CITY OF DANA POINT PLANNING COMMISSION AGENDA REPORT

DATE:

NOVEMBER 10, 2014

TO:

DANA POINT PLANNING COMMISSION

FROM:

COMMUNITY DEVELOPMENT DEPARTMENT

URSULA LUNA-REYNOSA, DIRECTOR DANNY GIOMETTI, ASSISTANT PLANNER

SUBJECT

COASTAL DEVELOPMENT PERMIT CDP14-0020 TO ALLOW THE CONSTRUCTION OF A NEW, TWO-STORY, 3,467 SQUARE-FOOT SINGLE-FAMILY DWELLING WITH AN ATTACHED, 651 SQUARE-FOOT, TWO-VEHICLE GARAGE ON VACANT LAND LOCATED AT

24642 SANTA CLARA AVENUE.

RECOMMENDATION:

That the Planning Commission adopt the attached draft

resolution approving Coastal Development Permit CDP14-

0020

APPLICANTS:

Frank Ultimo/ Lloyd Malear (Design ARC)

PROPERTY OWNER:

Vincent Colarossi

REQUEST:

Approval of a Coastal Development Permit to allow the construction of a new residential dwelling on land located within the appeals jurisdiction of the California Coastal

Commission.

LOCATION:

24642 Santa Clara Avenue (APN 683-202-03)

NOTICE:

Notices of the Public Hearing were mailed to property owners within a 500-foot radius and occupants within a 100-foot radius on October 29, 2014, published within a newspaper of general circulation on October 30, 2014, and posted on October 31, 2014 at Dana Point City Hall, the Dana Point and Capistrano Beach Branch Post Offices, as well as the Dana

Point Library.

ENVIRONMENTAL:

Pursuant to the California Environmental Quality Act (CEQA), the project is Categorically Exempt per Section 15303 (e) (Class 3 – New Construction or Conversion of Small Structures) in that it proposes the construction of one, new single-family dwelling with an attached garage.

ISSUES:

- Project consistency with the Dana Point General Plan, Dana Point Specific Plan (DPSP), Orange County Zoning Code (OCCZ) and Local Coastal Program (LCP).
- Project satisfaction of all findings required pursuant to the LCP, DPSP and OCZC for approval of a Coastal Development Permit (CDP).
- Project compatibility with and enhancement of the site and surrounding neighborhood.

BACKGROUND: The subject site is a 10,125 square foot vacant lot which fronts Santa Clara Avenue to the north and an alleyway to the south. The lot is rectangular in shape and is bordered by existing and similar single-family development to the north across Santa Clara Avenue, to the east, and across the alley to the south. Multiple-family residential development is located across Violet Lantern to the west. The subject site is designated in the DPSP as Coastal Residential Medium Density C-RMD and is located within the City's Coastal Overlay District (the California Coastal Zone) as well as the Appeals Jurisdiction of the California Coastal Commission.

DISCUSSION: The project is a new, single family dwelling comprising two-stories, 3,467 square feet of living area and an attached, 651 square foot, two-vehicle garage. The floor-plan includes four bedrooms, as well as several accessory rooms including a study and grand room. The project proposes a building setback of approximately 42 feet in the front yard (20 feet required), five feet along the side yard (five feet required) and approximately 27 feet in the rear yard (15 feet required). Overall building height would be approximately 25 feet, below the maximum allowed height of 28 feet.

The architectural style is a variation of Italian/Mediterranean, incorporating a mixture of stucco walls, decorative wood and iron elements and clay tile roofing. Various freestanding walls are proposed throughout the site and would be surfaced with materials and colors to match the proposed dwelling. The development would comply with all standards of the property's C-RMD Zoning and no variances or other deviations from the DPSP are requested.

Coastal Development Permit CDP14-0020

The subject application proposes the construction of a new single-family dwelling on vacant land which requires a Coastal Development Permit (CDP). Pursuant to requirements stipulated within the "Coastal Development" District Regulations section of the Dana Point Specific Plan, a Coastal Development Permit application may be approved only after the approving authority has made the following findings:

a. Local Coastal Program: That the development project proposed by the

application conforms with the certified Local Coastal Program.

- b. Zoning or District Regulations: That the application is consistent with the purpose and intent as well as the other provisions of the Orange County Zoning Code or district regulations of this Specific Plan applicable to the property.
- c. <u>California Coastal Act</u>: That the project conforms with the public access and public recreation policies of the California Coastal Act.

The recommended findings for approval of the CDP are outlined in the draft Resolution NO. 14-11-10-XX, attached to this report as Action Document 1.

CORRESPONDENCE: To date, correspondence for this project has not been received.

CONCLUSION: Staff finds that the subject project is consistent with the policies and provisions of the City of Dana Point General Plan, Dana Point Specific Plan, Orange County Zoning Code and Local Coastal Program. As the project has been found to comply with all standards of development, staff recommends the Planning Commission adopt the attached draft resolution, approving CDP14-0020 subject to findings and conditions of approval.

Danny Giometti Assistant Planner

Ursula Luna-Reynosa, Director Community Development Department

ATTACHMENTS:

Action Documents

1. Draft Planning Commission Resolution No. 14-11-10-xx

Supporting Documents

- 2. Vicinity Map
- 3. Site Photos
- 4. Project Plans (architectural only)

RESOLUTION NO. 14-11-10-XX



A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING COASTAL DEVELOPMENT PERMIT CDP14-0020 FOR A NEW, TWO-STORY, 3,467 SQUARE-FOOT SINGLE-FAMILY DWELLING WITH AN ATTACHED, 651 SQUARE-FOOT, TWO-VEHICLE GARAGE ON VACANT LAND LOCATED AT 24642 SANTA CLARA AVENUE.

Applicants and Property Owners: Frank Ultimo/ Lloyd Malear and Vincent Colarossi

The Planning Commission for the City of Dana Point does hereby resolve as follows:

WHEREAS, the applicant filed a verified application for a Coastal Development Permit to allow for additions to an existing single-family dwelling at 24642 Santa Clara Avenue (APN 683-202-03), and;

WHEREAS, said verified application constitutes a request as provided by Title 9 of the Dana Point Municipal Code, and;

WHEREAS, pursuant to the California Environmental Quality Act (CEQA), the project is Categorically Exempt per Section 15303 (Class 3 – New Construction or Conversion of Small Structures) and;

WHEREAS, the Planning Commission did, on the 10th day of November, 2014, hold a duly noticed public hearing as prescribed by law to consider said request, and;

WHEREAS, at said public hearing, upon hearing and considering all testimony and arguments, if any, of all persons desiring to be heard, said Commission considered all factors relating to Coastal Development Permit CDP14-0020.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Planning Commission of the City of Dana Point as follows:

- A. That the above recitations are true and correct.
- B. Based on the evidence presented at the public hearing, the Planning Commission adopts the following findings and approves CDP14-0020:





Findings:

Coastal Development Permit CDP14-0020

- 1. That the development project proposed by the application conforms with the certified Local Coastal Program in that the site and architectural design of proposed improvements further Urban Design Element Goal No. 2 which states stating that development should "preserve the individual positive character and identity of the City's communities" by fostering new, aesthetically pleasing residential development of the subject property that is both wholly compatible and complimentary to surrounding structures.
- 2. That the application is consistent with the purpose and intent as well as the other provisions of the Orange County Zoning Code or district regulations of this Specific Plan applicable to the property in that the proposed project has been reviewed by the Planning and Building/Safety Divisions, as well as the Public Works/Engineering Department for conformance with applicable documents and, subject to conditions of approval, has been found consistent.
- 3. That the project conforms with the public access and public recreation policies of the California Coastal Act in that the proposed development would not alter existing public access or public recreation in the vicinity.

