels for which a Disposition and uted by the City Council. Note: The applicant is responsible for notifying the Project oplication is being processed or considered. Changes in ownership are to be given to hearing on the subject property. Failure to provide accurate and current ownership
Name of Individual (type or print):	Name of Individual (type or print):
Owner Tenant/Lessee Redevelopment Age	ency Owner Tenant/Lessee Redevelopment Agency
Street Address:	Street Address:
City/State/Zip:	City/State/Zip:
Phone No: Fax No:	Phone No: Fax No:
Signature : Date:	Signature : Date:
Signature : Date:	oignature . Date.
Name of Individual (type or print):	Name of Individual (type or print):
Owner Tenant/Lessee Redevelopment Ager	Cy Owner Tenant/Lessee Redevelopment Agency
Street Address:	Street Address:
City/State/Zip:	City/State/Zip:
Phone No: Fax No:	Phone No: Fax No:
Signature : Date:	Signature : Date:

Printed on recycled paper. Visit our web site at <u>www.sandiego.gov/development-services</u> Upon request, this information is available in alternative formats for persons with disabilities.

	Envlosure 9 Ownership Disclosure Form
Project Title:	Project No. (For City Use Only)
Part II - To be completed when property is held by a	corporation or partnership
Legal Status (please check):	
Corporation KLimited Liability -or- General) V	What State? Corporate Identification No
as identified above, will be filed with the City of San Dieg the property. Please list below the names, titles and add otherwise, and state the type of property interest (e.g., to in a partnership who own the property). <u>A signature is r</u> property. Attach additional pages if needed. <b>Note:</b> The a ownership during the time the application is being proces	ner(s) acknowledge that an application for a permit, map or other matter, go on the subject property with the intent to record an encumbrance against dresses of all persons who have an interest in the property, recorded or enants who will benefit from the permit, all corporate officers, and all partners required of at least one of the corporate officers or partners who own the applicant is responsible for notifying the Project Manager of any changes in ssed or considered. Changes in ownership are to be given to the Project on the subject property. Failure to provide accurate and current ownership s. Additional pages attached Yes No
Corporate/Partnership Name (type or print):	Corporate/Partnership Name (type or print):
	Owner Tenant/Lessee
Street Address: 15557 Via La Venta	Street Address:
City/State/Zip: Dieso CA 92131	City/State/Zip:
Phone No: 82206241 Fax No: 853397	7 1125 Phone No: Fax No:
Name of Corporate Officer/Partner (type or print):	Name of Corporate Officer/Partner (type or print):
Title (type or print): Mar	Title (type or print):
Signature : Date: 9/5	Signature : Date:
Corporate/Partnership Name (type or print):	Corporate/Partnership Name (type or print):
Cowner 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):
Cowner Tenant/Lessee	Cwner 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:

#### **NOTICE OF EXEMPTION**

Attachment 10 Environmental Exemption Page 1 of 2

(Check one or both)

- TO: <u>X</u> Recorder/County Clerk P.O. Box 1750, MS A-33 1600 Pacific Hwy, Room 260 San Diego, CA 92101-2400
  - \_\_\_\_\_ Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814
- FROM: City of San Diego Development Services Department 1222 First Avenue, MS 501 San Diego, CA 92101

Project Name: Brighton Avenue Residences

Project No. / SCH No.: 438785 / N/A

Project Location-Specific: 5109 – 5111 Brighton Avenue, San Diego, California 92107

Project Location-City/County: San Diego/San Diego

Description of nature and purpose of the Project: A COASTAL DEVELOPMENT PERMIT and SITE DEVELOPMENT PERMIT to demolish two existing dwelling units and an accessory garage structure and construct two, two-story single-dwelling units with garages totaling 4,580-square-feet and deck areas totaling 1,058square-feet. Various site improvements would also be constructed that include associated hardscape and landscape. Deviations are also being requested. The proposed project would conform to the Affordable/In-Fill Housing and Sustainable Buildings Expedite Program by generating 50 percent or more of the projected total energy consumption on site through renewable energy resources (i.e. photovoltaic). The 0.12 acre (5,248square-feet) project site is located at 5109 – 5111 Brighton Avenue. The land use designation is Medium Density Residential (15 - 29 dwelling units per acre). Additionally, the project site is located in the RM-2-4 zone and within the Airport Land Use Compatibility Plan Noise Contours (60 – 65 CNEL) (San Diego International Airport (SDIA)), Airport Approach Overlay Zone (SDIA), Airport Influence Area (SDIA, Review Area 1), Federal Aviation Administration Part 77 Noticing Area (SDIA – Lindbergh Field, North Island Naval Air Station), Coastal Height Limitation Overlay Zone, Coastal Overlay Zone (Appealable Area), First Public Roadway, Parking Impact Overlay Zone (Beach Impact Area), Residential Tandem Parking Overlay Zone, Ocean Beach Cottage Emerging District, and Ocean Beach Precise Plan and Local Coastal Program. (LEGAL DESCRIPTION: Northeasterly 105 feet of Lots 27 and 28 in Block 77, Ocean Beach, According to Map No. 279.)

