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



ITEM 1.3 (ID # 6084)

MEETING DATE:

Tuesday, January 30, 2018

FROM: TLMA-PLANNING:

SUBJECT: TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: RECEIVE AND FILE THE PLANNING COMMISSION'S DECISION TO APPROVE THE SECOND EXTENSION OF TIME for TENTATIVE TRACT MAP NO. 32984 -Applicant: SAM Horsethief, LLC - First Supervisorial District - Alberhill Zoning Elsinore Area Plan: Community Development: Medium Density Residential (CD-MDR) (2-5 DU/AC), Very High Density Residential (CD-VHDR) (14-20 DU/AC), and Commercial Retail (CD-CR) (0.20-0.35 FAR) - Location: Northerly of Broken Bit Circle, southerly of De Palma Road and westerly of Horsethief Canyon Road - 31 Gross Acres - Zoning: Specific Plan (SP152 Amendment No. 3, Planning Area No's. 22, 23, 24, and 25) - APPROVED PROJECT DESCRIPTION: Schedule "A" Subdivision of 31 gross acres into 85 single family residential lots with a minimum lot size of 5,000 sq. ft., a 1.2 acre recreation area, a 6.21 acre conservation area, and five (5) open space lots -REQUEST: SECOND EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 32984, extending the expiration date to November 8, 2020. [Applicant Fees 100%.]

RECOMMENDED MOTION: That the Board of Supervisors:

1. RECEIVE AND FILE the Planning Commission's Notice of Decision for the above referenced case acted on by the Planning Commission on December 6, 2017.

ACTION: Consent

MINUTES OF THE BOARD OF SUPERVISORS

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

1/4/2018

Ayes:

Jeffries, Tavaglione, Washington, Perez and Ashley

Nays:

None

Absent: Date:

None

January 30 2018

ssistant TLMA Director

XC:

Planning, Applicant

Kecia Harper-Ihem

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

			For Fiscal Y	For Fiscal Year: N/A	
SOURCE OF FUNDS: Applicant Fees 100%			Budget Adju	ıstment: N/A	
NET COUNTY COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	
COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	
FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Tentative Tract Map No. 32984 was originally approved by the Planning Commission on November 8, 2006. It proceeded to the Board of Supervisors for receive and file on February 6, 2007.

The First Extension of Time was approved by the Planning Commission on December 7, 2016.

The Second Extension of Time was received on September 25, 2017, ahead of the expiration date of November 8, 2017. The applicant and the County discussed conditions of approval and reached consensus on September 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 Second Extension of Time for Tentative Tract Map No. 32984 on December 6, 2017. The Planning Commission approved the project by a 4-0 vote (Commissioner Hake absent).

Board Action

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

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

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



PLANNING COMMISSION MINUTE ORDER DECEMBER 6, 2017

I. AGENDA ITEM 1.4

SECOND EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 32984 – Applicant: SAM Horsethief, LLC – First Supervisorial District – Alberhill Zoning Area – Elsinore Area Plan: Community Development: Medium Density Residential (CD-MDR) (2-5 DU/AC) – Very High Density Residential (CD-VHDR) (14-20 DU/AC) – Commercial Retail (CD-CR) (0.20-0.35 FAR) – Location: Northerly of Broken Bit Circle, southerly of De Palma Road, and westerly of Horsethief Canyon Road – 31 Gross Acres – Zoning: Specific Plan (SP152 Amendment No. 3, Planning Area No's. 22, 23, 24, and 25) – Approved Project Description: Schedule "A" Subdivision of 31 gross acres into 85 single family residential lots with a minimum lot size of 5,000 sq. ft., a 1.2 acre recreation area, a 6.21 acre conservation area, and five (5) open space lots.

II. PROJECT DESCRIPTION:

Second Extension of Time Request for Tentative Tract Map No. 32984, extending the expiration date to November 8, 2020.

III. PLANNING COMMISSION ACTION:

Motion by Commissioner Sanchez, 2nd by Commissioner Taylor-Berger A vote of 4-0 (Commissioner Hake Absent)

<u>APPROVED</u> - Second Extension of Time Request for Tentative Tract Map No. 32984, extending the expiration date to November 8, 2020.