Conditions:

A. General:

- Approval of this application permits additions to an existing single-family dwelling located at 24642 Santa Clara Avenue. Subsequent submittals for this project shall be in substantial compliance with the plans presented to the Planning Commission, and in compliance with the applicable provisions of the Dana Point General Plan, Local Coastal Program and Zoning Code.
- 2. Approval of this application is valid for a period of 24 months (two years) from the noted date of determination. If the development approved by this action is not established, or a building permit for the project is not issued within such period of time, the approval shall expire and shall thereafter be null and void.
- 3. The application is approved as a plan for the location and design of the uses, structures, features, and materials shown on the approved plans. Any demolition beyond that described in the approved plans or any relocation, alteration, or addition to any use, structure, feature, or material.





not specifically approved by this application, will nullify this approving action. If any changes are proposed regarding the location of, or alteration to the appearance or use of any structure, an amendment to this permit shall be submitted for approval by the Director of Community Development. If the Director determines that the proposed change complies with the provisions, spirit and intent of this approval action, and that the action would have been the same for the amendment as for the approved site plan, he/she may approve the amendment without requiring a new public hearing.

- Failure to abide by and faithfully comply with any and all conditions attached to the granting of this permit shall constitute grounds for revocation of said permit.
- 5. This resolution shall be copied in its entirety, placed directly onto a separate plan sheet behind the cover sheet of any plans submitted to the City of Dana Point Building/Safety Division for plan check.
- 6. The applicant or any successor-in-interest shall defend, indemnify, and hold harmless the City of Dana Point ("CITY"), its agents, officers, or employees from any claim, action, or proceeding against the CITY, its agents, officers, or employees to attack, set aside, void, or annul an approval or any other action of the CITY, its advisory agencies, appeal boards, or legislative body concerning the project. Applicant's duty to defend, indemnify, and hold harmless the City shall include paying the CITY's attorney fees, costs and expenses incurred concerning the claim, action, or proceeding.

The applicant or any successor-in-interest shall further protect, defend, indemnify and hold harmless the City, its officers, employees, and agents from any and all claims, actions, or proceedings against the City, its offers, employees, or agents arising out of or resulting from the negligence of the applicant or the applicant's agents, employees, or contractors. Applicant's duty to defend, indemnify, and hold harmless the City shall include paying the CITY's attorney fees, costs and expenses incurred concerning the claim, action, or proceeding. The applicant shall also reimburse the City for City Attorney fees and costs associated with the review of the proposed project and any other related documentation.

The applicant and owner, and their successors in interest, shall be fully responsible for knowing and complying with all conditions of approval, including making known the conditions to City staff for future governmental permits or actions on the project site.





- 7. The applicant and applicant's successors in interest shall be responsible for payment of all applicable fees along with reimbursement for all City expense in ensuring compliance with these conditions.
- 8. The applicant shall be responsible for coordination with water district, sewer district, SDG&E, AT&T California and Cox Communication Services for the provision of water, sewer, electric, cable television and telephone and services. The applicant is responsible to coordinate any potential conflicts or existing easements.
- 9. The applicant, property owner or successor in interest shall prepare a Waste Management Plan to the City's C&D official per the Dana Point Municipal Code. A deposit will be required upon approval of the Waste Management Plan to ensure compliance.
- All improvements and construction within the City right-of-way for the alley and Santa Clara Avenue will require a separate encroachment permit. An application for an encroachment permit shall be made in accordance with the current City requirements. Any decorative paving and non-standard improvements will require a standard agreement with the City as a part of the encroachment permit.
- 11. Separate review, approval, and permits are required for fire sprinklers, retaining walls, swimming pool/spa and site walls over three feet in height
- 12. The applicant shall submit final landscape plans in accordance with this approval. The landscape plan and all proposed exterior site improvements shall be shown on the plans.

B. Prior to Issuance of a Grading Permit:

- 13. The applicant shall submit an application for a grading permit. The grading permit application, in compliance with City standards, submitted for review and approval by the Director of Public Works. The applicant shall include all plans and documents in their submittal as required by the current Public Works Department's plan check policies, City of Dana Point Municipal Code and the City of Dana Point Grading Manual and City's Municipal Separate Storm Sewer Systems (MS4s) Permit requirements.
- 14. The applicant shall submit a geotechnical report in compliance with all the City of Dana Point standards for review and approval. The review of the submitted geotechnical report shall be done on a time and materials basis.
- 15. The project shall meet all water quality requirements including Low Impact Development (LID) implementation.
- C. Prior to Building Plan Check Submittal and/or prior to Issuance of a





Building Permit or release on certain related inspections:

- 16. The applicant shall obtain a grading permit and complete rough grading (establishment of building pads) in accordance with the approved grading plans and reports.
- 17. The applicant shall submit a rough grade certification from the Civil Engineer of Record and the Geotechnical Engineer of Record for review and approval by the City Engineer by separate submittal. The rough grade certification by the civil engineer (along with the City's standard Civil Engineer's Certification Form for Rough Grading) shall approve the grading as being substantially completed in conformance with the approved grading plan and shall document all pad grades to the nearest 0.1-feet to the satisfaction of the City Engineer the Director of Community Development. The civil engineer and/or surveyor shall specifically certify that the elevation of the graded pad is in compliance with the vertical (grade) position approved for the project. The rough grade certification by the geotechnical engineer (along with the City's standard Geotechnical Engineer's Certification Form for Rough Grading) shall approve the grading as being substantially completed in conformance with the recommendation of the project geotechnical report approved grading plan from a geotechnical standpoint.
- 18. An as graded geotechnical report shall be prepared by the project geotechnical consultant following grading of the subject site. The report should include the results of all field density testing, depth of reprocessing and recompaction, as well as a map depicting the limits of grading. Locations of all density testing, restricted use zones, settlement monuments, and geologic conditions exposed during grading. The report should include conclusions and recommendations regarding applicable setbacks, foundation recommendations, erosion control and any other relevant geotechnical aspects of the site. The report shall state that grading of the site, including associated appurtenances, as being completed in conformance with the recommendations of the preliminary geotechnical report.
- 19. Building plan check submittal shall include three sets of the following construction documents (as applicable):
 - a. Building Plans
 - b. Energy Calculations
 - c. Structural Calculations
 - d. Soils/Geology Report





e. Drainage Plan

All documents prepared by a profession shall be wet-stamped and signed.

- 20. Project "Condition of Approval" shall appear on the submitted drawings.
- 21. Review of the project by the Orange County Fire Authority (OCFA) shall be required. The applicant shall submit three separate sets of plans directly to the OCFA for review and approval.
- 22. Fire sprinkler system is required or waiver from the Fire Chief (All new residential; all new commercial groups A, I, E, & H and groups B, F, M & S exceeding 1,000 s.f. and U-1 exceeding 6,000 s.f.; Additions that increase the total floor area by 50% or 750 s.f. in a two year period or a second story addition regardless of s.f. or an alteration of 50% or greater in a two year period or any building that has fire sprinklers already installed).
- 23. Building(s) shall comply with 2013 California Codes of Regulations Parts 1-12 and any local amendments thereto. Building(s) shall comply with 2013 T-24 Energy Conservation Regulations.
- 24. Minimum roofing classification is A.
- 25. Undergrounding of all onsite utilities is required. An **Approved SDG&E Work Order and Undergrounding Plan** is required prior to permit issuance.
- 26. Foundation system to provide for expansive soils and soils containing sulfates unless a soils report can justify otherwise. Use Type V cement, w.c. ration of 0.45, F'c pf 4500 psi.
- D. Prior to Issuance of a Certificate of Occupancy ("C-of-O") and/or Final Inspection by City Staff:
 - 27. A Final Geotechnical Report shall be prepared by the project geotechnical consultant in accordance with the City of Dana Point Grading Manual
 - 28. A written approval by the Geotechnical Engineer of Record approving the grading and wall construction as being in conformance with the approved plan from a geotechnical standpoint.
 - 29. A written approval by the Civil Engineer of Record approving the grading as being in conformance with the approved grading plan and which specifically approves construction of line and grade for all engineered drainage devices and retaining walls



- 30. An As-Built Grading Plan shall be prepared by the Civil Engineer of Record.
- 31. All structural best management practices (BMPs) shall be constructed and installed in conformance with approved plans and specifications.
- 32. Verification of all conditions of approval is required by all City Departments.
- 33. All approvals from outside Departments and Agencies are required
- 34. "Rough Grad/Pad Certification" or "Grading Release Form" is required from City Engineer.
- 35. All applicable supplemental/development impact fees shall be paid prior to building permit issuance.
- 36. The applicant shall contact the Planning Division for a final inspection of the project and property prior to contacting the Building/Safety Division for a final inspection and project sign-off. All landscaping approved via the project's final landscaping plan shall be installed within the property's yards prior to final inspection by the Planning Division.