#### Name of Public Agency Approving Project: City of San Diego

**Name of Person or Agency Carrying Out Project:** Chris Fermanian, SoCal Constructors, LLC, 15557 Via La Ventana, San Diego, California 92131, (858) 220-6241

#### Exempt Status: (CHECK ONE)

- () Ministerial (Sec. 21080(b)(1); 15268);
- () Declared Emergency (Sec. 21080(b)(3); 15269(a));
- () Emergency Project (Sec. 21080(b)(4); 15269 (b)(c))
- (X) Categorical Exemption: 15302 (Replacement or Reconstruction)

Reasons why project is exempt: The City of San Diego conducted an environmental review, which determined the project would not have the potential for causing a significant effect on the environment in that the project is consistent with the community plan and the applicable zone. The project would not result in any significant environmental impacts. The project meets the criteria set forth in CEQA Section 15302 that consists of the replacement or reconstruction of existing structures and facilities where the new structure will be located on the

Environmental Exemption same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced. Furthermore, the exceptions listed in CEQA Section 15300.2 would not apply.

Lead Agency Contact Person: L. Sebastian

Telephone: (619) 236-5993

If filed by applicant:

- 1. Attach certified document of exemption finding.
- 2. Has a notice of exemption been filed by the public agency approving the project? () Yes () No

It is hereby certified that the City of San Diego has determined the above activity to be exempt from CEQA

Signature/Title

9 26 2016

Date

Check One: (X) Signed By Lead Agency ( ) Signed by Applicant

Date Received for Filing with County Clerk or OPR:

