

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



ITEM
1.2
(ID # 7049)

MEETING DATE:
Tuesday, June 5, 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. 34477 – Applicant: Jorge H. Orozco-Sanchez – First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan: Open Space: Recreation (OS-R) – Location: Southerly of Soft Winds Drive and easterly of Retreat Parkway – 6.75 Acres – Zoning: SP (Specific Plan No. 317, Planning Area Nos. 11 and 12) – APPROVED PROJECT DESCRIPTION: Proposes a Schedule A subdivision of 6.75 gross acres into five residential lots, with a minimum lot size of 7,200 square feet, a 0.36-acre tot lot, and three (3) open space lots. Under proposed Specific Plan No. 317, Amendment No. 1, the proposed project will be located within proposed Planning Areas 12 and 14 – REQUEST: SECOND EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 34477, extending the expiration date to January 9, 2021. [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 April 18, 2018. The Tentative Tract Map No. 34477 will now expire on January 9, 2021.

ACTION: Consent

Charissa Leach, Assistant TLMA Director

5/14/2018

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Tavaglione, seconded by Supervisor Ashley 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
Absent: None
Date: June 5, 2018
xc: Planning, Applicant

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

1.2

**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 Fees 100%			Budget Adjustment: N/A	
			For Fiscal Year: N/A	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Tentative Tract Map No. 34477 was originally approved by the Planning Commission on October 4, 2006. It proceeded to the Board of Supervisors along with Change of Zone No. 6948 where both applications were approved on January 9, 2007.

The Second Extension of Time was received on December 19, 2017, ahead of the expiration date of January 9, 2018. The applicant and the County discussed conditions of approval and reached consensus on February 21, 2018.

The County Planning Department, as part of the review of this Extension of Time request, recommends the addition of two (2) 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. 34477 on January 9, 2021. 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

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

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

**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**


Scott Bruckner 5/29/2018



**PLANNING COMMISSION
MINUTE ORDER
APRIL 18, 2018**

I. AGENDA ITEM 1.6

SECOND EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP NO. 34477 – Applicant: Jorge H. Orozco-Sanchez – First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan: Open Space: Recreation (OS-R) – Location: Southerly of Soft Winds Drive and easterly of Retreat Parkway – 6.75 Acres – Zoning: SP (Specific Plan No. 317, Planning Area Nos. 11 and 12) – Approved Project Description: Proposes a Schedule “A” subdivision of 6.75 gross acres into five (5) residential lots, with a minimum lot size of 7,200 sq. ft., a 0.36-acre tot lot, and three (3) open space lots. Under proposed Specific Plan No. 317, Amendment No. 1, the proposed project will be located within proposed Planning Areas 12 and 14.

II. PROJECT DESCRIPTION:

Second Extension of Time Request for Tentative Tract Map No. 34477, extending the expiration date to January 9, 2021.

III. PLANNING COMMISSION ACTION:

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

APPROVED - Second Extension of Time Request for Tentative Tract Map No. 34477, extending the expiration date to January 9, 2021.



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

Agenda Item No.:

1.6

Planning Commission Hearing: April 18, 2018

PROPOSED PROJECT

Case Number(s): TR34477

Applicant(s):

Area Plan: Temescal Canyon

Jorge H. Orozco-Sanchez

Zoning Area/District: Glen Ivy Area

Representative(s):

Supervisory District: First District

Project Planner: Gabriel Villalobos

Charissa Leach, P.E.
Assistant TLMA Director

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 6.75 gross acres into five residential lots, with a minimum lot size of 7,200 square feet, a 0.36-acre tot lot, and three open space lots. The project is located southerly of Soft Winds Drive and easterly of Retreat Parkway.

PROJECT RECOMMENDATION

APPROVAL of the **SECOND EXTENSION OF TIME REQUEST** for **TENTATIVE TRACT MAP NO. 34477**, extending the expiration date and to reflect SB1185, AB333, AB208, and AB116 benefits to January 9, 2021, 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. 34477 was originally approved at Planning Commission on October 4, 2006. It proceeded to the Board of Supervisors along with Change of Zone No. 6948 where both applications were approved on January 9, 2007.

