# SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



1.18 (ID # 4709)

#### **MEETING DATE:**

Tuesday, July 25, 2017

FROM: TLMA-PLANNING:

SUBJECT: TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: RECEIVE AND FILE THE PLANNING COMMISSION DECISION TO APPROVE THE THIRD EXTENSION OF TIME for TENTATIVE TRACT MAP NO. 32064 – Applicant: Raymond Ferrari – Fifth Supervisorial District – Nuevo Zoning Area – Lakeview/Nuevo Area Plan: Rural Community: Low Density Residential (RC-LDR) (1/2 Acre Minimum) – Location: Northerly of Nuevo Road, southeasterly of Corso Alto Avenue and westerly of Hansen Avenue – 31.4 Gross Acres – Zoning: Residential Agriculture (R-A) – APPROVED PROJECT DESCRIPTION: Schedule "B" Subdivision of 31.4 gross acres into 43 single family residential lots, with a minimum lot size of 21,784 sq. ft. and one (1) detention basin – REQUEST: THIRD EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 32064, extending the expiration date to May 25, 2018. [Applicant Fees 100%].

**RECOMMENDED MOTION:** The Planning Department recommends that the Board of Supervisors:

**RECEIVE AND FILE** the Planning Commission Notice of Decision for the above referenced case acted on by the Planning Commission on June 7, 2017. The Tentative Tract Map No. 32064 will now expire on May 25, 2018.

**ACTION: Consent** 

6/26/2017

#### MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter of approval is received and filed as recommended.

Ayes:

Jeffries, Tavaglione, Washington, Perez and Ashley

Nays:

None

ssistant TLMA Director

Absent: Date:

None

XC:

July 25, 2017

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Planning, Applicant

1.18

Kecia Harper-Ihem

ID# 4709

# SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A
NET COUNTY COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A
SOURCE OF FUNDS	: Applicant Fee	Budget Adju	stment: N/A	
COUNCE OF FORE	o. Applicant rec	For Fiscal Ye	ear: N/A	

C.E.O. RECOMMENDATION: Approve

#### **BACKGROUND:**

#### **Summary**

Tentative Tract Map No. 32064 was originally approved at Planning Commission on May 25, 2005. A minor change to Tentative Tract Map No. 32064 was approved at Planning Commission on July 12, 2006. In the minor change to the tract a reduction from 48 lots to 43 lots occurred and the size of the lots increased from 20,000 sq. ft. to 21,784 sq. ft.; plus one detention basin. This action allowed for the construction of septic systems and the removal of sewer facilities.

The first Extension of Time was approved at Planning Commission on November 4, 2009.

The second Extension of Time was approved at Planning Commission on August 3, 2016.

The third Extension of Time was received April 17, 2017, ahead of the expiration date of May 25, 2017. The applicant and the County have been negotiating conditions of approval and reached consensus on April 28, 2017.

The County Planning Department, as part of the review of this Extension of Time request recommends the addition of seven (7) new conditions of approval in order to be able to make a determination that the project does not adversely affect the general health, safety and welfare of the public.

The applicant was informed of these recommended conditions and has agreed to accept them.

The Tentative Tract Map also benefited from Senate Bill No. 1185 (SB1185), Assembly Bill No. 333 (AB333), Assembly Bill No. 208 (AB208), and Assembly Bill No. 116 (AB116), which granted statutory extensions of time for tentative maps statewide.

The Planning Commission heard the third Extension of Time for Tentative Tract Map No. 32064 on June 7, 2017. The Planning Commission approved the project by a 5-0 vote.

#### **Board Action**

#### SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

The Planning Commission's decision is final and no action by the Board of Supervisors is required unless the applicant or an interested person files a complete appeal application within 10 days of this notice appearing on the Board's agenda.

#### **Impact on Citizens and Businesses**

The impacts of this project have been evaluated through the environmental review and public hearing process by the Planning Department and the Planning Commission.

#### Supplemental

#### **Additional Fiscal Information**

All fees are paid by the applicant. There is no General Fund obligation.

