### CITY OF DANA POINT PLANNING COMMISSION AGENDA REPORT

**DATE: DECEMBER 10, 2018** 

TO: DANA POINT PLANNING COMMISSION

FROM: COMMUNITY DEVELOPMENT DEPARTMENT

MATT SCHNEIDER, DIRECTOR OF COMMUNITY DEVELOPMENT

**JOHN CIAMPA, SENIOR PLANNER** 

SUBJECT: COASTAL DEVELOPMENT PERMIT CDP18-0002 TO ALLOW THE

DEMOLITION OF AN EXISTING SINGLE-FAMILY DWELLING AND CONSTRUCTION OF A NEW, TWO-STORY, SINGLE-FAMILY DWELLING WITH AN ATTACHED THREE-VEHICLE GARAGE ON A

COASTAL BLUFF LOT AT 35261 CAMINO CAPISTRANO

**RECOMMENDATION**: That the Planning Commission adopt the attached resolution

approving Coastal Development Permit CDP18-0002.

**APPLICANT/OWNER**: Jeff and Staci Ruby

**OWNER'S AGENT**: Stan Andrade

**REQUEST**: Approval of a Coastal Development Permit to allow the

demolition of an existing single-family dwelling and the construction of a new, two-story, 5,601 square foot, single-family dwelling with an attached, 1,398 square foot garage on

a coastal bluff lot.

**LOCATION**: 35261 Camino Capistrano (APN 691-182-03)

**NOTICE**: Notices of the Public Hearing were mailed to property owners

within a 500-foot radius and occupants within a 100-foot radius on November 28, 2018, published within a newspaper of general circulation on November 29, 2018, and posted on November 30, 2018 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 found to be Categorically Exempt per Section 15303 (a) (Class 3 – New Construction or Conversion of Small Structures) in that it proposes construction of one new single-family dwelling with an attached garage in a residential

zone.

### ISSUES:

- Project consistency with the standards of the City's adopted General Plan, Zoning Code and Certified Local Coastal Program (LCP).
- Project satisfaction of all findings required pursuant to the Zoning Code and LCP for approval of a Coastal Development Permit (CDP).
- Project compatibility with and enhancement of the site and surrounding neighborhood.

<u>BACKGROUND</u>: The subject property is a 20,090 square foot (.46 acres) coastal bluff lot located in the Capistrano Beach community (Supporting Document 2). The lot is improved with a single story, 2,508 square foot, single-family dwelling that was constructed in 1958. The topography of the property is generally flat within the buildable pad area and then descends steeply toward Pacific Coast. The site is surrounded by similar sized one and two story single-family dwellings (Supporting Document 3).

Pursuant to the DPZC, the property is in the Residential Single Family (RSF-3) Zoning District and located within the City's Coastal Overlay District (the California Coastal Zone) as well as the Appeals Jurisdiction of the California Coastal Commission.

<u>DISCUSSION</u>: The proposed project would demolish all on-site development and construct a 5,601 square foot, two-story, single family dwelling with a 1,398 square foot attached garage and workshop area. The first-floor living area would be comprised of a dining room, living room, kitchen, and four bedrooms. The second floor would include a guest room and open air deck.

Table 1 summarizes applicable RSF-3 Zoning District development standards and the project's conformance with those requirements:

Table 1: Compliance with RSF-3 Development Standards

Development	Requirement	Proposed	Compliant
Standard			with Standard
Front Setback	10 feet minimum	10 feet	Yes
Garage Setback	20 feet minimum	20 feet	Yes
Side Setbacks	8 feet minimum	8 feet	Yes
Bluff Setback	33 feet minimum*	37 feet	Yes
Height	24 feet maximum	24 feet	Yes
	Less than 3:12 roof pitch	0.25:12 roof pitch	
	2 stories	2 stories	

Development Standard	Requirement	Proposed	Compliant with Standard
Lot Coverage	45% maximum	31%	Yes
Landscape Coverage	25% minimum	53%	Yes
Parking Required	3 garage parking spaces minimum for five bedrooms	3 garage parking spaces	Yes

<sup>\*</sup>Bluff setback deviation recommended to be reduced from 40 feet to 33 feet.

The neighborhood consists of one and two story homes that were originally constructed in the 1950s and 60s. Some of the houses were renovated or reconstructed over the years, resulting in varied architectural styles throughout the area. The existing structure was built in 1958 and is not identified as a historic resource.

The project proposes a two-story house with a modern design. To convey the modern design, the architectural elements include: a flat roof with varied roof elevations and large eaves to break up the massing of the structure and provide architectural interest to ensure compatibility with neighboring properties. The dwelling's modern design would utilize a variety of materials throughout its façade, including stucco walls, bronze metal fascia, glass and stone veneer.

A preliminary landscape plan has been submitted illustrating the use of drought-tolerant native plants throughout the site with no irrigation system proposed due to the site's location on a coastal bluff face. New landscaping would be subject to compliance with DPZC Chapter 9.55 for Water Efficiency Landscape Requirements.

### Coastal Development Permit CDP18-0002

Per Section 9.69.040 (b)(1) of the Dana Point Zoning Code, a Coastal Development Permit (CDP) is required for all new development on coastal bluff lots.

### Coastal Bluff

The subject property's location on a coastal bluff lot requires the submittal of a geotechnical report to determine the location of the edge of the coastal bluff (the point at which the site alters from generally flat to begin its topographic descent to the Pacific Ocean below), historic and projected future erosion of the site, as well as general site stability. The geotechnical analysis supports a deviation from the property's established 40 foot setback to a minimum of 33 feet, permitted by Section 9.27.030(c) of the DPZC. The proposed structure would be set back (at its closest point) a minimum of 37 feet from the delineated edge of bluff. The conclusions contained within the project's geotechnical report and the project's overall foundation design were reviewed and corroborated by the City's Geotechnical and Structural Engineers.

Development within the coastal bluff setback is strictly limited to California native and drought tolerant landscaping, low-level walls and hardscape without deepened structural footings. Moreover, no irrigation is proposed or permitted within the area of the setback. The subject project complies with these and all requirements as they pertain to the property's coastal bluff and; a condition of approval is included in the project's draft resolution that any existing irrigation within the setback shall be removed (Condition #33 of Supporting Document 1).

Section 9.69.070 stipulates a minimum of seven findings to approve a CDP, requiring that the project:

- Be in conformity with the certified Local Coastal Program as defined in Chapter 9.75 of this Zoning Code. (Coastal Act/30333, 30604(b); 14 CA Code of Regulations/13096).
- (If located between the nearest public roadway and the sea or shoreline of any body of water), be in conformity with the public access and public recreation policies of Chapter Three of the Coastal Act. (Coastal Act/30333, 30604(c); 14 CA Code of Regulations/13096).
- 3. Conform with Public Resources Code Section 21000 and following and that there are no feasible mitigation measures or feasible alternatives available which would substantially lessen any significant adverse impact that the activity may have on the environment. (Coastal Act/30333; 14 CA Code of Regulations/13096).
- 4. Be sited and designed to prevent adverse impacts to environmentally sensitive habitats and scenic resources located in adjacent parks and recreation areas, and will provide adequate buffer areas to protect such resources.
- 5. Minimize the alterations of natural landforms and will not result in undue risks from geologic and erosional forces and/or flood and fire hazards.
- 6. Be visually compatible with the character of surrounding areas, and, where feasible, will restore and enhance visual quality in visually degraded areas.
- 7. Conform to the General Plan, Zoning Code, applicable Specific Plan, Local Coastal Program, or any other applicable adopted plans and programs.

Staff's recommended findings to approve the CDP request are enumerated in the project's draft resolution (Supporting Document 1).

**CORRESPONDENCE**: To date, no correspondence has been received concerning the subject project.).

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<u>CONCLUSION</u>: Staff finds that the subject project is consistent with the policies, provisions and standards of the Dana Point General Plan and Zoning Code – the latter adopted and certified as the Local Coastal Program for this portion of the City. As the project has been found to comply with all standards of development, staff recommends the Planning Commission adopt the attached resolution, approving CDP18-0002 subject to findings and conditions of approval.

John Ciampa Senior Planner Matt Schneider, Director Community Development Department

### ATTACHMENTS:

### **Action Documents**

1. Draft Planning Commission Resolution No. 18-12-10-xx

### **Supporting Documents**

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

### Action Document 1 Draft Planning Commission Resolution No. 18-12-10-XX

### **RESOLUTION NO. 18-12-10-XX**

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF DANA POINT, CALIFORNIA APPROVING COASTAL DEVELOPMENT PERMIT CDP18-0002 TO ALLOW THE DEMOLITION OF AN EXISTING SINGLE-FAMILY DWELLING AND THE CONSTRUCTION OF A NEW, TWO-STORY, SINGLE-FAMILY DWELLING ON A COASTAL BLUFF LOT AT 35261 CAMINO CAPISTRANO

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

WHEREAS, Jeff and Staci Ruby (the "Applicant") are the owner of real property commonly referred to as 35261 Camino Capistrano (APN 691-182-03) (the "Property"); and

WHEREAS, the Applicant filed a verified application for a Coastal Development Permit to allow the demolition of an existing single-family dwelling and the construction of a new single-family dwelling and attached garage on land containing a coastal bluff at the Property; and

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

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

WHEREAS, the Planning Commission did, on the 10<sup>th</sup> day of December, 2018 hold a duly noticed public hearing as prescribed by law to consider said requests; and

WHEREAS, at said public hearing, upon considering all testimony and arguments, if any, of all persons desiring to be heard, said Commission considered all factors relating to Coastal Development Permit CDP18-0002.

