

MINUTES
HUNTINGTON BEACH OFFICE OF THE ZONING ADMINISTRATOR
Room B-8 - Civic Center
2000 Main Street
Huntington Beach California

WEDNESDAY, DECEMBER 6, 2017 - 1:30 P.M.

ZONING ADMINISTRATOR: Ricky Ramos

STAFF MEMBER: Joanna Cortez, Judy Graham

MINUTES: May 17, 2017
August 16, 2017
September 6, 2017
September 20, 2017
APPROVED AS SUBMITTED

ORAL COMMUNICATION: **NONE**

ITEM 1: CONDITIONAL USE PERMIT NO. 17-019 (WILLIAMS DUPLEXES)

APPLICANT: Robert Lawrence, 760 W 16th St., Costa Mesa, CA 92627
PROPERTY OWNER: HB 718720 WILL, LLC, 20951 Brookhurst St., Huntington Beach, CA 92646
REQUEST: To permit the construction of four, two-story residential units (1,267 sq. ft. each) on a parcel with eight existing residential units..
ENVIRONMENTAL STATUS: This request is covered by Categorical Exemption, Section 15303, Class 3, California Environmental Quality Act.
LOCATION: 718 Williams Drive, 92648 (south side of Williams Dr., between Florida St. and Beach Blvd.)
CITY CONTACT: Joanna Cortez

Joanna Cortez, Acting Associate Planner, displayed project plans and photographs and stated the purpose, location, zoning, and existing use of the subject site. Staff provided an overview of the proposed project and the suggested findings and conditions for approval as presented in the executive summary.

Ricky Ramos, Zoning Administrator, stated that he had no questions for staff

THE PUBLIC HEARING WAS OPENED.

Robert Lawrence, applicant, stated that he had no comments or concerns with the staff's recommendations.

THERE WAS NO ONE ELSE PRESENT TO SPEAK FOR OR AGAINST THE REQUEST AND THE PUBLIC HEARING WAS CLOSED.

Mr. Ramos stated that he would approve the request as recommended by staff.

CONDITONAL USE PERMIT NO. 17-019 WAS APPROVED BY THE ZONING ADMINISTRATOR WITH THE FOLLOWING FINDINGS AND CONDITIONS OF APPROVAL. STAFF STATED THAT THE ACTION TAKEN BY THE ZONING ADMINISTRATOR MAY BE APPEALED TO THE PLANNING COMMISSION WITHIN TEN (10) CALENDAR DAYS.

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 15303 of the CEQA Guidelines, because the project involves the construction of four units.

FINDINGS FOR APPROVAL - CONDITIONAL USE PERMIT NO. 17-019:

1. Conditional Use Permit No. 17-019 for the construction of four, two-story residential units (1,267 sq. ft. each) on a parcel with eight existing residential units 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 subject site is currently developed with eight residential units (four duplexes). The new buildings will improve the value of the site and neighborhood, which consists of multifamily developments. It will not generate noise, traffic, odors, or other impacts at levels inconsistent with the existing residential character of the neighborhood. The proposed design and overall building height is not anticipated to impact surrounding properties because the site is surrounded by two-story buildings with similar design. The project will also provide new housing opportunities to the area.
2. The conditional use permit for the construction of four, two-story residential units (1,267 sq. ft. each) on a parcel with eight existing residential units will be compatible with surrounding uses because the neighborhood predominantly developed with multifamily housing of comparable design, density, and building height. The proposed units are designed to convey a high level of quality and a character consistent with the City of Huntington Beach Urban Design Guidelines.
3. The proposed conditional use permit for the construction of four, two-story residential units (1,267 sq. ft. each) on a parcel with eight existing residential units 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, including maximum density, height, lot coverage, building setbacks, parking, and open space requirements.
4. The granting of the conditional use permit will not adversely affect the General Plan. It is consistent with the Land Use Element designation of RM (Residential Medium Density) on the subject property. In addition, it is consistent with the following goals and policies of the General Plan:

Land Use Element

Goal LU-1: New commercial, industrial, and residential development is coordinated to ensure that the land use pattern is consistent with the overall goals and needs of the community.

Policy D: Ensure that new development projects are of compatible proportion, scale, and character to complement adjoining uses.