#### **ATTACHMENTS:**

- A. PLANNING COMMISSION MINUTES
- B. PLANNING COMMISSION STAFF REPORT

Tina Grande, Principal Nanag ment Analyst 7/18/2017



#### PLANNING COMMISSION MINUTE ORDER JUNE 7, 2017

#### I. AGENDA ITEM 1.7

THIRD EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 32064 – Applicant: Raymond Ferrari – Fifth Supervisorial District – Nuevo Zoning Area – Lakeview/Nuevo Area Plan: Rural Community: Low Density Residential (RC-LDR) (1/2 Acre Minimum) – Location: Northerly of Nuevo Road, southeasterly of Corso Alto Avenue, and westerly of Hansen Avenue – 31.4 Gross Acres – Zoning: Residential Agriculture (R-A) – Approved Project Description: Schedule "B" Subdivision of 31.4 gross acres into 43 single family residential lots, with a minimum lot size of 21,784 sq. ft. and one (1) detention.

#### II. PROJECT DESCRIPTION:

Third Extension of Time Request for Tentative Tract Map No. 32064, extending the expiration date to May 25, 2018.

#### III. PLANNING COMMISSION ACTION:

Motion by Commissioner Shaffer,  $2^{\rm nd}$  by Commissioner Sanchez A vote of 5-0

<u>APPROVED</u> - Third Extension of Time Request for Tentative Tract Map No. 32064, extending the expiration date to May 25, 2018.

Agenda Item No.

Area Plan: Lakeview/Nuevo

**Zoning Area: Nuevo** 

Supervisorial District: Fifth Project Planner: Arturo Ortuño

Planning Commission Hearing: June 7, 2017

TENTATIVE TRACT MAP NO. 32064
THIRD EXTENSION OF TIME
Applicant: Raymond Ferrari

Charissa Leach, P.E. Assistant TLMA Director

# COUNTY OF RIVERSIDE PLANNING DEPARTMENT EXTENSION OF TIME STAFF REPORT

The applicant of the subject case has requested an extension of time to allow the recordation of the final map to subdivide 31.4 gross acres into 43 single family residential lots, with a minimum lot size of 21,784 sq. ft. and one detention basin.

Unless specifically requested by the applicant, this request will not be discussed at the time it is presented to the Planning Commission as a consent calendar item.

CEQA: The subject case has conformed to the requirements of the California Environmental Quality Act, and all impacts have been analyzed in order to protect the public health, safety and welfare. No new environmental documentation is required prior to the extension of time.

GENERAL PLAN: Unless otherwise noted, the subject case had been determined to be consistent with the General Plan and all of its elements.

#### **REQUEST:**

THIRD EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 32064

#### **BACKGROUND:**

Tentative Tract Map No. 32064 was originally approved at Planning Commission on May 25, 2005. A minor change to Tentative Tract Map No. 32064 was approved at Planning Commission on July 12, 2006. In the minor change to the tract a reduction from 48 lots to 43 lots occurred and the size of the lots increased from 20,000 sq. ft. to 21,784 sq. ft.; plus one detention basin. This action allowed for the construction of septic systems and the removal requiring sewer facilities.

The first Extension of Time was approved at Planning Commission on November 4, 2009.

The second Extension of Time was approved at Planning Commission on August 3, 2016.

The third Extension of Time was received April 17, 2017, ahead of the expiration date of May 25, 2017. The applicant and the County have been negotiating conditions of approval and reached consensus on April 28, 2017.

The County Planning Department, as part of the review of this Extension of Time request recommends the addition of seven (7) new conditions of approval in order to be able to make a determination that the project does not adversely affect the general health, safety and welfare of the public.

The applicant was informed of these recommended conditions and has agreed to accept them. Included in this staff report package are the recommended conditions of approval, and the correspondence from the Extension of Time applicant (dated April 28, 2017) indicating the acceptance of the seven (7) recommended conditions.

#### **FURTHER PLANNING CONSIDERATIONS:**

EFFECT OF Senate Bill No. 1185 (SB1185): On July 15, 2008, AB208 was signed into law, which grants a one-time extension of existing subdivision maps so developers can build immediately when the demand for housing goes up. It gives developers an automatic 12 month extension on previously approved subdivision maps set to expire between July 15, 2008 and January 1, 2011.