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

- A. The above recitations are true and correct and incorporated herein by this reference.
- B. Based on the evidence presented at the public hearing, the Planning Commission adopts the following findings and approves CDP18-0002 subject to conditions:

### Findings:

Coastal Development Permit CDP18-0002

- 1. That the project is in conformity with the certified Local Coastal Program as defined in Chapter 9.75 of this Zoning Code (Coastal Act/30333, 30604(b); 14 Cal. Code of Regulations/13096) in that the site and architectural design of proposed improvements are found to comply with all development standards of the Dana Point General Plan and Zoning Code (the latter acting as the Local Coastal Program for the property) and; that the project will further General Plan Urban Design Element Goal No. 2, which states that development should "preserve the individual positive character and identity of the City's communities" by the new, aesthetically pleasing development of the subject property that is compatible and complimentary to surrounding structures.
- 2. If located between the nearest public roadway and the sea or shoreline of any body of water, that the project is in conformity with the public access and public recreation policies of Chapter Three of the Coastal Act (Coastal Act/30333, 30604(c); 14 Cal. Code of Regulations/13096) in that the project is not located between the first public roadway and the sea or shoreline, that the property is an already developed lot zoned for residential use and located on land that does not contain public accessways or areas of recreation. Moreover, adequate public access to the coast or areas of recreation exist nearby at City, County and State beaches and parks; therefore, the project will conform to the public access and recreation policies of Chapter Three of the California Coastal Act.
- 3. That the project conforms to Public Resources Code Section 21000 (the California Environmental Quality Act CEQA) and following, that there are no feasible mitigation measures or feasible alternatives available which would substantially lessen any potentially significant adverse impact that the activity may have on the environment. (Coastal Act/30333; 14 Cal. Code of Regulations/13096) in that the project qualifies as Categorically Exempt from review under CEQA pursuant to Section 15303 (a) (Class 3 New Construction or Conversion of Small Structures) for the construction of one new single-family dwelling with the attached garage.
- 4. That the project has been sited and designed to prevent adverse impacts to environmentally sensitive habitats and scenic resources located in adjacent parks and recreation areas, and will provide adequate buffer areas to protect such resources in that the subject property is a developed parcel containing no environmentally sensitive habitat area (ESHA) and therefore the proposed

### improvements would not result in adverse impacts.

- 5. That the project minimizes the alteration of natural landforms and will not result in undue risks from geologic and erosional forces and/or flood and fire hazards in that the subject site is an already developed property containing a single-family dwelling. The proposed dwelling would be similar in footprint and overall floor area and so its development would require minimal grading or other landform alteration/disturbance. Prior to commencement of construction, the project will be conditioned to obtain a building permit, adherence to which will minimize undue risk to the property from future erosion, property slippage, geologic instability, as well as flood and fire hazards.
- 6. That the project is visually compatible with the character of surrounding areas, and, where feasible, will restore and enhance visual quality in visually degraded areas in that the subject project would demolish an existing single-family dwelling and construct a new two story single-family dwelling of similar height, story-count and overall massing as others in the vicinity, utilizing new and aesthetically pleasing colors and materials. Implementation of the subject project would result in new development that is visually compatible with surrounding structures and constitute an overall enhancement of the property.
- 7. That the project conforms with the General Plan, Zoning Code, applicable Specific Plan, Local Coastal Program, or any other applicable adopted plans and programs in that the subject project has been reviewed by the Planning and Building/Safety Divisions as well as the Public Works/Engineering Department and been found to conform with applicable requirements of the Dana Point Zoning Code (which serves as the implementing document for the General Plan and Local Coastal Program for the subject property). There are no adopted specific plans that apply to the subject property.

### Conditions:

### A. General:

 Approval of this application permits the allow demolition of an existing single-family dwelling and construction of a new, two-story,

5,601 square foot, single-family dwelling with an attached, 1,398 square foot, three-car garage and hobby area at 35261 Camino Capistrano. 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 and Zoning Code.

- 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 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 of Community Development determines that the proposed change complies with the provisions and the spirit and intent of this approval action, and that the action would have been the same for the amendment as for the approved plot plan, he 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. 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's 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's 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.

- 7. The Applicant 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.
- 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.
- The project shall meet all water quality requirements, including those for implementation of Low Impact Development (LID).
- An Encroachment Permit shall be obtained from Public Works-Engineering prior to any work within the City Right-of-Way.
- A grading permit shall be obtained prior to any work, including demolition of existing structures.
- 12. 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, telephone and cable/internet television services.
- 13. The Applicant shall exercise special care during the construction phase of this project to prevent any off-site siltation. The Applicant shall provide erosion control measures of a type, size and location as approved by the Director of Public Works. Erosion control measures shall be shown and specified on the grading plan and constructed to the satisfaction of the Director of Public Works prior to the start of any other grading operations. The Applicant shall maintain all erosion control devices until final approval of all permits.
- 14. 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. The Waste Management Plan shall indicate the estimated quantities of material to be recycled and the locations where the material is to be taken for recycling.

- 15. The applicant shall submit an application for separate structures, including retaining walls. Retaining walls and other structures no supported by the building foundation require a separate submittal for review and approval to the Building Department. A separate permit submittal shall be made to the Building Department in accordance with the current submittal requirements.
- 16. Separate review, approval, and permits are required for:
  - Retaining walls
  - Shoring walls
  - Fire sprinklers
  - Demolition of structures
  - · Site walls over three feet
  - Pool and spa
- 17. The applicant shall limit all construction activities within the coastal bluff-top setback area. The coastal bluff shall be protected at all times from potential erosion and construction activity.
- 18. 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.
- 19. Per Municipal Code Section 9.27.030, no new structure foundations or improvements requiring a building permit will be allowed within the 33-feet bluff edge setback as determined by the geotechnical consultant (R McCarthy Consulting, Inc). Improvements located seaward of the 33-feet bluff edge setback shall be limited to non-permitted items.
- The 33' bluff edge setback deviation, as justified by the submitted geotechnical documents, shall be clearly shown on all plans submitted for review and approval.

### B. Prior to Issuance of a Grading Permit

- A Boundary/Record of Survey shall be completed for the project site and recorded at the County of Orange prior to issuance of a Grading Permit.
- 22. A performance bond shall be required for all grading activities up to 100% of the proposed improvements. A separate performance bond may be required for shoring activities to ensure completion of grading activities and protection of adjoining improvements.
- 23. 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.
- 24. The Applicant shall submit a geotechnical report in compliance with all the City of Dana Point standards for review and approval.
- 25. In accordance with the "Dana Point General Plan, Coastal Erosion Technical Report...," the geotechnical investigation should include a minimum of one large-diameter boring down-hole logged by a state licensed engineering geologist. The report of the large-diameter boring and related findings should be presented as an addendum to the existing geotechnical report and associated review responses that have been provided for the CDP application, and should be provided for review and approval with all other documents as part of the grading permit application.
- 26. All plans submitted shall reflect the determined bluff edge and all associated setbacks as shown on the submitted "Updated Geotechnical Investigation, Proposed Residential Construction, 35261 Camino Capistrano...," (dated August 18, 2018) and "Response to 2nd City Review, Proposed Residential Construction, 35261 Camino Capistrano..." (dated June 22, 2018) and all addenda by R McCarthy Consulting, Inc

### C. Prior to Issuance of a Building Permit:

- Building plan check submittal shall include the following construction documents:
  - Building Plans (4 sets)

- Electrical/Plumbing/Mechanical plans by a Registered Design Professional
- Energy Calculations (2 sets)
- Structural Calculations (2 sets)
- Soils/Geology Report (3 sets)
- Drainage Plan

All documents prepared by a registered-design-professional shall be wet-stamped & signed.

- 28. The Applicant, or Applicant's agent(s), shall cause the preparation and submittal of three (3) separate sets of building plans directly to the Orange County Fire Authority for review and approval. A fire sprinkler system or waiver is required from the Fire Chief.
- Undergrounding of all onsite utilities is required. An Approved SDG&E Work Order and Undergrounding Plan is required prior to permit issuance.
- 30. Minimum roofing classification is Class "A".
- 31. Fire sprinkler system is required.
- 32. All applicable supplemental/development impact fees shall be paid prior to building permit issuance.
- 33. The Applicant shall submit for review and approval by the Planning and (if applicable) Building/Safety Divisions, a Final Landscaping Plan that complies with the standards of the Dana Point Zoning Code, preliminary plans approved by the Planning Commission, as well as the following:
  - All proposed plantings within 33 feet of the edge of the property's coastal bluff shall be of a variety that is both CA native and drought tolerant.
  - Any existing irrigation within 33 feet of the edge of the property's coastal bluff shall be removed and; no new irrigation is permitted within the area of the setback from edge of bluff.
- 34. The Applicant shall execute the City's standard deed restriction and submit to the City and through City staff, the City Attorney, for review and approval. The deed restriction shall stipulate the following:

- That the Applicant understands that the subject site is subject to bluff retreat and that the owner(s) assumes the liability from these hazards;
- That the Applicant unconditionally waives any claim of liability on the part of the City or any other public agency from any damage from such hazards;
- That the Applicant assumes all liability for damages incurred as a result of any required off-site grading.
- 35. The applicant shall submit a Landscape Plan, in compliance with City standards, for review and approval by the Director of Public Works. The Landscape plan shall include the bluff top setback area and be in accordance with the approved grading plan and City of Dana Point Municipal Code for improvements allowed within the 33-feet bluff edge setback.
- 36. The applicant shall obtain a grading permit and complete rough grading (establishment of building pads) in accordance with the approved grading plans and reports.
- 37. The applicant shall submit a rough grade certification from the Civil Engineer of Record for review and approval by the City Engineer by separate submittal. The rough grade certification by the civil engineer (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 satisfaction of the City Engineer. 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.
- 38. The applicant shall submit a rough grade certification from the Geotechnical Engineer/Engineering Geologist of Record for review and approval by the City Engineer by separate submittal. The rough grade certification by the geotechnical engineer (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.
- 39. 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, geologic mapping, caisson drilling, as well as a geotechnical map depicting the limits of grading, geologic mapping/caisson drilling, locations of all density testing, 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 and addenda.