Goal LU-4: A range of housing types is available to meet the diverse economic, physical, and social needs of future and existing residents, while neighborhood character and residences are well maintained and protected.

Policy A: Encourage a mix of residential types to accommodate people with diverse housing needs.

The proposed four unit development is consistent with the existing multifamily residential neighborhood. The project incorporates quality materials and design such as shiplap siding, stucco and varied roof lines consistent with the City of Huntington Beach Urban Design Guidelines. The project will be developed in a manner that is consistent with the neighborhood in terms of design, density, and building height. Finally, the proposed units also provide new housing opportunities to the area. Additionally, the project is required to pay affordable housing in-lieu fees which will go towards the provision of housing for lower to moderate income households.

CONDITIONS OF APPROVAL - CONDITIONAL USE PERMIT NO. 17-019:

1. The site plan, floor plans, and elevations received and dated September 29, 2017 shall be the conceptually approved design with the following modification: the open parking spaces in front of the new units shall be have the minimum dimension of nine feet wide by 19 feet deep. **(HBZSO 213.14)**
2. Prior to submittal for building permits, the following shall be completed:
 - a. One set of revised site plan, grading 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 and code requirements 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. During demolition, grading, site development, and/or construction, the following shall be adhered to:
 - a. Construction equipment shall be maintained in peak operating condition to reduce emissions.
 - b. Use low sulfur (0.5%) fuel by weight for construction equipment.
 - c. Truck idling shall be prohibited for periods longer than 10 minutes.
 - d. Attempt to phase and schedule activities to avoid high ozone days first stage smog alerts.
 - e. Discontinue operation during second stage smog alerts.

- f. Ensure clearly visible signs are posted on the perimeter of the site identifying the name and phone number of a field supervisor to contact for information regarding the development and any construction/grading activity.
4. The final building permit cannot be approved until the following have been completed:
 - a. All improvements must be completed in accordance with approved plans, except as modified by conditions of approval.
 - b. Compliance with all conditions of approval specified herein shall be verified by the Community Development Department.
 - c. All building spoils, such as unusable lumber, wire, pipe, and other surplus or unusable material, shall be disposed of at an off-site facility equipped to handle them
5. The applicant and/or applicant's representative shall be responsible for ensuring the accuracy of all plans and information submitted to the City for review and approval.
6. CUP No. 17-019 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.
7. The Development Services Departments and divisions (Community Development, Fire, 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.
8. 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.

ITEM 2: COASTAL DEVELOPMENT PERMIT NO. 17-012 (OCSD PUMP STATION AND IMPROVEMENTS):

APPLICANT: Daisy Covarrubias, Orange County Sanitation District, 10844 Ellis Ave., Fountain Valley, CA 92708

PROPERTY OWNER: Orange County Sanitation District, 10844 Ellis Ave. Fountain Valley, Ca 92708

REQUEST: To permit the construction of a 7,200 sq. ft. water pump station and rehabilitation of existing facilities within a portion of the Orange County Sanitation District (OCSD) Plant No. 2.

ENVIRONMENTAL STATUS: This request is covered under the Ocean Outfall System Rehabilitation/ Outfall Low Flow Pump Station (Project No. J-117B) Initial Study/ Mitigated Negative Declaration prepared by the Orange County Sanitation District in accordance with the California Environmental Quality Act.

LOCATION: 22212 Brookhurst Street, 92646 (northeast corner of Brookhurst St. and Pacific Coast Hwy. - Orange County Sanitation District)

Joanna Cortez, Acting Associate Planner, displayed project plans and photographs and stated the purpose, location, zoning, and existing use of the subject site. Staff provided an overview of the proposed project and the suggested findings and conditions for approval as presented in the executive summary.

Ricky Ramos, Zoning Administrator, stated that he had no questions for staff.

THE PUBLIC HEARING WAS OPENED.

Daisy Covarrubias, applicant, stated that she had no comments or concerns with the staff's recommendations.

A brief discussion took place regarding height limits.

THERE WAS NO ONE ELSE PRESENT TO SPEAK FOR OR AGAINST THE REQUEST AND THE PUBLIC HEARING WAS CLOSED.

Mr. Ramos stated that he would approve the request as recommended by staff.