Planning Commission Resolution No. 14-11-10-XX CDP14-0020 Page 8



PASSED, APPROVED, AND ADOPTED at a regular meeting of the Planning Commission of the City of Dana Point, California, held on this 10th day of November, 2014 by the following vote, to wit:

	AYES:			
	NOES:			
	ABSENT:			
	ABSTAIN:			
			Liz Claus, Chairperso	_ n
			Planning Commissio	
ATTEST:				
	-Reynosa, Director Development Department			
Community	Development Department			





City of Dana Point

Preliminary Review (CDP14-0920)

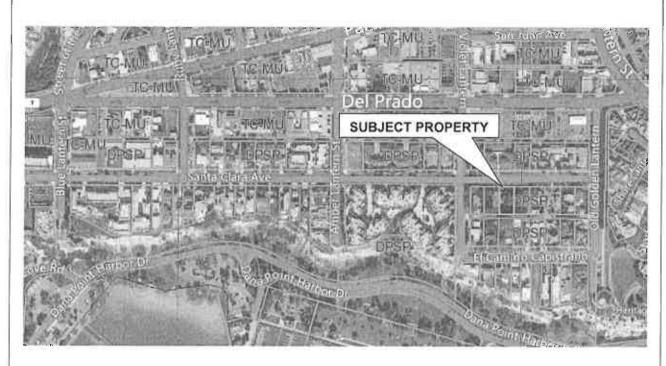
Danny Giometti, Assistant Planner

Community Development Department

33282 Golden Lantern (Danny Giometti, City Planner)

Dana Point, CA 92629-1805

VICINITY MAP

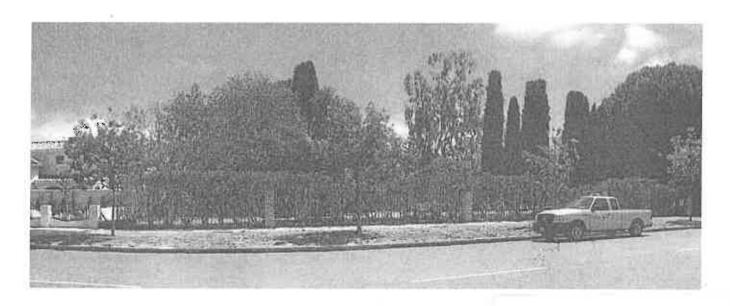


Project: CDP14-0020

Applicants/Ownert: Design ARC/ Vincent Colarossi

Location: 24642 Santa Clara Avenue (APN 683-202-03)





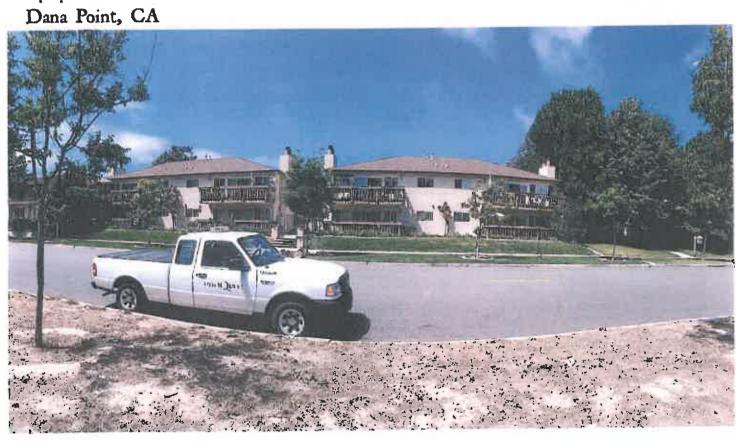
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AUG 29 2014

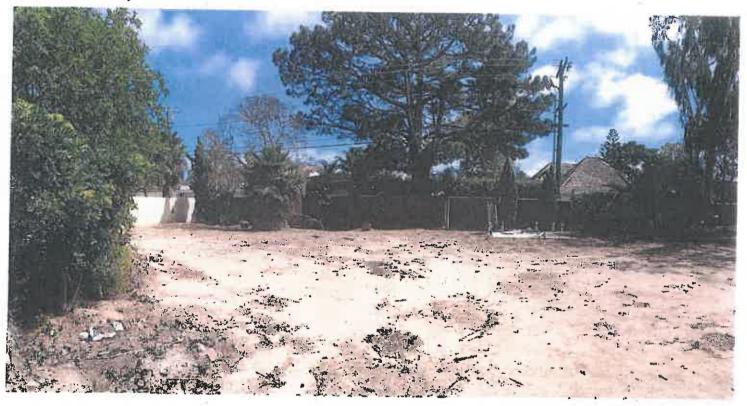


Looking South at Project Site from Santa Clara Ave.

Colarossi Residence 24642 Santa Clara Ave.



Looking North from project site across Santa Clara Ave.



Looking South from center of project site.

Colarossi Residence 24642 Santa Clara Ave.



Looking East from center of project site.



Looking North from alley to project site.



Looking South from project site across alley.



Looking North from center of project site.



Looking West from center of project site.

CITY OF DANA POINT COMMUNITY DEVELOPMENT DEPARTMENT



Villa della Famiglia Sud

Villa della Famiglia, Nord

Giovanni Miscione - Disegnator (Designer)