- 40. Building Code Analysis: Provide building code analysis showing conformance to the Chapter 3 and 5 of the CBC. Specify occupancy group(s), type(s) of construction, including fire sprinklers, location on property, actual and allowable floor area, building height, number of stories, and conforming exiting.
- Soils Report (1803): Unless waived, submit a foundation and soils investigation report by a Registered Design Professional and conducted in conformance with CBC Section 1803.3 through 1803.5. The report shall comply with CBC Section 1803.6.
- 42. Green Building: Plans shall show compliance & indicate method of verification of compliance with all CALGreen requirements. Third party or other methods shall demonstrate satisfactory conformance with mandatory measures.

### D. Following Issuance of a Building Permit:

- 43. Prior to commencement of framing, the Applicant shall submit a foundation certification, by survey that the structure will be constructed in compliance with the dimensions shown on plans approved by the Planning Commission, including finish floor elevations and setbacks to property lines included as part of CDP18-0002. The City's standard "Setback Verification Certification" form shall be obtained at time of permit issuance, prepared by a licensed civil engineer/surveyor and delivered to the City of Dana Point Building and Planning Divisions for review and approval.
- 44. Prior to release of the roof sheathing inspection, the Applicant shall certify by a survey or other appropriate method that the height of the structure is in compliance with plans approved by the Planning

Commission and the structure heights included as part of CDP18-0002. The City's standard "Height Certification" form shall be obtained from the Project Planner at time of permit issuance, prepared by a licensed civil engineer/surveyor and be delivered to the City of Dana Point Building and Planning Divisions for review and approval before release of final roof sheathing is granted.

### E. Prior to Issuance of a Certificate of Occupancy

- 45. A Final Geotechnical Report shall be prepared by the project geotechnical consultant in accordance with the City of Dana Point Grading Manual.
- 46. A written approval by the Geotechnical Engineer of Record approving the grading as being in conformance with the approved grading plan from a geotechnical standpoint.
- 47. 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.
- An As-Built Grading Plan shall be prepared by the Civil Engineer of Record.
- 49. All landscaping and/or structural best management practices (BMPs) shall be constructed and installed in conformance with approved plans and specifications.
- 50. The final condition of the bluff edge setback shall be in accordance with Municipal Code Section 9.27.030 and approved geotechnical reports, with no new structure foundations or improvements requiring a building permit within the determined 33-feet bluff edge setback.
- The Geotechnical Engineer of Record shall provide written certification of all grading as being in conformance with the approved grading plan.
- All project landscaping within all yards shall be installed prior to scheduling of a final inspection of the project by the Planning Division.
- Prior to scheduling a final inspection, the Applicant shall submit to the Project Planner, a written, wet-stamped and signed certification

from a California-licensed landscape architect that all plantings within the property's approved setback from edge of bluff were installed in conformance with the project's approved Final Landscaping Plan.

54. The Applicant shall schedule a final inspection with the Community Development Department at the site that shall include a review of, among other things, landscaping, finish architecture/materials, approved through discretionary action, and compliance with any outstanding project conditions of approval.



PLANNING CO	MMISSION	RESOLUTION	NO. 18-1	2-10-XX
CDP18-0002				
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PASSED, APPROVED, AN Commission of the City of Dana 2018, by the following vote, to wit:	ND ADOPTED at a regular meeting of the Planning Point, California, held on this 10 <sup>th</sup> day of December,
AYES:	
NOES:	
ABSENT:	
ABSTAIN:	
	Danni Murphy, Chairperson Planning Commission
ATTEST:	
Matt Schneider, Director Community Development Department	ent

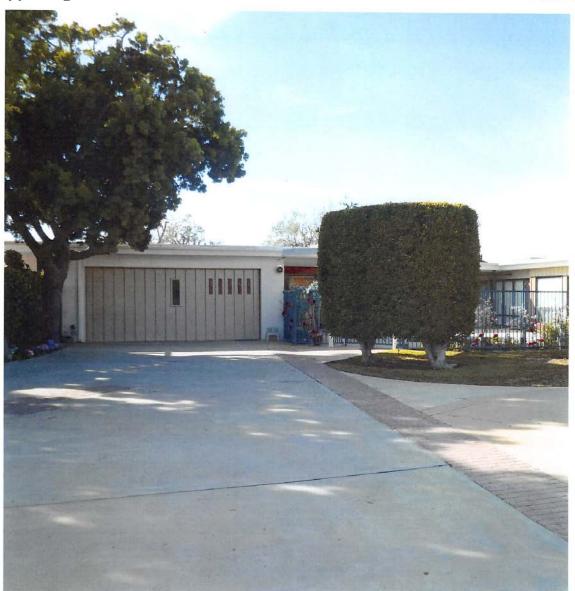
### Supporting Document 2 Vicinity Map



# Vicinity Map 35261 Camino Capistrano, CDP18-0002



### Supporting Document 3 Site Photos



























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Supporting Document 4 Project Plans (architectural only)

ATTACHMENT

# RUBIE RESIDENCE

# 35261 CAMINO CAPISTRANO CAPISTRANO BEACH CA





RUBIE RESIDENCE 35261 CAMINO CAPISTRANO CAPISTRANO BEACH, CA 92624 2 \ 130.25

153.94

# COVER (

A.302 BUILDING SECTIONS A.303 BUILDING SECTIONS

CIVIL:

SHEET

REVISIONS CDP PLAN CHECK CORRECTIONS 06/18/18 2 CDP PLAN CHECK CORRECTIONS

10/12/16
COP PLAN CHECK
CORRECTIONS

G.001

### FIRE DEPARTMENT NOTES

### SEPARATE PERMITS

- PUBLIC WORKS
- ORANGE COUNTY FIRE AUTHORITY
- WILL SERVE LETTER FROM WATER DISTRICT

- RETAINING WALLS
- SITE WALLS OVER 3'-0" HIGH
- . FIRE SPRINKLERS

### CODE COMPLIANCE

### **SQUARE FOOTAGES**

	PROPOSED
LOWER LEVEL LIVING:	4,845.75 S.F.
UPPER LEVEL LIVING:	756.15 S.F.
TOTAL LIVING:	5,601.9 S.F.
GARAGE:	1,398.31 S.F.
COURTYARD:	1,991 S.F.
COVERED PATIO:	976 S.F.
LOWER DECK:	449.27 S.F.
UPPER DECK:	772.41 S.F.
TOTAL DECK:	1,221.68 S.F.
LOT AREA:	20,090 S.F.
BUILDING AREA:	6244.06 S.F.
LOT COVERAGE:	31.08 %

### LANDSCAPE SQ. FOOTAGES

TOTAL LOT AREA:	20,090.00 SQ. FT
BUILDING AREA:	6,186.30 SQ. FT
TOTAL LANDSCAPE AREA:	13,922.00 SQ. FT = 100%
DECORATIVE HARDSCAPE (IMPERVIOUS):	3,134.50 SQ. FT = 22.5%
SOFTSCAPE (PERVIOUS):	10,787.50 SQ. FT = 77.5%
INCLUDING - EXISTING LANDSCAPE (COASTAL BLUFF - TO REMAIN)	3,616.25 SQ. FT.=26.0%

### **GENERAL NOTES**

- I. SUBMIT SEPARATE PLANS, CALCULATIONS AND PERMITS FOR ALL FENCES POOLS AND RETAINING WALLS

### PROJECT DIRECTORY

### VICINITY MAP

TRACT

ZONE:

OCCUPANCY:

CONSTRUCTION TYPE: LOWEST EXISTING GRADE

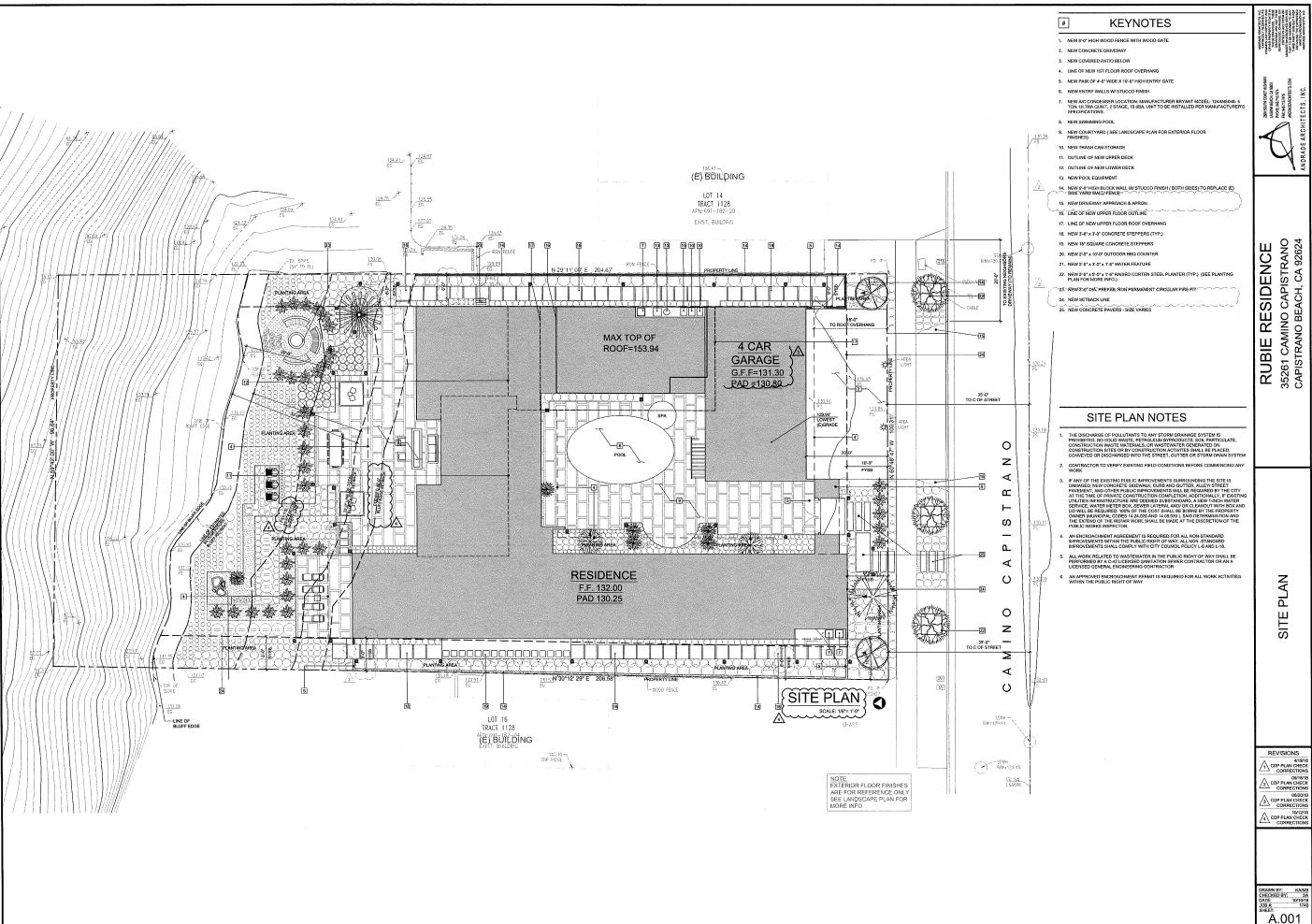
AREA:	20,090.00 SQ. FT		
AREA:	6,186.30 SQ. FT	PROJECT	
IDSCAPE AREA:	13,922.00 SQ. FT = 100%		
VE HARDSCAPE (IMPERVIOUS):	3,134.50 SQ. FT = 22.5%	LOCATION	
PE (PERVIOUS):	10,787.50 SQ. FT = 77.5%		,
5 - ANDSCAPE (COASTAL BLUFF - TO REMAIN) ICRETE: A / WATER FEATURE:	3,616.25 SQ. FT.=26.0% 1,932.00 SQ. FT.=13.9% 400.25 SQ. FT.=2.9%	M331 Comma Copintress	