EFFECT OF Assembly Bill No. 333 (AB333): On July 15, 2009, AB333 was signed into law, which grants a one-time extension of existing subdivision maps so developers can build immediately when the demand for housing goes up. It gives developers an automatic 24 month extension on previously approved subdivision maps set to expire between July 15, 2009 and January 1, 2012.

EFFECT OF Assembly Bill No. 208 (AB208): On July 13, 2011, AB208 was signed into law, which grants a one-time extension of existing subdivision maps so developers can build immediately when the demand for housing goes up. It gives developers an automatic 24 month extension on previously approved subdivision maps set to expire between July 13, 2011 and January 1, 2014.

EFFECT OF Assembly Bill No. 116 (AB116): On July 11, 2013, AB116 was signed into law, which grants a one-time extension of existing subdivision maps so developers can build immediately when the demand for housing goes up. It gives developers an automatic 24 month extension on previously approved subdivision maps set to expire between January 1, 2000 and July 11, 2013.

Therefore, upon an approval action by the Planning Commission, subsequent receive and file action by the Board of Supervisors, and the conclusion of the 10-day appeal period, the tentative map's expiration date will become May 25, 2018. If a final map has not been recorded prior this date, a fourth extension of time request must be filed 180 days prior to map expiration.

#### **RECOMMENDATION:**

APPROVAL of the THIRD EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 32064, extending the expiration date and to reflect SB1185, AB333, AB208, and AB116 benefits to May 25, 2018, subject to all the previously approved and amended Conditions of Approval with the applicant's consent.

# **3rd EOT for TR32064**

Vicinity Map







3,583 7,166

7,166 Feet

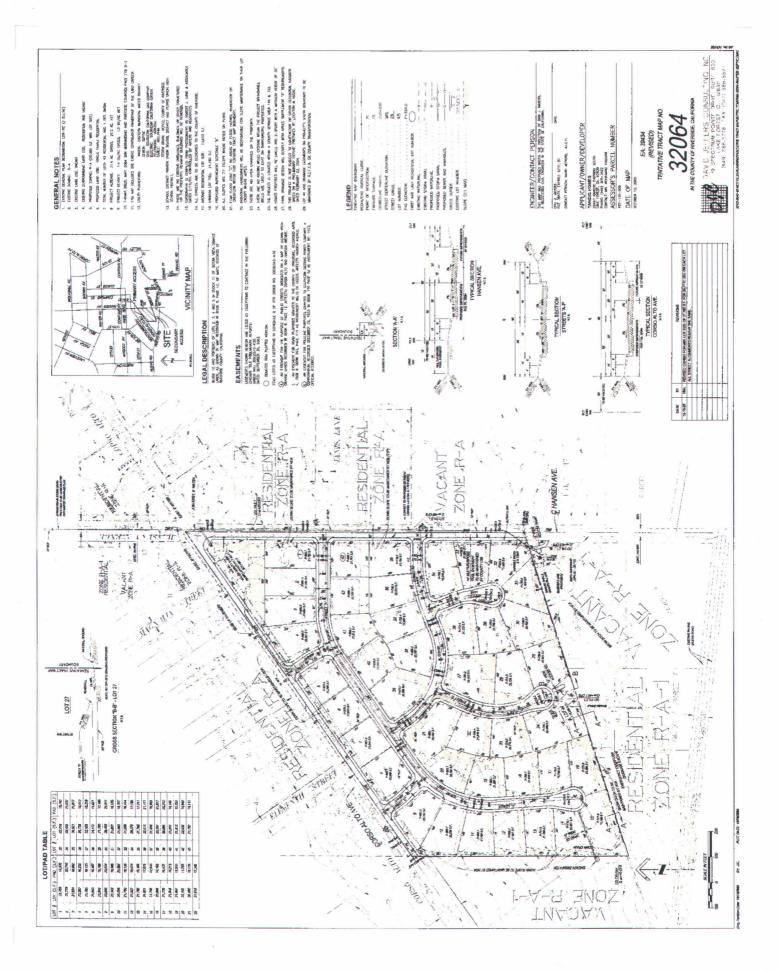
13

"IMPORTANT" Maps and data are to be used for reference purposes only. Map features are approximate, and are not necessarily accurate to surveying or engineering standards. The County of Riverside makes no warranty or guarantee as to the content (the source is often third party), accuracy, timeliness, or completeness of any of the data provided, and assumes no legal responsibility for the information contained on this map. Any use of this product with respect to accuracy and precision shall be the sole responsibility of the user.