## Attachment 10

# 5109 - 5111 BRIGHTOI

#### **TWO RESIDEN** FAA SELF CERTIFICATION DETAILED SCOPE OF WORK CONSERVATION ELEMENT NOTES LANSAUCE REVICED DEMOLTION MATTRIAL REPORT VALITION CELEVITIENT TWO TES LANSAUCE REVICED DEMOLTION MATTRIAL REPORT DELEVITIENT TWO TES LANSAUCE REVICTADE DEMOLTION MATTRIAL REPORT DESTINGUIDADE LANSAUCE REVICTADE DEMOLTION DEMOLTANTE DE COLORITIENT DELEVITI REPORT RESELUXITI PLANTE, NENNAUM PLANT LINGUIS PORTOSELT LONGES LONGES PORTOSELT LONGES LO REGUESTING CANSTAL DEVELOPMENT FEMALTI DEMULSION TWO EXISTING OWELLING UNTS AND ACCESSORY CANAGE STRUCTURE AND CONSTRUCT TWO ASTORY SINGLE OMELLING UNITS, IDTALING A 728 SCAMPE FEET; INCLUDING 1.00 S.Y. UNDER GROUND OMENGES, ING 1.00 S.F. DECKS. SIZE IMPROVEMENTS AS STOTAL. L ELIZABETH JOAN CARBICINEL DO HEREBY CERTIFY THAT THE STRUCTURES SHOWN ON THESE PLANS DO NOT RECURRE FEDERAL AVAILORI ADARDISTATION NOTIFICITION BECAUSE PER ECTION 77.15 (a) OF TITLE 14 OF THE CODE OF FEDERAL RECURLINGS CERTIFICATION CONTINUES OF DRECURRES. PROJEC PROJEC PROJECT DATA PROJECT TEAM ECOhouse ARCHITECTURE 2640 FINANCIAL COURT, STE D SAN DIEGO, CA 92117 PH: 858.352-6332 ARCHITECT: PROJECT NAME: 5109-5111 BRIGHTON AVE RESIDENCES ROJECT ADDRESS: 5109-5111 BOSTON AVENUE SAN DIEGO, CALIFORNIA 92107 9.OMT. 9. UMIT. 10. BUILDING DESIGNED TO MAXIMIZE NATURAL LIGHTING IN EACH ROOM, MINIMIZE NECESSITY OF ARTIFICIAL TEAR BL 10. BULONIS DESIGNED TO MAXIMUE NATURAL LIGHTING IN EACH ROLM, MIRIMUE RELEASIN 11 UF ANTI-UGHTING. 11. NO AR CONSTITUINED OF GFC BASED REPRESEANTS LISED IN INEGHANGLA SYSTEMS. 12. LOW YOC, MOL OW BUTTING MARKENES, PANIS, LOCAL, SUSTAINABLE PROJUCTS WHERE FRANSIS. 13. RECYCLES DOMININ BULDING MATERIALS, LOCAL, SUSTAINABLE PROJUCTS WHERE FRANSIS. 14. TANKLESS WATERI HALTINS, PROVIDES 27:00/ ENERGY EFFCIENCY, ENERGY STARI LABEL, RECIPICULATING PLIMINS AT REMOLES LAUCTS. 15. REROY STAR LABEL, APPLIANCES; INCLUDING BUT NOT UMITED TIZ REFRIGERATOR, WASHER/ONYER, 05:0HMARSHER. 16. REHOFTERIAL CITS. 17. DEBRAGY STAR LIBEL UPFLINGS, SINCLUDING BUT NOT UMITED TIZ REFRIGERATOR, WASHER/ONYER, 16. REHOFTERIAL. 17. DEBRAGY STAR LIBEL, MORTING, MOTION SINSORS AND DIMINERS, TASK LIGHTING REDUCES USE OF GENERAL 04/REPAIR. YES NO SURVEY ENGINEER: USTORIC: U.R.M.: YES NO OCCUPAI CONSTRU NUMBER BUILDING SURMITTAL DATE: ZONE RM-2-4 $\sim$ OT AREA A SOCAL CONSTRUCTORS, LLC 15557 VIA LA VENTANA SAN DIEGO, CA 92131 OWNER: ADDITIONAL INFORMATION SHEET INDEX ZONIN 20HE: NUMBER SETBACK CITICLE I Time Brefelt ALL STEPAN ALL S CHECK EACH APPLICABLE DUFLAY ZONE CIECC LEDIA JAPEL LABLE CONTEXTA VOTO CONTACT ANY PROJUNT SAN DECEMBER DEL MOLTEN PROJUNT SAN DECEMBER DEL MOLTEN DEL MOLTEN ANYONT INFLUENCE AREA FARA VORT 77 ANYONT INFLUENCE AREA FARA VORT 77 ANYONT INFLUENCE AREA CONSTAL (ENDANT DAVIDUALE) CONSTAL (ENDANT DAVID MAP NUMBER: ROS 5998, MAP NO. 279 LOT NUMBER: 27 & 28 NELY 105 BLOCK NUMBER: 77 APN: 448-023-20-00 FAR: 12 A UE,DON NORTHEASTERLY 105 FEET OF LOTS 27 AND 26 IN BLICK 77, COEAN BEACH, ACCORDING TO MAP THEREOF NO, 278 FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAM DIEGO COUNTY, MAY 28, 1887. LEGAL DESCRIPTION: ACTUAL FLOOR A PARKING IMPACT REGUENTIAL TANDEM PARKING TRANSIT AREA URBAN VILLAGE MISSION TRAALS DESIGN DISTRICT CLAIREMONT MESA HEIGHT UMIT COMMUNTY PLAN IMPLEMENTAT ACTUAL PLAN FILE ND: PERMIT NO(\$); CHECK IF PROPOSED SITE IS ON OR DECK IP PROPOSED STIE IS ON OR CARGENT TO JU GENETIVE BIOLOGICAL RESOLITOES STEEP HILLISDES STEEP HILLISDES SENESTIVE COLASTIA, BILLIFFE SENESTIVE COLASTIA, BILLIFFE 100 YEAR FROOPLAN HRST FLIBLIC ROMEWAY NON-RES PROJECT DECK TO SOILS ILS STORIC DISTRICTS (EXIST FIRE HYDRANT & BUS STOP VICINITY MAP VICINITY MAP 5109 BRIGHTON PROJECT LOCATION 600' RADIUS -5109-5111 BRIGHTON **FIRE HYDRANT** LOCATION AVE PROJECT LOCATION Ø 0 FIRE HYDRANT & BUS STOP LOCATIONS WITHIN A GOO' RACIUS NO BUS STOP LOCATIONS LOCATED WITHIN BOO' RADIUS OF RESIDEN