The Second Extension of Time was received December 19, 2017, ahead of the expiration date of January 9, 2018. The applicant and the County discussed conditions of approval and reached consensus on February 21, 2018.

The County Planning Department, as part of the review of this Extension of Time request, recommends the addition of two (2) 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 (February 21, 2018) indicating the acceptance of the two (2) 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 .

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.

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.

As a result, the total number of years a map may be extended is 6 years. The 1st extension of time granted 1 year. 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, this second extension of time will grant another 3 years, extending the tentative tract map's expiration date to January 9, 2021. If a final map has not been recorded prior to this date, the third 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.

2nd EOT for TR34477

Vicinity Map



- Legend**
- Parcels
 - County Centerlines
 - Blue-line Streams
 - City Areas

Notes

"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 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.



REPORT PRINTED ON...2/26/2018 11:23:19 AM

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TRACT NO. 34477

BEING A SUBDIVISION OF LOT 43 OF TRACT NO. 28941 A, PER MAP FILED IN BOOK 271, PAGE 22-23 OF SALES, RECORDS OF RIVERSIDE COUNTY, IN DECEMBER 27, 1948, AND A 30' WIDE, 1/2" S.W. 1/4

sdken
S U B D I V I S I O N S

MAY 2016

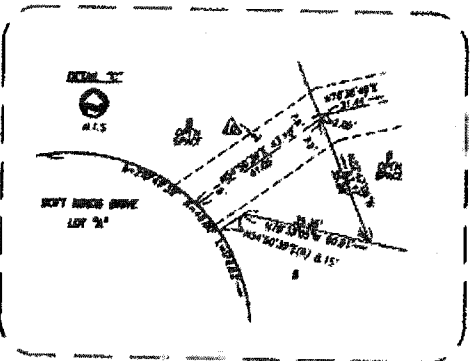
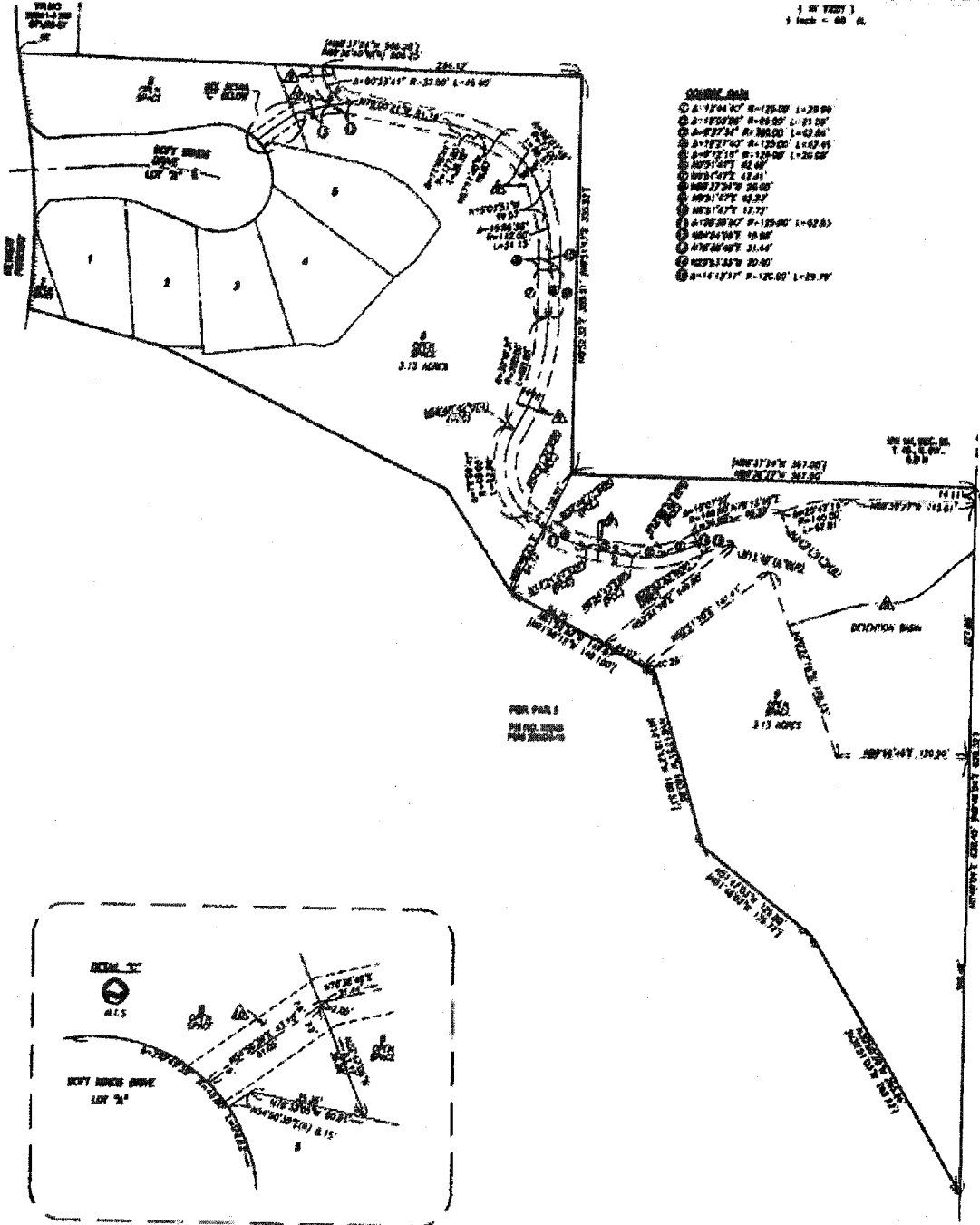
NOTE