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Notes



# **Extension of Time Environmental Determination**

Project C	ase Number:	TR32064	
Original E	E.A. Number:	39434	
Extension	n of Time No.:	Third	
Original A	Approval Date:	May 25, 2005	
Project Lo	ocation: <u>North of</u>	Nuevo Road, Southeast of	Corso Alto Avenue and West of Hansen Avenue
Project Daminimu	escription: <u>Sche</u> m lot size of 21,7	dule B - subdivision 31.4 g 84 sq. ft. and one detention	gross acres into 43 single family residential lots, win basin.
impact re the origin the propo been mad	port was reviewe al proposal have sed developmen de:	ed to determine: 1) whether occurred; 2) whether its et have changed. As a resu	s original environmental assessment/environment r any significant or potentially significant changes environmental conditions or circumstances affection alt of this evaluation, the following determination has
TII Ne	NVIRONMENTAL [ ME, because all pegative Declaration resuant to that earlie	DOCUMENTATION IS REQUING tentially significant effects (an pursuant to applicable legater EIR or Negative Declaration	have a significant effect on the environment, NO NE IIRED PRIOR TO APPROVAL OF THE EXTENSION C a) have been adequately analyzed in an earlier EIR al standards and (b) have been avoided or mitigate n and the project's original conditions of approval.
on wh TC ad (b) pro	e or more potentianich the project is used in APPROVAL OF lequately analyzed have been avoide oject's original conditional con	ally significant environmental undertaken, NO NEW ENVIRONMENTED TIME, in an earlier EIR or Negative of or mitigated pursuant to tha ditions of approval which have	ve a significant effect on the environment, and there a changes or other changes to the circumstances und CONMENTAL DOCUMENTATION IS REQUIRED PRIC because all potentially significant effects (a) have been beclaration pursuant to applicable legal standards are earlier EIR or Negative Declaration and revisions to the been made and agreed to by the project proponent.
cin ma ca RE ma Re en Of	cumstances under ay not address, and address, and anot be determine EQUIRED in order ay be needed, and egulations, Section avironmental assesses TIME SHOULD B	which the project is undertaind for which additional required at this time. Therefore, AN to determine what additional rid whether or not at least of 15162 (necessitating a Supplement/initial study shall be us BE RECOMMENDED FOR AP	
ha	ve a significant effe		be exempt from CEQA, and the proposed project will no fore NO NEW ENVIRONMENTAL DOCUMENTATION ENSION OF TIME.
Signature		A Mulli Contract Planner	Date: May 1, 2017 For Charissa Leech, Assistant TLMA Director

June 28, 2017

Mr. Arturo Ortuno Contract Planner 4080 Lemon St.- 12th Floor Riverside, CA 92501

re: Extension of Time Request #3 for Tract: TR32064M1/Conditions of Approval

#### Dear Mr. Ortuno:

Please receive this letter as our "acceptance" of the proposed "conditions of approval"; dated 4-26-17; by the County Planning Department, for the extension of time on our proposed tract referenced above. The parcel # is: 427-130-008. We are in receipt of the following conditions:

- 50. REQ E HEALTH DOCUMENTS
- 50. FINAL ACCESS AND MAINT
- 60. REQ BMP SWPPP WQMP
- 60. FINAL WOMP FOR GRADING
- 80. WQMP AND MAINTENANCE
- 90. WQMP REQUIRED
- 90. WQMP COMP AND BNS REG

We agree to these additional conditions, and include them in our application process. As the Extension of Time applicant, I hereby accept these conditions.