4115 Creciente Dr., Santa Barbara, CA 93110

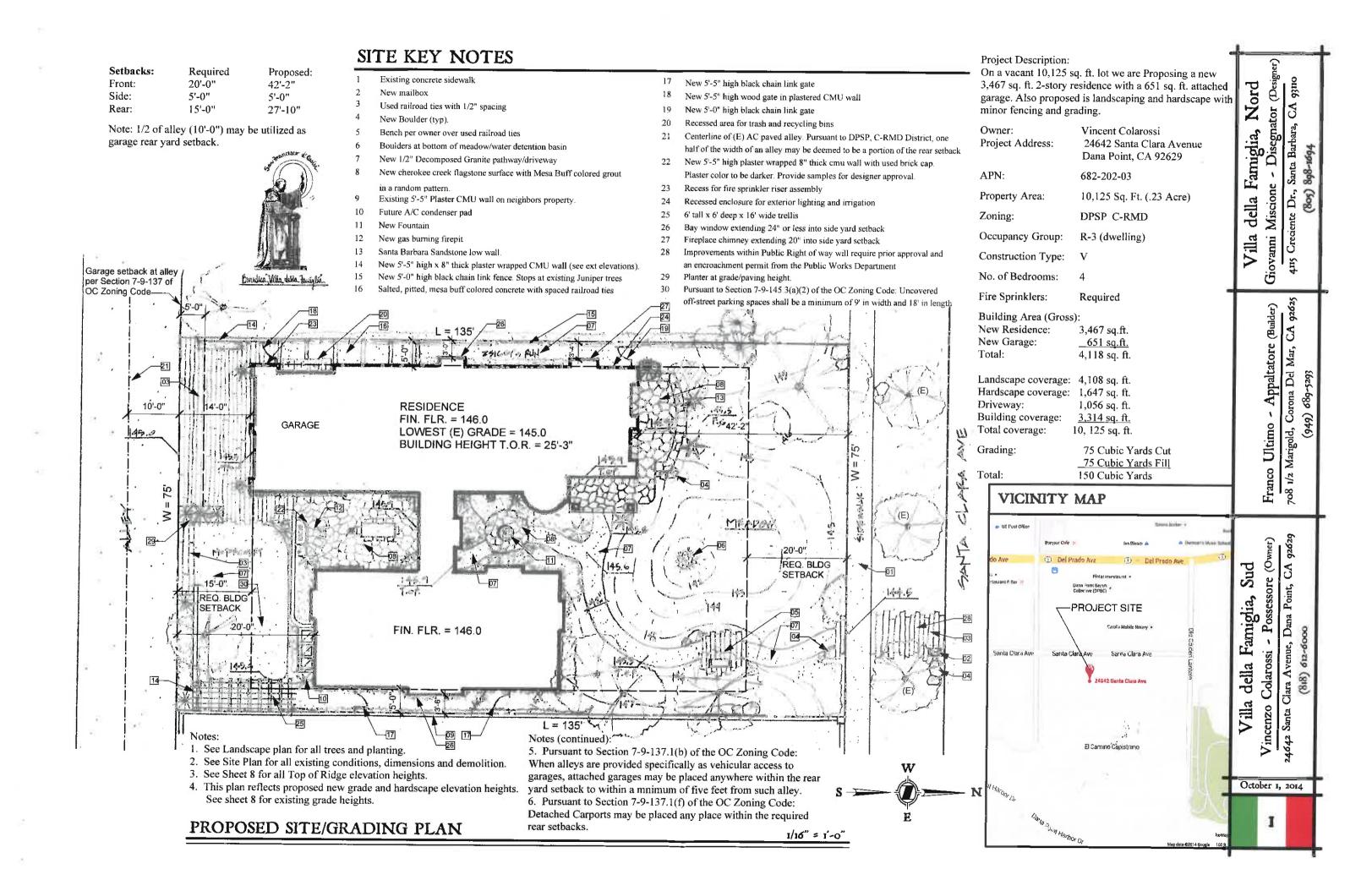
(805) 898-1694

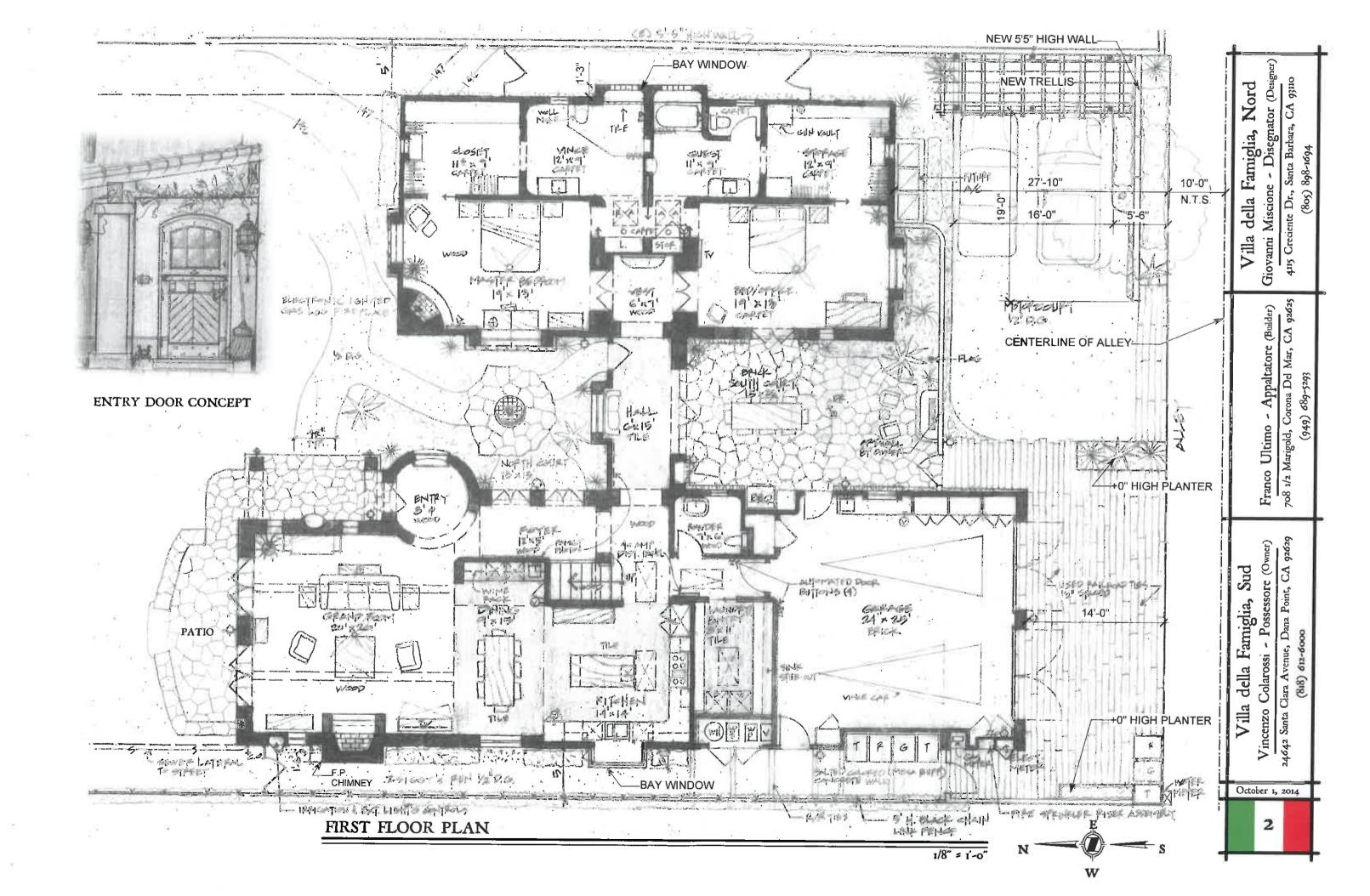
Franco Ultimo - Appaltatore (Builder)
708 1/2 Marigold, Corona Del Mar, CA 92625
(949) 689-5293

Villa della Famiglia, Sud Vincenzo Colarossi - Possessore (Owner) 4642 Santa Clara Avenue, Dana Point, CA 92629

October 1,, 2014

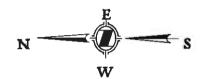
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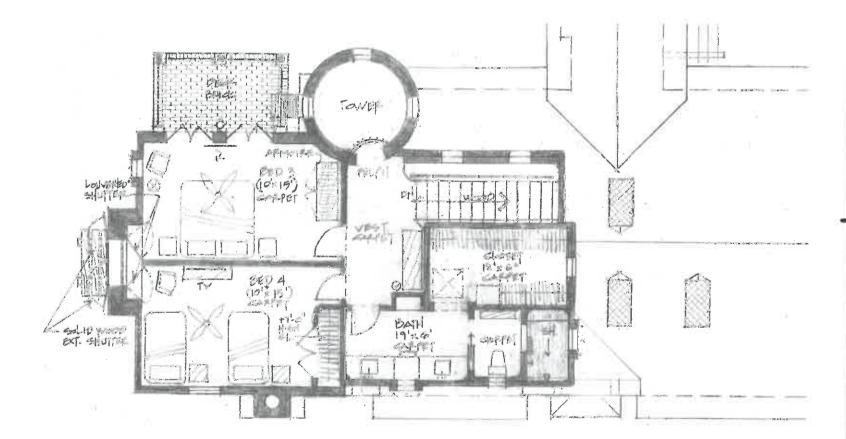