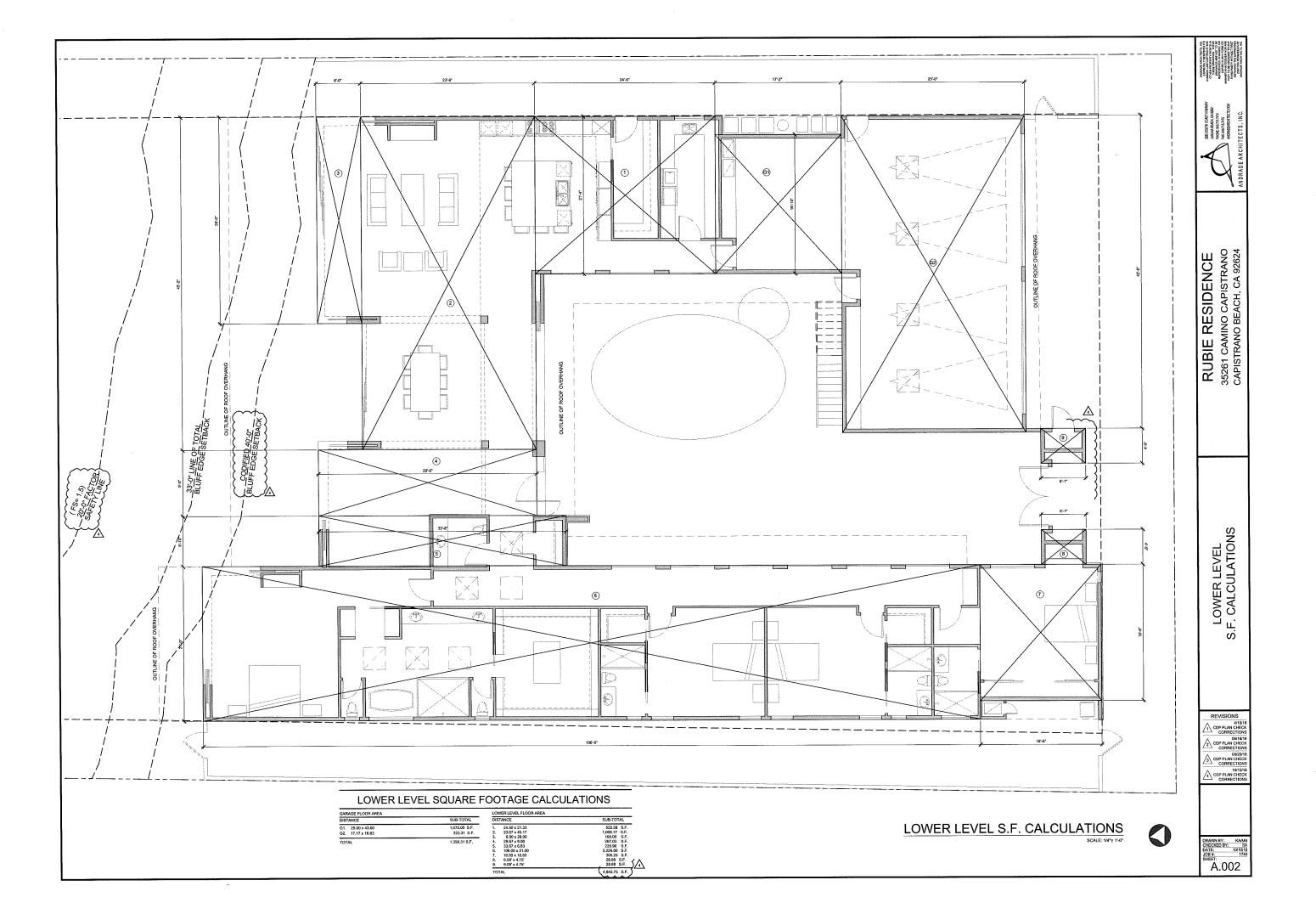
### SHEET INDEX

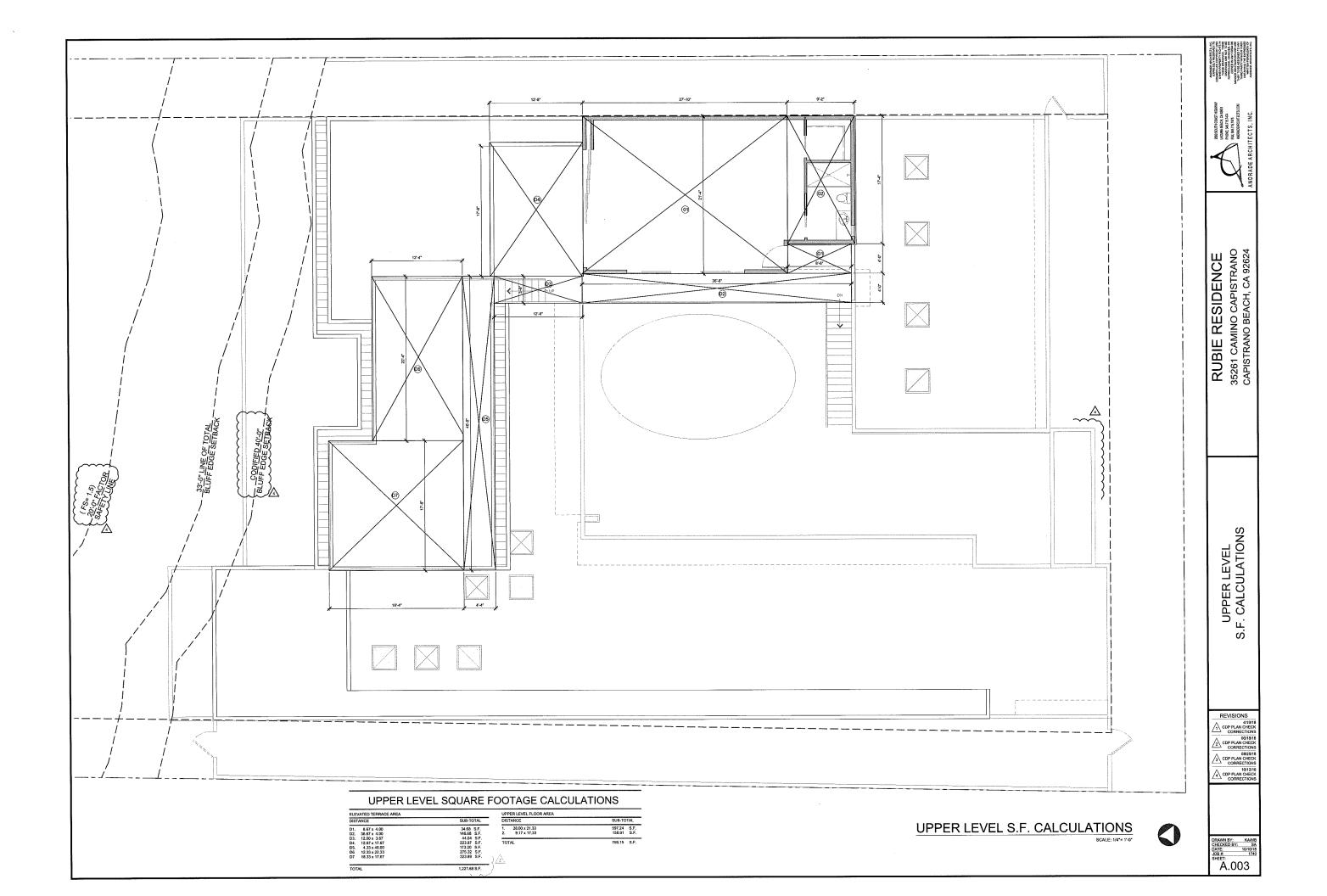
PROJECT DESCRIPTION

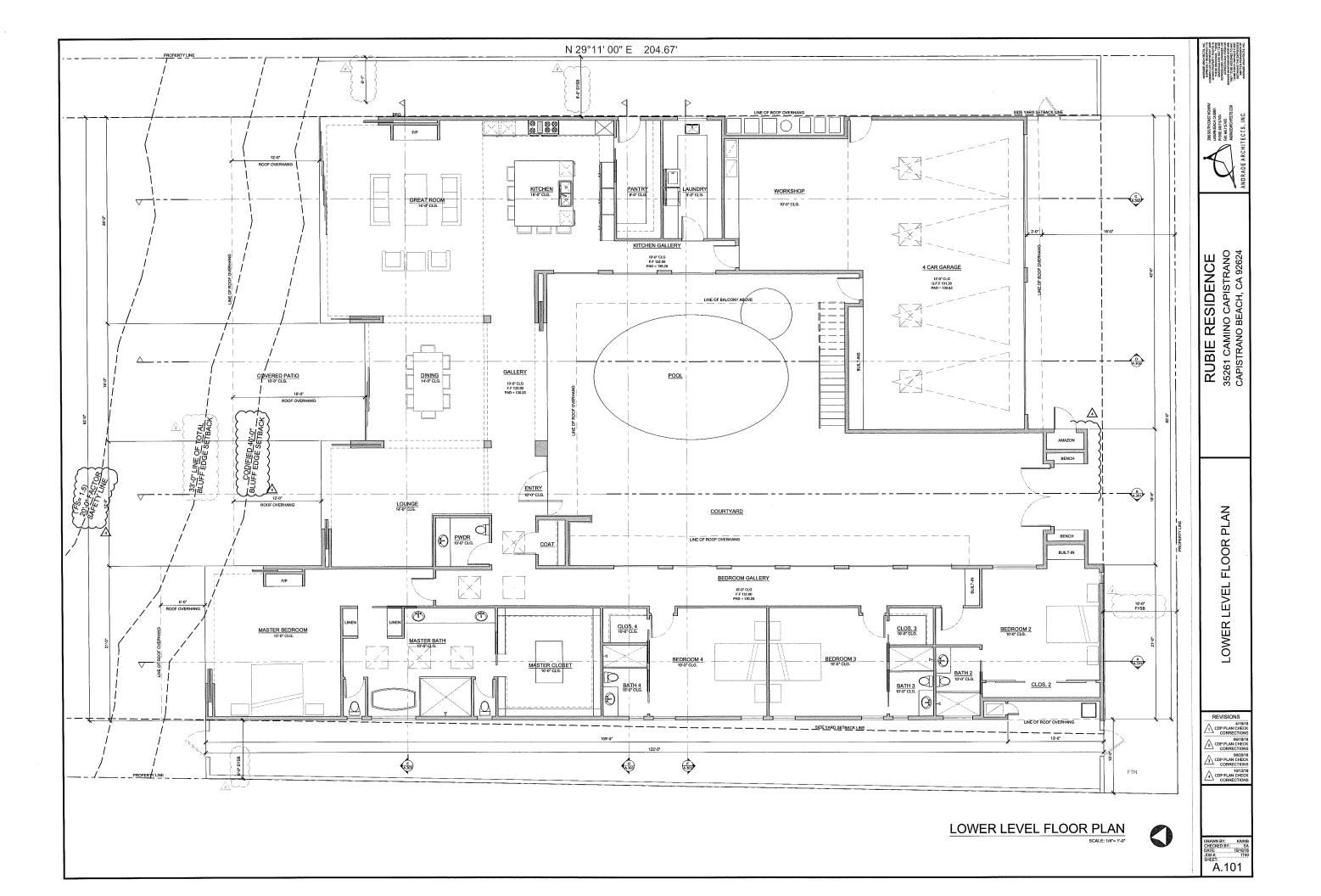
PROJECT DATA

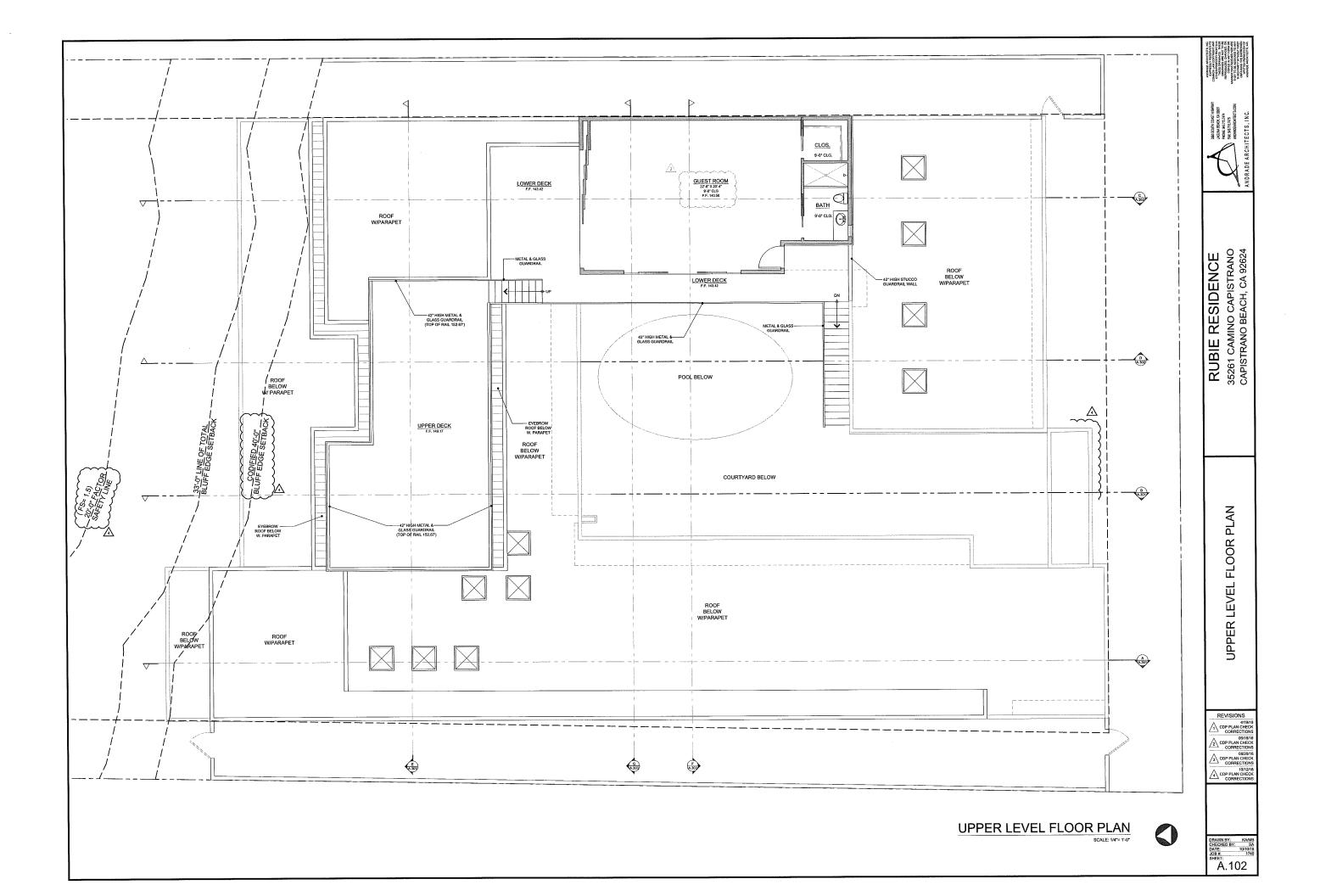
ARCHITECTURAL:		
G.001	PROJECT DATA	
A.001	SITE PLAN	
A.002	LOWER LEVEL S.F. CALCU	
A.003	UPPER LEVEL S.F. CALCU	
A.101	LOWER LEVEL FLOOR PL	
A.102	UPPER LEVEL FLOOR PLA	
A.103	ROOF PLAN	
A.201	EXTERIOR ELEVATIONS	
A.202	EXTERIOR ELEVATIONS	
A.301	BUILDING SECTIONS	

