

**HUNTINGTON BEACH
OFFICE OF THE ZONING ADMINISTRATOR
EXECUTIVE SUMMARY**

TO: Zoning Administrator
FROM: John Ramirez, Project Planner
DATE: August 17, 2016

SUBJECT: CONDITIONAL USE PERMIT NO. 15-044 (VERIZON WIRELESS)

LOCATION: South side of Orange Avenue and 55 feet west of the centerline of 17th Street. **(SITE C)**



Applicant: Peter Hilger, Cable Engineering Service, 10640 Sepulveda Blvd, Mission Hills, CA 91345

Property Owner: City of Huntington Beach, 2000 Main Street, Huntington Beach, CA 92648

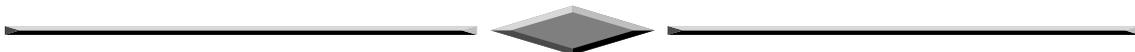
Request: To permit the installation of wireless communication facilities consisting of two 24 in. long panel antennas and two RRU's connected to two, 6 ft. long extension arms attached to a new 38.5 ft. high pole that would replace an existing 33.5 ft. high utility pole with ancillary equipment including fiber riser cable, breaker/disconnect box, and a 48 in. high meter pedestal located in the public right of way

Environmental Status: This request is covered by Categorical Exemption, Section 15301, Class 1, California Environmental Quality Act.

Zone: RMH-A (Residential Medium High Density – Small Lot Subdistrict)

General Plan: RMH-25-d (Residential Medium High Density –25 du/acre – Design Overlay)

Existing Use: Utility Pole within Public Right of Way



RECOMMENDATION: Staff recommends approval of the proposed project based upon the following findings:

SUGGESTED FINDINGS FOR PROJECTS EXEMPT FROM CEQA:

The Zoning Administrator finds that the project will not have any significant effect on the environment and is exempt from the provisions of the California Environmental Quality Act

(CEQA) pursuant to section 15301- of the CEQA Guidelines, because the project involves the installation of wireless telecommunications equipment to a newly replaced utility pole within the public right of way.

SUGGESTED FINDINGS FOR APPROVAL - CONDITIONAL USE PERMIT NO. 15-044:

1. Conditional Use Permit No. 15-044 to permit the installation of a wireless communication facility consisting of two 24 inch long panel antennas and two RRU's connected to two, 6 foot long extension arms attached to a new 38.5 foot high pole that would replace an existing 33.5 foot high utility pole with ancillary equipment including fiber riser cable, breaker/disconnect box and a 48 inch high meter pedestal located in the public right of way, will not be detrimental to the general welfare of persons working or residing in the vicinity or detrimental to the value of the property and improvements in the neighborhood. The compact size of the antennas and ancillary equipment are compatible with the existing visual character of the utility infrastructure. Furthermore, the proposed wireless facility and associated equipment will not obstruct the public right-of-way. Electrical equipment will be enclosed and mounted underground to minimize the visual impact of the facility. No significant impacts related to traffic, safety, or noise will be generated by the wireless communication facility.
2. Conditional Use Permit No. 15-044 to permit the installation of a wireless communication facility consisting of two 24 inch long panel antennas and two RRU's connected to two, 6 foot long extension arms attached to a new 38.5 foot high pole that would replace an existing 33.5 foot high utility pole with ancillary equipment including fiber riser cable, breaker/disconnect box and a 48 inch high meter pedestal located in the public right of way, will be compatible with surrounding uses because the wireless facilities are composed of a compact design and are minimally noticeable from different views along the public right-of-way. The facilities are located at heights above average vehicular and pedestrian lines of sight. The project incorporates flush-mounted and underground utility connections to minimize visual impacts of the installation. Additionally, the unmanned facilities will not interfere with other communication, radio or television transmission/reception in and around the subject site.
3. Conditional Use Permit No. 15-044 to permit the installation of a wireless communication facility consisting of two 24 inch long panel antennas and two RRU's connected to two, 6 foot long extension arms attached to a new 38.5 foot high pole that would replace an existing 33.5 foot high utility pole with ancillary equipment including fiber riser cable, breaker/disconnect box and a 48 inch high meter pedestal located in the public right of way, will comply with the provisions of the base district and other applicable provisions in Titles 20-25 of the Huntington Beach Zoning and Subdivision Ordinance. A conditional use permit is required because the wireless communication facilities do not incorporate completely stealth techniques as the antennas and ancillary equipment are visible from the public right-of-way. The facilities are compatible with utility infrastructure in the surrounding area because the small scale of the equipment blends with the existing streetscape.
4. The granting of the Conditional Use Permit No. 15-044 to permit the installation of a wireless communication facility consisting of two 24 inch long panel antennas and two RRU's connected to two, 6 foot long extension arms attached to a new 38.5 foot high pole that would replace an existing 33.5 foot high utility pole with ancillary equipment including fiber riser cable, breaker/disconnect box and a 48 inch high meter pedestal located in the

public right of way, will not adversely affect the General Plan. It is consistent with the following goals and policy of the General Plan:

E. Land Use Element

Goal – LU 2: Ensure that development is adequately served by transportation infrastructure, utility infrastructure, and public services.

F. Utilities Element

Goal U 5: Maintain and expand service provision to City of Huntington Beach residences and businesses.

Policy U 5.1.1: Continue to work with service providers to maintain current levels of service and facilitate improved levels of service.

The conditional use permit will permit the installation of a wireless communication facility upon a newly replaced utility pole. The facility is designed, and conditioned, in a manner that will be minimally noticeable from the public right-of-way and is located outside of typical vehicular and pedestrian lines of sight. The antennas and associated equipment blend in with the existing utility infrastructure of the streetscape. The conditional use permit will provide improved wireless communication services to surrounding residences and businesses.

SUGGESTED CONDITIONS OF APPROVAL- CONDITIONAL USE PERMIT NO. 15-043:

1. The site plan, floor plans, and elevations received and dated November 30, 2015 shall be the conceptually approved design, with the following modifications:
 - a. The above-ground meter pedestals associated with each site shall be removed or relocated underground.
 - b. The conduit riser associated with each site shall be mounted immediately adjacent (flush-mounted) to the utility pole (no four-inch gap shall be allowed between the riser and the pole).
2. Prior to submittal for building permits, the following shall be completed:
 - a. One set of revised site plan and elevations in accordance with Condition No. 1 shall be submitted to the Planning Division for review and approval and inclusion in the entitlement file.
 - b. Zoning entitlement conditions of approval, code requirements identified herein and code requirements identified in separately transmitted memorandum from the Departments of Fire and Public Works shall be printed verbatim on one of the first three pages of all the working drawing sets used for issuance of building permits (architectural, structural, electrical, mechanical and plumbing) and shall be referenced in the sheet index. The minimum font size utilized for printed text shall be 12 point.
3. Conditional Use Permit No. 15-044 shall become null and void unless exercised within two years of the date of final approval or such extension of time as may be granted by the Director pursuant to a written request submitted to the Community Development Department a minimum 30 days prior to the expiration date.

4. The Development Services Departments and divisions (Building, Fire, Planning and Public Works) shall be responsible for ensuring compliance with all applicable code requirements and conditions of approval. The Director of Community Development may approve minor amendments to plans and/or conditions of approval as appropriate based on changed circumstances, new information or other relevant factors. Any proposed plan/project revisions shall be called out on the plan sets submitted for building permits. Permits shall not be issued until the Development Services Departments have reviewed and approved the proposed changes for conformance with the intent of the Zoning Administrator's action. If the proposed changes are of a substantial nature, an amendment to the original entitlement reviewed by the Zoning Administrator may be required pursuant to the provisions of HBZSO Section 241.18.
5. Incorporating sustainable or "green" building practices into the design of the proposed structures and associated site improvements is highly encouraged. Sustainable building practices may include (but are not limited to) those recommended by the U.S. Green Building Council's Leadership in Energy and Environmental Design (LEED) Program certification (<http://www.usgbc.org/DisplayPage.aspx?CategoryID=19>) or Build It Green's Green Building Guidelines and Rating Systems (<http://www.builditgreen.org/green-building-guidelines-rating>).

INDEMNIFICATION AND HOLD HARMLESS CONDITION:

The owner of the property which is the subject of this project and the project applicant if different from the property owner, and each of their heirs, successors and assigns, shall defend, indemnify and hold harmless the City of Huntington Beach and its agents, officers, and employees from any claim, action or proceedings, liability cost, including attorney's fees and costs against the City or its agents, officers or employees, to attack, set aside, void or annul any approval of the City, including but not limited to any approval granted by the City Council, Planning Commission, or Design Review Board concerning this project. The City shall promptly notify the applicant of any claim, action or proceeding and should cooperate fully in the defense thereof.