Should you need to contact me, please feel free to email: <a href="mailto:ray.ferrari@mac.com">ray.ferrari@mac.com</a> or call 530-368-2714(cell). Thank you for your assistance in this matter.

I remain,

Sincerely

Raymond J. Ferrari

rav

cc: rich ferrari, dave ferrari, ron ferrari

## Riverside County LMS CONDITIONS OF APPROVAL

Page: 1

TRACT MAP Tract #: TR32064M1

Parcel: 427-130-008

#### 50. PRIOR TO MAP RECORDATION

E HEALTH DEPARTMENT

50.E HEALTH. 5

EOT3 - REQ E HEALTH DOCUMENTS

RECOMMND

Prior to map recordation, provide the following documents to the Riverside County Environmental Health Department:

- 1.Provide current documentation from the appropriate purveyor(s) for the establishment of water and/or sewer service for this project.
- 2. Provide documentation from an approved waste hauler in regards to solid waste service. Please call (951)955-8980 for additional details.
- 3. Provide written clearance from DEH Environmental Cleanup Programs. Please note that an Environmental Site Assessment, Phase 1 study may be required at their discretion. For further information, please contact (951) 955-8982.

(This Extension of Time condition may be considered "Met" if it duplicates another similar condition issued by this department)

#### TRANS DEPARTMENT

50.TRANS. 38

EOT3 - FINAL ACCESS AND MAINT

RECOMMND

Prior to the map recordation, the applicant shall submit a Water Quality Management Plan (WQMP) subject to the State Regional Water Quality Board Order No. (See watershed below) to Transportation Department for review and approval. However, the applicant may be required to comply with the latest version of the WQMP manual if required by the State Regional Water Quality Board. All water quality features shall be included on the grading plan. WQMP applicability checklist, templates, LID design requirements, and guidance can be found on-line at: www.rcflood.org/npdes. For any questions, please contact (951) 712-5494.

Watersheds: Santa Ana No. R8-2013-0024 / Santa Margarita No. R9-2010-0016 / Whitewater No. R7-2013-0011

Additionally, prior to the map recordation, the applicant shall ensure that BMP facilities are placed in dedicated easements and that sufficient legal access to the BMPs are

### Riverside County LMS CONDITIONS OF APPROVAL

Page: 2

Parcel: 427-130-008

TRACT MAP Tract #: TR32064M1

50. PRIOR TO MAP RECORDATION

50.TRANS. 38

EOT3 - FINAL ACCESS AND MAINT (cont.)

RECOMMND

provided. This requirement is for both onsite and offsite property.

(This Extension of Time condition may be considered "Met" if it duplicates another similar condition issued by this department)

#### 60. PRIOR TO GRADING PRMT ISSUANCE

BS GRADE DEPARTMENT

60.BS GRADE. 3

EOT3 - REQ BMP SWPPP WQMP

RECOMMND

Prior to the issuance of a grading permit, the owner / applicant shall obtain a BMP (Best Management Practices) Permit for the monitoring of the erosion and sediment control BMPs for the site. The Department of Building and Safety will conduct NPDES (National Pollutant Discharge Elimination System) inspections of the site based on Risk Level to verify compliance with the Construction General Permit, Stormwater ordinances and regulations until completion of the construction activities, permanent stabilization of the site and permit final.

Grading and construction sites of "ONE" acre or larger required to develop a STORM WATER POLLUTION PREVENTION PLAN (SWPPP) - the owner/applicant shall submit the SWPPP to the Building and Safety Department Environmental Compliance Division for review and approval prior to issuance of a grading permit.

If a Water Quality Management Plan (WQMP) is required, the owner / applicant shall submit to the Building & Safety Department, the approved project - specific Water Quality Management Plan (WQMP) and ensure that all approved water quality treatment control BMPs have been included on the grading plan.