GROSS AREA:

RESIDENCE: 3,467 S.F. 651 S.F. 4,118 S.F. 4,200 S.F. GARAGE: TOTAL: SAY@ 8-20-14





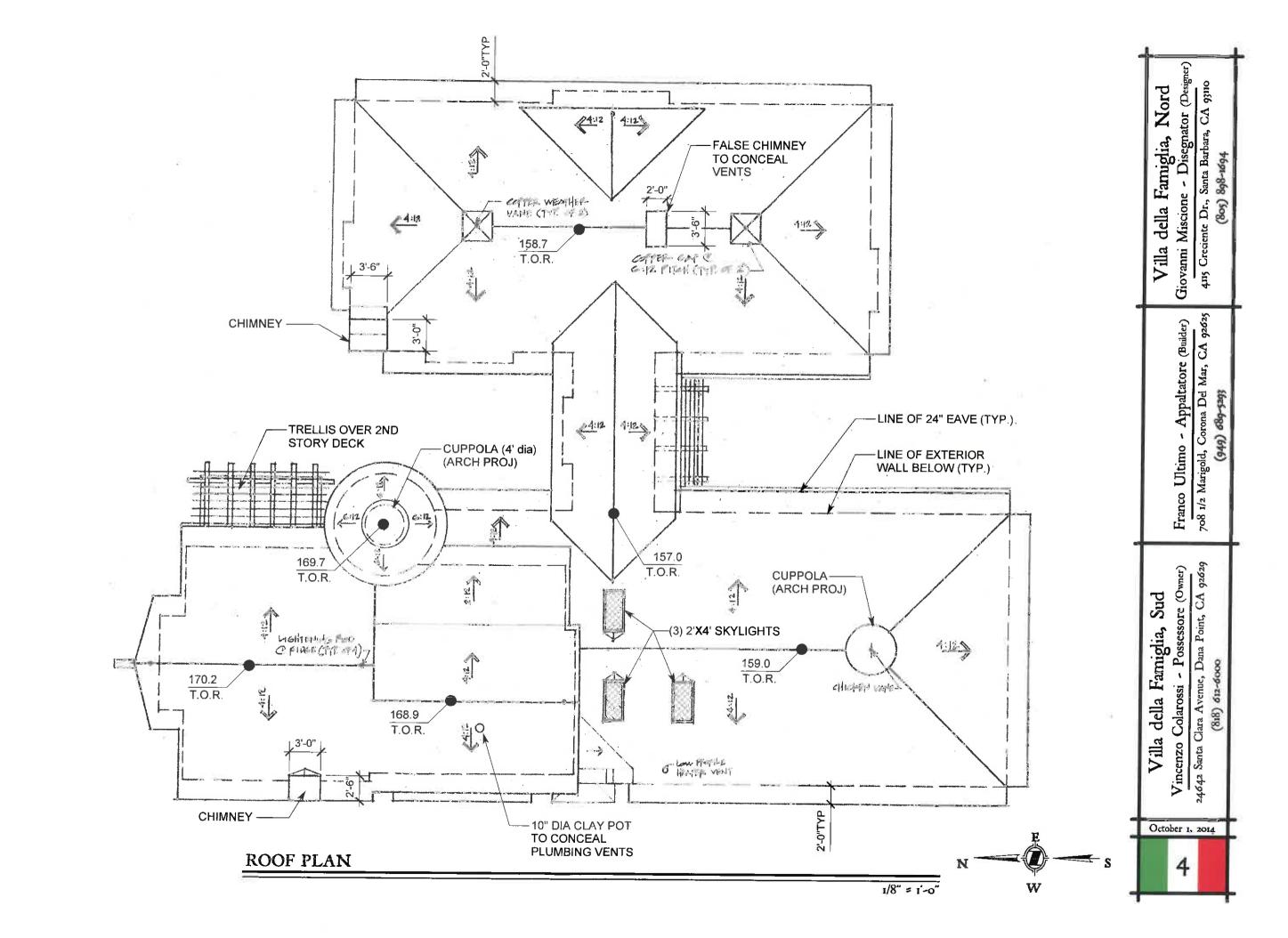
SECOND FLOOR PLAN

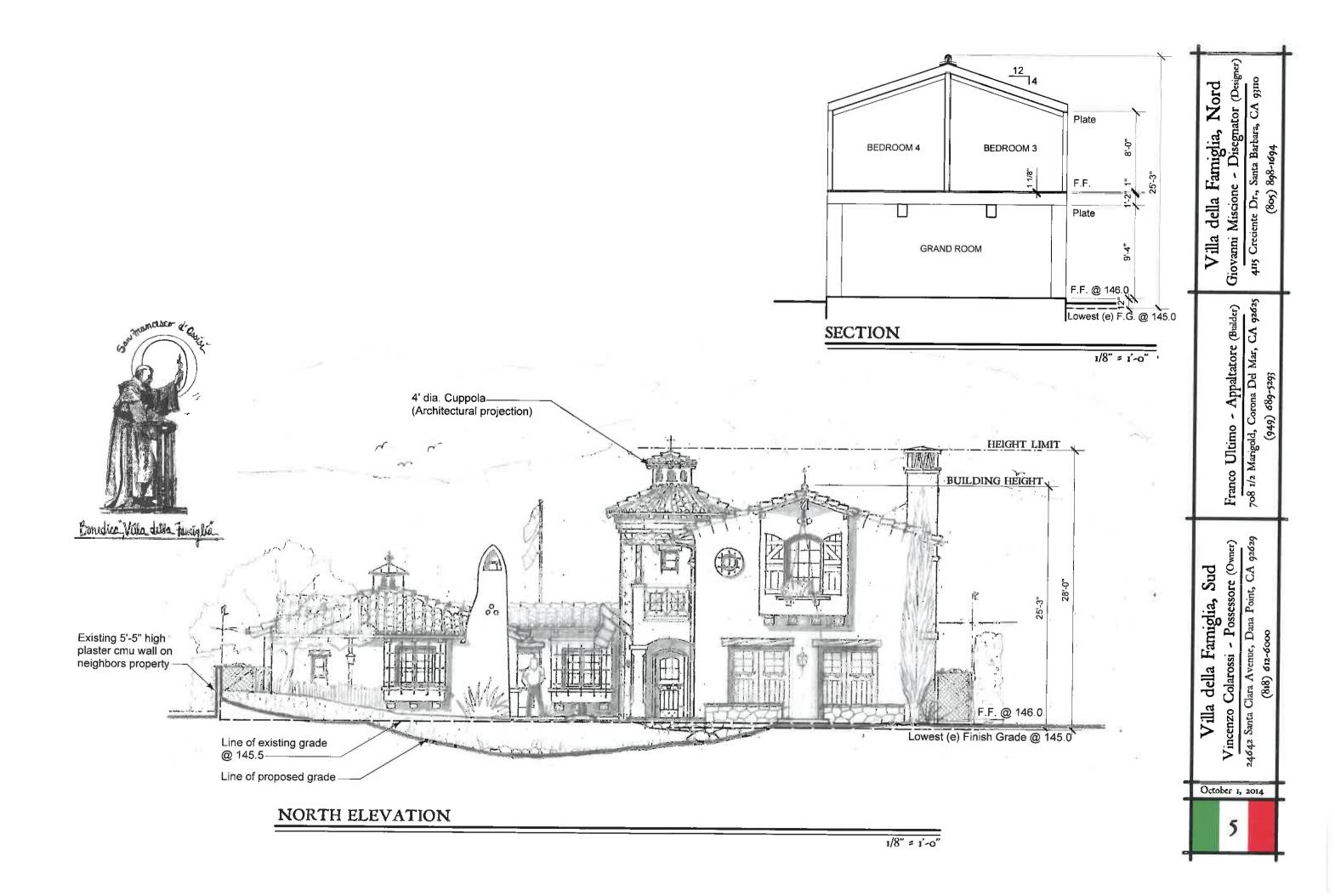
BEDROOMS 3 AND 4

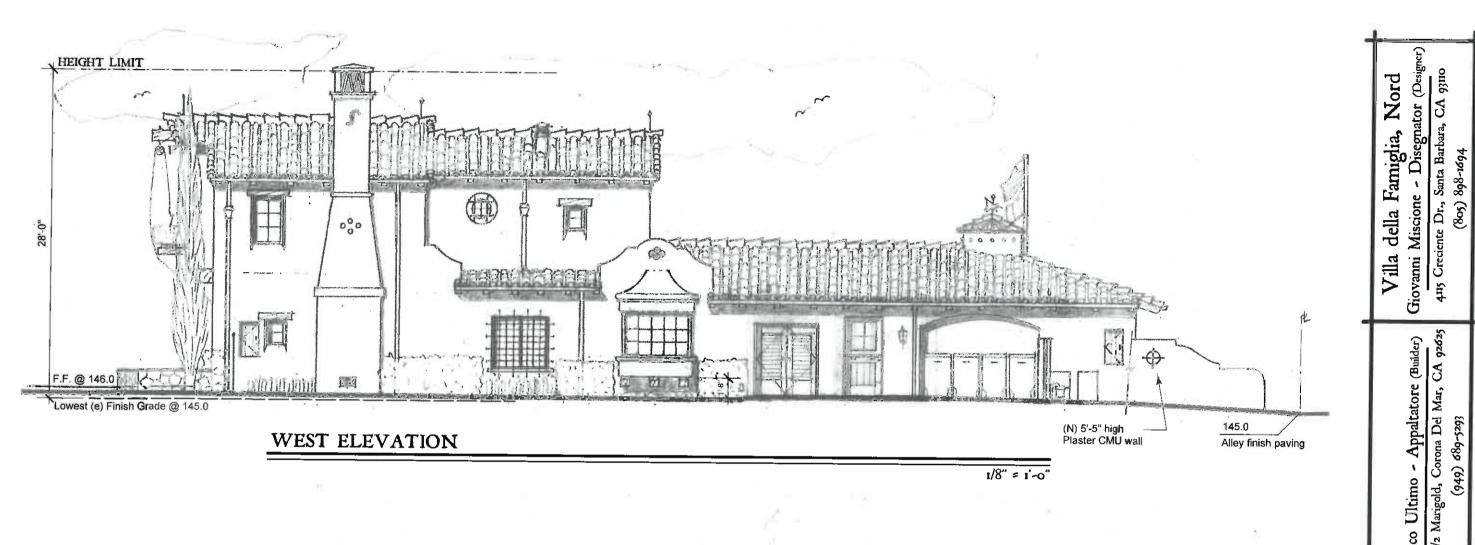
Villa della Famiglia, Nord Giovanni Miscione - Disegnator (Designer) 