COUNTY OF RIVERSIDE PLANNING DEPARTMENT **EXTENSION OF TIME REPORT**

Agenda Item No.:

1.14

Planning Commission Hearing: December 6, 2017

PROPOSED PROJECT

Case Number(s):

TR32984

Applicant(s): SAM Horsethief, LLC

Area Plan:

Elsinore

Zoning Area/District:

Alberhill Area

Supervisorial District: First District

Project Planner:

Arturo Ortuno

Charissa Leach, P.E. Assistant TLMA Director

Representative(s): N/A

PROJECT DESCRIPTION AND LOCATION

The applicant of the subject case has requested an extension of time to allow for the recordation of the final map to subdivide 31 gross acres into 85 single family residential lots with a minimum lot size of 5,000 sq. ft., a 1.2 acre recreation area, a 6.21 acre conservation area, and 5 open space lots.

PROJECT RECOMMENDATION

APPROVAL of the SECOND EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 32984, extending the expiration date and to reflect SB1185, AB333, AB208, and AB116 benefits to November 8, 2020, subject to all the previously approved and amended Conditions of Approval, with the applicant's consent.

PROJECT LOCATION MAP



Figure 1: Project Location Map

PROJECT BACKGROUND AND ANALYSIS

Background

Tentative Tract Map No. 32984 was originally approved at Planning Commission on November 8, 2006. It proceeded to the Board of Supervisors for receive and file on February 6, 2007.

The First Extension of Time was approved at Planning Commission on December 7, 2016.

The Second Extension of Time was received September 25, 2017, ahead of the expiration date of November 8, 2017. The applicant and the County discussed conditions of approval and reached consensus on September 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 (September 28, 2017) indicating the acceptance of the seven (7) recommended conditions.

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

Riverside County Map Extensions

Pursuant to County of Riverside Ordinance No. 460 (Subdivision Regulations), tentative tract and parcel maps have an initial life-span approval of 3-years. In addition, a maximum of 5, 1-year extensions may be approved, upon a timely filed extension request, allowing for a total tentative map life-span approval of 8-years. On September 12, 2017, the Board of Supervisors approved an amendment to Ordinance 460, replacing the extension time frames to allow for 2, 3-year extensions, for a total tentative map life-span of 9-years.

State Bills

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 November 8, 2020. If a final map has not been recorded prior this date, the next extension of time request must be filed 30-days prior to map expiration.

ENVIRONMENTAL REVIEW

The subject case has conformed to the requirements of the California Environmental Quality Act ("CEQA"), and all impacts have been analyzed in order to protect the public health, safety, and welfare. No changes to the approved map are proposed and as a result, no new environmental documentation is required prior to an Extension of Time approval.

FINDINGS

In order for the County to approve a proposed project, the following findings are required to be made:

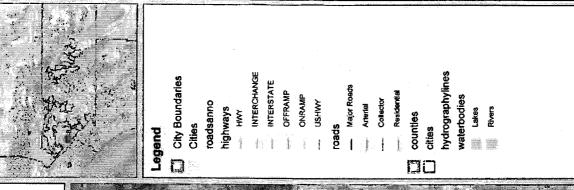
Extension of Time Findings

- 1. This Tentative Tract Map has been found to be consistent with the Riverside County General Plan, pursuant to the originally approved findings and conditions of approval. This Extension of Time proposes no changes to the map design and is therefore still found to be consistent.
- 2. This Tentative Tract Map has been found to be consistent with Ordinance No. 348 (Zoning Code) and Ordinance No. 460 (Subdivision Regulations), pursuant to the originally approved findings and conditions of approval. This Extension of Time proposes no changes to the map design and is therefore still found to be consistent.
- 3. No changes to the approved map are proposed in conjunction with this Extension of Time. All impacts have been analyzed in order to protect the public health, safety, and welfare.