COASTAL DEVELOPMENT PERMIT NO. 17-012 WAS APPROVED BY THE ZONING ADMINISTRATOR WITH THE FOLLOWING FINDINGS AND CONDITIONS OF APPROVAL. STAFF STATED THAT THE ACTION TAKEN BY THE ZONING ADMINISTRATOR MAY BE APPEALED TO THE PLANNING COMMISSION WITHIN TEN (10) WORKING DAYS.

FINDINGS FOR PROJECTS EXEMPT FROM CEQA:

The Zoning Administrator finds that the project will not have any significant effect on the environment and is covered under the Ocean Outfall System Rehabilitation/ Outfall Low Flow Pump Station (Project No. J-117B) Initial Study/ Mitigated Negative Declaration prepared by the Orange County Sanitation District in accordance with the California Environmental Quality Act.

FINDINGS FOR APPROVAL - COASTAL DEVELOPMENT PERMIT NO. 17-012:

1. Coastal Development Permit No. 17-012 for the construction of a 7,200 sq. ft. water pump station and rehabilitation of existing facilities within a portion of the Orange County Sanitation District (OCSD) Plant No. 2 conforms with the General Plan, including the Local Coastal Program. Completion of the project will implement the Coastal Element goal of providing water, sewer, and drainage systems that are able to support the permitted land uses and upgrading existing systems.
2. The construction of a 7,200 sq. ft. water pump station and rehabilitation of existing facilities within a portion of the Orange County Sanitation District (OCSD) Plant No. 2 is consistent with the requirements of the CZ Overlay District, the IL (Industrial Limited) base zoning district, as well as other applicable provisions of the Zoning and Subdivision Ordinance and Municipal Code. The project, as conditioned, complies with applicable development standards including maximum building height and minimum building setbacks.
3. At the time of occupancy, the proposed development to construct a 7,200 sq. ft. water pump station and rehabilitation of existing facilities within a portion of the Orange County Sanitation District (OCSD) Plant No. 2 can be provided with infrastructure in a manner that is consistent with the Local Coastal Program. All necessary infrastructures, such as roadways and utilities currently exist to serve the site. The proposed water pump station and facility rehabilitation within the site will improve the wastewater treatment infrastructure to serve the needs of the community.
4. The proposed development to construct a 7,200 sq. ft. water pump station and rehabilitation of existing facilities within a portion of the Orange County Sanitation District (OCSD) Plant No. 2 conforms with the public access and public recreation policies of Chapter 3 of the California Coastal Act. The entire project is proposed within the confines of the existing Orange County Sanitation Facility. No public access or recreational opportunities will be affected by the new construction.

CONDITIONS OF APPROVAL - COASTAL DEVELOPMENT PERMIT NO. 17-012:

1. The site plan, floor plans, and elevations received and dated September 28, 2017 shall be the conceptually approved design with the following modification: the parapet wall shall not exceed more than four feet above the maximum permitted height of 40 feet. **(HBZSO 230.72)**
2. Comply with any mitigation measures identified in the Ocean Outfall System Rehabilitation/ Outfall Low Flow Pump Station (Project No. J-117B) Initial Study/ Mitigated Negative Declaration prepared by the Orange County Sanitation District.
3. During demolition, grading, site development, and/or construction, the following shall be completed:
 - a. Construction equipment shall be maintained in peak operating condition to reduce emissions.
 - b. Use low sulfur (0.5%) fuel by weight for construction equipment.
 - c. Truck idling shall be prohibited for periods longer than 10 minutes.
 - d. Attempt to phase and schedule activities to avoid high ozone days first stage smog alerts.

- e. Discontinue operation during second stage smog alerts.
 - f. Ensure clearly visible signs are posted on the perimeter of the site identifying the name and phone number of a field supervisor to contact for information regarding the development and any construction/grading activity.
4. Coastal Development Permit No. 17-012 shall become null and void unless exercised within two years of the date of final Coastal Development Permit approval by the City or by the Coastal Commission if the Coastal Development Permit is appealed, 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.
 5. The Development Services Departments and divisions (Building & Safety, 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.
 6. 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.

THE MEETING WAS ADJOURNED AT 1:47PM TO THE NEXT REGULARLY SCHEDULED MEETING ON WEDNESDAY, DECEMBER 20, 2017, AT 1:30 P. M.



Ricky Ramos
Zoning Administrator

RR:JC:jg