4115 Creciente Dr., Santa Barbara, CA 93110 (805) 898-1694 Franco Ultimo - Appaltatore (Builder)
708 1/2 Marigold, Corona Del Mar, CA 92625
(949) 689-5293

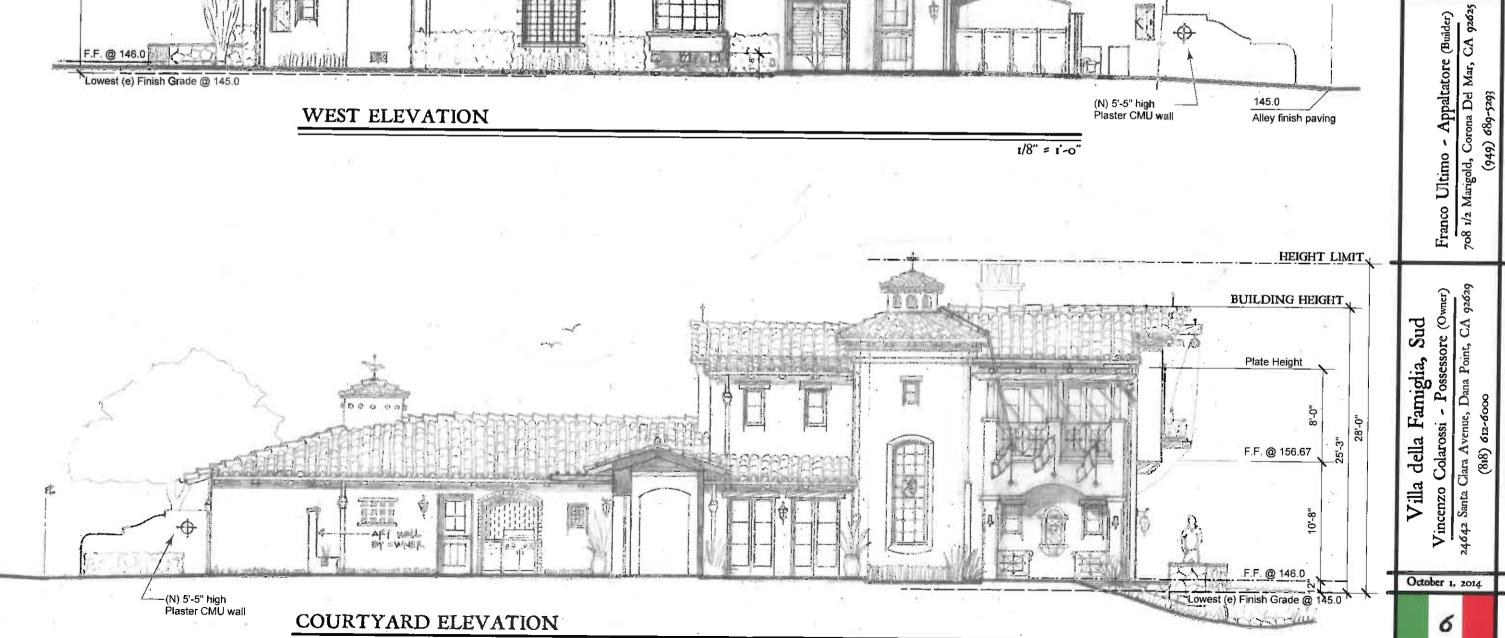
Villa della Famiglia, Sud
Vincenzo Colarossi - Possessore (Owner)
24642 Santa Clara Avenue, Dana Point, CA 92629
(818) 612-6000