Template Location: Y:\Planning Master Forms\Templates\Staff Report\Staff_Report_Template_DH_PC_EOT.docx Template Revision: 10/24/17

Vicinity Map 2nd EOT for TR32984





Notes

REPORT PRINT

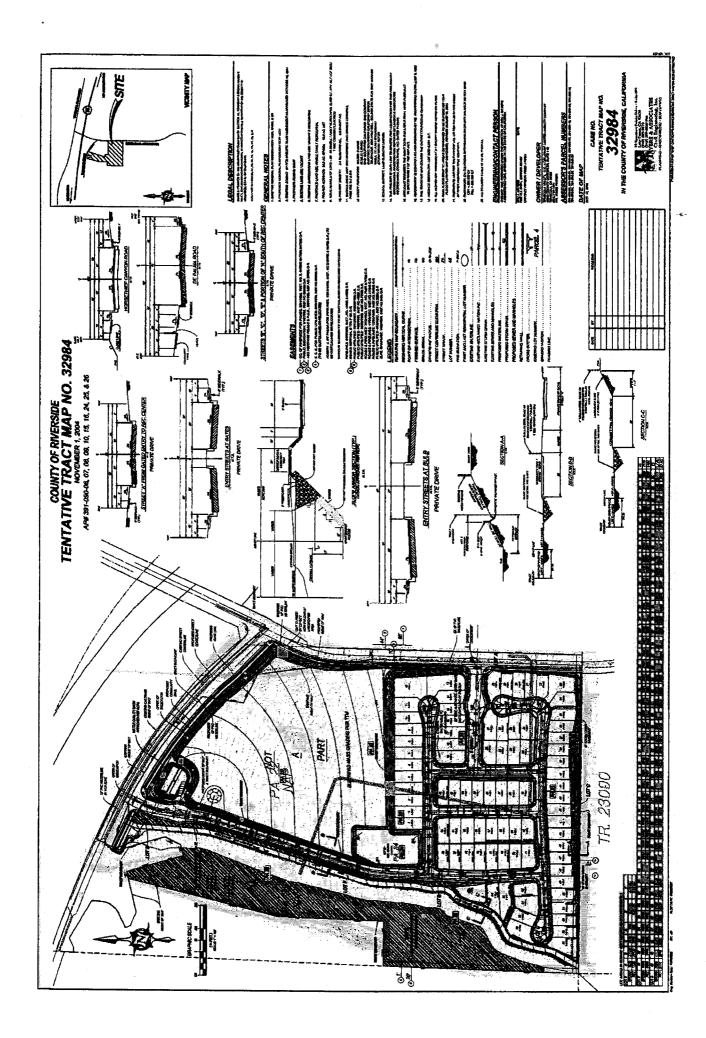
6,332 Feet

3,166

REPORT PRINTED ON... 10/24/2017 5:08:35 PM

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.

C Riverside County RCIT GIS



Extension of Time Environmental Determination

Project Case Number: TR:	32984
Original E.A. Number: 398	385
Extension of Time No.: Sec	cond
Original Approval Date: Nov	vember 8, 2006
	oken Bit Circle, South of De Palma Road and West of Horsethief Canyon
Project Description: <u>Schedule</u> a minimum lot size of 5,000 sq space lots.	e "A" Subdivision of 31 gross acres into 85 single family residential lots with 1. ft., a 1.2 acre recreation area, a 6.21 acre conservation area, and 5 open
potentially significant changes conditions or circumstances a evaluation, the following determ	npact report was reviewed to determine: 1) whether any significant or s in the original proposal have occurred; 2) whether its environmental affecting the proposed development have changed. As a result of this mination has been made:
ENVIRONMENTAL DOCI TIME, because all potent Negative Declaration put	proposed project could have a significant effect on the environment, NO NEW UMENTATION IS REQUIRED PRIOR TO APPROVAL OF THE EXTENSION OF tially significant effects (a) have been adequately analyzed in an earlier EIR or resuant to applicable legal standards and (b) have been avoided or mitigated R or Negative Declaration and the project's original conditions of approval.
I find that although the property one or more potentially so which the project is under TO APPROVAL OF THE adequately analyzed in a (b) have been avoided or	roposed project could have a significant effect on the environment, and there are significant environmental changes or other changes to the circumstances under entaken, NO NEW ENVIRONMENTAL DOCUMENTATION IS REQUIRED PRIOR EXTENSION OF TIME, because all potentially significant effects (a) have been an earlier EIR or Negative Declaration pursuant to applicable legal standards and mitigated pursuant to that earlier EIR or Negative Declaration and revisions to the as of approval which have been made and agreed to by the project proponent.
I find that there are one circumstances under whimay not address, and for cannot be determined at REQUIRED in order to demay be needed, and which Regulations, Section 151 environmental assessment OF TIME SHOULD BE RE	or more potentially significant environmental changes or other changes to the ich the project is undertaken, which the project's original conditions of approval or which additional required mitigation measures and/or conditions of approval this time. Therefore, AN ENVIRONMENTAL ASSESSMENT/INITIAL STUDY IS etermine what additional mitigation measures and/or conditions of approval, if any, thether or not at least one of the conditions described in California Code of 62 (necessitating a Supplemental or Subsequent E.I.R.) exist. Additionally, the nt/initial study shall be used to determine WHETHER OR NOT THE EXTENSION ECOMMENDED FOR APPROVAL.
have a significant effect o	pject was determined to be exempt from CEQA, and the proposed project will not in the environment, therefore NO NEW ENVIRONMENTAL DOCUMENTATION IS PPROVAL OF THE EXTENSION OF TIME.
Signature: Arture Ortuño, Proje	Date: October 24, 2017 For Charissa Leech, Assistant TLMA Director