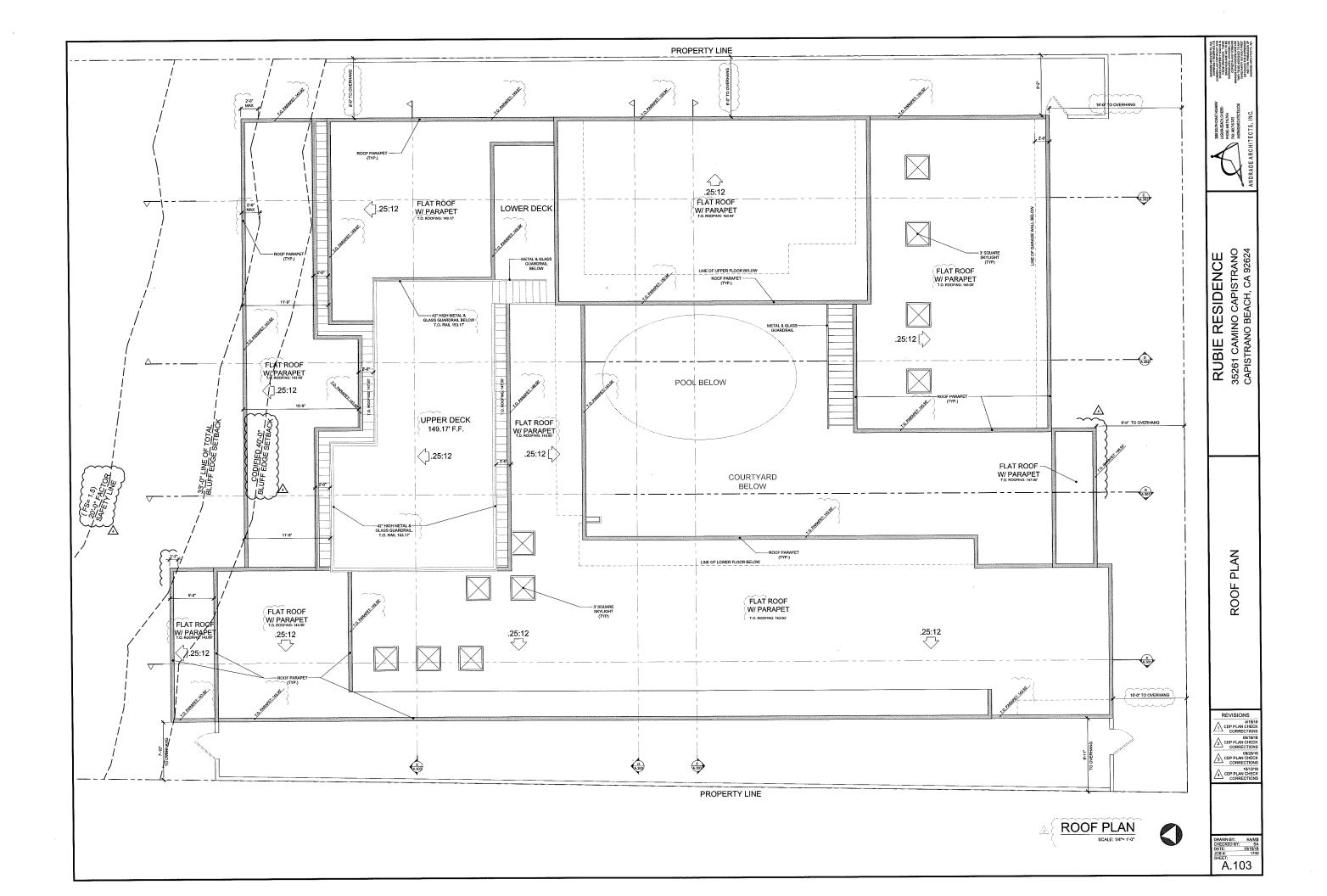


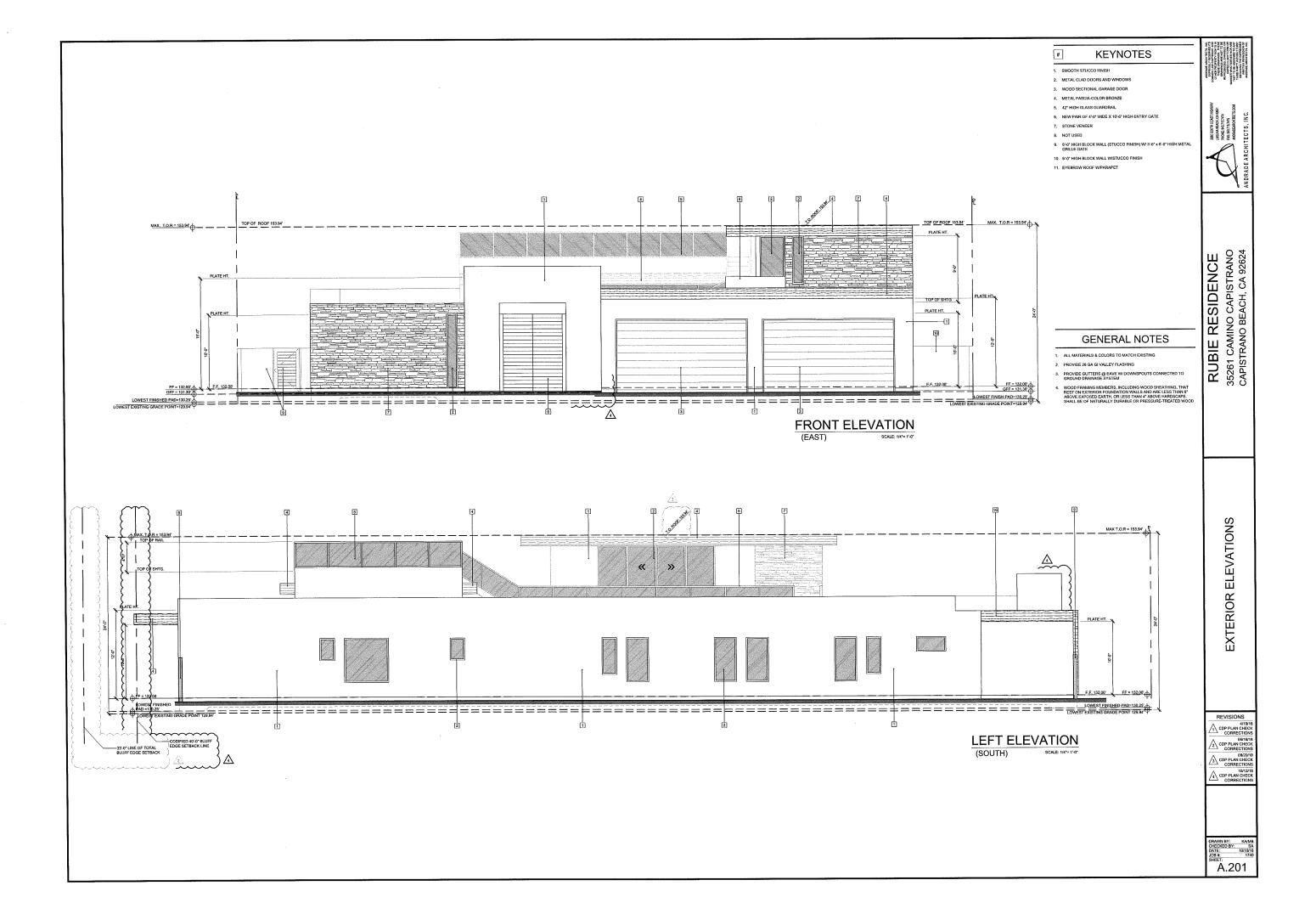


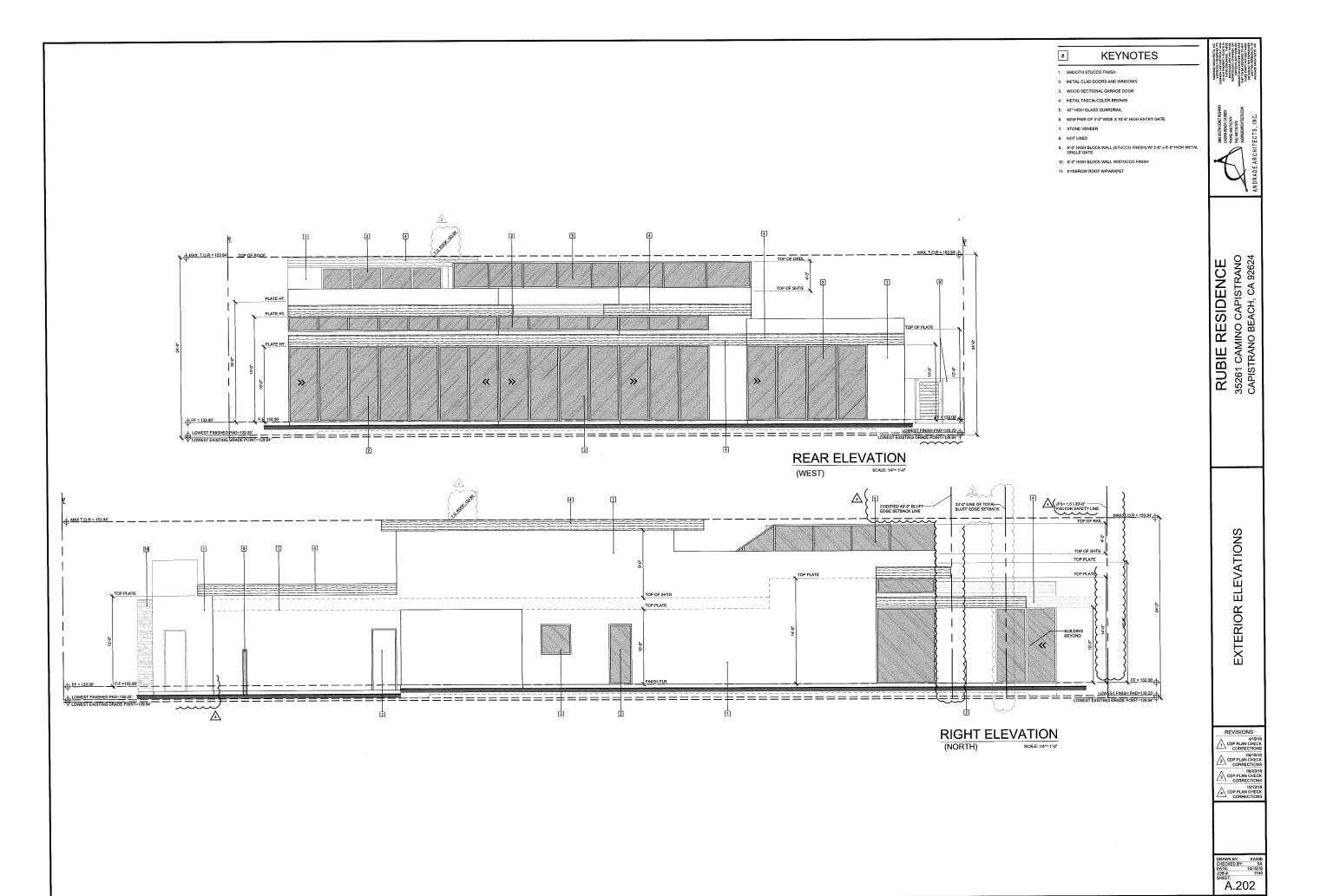


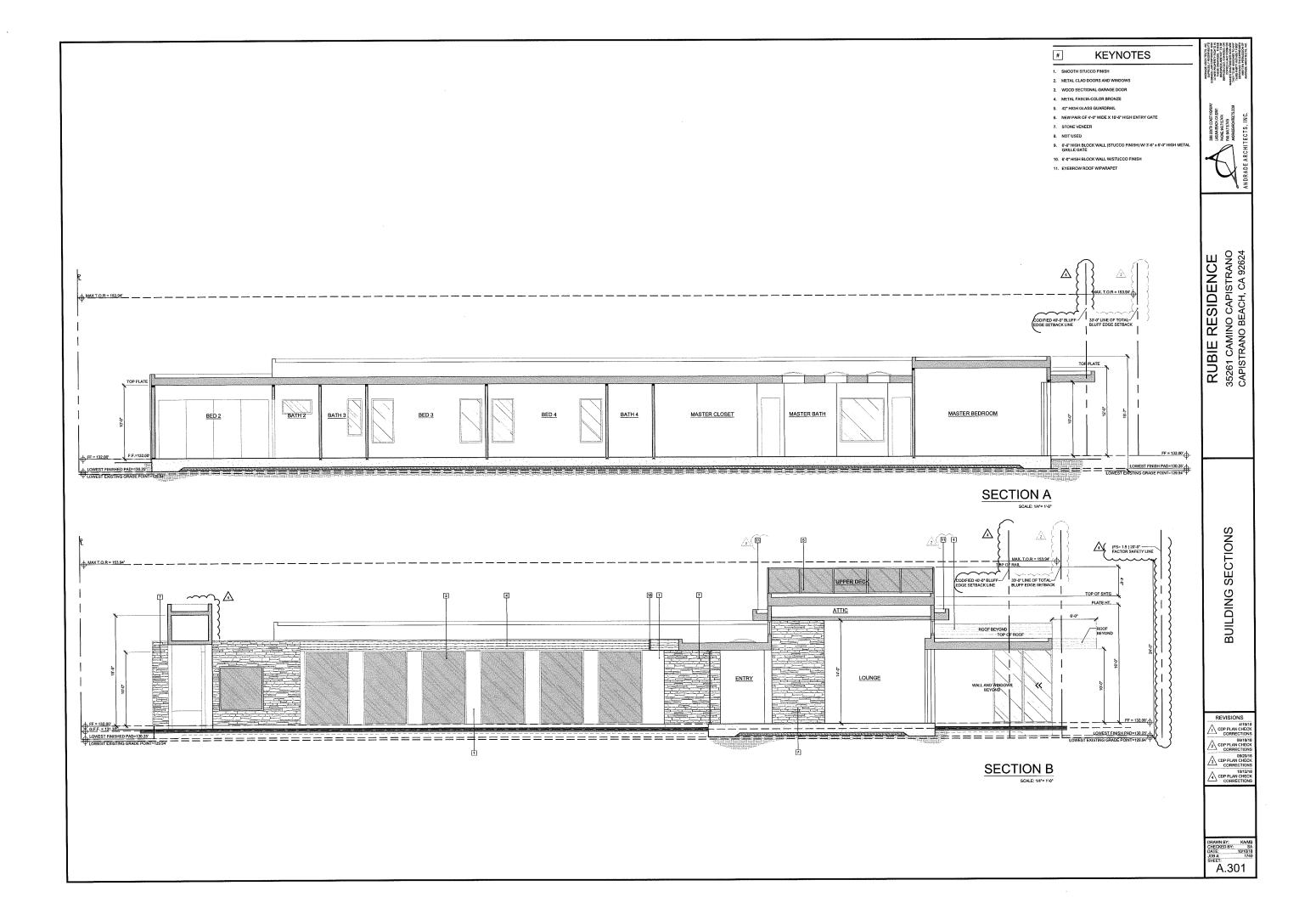


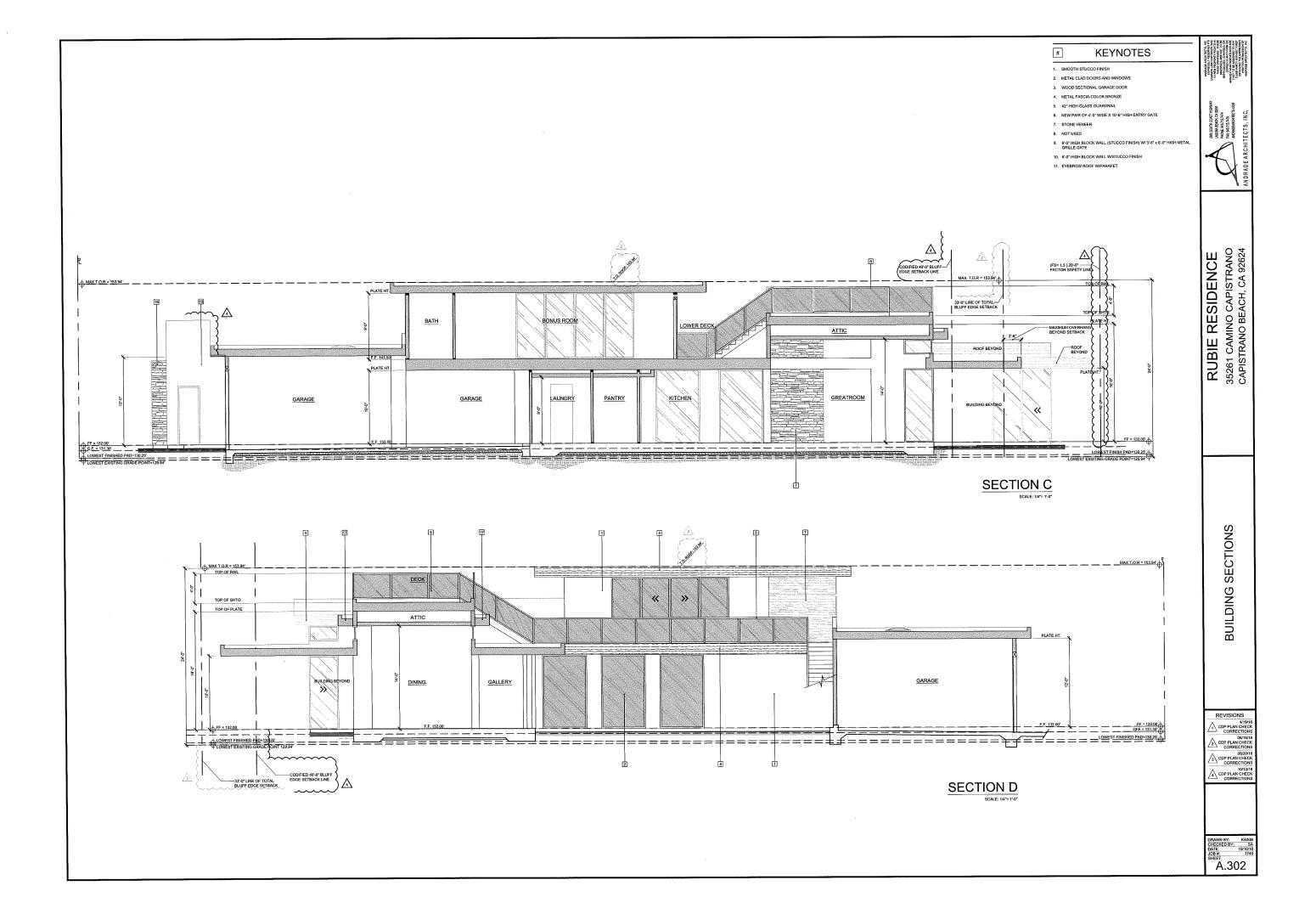


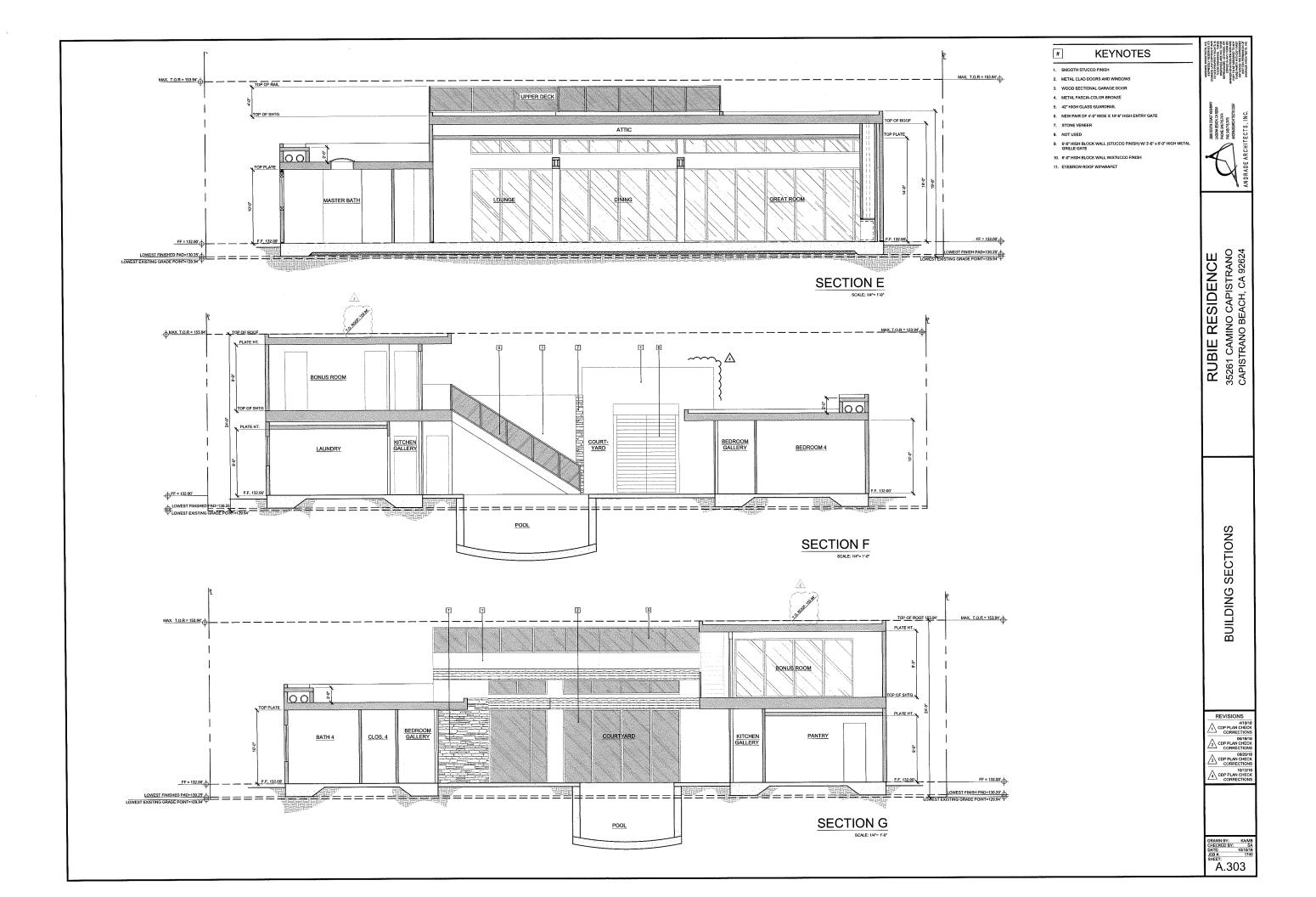


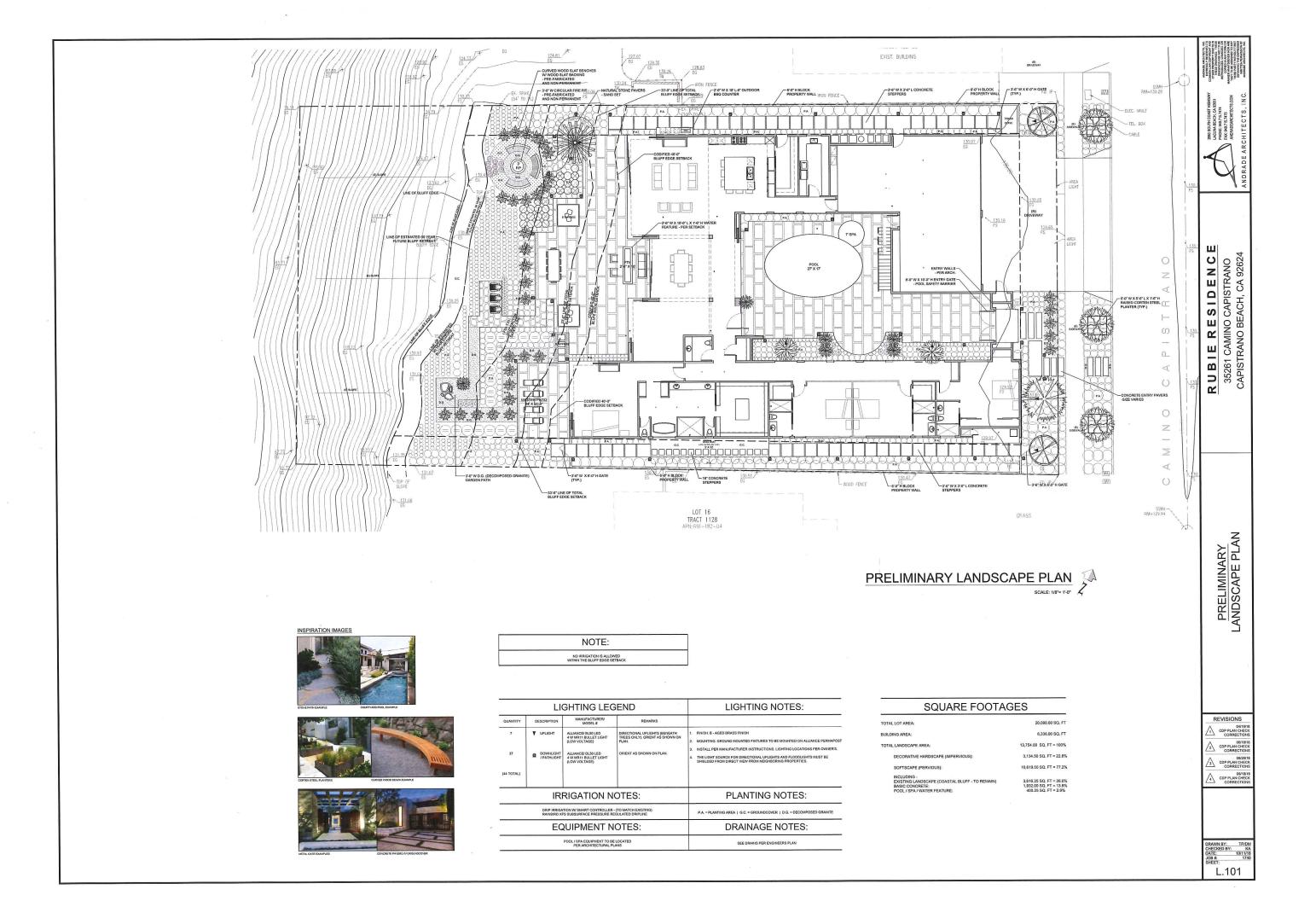


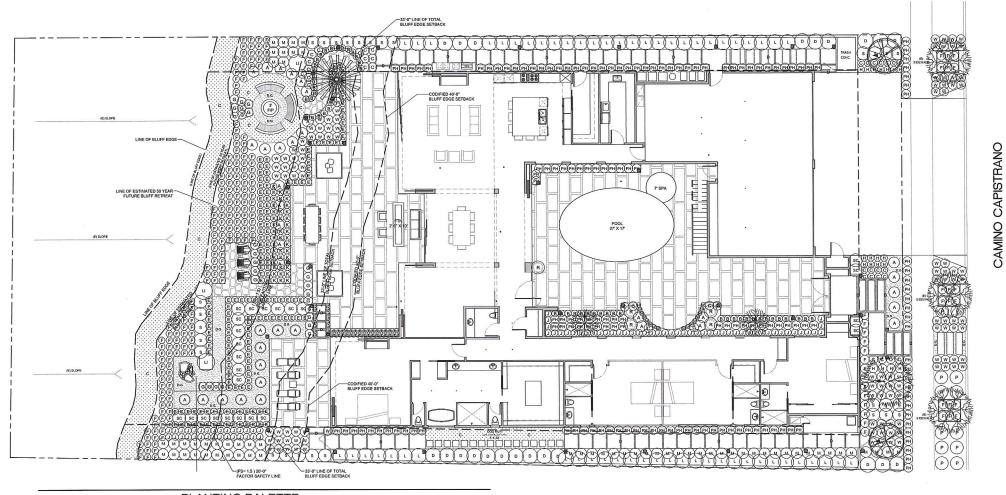