(This Extension of Time condition may be considered "Met" if it duplicates another similar condition issued by this department)

Riverside County LMS
CONDITIONS OF APPROVAL

Page: 3

TRACT MAP Tract #: TR32064M1

Parcel: 427-130-008

#### 60. PRIOR TO GRADING PRMT ISSUANCE

TRANS DEPARTMENT

60.TRANS. 1

EOT3 - FINAL WOMP FOR GRADING

RECOMMND

This condition would apply when grading occurs before map recordation. Prior to the issuance of a grading permit, the applicant shall submit a Water Quality Management Plan (WQMP) subject to the State Regional Water Quality Board Order No. (See watershed below) to Transportation Department for review and approval. However, the applicant may be required to comply with the latest version of the WQMP manual if required by the State Regional Water Quality Board. All water quality features shall be included on the grading plan. WQMP applicability checklist, templates, LID design requirements, and guidance can be found on-line at: www.rcflood.org/npdes. For any questions, please contact (951) 712-5494.

Watersheds: Santa Ana No. R8-2013-0024 / Santa Margarita No. R9-2010-0016 / Whitewater No. R7-2013-0011

(This Extension of Time condition may be considered "Met" if it duplicates another similar condition issued by this department)

#### 80. PRIOR TO BLDG PRMT ISSUANCE

TRANS DEPARTMENT

80.TRANS. 4

EOT3 -WOMP AND MAINTENANCE

RECOMMND

The project shall begin constructing and installing the BMP facilities described in the approved Final WQMP. The project shall be responsible for performing all activities described in the WQMP and that copies of the approved Final WQMP are available for the future owners/occupants.

A maintenance plan and signed maintenance agreement shall be submitted to the Transportation Department for review and approval prior to issuance of occupancy permits. A maintenance organization will be established with a funding source for the permanent maintenance. The maintenance plan shall require that all BMP facilities are inspected, if required, cleaned no later than October 15 each year.

(This Extension of Time condition may be considered "Met" if it duplicates another similar condition issued by this department)

Riverside County LMS
CONDITIONS OF APPROVAL

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TRACT MAP Tract #: TR32064M1

Parcel: 427-130-008

#### 90. PRIOR TO BLDG FINAL INSPECTION

BS GRADE DEPARTMENT

90.BS GRADE. 7

EOT3 - WOMP REQUIRED

RECOMMND

Prior to final building inspection, the applicant shall comply with the following:

- 1. Obtain inspection of all treatment control BMPs and/or clearance from the Building and Safety Department. All structural BMPs described in the project specific WQMP and indicated on the approved grading plan shall be constructed and installed in conformance with the approved plans and specifications.
- 2. The applicant/owner shall submit a "Wet Signed" copy of the Water Quality Management Plan (WQMP) Certification from a Registered Civil Engineer certifying that the project specific WQMP treatment control BMPs have been installed in accordance with the approved WQMP.
- 3. The applicant/owner shall provide the Department of Building Safety with GPS coordinates for the location of the project specific WQMP treatment control BMPs.
- 4. The applicant/owner shall register the project specific WQMP treatment control BMPs with the Department of Building Safety Business Registration Division. Any person or entity that owns or operates a commercial and/or industrial facility shall register such facility for annual inspections.
- 5. The applicant shall make payment to the Building and Safety Department for the Water Quality Management Plan (WQMP) Annual Inspection.

(This Extension of Time condition may be considered "Met" if it duplicates another similar condition issued by this department)

#### TRANS DEPARTMENT

90.TRANS. 7

EOT3 - WQMP COMP AND BNS REG

RECOMMND

Prior to Building Final Inspection, the applicant will be required to hand out educational materials regarding water quality, provide a engineered WQMP certification, inspection of BMPs, GPS location of BMPs, and ensure that the requirements for inspection and cleaning the BMPs are

Riverside County LMS
CONDITIONS OF APPROVAL

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TRACT MAP Tract #: TR32064Ml

Parcel: 427-130-008

#### 90. PRIOR TO BLDG FINAL INSPECTION

90.TRANS. 7

EOT3 - WQMP COMP AND BNS REG (cont.)

RECOMMND

established. Additionally, the applicant will be required to register BMPs with the Transportation Department's Business Registration Division.

(This Extension of Time condition may be considered "Met" if it duplicates another similar condition issued by this department)