October 1, 2014

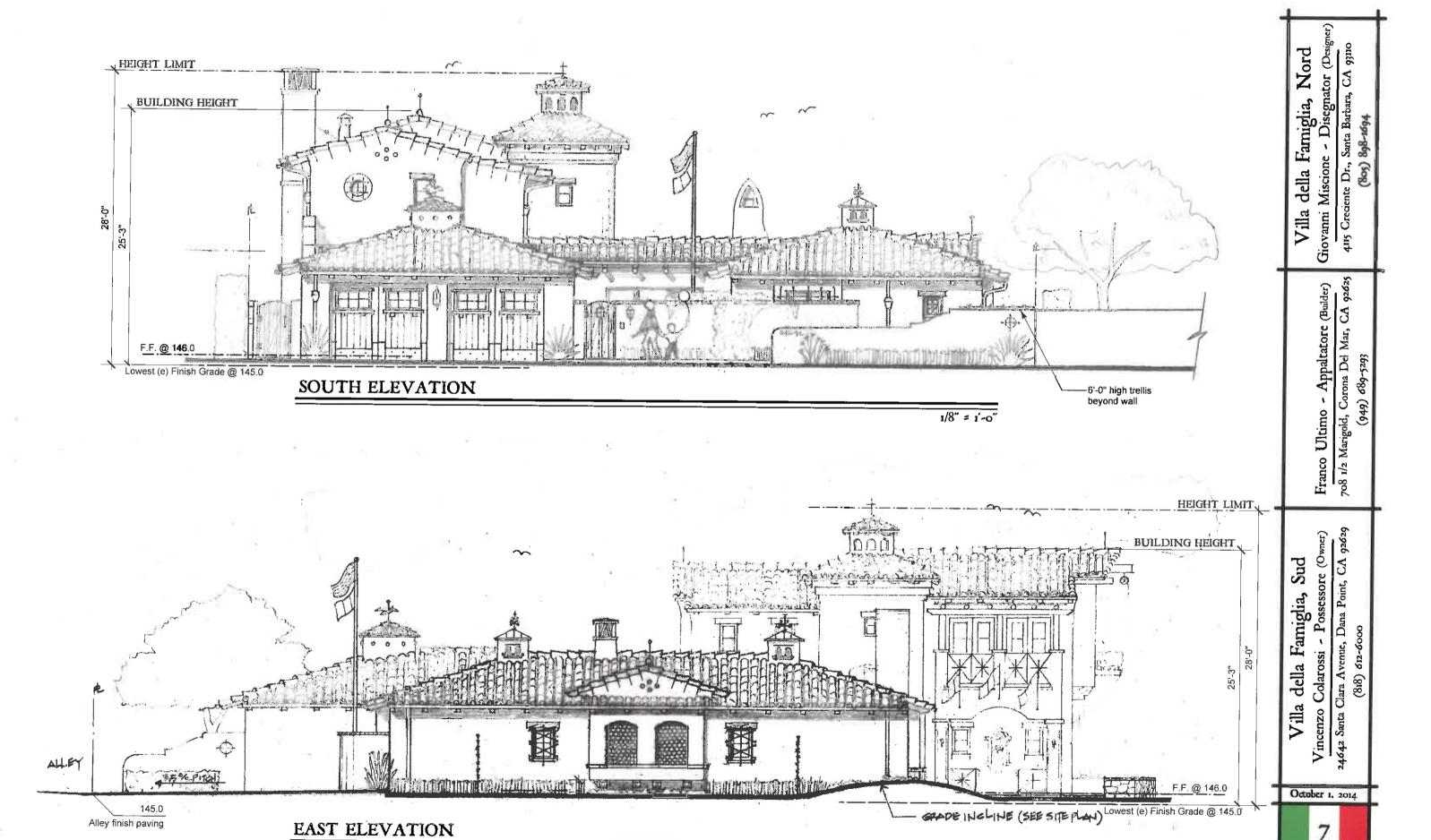




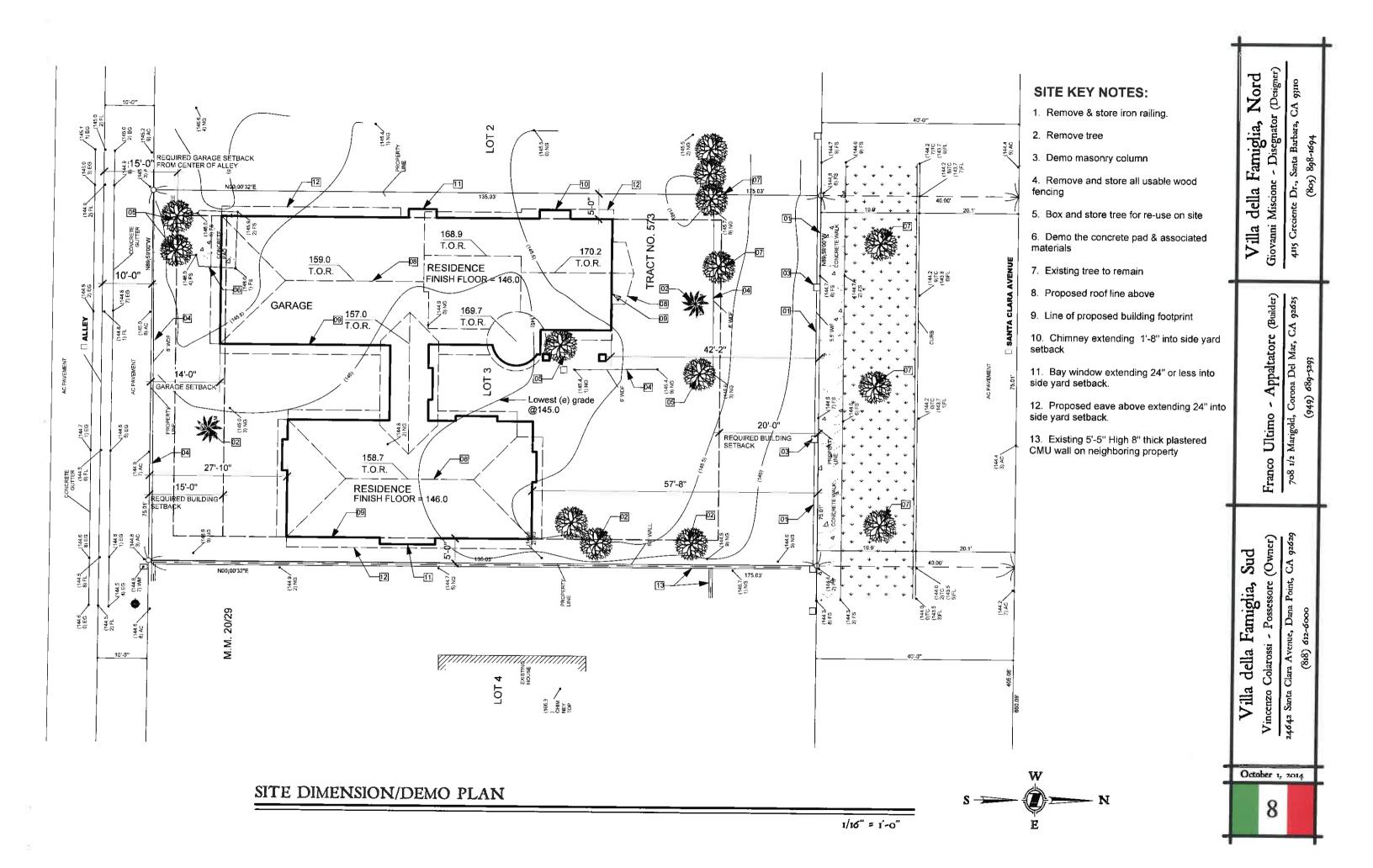


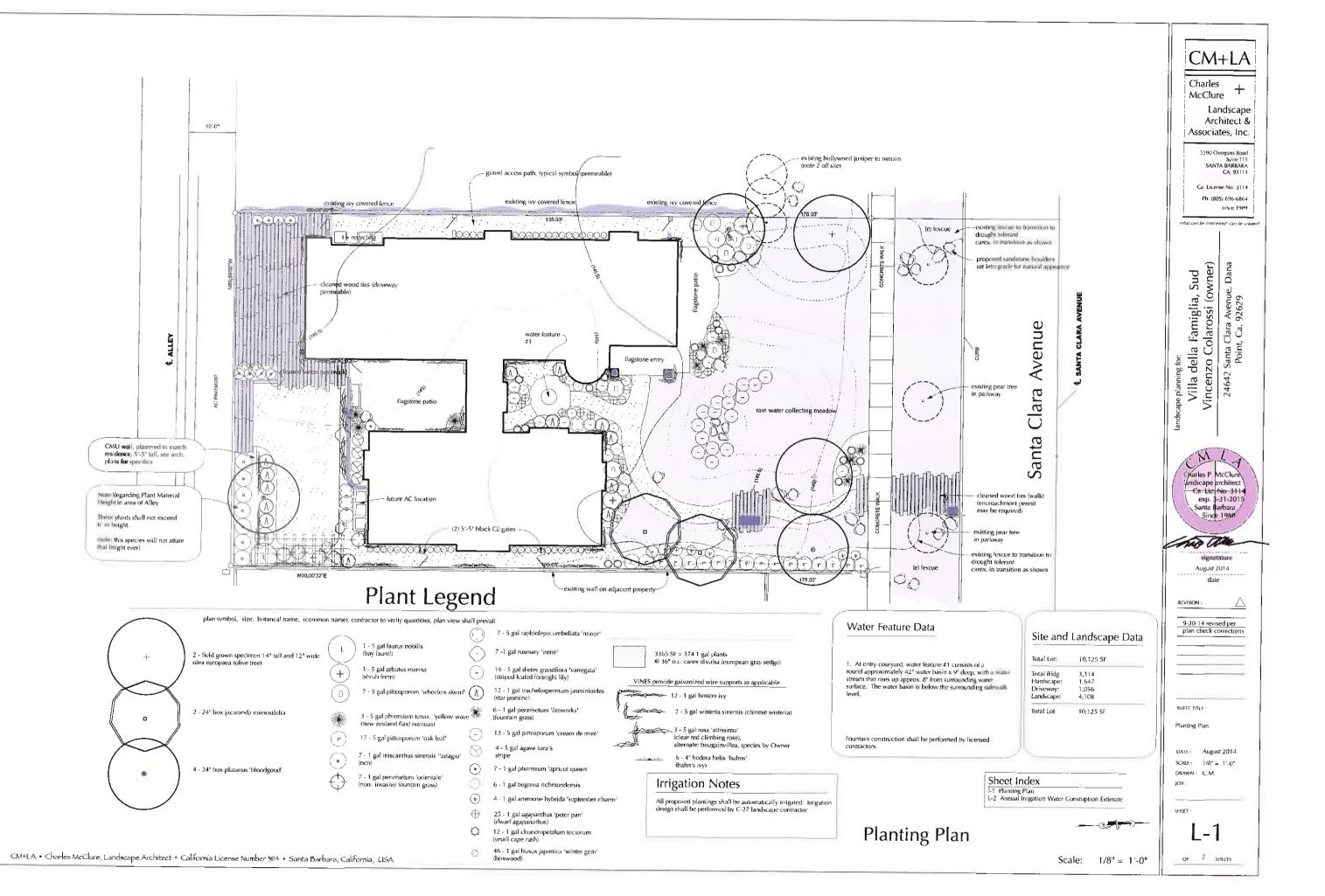


1/8" = 1'-0"



1/8" = 1'-0"





Annual Water Consumption Estimate for Landscape, as Represented on Sheet I-1 of this Landscape Set.

24642 Santa Clara Avenue, Dana Point, Ca. 92629

A new home and residential facilities are proposed at the above address.

The following is a water consumption estimate. Notice. The irrigation is estimated to run 40 our of 52 weeks per year, therefore, the 3 months of winter is estimated to be irrigation

- Keep in mind the following facts and abbreviations:

 an acre foot of water would flood (an arre) 43,560 square feet to a depth of 12".

 a cubic foot of water = 7.48 gallons
- an acre foot = 325,828.8 gallons
- a unit of water = 750 gallons
 gph = gallons per hour
- gpm = gallons per minute
 s.f. = square foot
 c.f. = cubic foot

My office produced a scaled Planting Plan for this project dated August 2014, Base on that plan, and the intended irrigation rates for these plantings, a landscape water consumption estimate is offered below.

Total proposed (landscape) water consumption, annually, in gallons and units:					90.34	7 57
6. Hose bib use:	4	5 / 250	40	19,000	13.3	
5. 1 gal shrubs/g.c.	512	3 / 1024	40	40,960	54.6	
4. 5 gal shrubs	75	3/300	40	12,000	16.0	
3. 15 gal shrub	1	3 / 7.9	40	316	0.42	
24" box tree:	6	2/72	40	2880	3.84	
2. Field grown tree:	2	2 / 40	40	1600.	2.13	
Proposed Element	quantity	times per week/gal per week	number of weeks irrigated	gations per year	units consumed per year	units consumed per month (annual average

Calculations:

- Field Grown Trees: each tree shall receive (10) 2 gal per hour emitter. Watering shall occur 2 times per week for 30 minutes. 20 gph /60 min. = .33 gal per minute. 2 x .33 gpm = .66 gallons per minute. .66 gpm x 60 minutes = 40 gallons per week. 40 gallons x 40 weeks = 1600 gal per year. 1600 gal / 750 gal = 2.13 units per year.
- 24" bux Trees: each tree shall receive (6) 2 gal per hour emitter. Watering shill occur 2 times per week for 30 minutes. 12 gph /60 min. = .20 gal per minute 6 x 20 gpm = .1.2 gallons por minute. 1.2 gpm x 60 minutes = 72 gallons por week. 72 gallons x 40 weeks = 2880 gal por year. 2860 gal/ 750 gal = 3.84 units por year.