DRAINAGE EASEMENTS SHALL BE KEPT FREE OF BUILDINGS AND OBSTRUCTIONS

SEE SHEET 7 FOR SUPERVISOR'S NOTES, BOUNDS OF NEARBY AND ADJACENT PARCELS

SEE SHEET 8 FOR EASEMENT AGENTS

EASEMENT DEMO



Extension of Time Environmental Determination

Project Case Number: TR34477
 Original E.A. Number: 40805
 Extension of Time No.: 2nd EOT
 Original Approval Date: October 4, 2006
 Project Location: Southerly of Soft Winds Drive, and easterly of Retreat Parkway

Project Description: Schedule A subdivision of 6.75 gross acres into five residential lots, with a minimum lot size of 7,200 square feet, a 0.36 acre tot lot, and three open space lots.

On October 4, 2006, this Tentative Tract Map and its original environmental assessment/environmental impact report was reviewed to determine: 1) whether any significant or potentially significant changes in the original proposal have occurred; 2) whether its environmental conditions or circumstances affecting the proposed development have changed. As a result of this evaluation, the following determination has been made:

<input type="checkbox"/>	I find that although the proposed project could have a significant effect on the environment, NO NEW ENVIRONMENTAL DOCUMENTATION IS REQUIRED PRIOR TO APPROVAL OF THE EXTENSION OF TIME, because all potentially significant effects (a) have been adequately analyzed in an earlier EIR or Negative Declaration pursuant to applicable legal standards and (b) have been avoided or mitigated pursuant to that earlier EIR or Negative Declaration and the project's original conditions of approval.
<input checked="" type="checkbox"/>	I find that although the proposed project could have a significant effect on the environment, and there are one or more potentially significant environmental changes or other changes to the circumstances under which the project is undertaken, NO NEW ENVIRONMENTAL DOCUMENTATION IS REQUIRED PRIOR TO APPROVAL OF THE EXTENSION OF TIME, because all potentially significant effects (a) have been adequately analyzed in an earlier EIR or Negative Declaration pursuant to applicable legal standards and (b) have been avoided or mitigated pursuant to that earlier EIR or Negative Declaration and revisions to the project's original conditions of approval which have been made and agreed to by the project proponent.
<input type="checkbox"/>	I find that there are one or more potentially significant environmental changes or other changes to the circumstances under which the project is undertaken, which the project's original conditions of approval may not address, and for which additional required mitigation measures and/or conditions of approval cannot be determined at this time. Therefore, AN ENVIRONMENTAL ASSESSMENT/INITIAL STUDY IS REQUIRED in order to determine what additional mitigation measures and/or conditions of approval, if any, may be needed, and whether or not at least one of the conditions described in California Code of Regulations, Section 15162 (necessitating a Supplemental or Subsequent E.I.R.) exist. Additionally, the environmental assessment/initial study shall be used to determine WHETHER OR NOT THE EXTENSION OF TIME SHOULD BE RECOMMENDED FOR APPROVAL.
<input type="checkbox"/>	I find that the original project was determined to be exempt from CEQA, and the proposed project will not have a significant effect on the environment, therefore NO NEW ENVIRONMENTAL DOCUMENTATION IS REQUIRED PRIOR TO APPROVAL OF THE EXTENSION OF TIME.