NAVENUE Attachment 11 Project Plans Page 1 of 14	
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Attachment 11 Project Plans Page 2 of 14

ELEVATIONS TIED TO BRASS PLUG AT THE INTERSECTION OF BRIGHTON AND ABBOTT ST. EL=15.78. PER CITY OF SAN DIEGO VERTICAL CONTROL BK. PG. 167. BOUNDARY TIED TO MONUMENTS FOUND ON CORNER RECORD 15826. PLOT BY SPENCER-LUEY SURVEY 858-792-9242

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C:BRIGHTON 5109-11

Attachment 11 Project Plans Page 3 of 14



#### SITE PLAN 1/8" = 1'-0"

#### PRIOR TO THE ISSUANCE OF ANY CONSTRUCTION PERMIT, THE OWNER / PERMITTEE SHALL ENTER INTO A MAINTENANCE AGREEMENT FOR THE ONGOING PERMANENT BMP MAINTENANCE, SATISFACTORY TO THE CITY ENGINEER.

PRIOR TO THE ISSUANCE OF ANY CONSTRUCTION PERMIT, THE OWNER / PERMITTEE SHALL INCORPORATE ANY CONSTRUCTION BEST MANAGEMENT PRACTICES NECESSARY TO COMPLY WITH CHAPTER 14, ARTICLE 2, DIVISION 1 (GRADING REGULATIONS) OF THE SAN DIEGO MUNICIPAL CODE INTO THE CONSTRUCTION PLANS OR SPECIFICATION

PRIOR TO THE ISSUANCE OF ANY CONSTRUCTION PERMIT, THE OWNER / PERMITTEE SHALL SUBMIT A WATER POLLUTION CONTROL PLAN (WPCP). THE WPC SHALL BE PREPARED IN ACCORDANCE WITH THE GUIDELINES IN APPENDIX E OF THE CITY'S STORM WATER STANDARDS.

ELEVATIONS TIED TO BRASS PLUG AT THE INTERSECTION OF BRIGHTON AND ABBOTT ST. EL= 15.78 PER CITY OF SAN DIEGO VERTICAL CONTROL BK. PG. 167. BOUNDRY TIED TO MONUMENTS FOUND ON CORNER RECORD 15826 PLOT BY SPENCER-LUEY SURVEY, SEE 7-16-15 TOPOGRAPHIC SURVEY ON SHEET C-0.

STORM WATER RUNGEF FROM PROPOSED DEVELOPMENT SHALL BE DIRECTED TOWARDS PERVIOUS AREAS SUCH AS YARDS, OPEN CHANNELS, OR VEGETATED AREAS. AND AVOID ROUTING ROOFTOP RUNOFF TO THE ROADWAY OR THE URBA RUNOFF CONVEYANCE SYSTEM.

FENCES AND WALLS SHALL CONFORM TO SDMC 103.0907 (c) AND CITYWIDE FENCE REGULATIONS PER CHAPTER 14, ARTICLE 2, DIVISION 3 OF SDMC.

NOTHING OVER 3 FEET SOLID IS PERMITTED WITHIN THE FRONT YARD SETBACK.

#### CONSTRUCTION BMP'S

- TY NOTEB CONSTRUCTION MIPS ets all regulationents of the Mankchail Permit Source by Si TWICCB) and Markchail Sterm Water National Pollution L + January 24, 2007 <u>aller: Josefalprogram/Mannacter/constantion</u> advict This project shall comply will Quality Control Board (SDR) System (NPDE3) Perrell are (blgc/www.avtch.co.ops/w Land Development Cope consistent water/construction.stdpsl) and the City of San Drop
- (resp./www.akues.sendines.govinumbode/MerelCourteChuene/14/ChArt(2Christiani(2.e.ff.)and Storm Water Manual (https://www.akues.sendines.goffinewes/storm-anternanual.prf)

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2. All stack place of soil and/or budging materials that are Hamidia to be left for a period greater their sever-calinitials single are to be covered. All economials SMP devices shall be in place, as the end of each working day refers the user rain anotheritable formant economic 475. a of any concrete

- A conceller weathout shall be provided on all projects which propose the contemporationents which are to be powerd in place on also.
- 4. The contractor scaff meters all propios sufficient control to producing related or alter any material present in effectivement.
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6. The stantys of all countercline materials and explorent stast be protocled against my pole of tablatets frip the ambusement.