- 15 gal shrubs: each plant will receive (4) 2 gal per hour emitter. Watering shall occur 3 times per week for 2**0 mi**nutes. 8 guh /60 = .13 gpm. 1 x .13 = .13 gpm. 13 gpm x 60 min. = 7.9 gal per week. 7.9 x 40 weeks = 320 gal. 320 /750 = .42 units
- 5 gal shrubs: each shrub shall receive (2) 2 gal per hour emitter. Watering shall occur 3 times per week for 20 minutes. 4 gph / 60 min. = .06 gpm. .06 x 75 = 5 gpm. 5 gpm x 60 min. = 300 gal per week. 300 x 40 weeks = 12000 gal per year. 12000 /750 gal = 16 units.
- 1 gal shrubs: each shrub or groundcover shall receive (2) 1 gph emitter. Watering shall occur 3 for 20 minutes. 2 gph /60 min. = .03. .03 x 512 = 17 gpm. 17 gpm x 60 min. = 1024 gal per week. 1024 x 40 weeks = 40,959 gal per year. 54,959 gal per year /750 gal = 54.6 units per year
- Hose bib use. Lam estimating that a hose bibs (garden valve) might be used 5 times per week. Estimating that the valve stays open for 5 minutes each time. Estimating the bib is conveying 10 gal per minute. 5 times per week x 5 minutes = 25 minutes. 25 minutes x 10 gal per minute = 259 gallons. 250 gal. x 40 weeks = 10,000 gallons. 10,000/750 gal. = 13.3 units.

I certify the accuracy of this data.

Como alle

Charles McClure California Landsrape Architect # 3114 5290 Overpass Road Suite 115 Santa Barbara, Ca. 93111 Phone: (805) 696 6864 Email: <u>cmlasantabarbara@verizon.net</u>

Sheet Index

I-1 Planting Plan L-2 Annual Irrigation Water Constuption Estimate

OF 2 SHEETS

Landscape Irrigation Weekly, Monthly, Annual Consumption Estimate

CM+LA • Churles McClure Lavinscape Architect • California License Number 3/14 • Santa Barbara, California, USA

CM+LA

Charles McClure

Landscape Architect & Associates, Inc.

Suite 115 SANTA BARBARA CA, 93111

Ph: (805) 696-6864

second here

Villa della Famiglia, Sud Vincenzo Colarossi (owner) 24642 Santa Clara Avenue, Dana Point, Ca. 92629

andscape architect

August 2014

9-30-14 revised per plan check corrections

SHEET TITLE

Planting Plan

SCALE: $1/8^{\circ} = 11.0^{\circ}$

DRAWN: C.M.