Ortuno, Arturo

From:

Erik Lunde <erikwlunde@gmail.com>

Sent:

Thursday, September 28, 2017 12:04 PM

To:

Ortuno, Arturo; eriklunde@msn.com

Subject:

RE: 2nd EOT TR32984 Recommended Conditions

Follow Up Flag:

Follow up

Flag Status:

Completed

Arturo,

Regarding 2nd EOT TR32984, please accept this email as our formal acceptance of the seven (7) new conditions of approval. The seven (7) new conditions of approval are as follows:

50. REQ E HEALTH DOCUMENTS 80. WQMP AND MAINTENANCE

50. FINAL ACCESS AND MAINT 90. WQMP REQUIRED

60. REQ BMP SWPPP WQMP 90. WQMP COMP AND BNS REG

60. FINAL WQMP FOR GRADING

Erik W. Lunde

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Please consider the environment before printing this e-mail

From: Ortuno, Arturo [mailto:AOrtuno@rivco.org] Sent: Thursday, September 28, 2017 11:49 AM

To: eriklunde@msn.com

Subject: 2nd EOT TR32984 Recommended Conditions

Attn: Erik Lunde

SAM Horsethief, LLC

1200 Quail Street, Suite 220 Newport Beach, CA 92660

RE: SECOND EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP No. 32984.

The County Planning Department has determined it necessary to recommend 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.

Riverside County LMS CONDITIONS OF APPROVAL

Page: 1

TRACT MAP Tract #: TR32984

Parcel: 391-090-026

50. PRIOR TO MAP RECORDATION

E HEALTH DEPARTMENT

50.E HEALTH. 5

EOT2 = REO 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

EOT2 - FINAL ACCESS AND MAINT

RECOMMND

Prior to the map recordation, the applicant shall submit a Water Quality Management Plan (WOMP) 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 quidance 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

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TRACT MAP Tract #: TR32984

Parcel: 391-090-026

50. PRIOR TO MAP RECORDATION

50.TRANS. 38

EOT2 - FINAL ACCESS AND MAINT (cont.)

RECOMMND

provided. This requirement is for both ensite 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. 21 EOT2 - REQ BMP SWPPP WOMP

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

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TRACT MAP Tract #: TR32984

Parcel: 391-090-026

60. PRIOR TO GRADING PRMT ISSUANCE

TRANS DEPARTMENT

60.TRANS. 1 EOT2 - ELNAL 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.

atersheds: 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. 1

EOT2 -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 #: TR32984

Parcel: 391-090-026

90. PRIOR TO BLDG FINAL INSPECTION

BS GRADE DEPARTMENT

90.BS GRADE. 3 EOT2 - 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. 6 EOT2 - WOMP 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

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Riverside County LMS CONDITIONS OF APPROVAL

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TRACT MAP Tract ## TR32984

Parcel: 391-090-026

90. PRIOR TO BLDG FINAL INSPECTION

90.TRANS. 6

EOT2 - WOMP COMP AND BNS REG (cont.)

RECOMMND

1 - E

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)