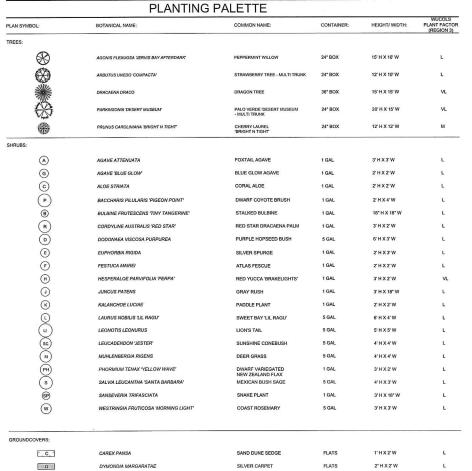














NOTE:

NO IRRIGATION IS ALLOWED
WITHIN THE BLUFF EDGE SETBACK

### DRAINAGE NOTES

- ROVIDE 2% MIN. SLOPE AWAY FROM HOUSE ON ALL HARDSCAPE ND 5% MINIMUM SLOPE AWAY FROM HOUSE FOR PLANTING AREA
- 2. FINAL DRAINAGE LAYOUT PER CIVIL ENGINEER.
- A. PLANTING AREA (SEE LANDSCAPE PLANTING PLAN SHEET P.10

### IRRIGATION NOTES:

AUTOMATIC DRIP IRRIGATION W/ SMART CONTROLLER -RAINBIRD XFS SUBSURFACE PRESSURE REGULATED DRIPLINI

### PLANTING NOTES:

P.A. = PLANTING AREA | G.C. = GROUNDCOVER | D.G. = DECOMPOSED GRANT











08/20/18

3 COP PLAN CHECK CORRECTIONS

09/18/18

COP PLAN CHECK CORRECTIONS