# CONTRACTOR TO COMPLY WITH ALL CAL/OSHA REQUIREMENTS. VERIFY ALL EXISTING DIMENSIONS AND CONDITIONS IN FIELD, NO EXISTING OR PROPOSED EASEMENTS.

THIS PROJECT WILL NOT DISCHA ANY INCREASE IN STORM WATER RUN-OFF ONTO ANY ADJACENT PROPERTY.

#### GENERAL NOTES

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CENERAL NOTES 1. NEWAST SENS DUB STOP TO PROJECT SITE IS LOCATED & MAN STITEET, 2. PROVIDE SILE THAN BODDESS THAT IS VIDELE AND LOBILE FITOL THE FITEET FRANTING THE THOREPTY PER PREP POLICY TWO AN OF COM, AN EXECUTIONE ELEVATIONS FOR LOCATION, 3. ALL, DITIONED LIDHTING HANN BE INADED AND INDUSTED TO FALL ON THE EAKE 3. ALL, DITIONED LIDHTING HANN BE INADED AND INDUSTED TO FALL ON THE EAKE 3. ALL, DITIONED LIDHTING HANN BE INFOLD AND INDUSTED TO FALL ON THE EAKE 3. OF ENT OLIVITS SHALL BE DIRECTED INTO LARDSCAFED AREAS AND WALKWATS SHALL 5. OFEL 6. Cond.
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 Market and Adulty Gas mode by SDGGES. 6. Provide parameter of detailing chain retrieved. 0. Existing childrowsky to be researched. 1. Line of finit floor, see A1.0. 2. Line of finit floor, new A1.1. 3. Existing Electrical meter to be refo 24. New location of existing Electrical water to existing service. Coordinate Installation will Herr bothlion of externing Effort/scal notice to entiting servers. Converts SGLE:
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 Extering 67 PVIC server rate to censels. Verily fir Med. 22. Dane 28. Dane 30. New Yearuch antin.: Connect to drain Bro. 37. New Yearuch antin.: Connect to drain Bro. 32. Existing stread water to be relacated. 33. Danit. 34. Danet.

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	AREA OF VEGETATION, SEE LANDSCAPE DRAWINGS L1.1
	EXISTING CONCRETE SLAB AS SHOWN
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5109 BRIGHTON AVE (CA GRADING DATA TABLE: GRADING PROPOSED: 1914 CU, YD, CUT; 193 CU, YD, FILL 4-P FT, MAX, CUT; 2-8 1/2" FT, MAX FILS

5111 BRIGHTON AVE (SPANISH STYLE) GRADING DATA TABLE:

GRADING PROPOSED: 190,7 CU, YD, CUT; 190,9 CU, YD, FIL, 4NF FT, MAX, CUT; 21-8 1(21 FT, MAX FIL

PROVIDE BUILDING ADDRESS NUMBERS, VISIBLE AND LEARLE FROM THE STREET OR ROAD FROMTNER THE PROPERTY PER FLPS POLICY P-OD (UFC 801.A.4).

#### SITE NOTES

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Attachment 11 Project Plans Page 4 of 14



LEGEND / KEYNOTES 112 CONCRETE BLOCK HALL

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Attachment 11 Project Plans Page 5 of 14



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Sheet A-1.2

Attachment 11 Project Plans Page 7 of 14



# Attachment 11 Project Plans Page 7 of 14



ROOF PLANS

Sheet A-2.1

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Attachment 11 Project Plans Page 10 of 14





Attachment 11 Project Plans Page 11 of 14

















BUILDING SECTION (CAPE COD SECTION)



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BUILDING SECTION (SPANISH STYLE)



BUILDING SECTION (SPANISH STYLE)



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Attachment 11 Project Plans Page 14 of 14





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