Signature: Gabriel Villalobos
 Gabriel Villalobos, Project Planner

Date: 4/11/18
 For Charissa Leach, Assistant TLMA Director

Villalobos, Gabriel

From: Jorge Orozco <jorgeos72@hotmail.com>
Sent: Wednesday, February 21, 2018 2:15 PM
To: Michael Brendecke; Villalobos, Gabriel; Gibbon, Jarrod
Subject: Re: Recommended Conditions for TR34477 2nd EOT

I accept the revised conditions provided today for the extension of Time for TR 34477

I appreciate your assistance on this matter.

Thank you.

Jorge Orozco.

From: Michael Brendecke <MBrendecke@adkan.com>
Sent: Wednesday, February 21, 2018 1:38 PM
To: Villalobos, Gabriel; Gibbon, Jarrod
Cc: 'jorgeos72@hotmail.com'
Subject: RE: Recommended Conditions for TR34477 2nd EOT

Gabriel,

I have discussed with the property owner/applicant, cc'd hereon and they accept the revised conditions provided today for the extension of Time for TR 34477. Please let me know if you need anything further to move this forward for approval.

Thanks,

Michael Brendecke, P.E., P.L.S.

Project Manager
adkan Engineers
6879 Airport Drive
Riverside, CA 92504
Tel: 951.688.0241
Cel: 951.446.3000
Fax: 951.688.0599
mbrendecke@adkan.com
www.adkan.com

From: Villalobos, Gabriel [<mailto:GVillalo@rivco.org>]
Sent: Wednesday, February 21, 2018 9:46 AM
To: Michael Brendecke <MBrendecke@adkan.com>; Gibbon, Jarrod <JGIBBON@RIVCO.ORG>
Subject: RE: Recommended Conditions for TR34477 2nd EOT

Here you go, the conditions regarding the WQMP have been waived.

Gabriel Villalobos
Riverside County Planning
4080 Lemon Street 12th Floor
Riverside, CA 92501
951-955-6184



How are we doing? Click the Link and tell us

From: Michael Brendecke [<mailto:MBrendecke@adkan.com>]
Sent: Wednesday, February 21, 2018 8:52 AM
To: Gibbon, Jarrod <JGIBBON@RIVCO.ORG>; Villalobos, Gabriel <GVillalo@rivco.org>
Subject: RE: Recommended Conditions for TR34477 2nd EOT

Thanks Jarrod.

Gabriel,
Can you get me an updated set of conditions for the EOT and I will get the client to approve?

Thanks,

Michael Brendecke, P.E., P.L.S.
Project Manager
adkan Engineers
6879 Airport Drive
Riverside, CA 92504
Tel: 951.688.0241
Cel: 951.446.3000
Fax: 951.688.0599
mbrendecke@adkan.com
www.adkan.com

From: Gibbon, Jarrod [<mailto:JGIBBON@RIVCO.ORG>]
Sent: Wednesday, February 21, 2018 6:26 AM
To: Michael Brendecke <MBrendecke@adkan.com>; Villalobos, Gabriel <GVillalo@rivco.org>
Subject: RE: Recommended Conditions for TR34477 2nd EOT

Michael,
You are correct on your comments. A WQMP will not be required because you are using the same pads that were created previously for this project.

Jarrod

From: Michael Brendecke [<mailto:MBrendecke@adkan.com>]
Sent: Tuesday, February 20, 2018 4:33 PM
To: Villalobos, Gabriel <GVillalo@rivco.org>

Cc: Gibbon, Jarrod <JGIBBON@RIVCO.ORG>

Subject: RE: Recommended Conditions for TR34477 2nd EOT

Gabriel,

We would like to move this forward for approval, however, I have a few comments on the conditions provided:

050 – Transportation. 1 – EOT@ Final Access and Maint: **A WQMP was requested at the time of the first EOT and after discussions with flood control and trans, it was determined that a WQMP would not be required since the project was previously rough graded. Can we please have this item removed?**

060 – Transportation. 1 EOT2 – Final WQMP: **Same as above**

080 – Transportation. 1 EOT2 – WQMP and Maintenance: **Same as above**

090 – BS-Grade. 1 EOT2 WQMP Required: **Same as above**

090 – Transportation. 1 EOT2 – WQMP Comp and BNS Reg – **Same as above**

Jarrold,

Can you chime in here on your thoughts?

Thanks,

Michael Brendecke, P.E., P.L.S.

Project Manager

adkan Engineers

6879 Airport Drive

Riverside, CA 92504

Tel: 951.688.0241

Cel: 951.446.3000

Fax: 951.688.0599

mbrendecke@adkan.com

www.adkan.com

From: Villalobos, Gabriel [<mailto:GVillalo@rivco.org>]

Sent: Monday, January 29, 2018 4:37 PM

To: Michael Brendecke <MBrendecke@adkan.com>

Subject: Recommended Conditions for TR34477 2nd EOT

Attn: Jorge H. Orozco-Sanchez

4338 Palazzo Ln

Corona, CA 92883

RE: SECOND EXTENSION OF TIME REQUEST for TENTATIVE TRACT MAP No. 34477.

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.

Please review the proposed conditions of approval attached in this correspondence. If these conditions are acceptable, then submit a short written letter/memo/email that clearly references this case, the acceptance of each condition by name and number, and clearly state that you, the Extension of Time Applicant, accept these

conditions. This documentation will then be included in the staff report package. The attached document is a copy of the recommended conditions which are identified 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 | |

If the addition of the conditions is not acceptable, please notify me so we can discuss your concerns. If the issue cannot be resolved, then I will direct you to contact the individual Department representative to discuss this matter further.

Once the conditions have been accepted, I will begin preparing the staff report package for a Planning Commission hearing as a consent item. County Ordinance requires that conditions added thru the extension of time process are presented to and accepted by the applicant. If you, the EOT applicant, is unable to accept these conditions, the Planning Department will recommend denial of this extension of time request. An opportunity will, if requested, be provided for arguments to be made to the hearing body justifying why this request should be approved without the recommended conditions of approval.

I am eager to move this case forward and continue the extension of time process. If you have not contacted me within thirty (30) days, I will begin preparing this case with a recommendation of denial. I need one of two items to proceed:

- 1) Correspondence from you, the EOT applicant, accepting the recommended conditions per the directions provided above; or,
- 2) Correspondence from you, the EOT applicant, advising me of the concerns with the recommended conditions. If the concern still exists after our discussion, then direction on how to approach the issue will be given and additional time will be provided until the issue is resolved.

If you have any questions, comments, or concerns regarding this email, please feel free to contact me as indicated below.

Gabriel Villalobos

Riverside County Planning
4080 Lemon Street 12th Floor
Riverside, CA 92501
951-955-6184



RIVERSIDE COUNTY
PLANNING DEPARTMENT

How are we doing? Click the Link and tell us

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County of Riverside California

Plan: TR34477E03

Parcel: 282150017

50. Prior To Map Recordation

E Health

050 - E Health. 1

EOT2 - REQ E HEALTH DOCUMENTS

Not Satisfied

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)

60. Prior To Grading Permit Issuance

BS-Grade

060 - BS-Grade. 1

EOT2 - REQ BMP SWPPP WQMP

Not Satisfied

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, Storm water 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)